

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

NMOCD-ACO 254-A

IN THE MATTER OF MARBOB ENERGY CORPORATION,

Respondent.

AMENDMENT TO AGREED COMPLIANCE ORDER

Pursuant to the Oil and Gas Act, NMSA 1978, Sections 70-2-1 through ~~70-2-38~~, as amended ("Act"), the Director of the Oil Conservation Division ("OCD") and Marbob Energy Corporation ("Marbob") hereby enter into this agreement to amend Agreed Compliance Order NMOCD-ACO 254 to extend the filing deadline established by Ordering Paragraph 4 as follows:

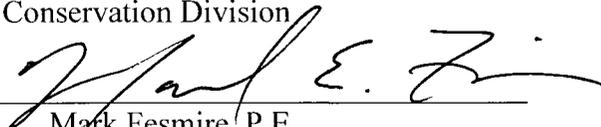
1. Ordering Paragraph 4 of Agreed Compliance Order NMOCD-ACO 254, among other things, requires Marbob to file amended production reports for the Foster Eddy property for the months from July 1989 to present, allocating production to the appropriate pools under an allocation formula acceptable to the OCD. The deadline set by this ACO for filing these reports is January 30, 2009.
2. On January 9, 2009, the OCD approved the formula for the allocation of production from these wells between the Undesignated Cedar Lake, Glorieta Yeso Pool and the Grayburg Jackson, Seven Rivers-Queen-Grayburg-San Andres Pool.
3. On January 26, 2009, Marbob, through counsel, advised the Division that, while it can file the amended production reports for the Foster Eddy property in hard copy by the deadline set by NMOCD-ACO 254, additional time will be required for it to be able to submit this information electronically. Marbob therefore requested a one month extension to February 28, 2009 to enable it to electronically file this information pursuant to Ordering Paragraph 4 of NMOCD-ACO 254.
4. Marbob can fully comply with all other requirements of Ordering Paragraph 4 of NMOCD-ACO 254 within the times set by that Ordering Paragraph.
5. Ordering Paragraph 4 should be amended to require Marbob to electronically file amended production reports for the Foster Eddy property for the months from July 1989 to present, by February 28, 2009.
6. Marbob shall electronically file amended production reports for the Foster Eddy property for the months from July 1989 to present, allocating production to the appropriate pools under the allocation formula approved by the OCD on January 9, 2008.

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7. The terms of Agreed Compliance Order No. NMOCD-ACO 254 otherwise remain in effect.

Done at Santa Fe, New Mexico this 28th day of January 2009.

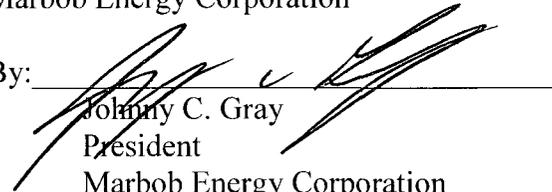
Oil Conservation Division

By: 

Mark Fesmire, P.E.

Director, Oil Conservation Division

Marbob Energy Corporation

By: 

Johnny C. Gray

President

Marbob Energy Corporation