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WRITER

Gary W. Larson,
Partner

glarson@hinklelawfirm.com

May 10, 2017

VIA CERTIFIED MAIL

DK Boyd
P.O. Box 11351
Midland, TX 79702

Re: Back Nine Properties LLC NMOCD Application

Dear Mr. Boyd:

Enclosed is a copy of an application for approval of a 320-acre, non-standard spacing and proration unit and compulsory pooling that Back Nine Properties LLC ("Back Nine") has filed with the New Mexico Oil Conservation Division ("the Division").

The proposed non-standard spacing and proration unit is comprised of the E/2 of Section 6, Township 10 South, Range 28 East, NMPM, Chaves County, New Mexico. The location of the proposed project area is orthodox. Your interests are not being pooled, but as the owner of an interest in an offsetting tract, you are entitled to receive notice of Back Nine's application.

This matter is scheduled for hearing at 8:15 a.m. on Thursday, June 8, 2017 in Porter Hall at the Division's offices located at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505. You are not required to attend this hearing, but as an owner of an interest in an offset tract, you have the right to appear at the hearing and present testimony. If you do not appear at the hearing, you will be precluded from contesting the matter at a later date.

A party appearing in the case is required by the Division's Rules to file a Pre-Hearing Statement, which in this matter must be filed no later than Thursday, June 1, 2017. The Pre-Hearing Statement must be filed with the Division's Santa Fe office at the address above, and should include: the name of the party and the party's attorney; a concise statement of the case; the name(s) of the witness(es) the party will call to testify at the hearing; the approximate amount of time the party will need to present the party's case; and an identification of any procedural matters that need to be resolved prior to the hearing. The Pre-Hearing Statement must also be provided to me.

Thank you for your attention to this matter.

Very truly yours,

Gary W. Larson

OCD Case No. 15714
BACK NINE PROPERTIES
Bandon Dunes #2H
Exhibit #5

GWL:sm
Enclosure

PO BOX 10
ROS WELL, NEW MEXICO 88202
575-622-6510
(FAX) 575-623-9332

PO BOX 1720
ARTESIA, NEW MEXICO 88210
575-622-6510
(FAX) 575-746-6316

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<p>1. Article Addressed to:</p> <p>DK Boyd P.O. Box 11351 Midland, TX 79702</p>		<p>B. Received by (Printed Name) <i>Clay Boyd</i></p> <p>C. Date of Delivery <i>5-17-17</i></p>	
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<p>1. Article Addressed to:</p> <p>Cibola Corporation P.O. Box 1688 Albuquerque, NM 87103</p>		<p>B. Received by (Printed Name) <i>Julie A Pasca</i></p> <p>C. Date of Delivery <i>5-12-17</i></p>	
<p>2. Article Number (Transfer from service label)</p> <p>7017 0660 0000 6477 0241</p>		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
<p>9590 9402 2703 6351 7661 23</p>		<p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Adult Signature Restricted Delivery <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Insured Mail <input type="checkbox"/> Restricted Delivery</p> <p><input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Registered Mail™ <input type="checkbox"/> Registered Mail Restricted Delivery <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Signature Confirmation Restricted Delivery</p>	
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<input type="checkbox"/> Adult Signature Restricted Delivery	\$
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