

Mr. Tom Brandt
Vice President - Operations
MARSHALL & WINSTON, INC.
PO Box 50880
Midland, TX 79710-0880



10 August 2006

Mr. Mike Bratcher
OIL CONSERVATION DIVISION
1301 West Grand Avenue
Artesia, NM 88210

30-015-34342

Re: King Air, State No.1 Amendment to *Closure Plan* and Form C-144

Dear Mr. Bratcher:

Please be advised per the communiqué with you on August 9th, Marshall & Winston, Inc. intends to install a bottom 12ml HDPE Liner in place of a 20ml HDPE Liner as currently permitted for the King Air, State No. 1 pit closure. The cap shall remain as a 20ml HDPE Liner.

The insitu pit is constructed within an outcropping horizon of the Russler Formation as well as other sandy type horizons. Consequently rock is not a concern, leaving no anticipated or known threat to the integrity of a 12ml HDPE Liner. Therefore, we hereby request the above amendment to the King Air, State No. 1 *Closure Plan* and Form C-144.

Thank you for your authorization and attentive response to our request. Should you have questions, please call 432-684-6373 (office) or 432-553-9747 (cell).

Sincerely,

Cheryl Winkler Agent for Marshall & Winston, Inc.

Tom Brandt
Vice President - Operations