

STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL
RESOURCES DEPARTMENT
OIL CONSERVATION

CASE #: 14245

EXHIBIT 5

RSC RESOURCES L.P.

6824 Island Circle
Midland, Tx. 79707
(432) 553-1849
(432) 683-5266 (fax)
rselp@suddenlink.com

RECEIVED
APR 08 2009
BY: _____

4-8-09

Ms. Jan Spradlin
COG Operating, LLC
550 W. Texas Avenue, Suite 1300
Midland, Tx. 79701

Re: T-16-S. R-28-E, Section 30 : S2S2

WAIVER

COG Operating, LLC hereby waives any objection to a second operator in the Wolfcamp formation in the S2S2 of Section 30, Township 16 South, Range 28 East, NMPM

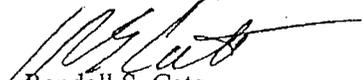
Waived this 15th day of April 2009

JW 4-15-09
190 4-15-09

COG Operating, LLC


By : David W. Copeland
Its : Vice President

Sincerely,
RSC Resources, L.P.


Randall S. Cate
President

cc; Peregrine Production, LLC
Midland, Tx.

Oil Conservation Division
Case No. _____
Exhibit No. 5