

February 11, 2011

**HAND-DELIVERED**

Daniel Sanchez  
Acting Division Director  
Oil Conservation Division  
New Mexico Department of Energy,  
Minerals and Natural Resources  
1220 South Saint Francis Drive  
Santa Fe, New Mexico 87505

RECEIVED OOD  
2011 FEB 11 AM 10:28

**Re: Oil Conservation Division Case No. 14262:** Application of McElvain Oil & Gas Properties, Inc. for compulsory pooling, San Juan County, New Mexico.

Dear Mr. Sanchez:

On February 25, 2009, the Division entered Order No. R-12837-A which granted the application of McElvain Oil & Gas Properties, Inc. in the above-referenced case pooling all uncommitted interests from the surface to the base of the Fruitland Coal formation underlying the S/2 of Section 3, Township 29 North, Range 13 West, NMPM, San Juan County, New Mexico.

Order R-12837-A provides that in the event McElvain “does not commence recompletion of this well on or before March 1, 2010” the Order “shall be of no effect, unless the operator obtains a time extension from the Division Director for good cause.”

On February 9, 2010, the Division granted the request of McElvain to extend the recompletion deadline to March 1, 2011. McElvain plans to recomplete the Ruby Well No. 1 and plans to downhole commingle the well. McElvain will soon be making application with the Division to downhole commingle. McElvain will not be ready to commence recompletion by March 1, 2011. Since it will be unable to commence recompletion prior to the current deadline set by this pooling order, McElvain hereby requests an extension of Order No. R-12837-A from March 1, 2011 until August 1, 2011. Your attention to this request is appreciated.

Sincerely,



Ocean Munds-Dry  
Attorney for McElvain Oil & Gas  
Properties, Inc.

cc: Mr. Rick Harris

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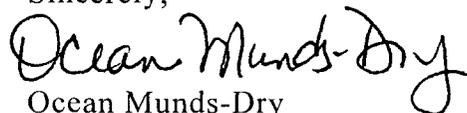
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