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December 12, 1996

TAC

HAND DELIVERED

Mr. David R. Catanach
Hearing Examiner
Oil Conservation Division
2040 South Pacheco
Santa Fe, New Mexico 87505

Re: NMOCD CASE 11547
Eagle Creek 11 Com Well No. 1
Application of Nearburg Exploration Company, L.L.C.
for Compulsory Pooling
Eddy County, New Mexico

Dear Mr. Catanach:

On behalf of the applicant in the referenced case, we would appreciate you dismissing this case, without prejudice, from the NMOCD hearing docket now set for December 19, 1996.

Nearburg intends to continue to pursue the drilling of this well and, if necessary, will refile this pooling case for a later docket.

Very truly yours,



W. Thomas Kellahin

cc: Nearburg Exploration Company
Attn: Van Rogers