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PATRICK H. LYONS
COMMISSIONER

2009 MAY 28 AM 11 49

State of New Mexico Commissioner of Public Lands

310 OLD SANTA FE TRAIL P.O. BOX 1148 SANTA FE, NEW MEXICO 87504-1148

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COMMISSIONER'S OFFICE

Phone (505) 827-5760 Fax (505) 827-5766 www.nmstatelands.org

May 22, 2009

Yates Petroleum Corporation 105 South Fourth Street Artesia, New Mexico 88210-2118

Attn:

Mr. Cody Moore

Re:

2009 Plan of Development

Brick State Unit

Chaves County, New Mexico

Dear Mr. Moore:

The Commissioner of Public Lands has, of this date, approved the referenced Plan of Development. Our approval is subject to like approval by all other appropriate agencies. The possibility of drainage by wells outside the unit area, and the need for further development of the unit may exist; therefore, we may contact you at a later date regarding these possibilities.

If you have any questions or if we may be of further help, please contact Pete Martinez at (505) 827-5791.

Very truly yours,

PATRICK H. LYONS

COMMISSIONER OF PUBLIC LANDS

BY:

JAMI BAILEY, Director Oil, Gas and Minerals Division

PL/JB/jm xc: Reader File OCD-Ed Martin $\sqrt{}$