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PATRICK H. LYONS
COMMISSIONER

State of New Mexico
Commissioner of Public Lands

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

COMMISSIONER'S OFFICE

Phone (505) 827-5760

Fax (505) 827-5766

www.nmstatelands.org

December 18, 2007

BEPCO, L. P.
P. O. Box 2760
Midland, Texas 79702

Attn: Ms. Anne Moore

Re: Application for Surface Commingling
Poker Lake Unit Well No. 42 (G) Sec. 10-25S-30E
Poker Lake Unit Well No. 79 Tank Battery (M) Sec. 2-25S-30E (B-10679-1)
Undesignated Corral Canyon, NE (Delaware) Pool
Eddy County, New Mexico

Dear Ms. Moore:

We are in receipt of your letter of November 30, 2007, requesting permission for surface commingling of the Poker Lake Unit Well No. 4 production at the Poker Lake Unit well No. 79 Tank Battery. You have also requested that the Poker Lake Unit Well No. 91 be deleted from being commingled at the subject tank battery.

Since it appears that all the New Mexico Oil Conservation Division's rules and regulations have been complied with, and there will be no loss of revenue to the State of New Mexico as a result of your proposed operation, your request is hereby approved. Our approval is subject to like approval by the New Mexico Oil Conservation Division and the Bureau of Land Management.

Please submit a copy of the NMOCD's and the BLM's approval to this office.

Your \$30.00 dollar filing fee has been received.

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

A handwritten signature in black ink, appearing to read "Jami Bailey", is written over the printed name and title.

BY:
JAMI BAILEY, Director
Oil, Gas and Minerals Division
(505) 827-5744
PL/JB/pm

pc: Reader File,
OCD-Attention: Mr. Ed Martin
BLM-Roswell Attn: Mr. John Simitz

-State Land Office Beneficiaries -

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