

COUNSEL EMERITUS
William R. Federici

MONTGOMERY & ANDREWS

PROFESSIONAL ASSOCIATION
ATTORNEYS AND COUNSELORS AT LAW

J.O. Seth (1883-1963)
A.K. Montgomery (1903-1987)
Frank Andrews (1914-1981)
Seth D. Montgomery (1937-1998)

Victor R. Ortega
Gary Kilpatrick
Thomas W. Olson
Walter J. Melendres
John B. Draper
Nancy M. King
Sarah M. Singleton
Stephen S. Hamilton
Edmund H. Kendrick
Louis W. Rose
Randy S. Bartell

Paul E. Houston
Kevin M. Sexton
Jeffery L. Martin
Alexandra Corwin Aguilar
Jeffrey J. Wechsler
Shannon A. Parden
Brian T. Judson
Susan R. Johnson
Holly Agajanian
Sharon T. Shaheen
Jaime R. Kennedy

OF COUNSEL
Joe A. Sturges
J. Scott Hall
Suzanne C. Odom
Earl Potter, P.A.

325 Paseo de Peralta
Santa Fe, New Mexico 87501

Post Office Box 2307
Santa Fe, New Mexico 87504-2307

Telephone (505) 982-3873
Fax (505) 982-4289

ALBUQUERQUE OFFICE

6301 Indian School Road, N.E.
Suite 400
Albuquerque, New Mexico 87110

Post Office Box 36210
Albuquerque, New Mexico 87176-6210

Telephone (505) 884-4200
Fax (505) 888-8929

August 5, 2008

www.montand.com
Reply to Santa Fe Office

HAND DELIVERED

Mr. Mark Fesmire, Director
New Mexico Oil Conservation Division
1220 South St. Francis Drive
Santa Fe, NM 87505

Re: ***NMOCC Case No. 14134; Application of the Board of County Commissioners, Rio Arriba County, New Mexico; and***

NMOCC Case No. 14141; Application of Approach Operating, LLC, Rio Arriba County, New Mexico; Order No. R-12976

Dear Mr. Fesmire:

Previously, the Division approved Applications for Permits to Drill for the following three wells, and one other, submitted by Approach Operating LLC:

Sultemeier No. 1
API No. 30-039-30342

Sena No. 1
API No. 30-039-30386

Sena No. 2
API No. 30-039-30394

Order No. R-12976 issued on July 18, 2008 provides that the permits to drill for these wells are suspended pending the decision of the Oil Conservation Commission in Case No. 14134. Approach Operating LLC will file with the Division's District 3 office

2008 AUG 5 PM 3 31
RECEIVED

Mr. Mark Fesmire, Director
August 5, 2008
Page 2

amended C-101's reflecting this provision of Order No. R-12976. In view of the suspension, any need to obtain extensions of these APD's appears to be obviated. If this is incorrect, I request that the Division so advise.

Very truly yours,

A handwritten signature in black ink, appearing to read "J. Scott Hall". The signature is written in a cursive, flowing style with a prominent initial "J" and a long, sweeping underline.

J. Scott Hall

JSH/mb

cc: Approach Operating LLC
Charlie Perrin, NMOCD Aztec
Adan Trujillo, Esq.
Cheryl Bada, Esq.