

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

NMOCD ACOI 195-A

IN THE MATTER OF ENERVEST OPERATING L.L.C.,

Respondent.

**AMENDED
INACTIVE WELL AGREED COMPLIANCE ORDER**

Pursuant to Ordering Paragraph 3 of Inactive Well Agreed Compliance Order No. 195, the Director of the Oil Conservation Division ("OCD") hereby amends that order as follows:

FINDINGS

1. Inactive Well Agreed Compliance Order No. 195 ("ACOI No. 195") requires Enervest Operating L.L.C. ("Operator") to return to compliance with OCD Rule 201 at least two of the wells identified in the Order by December 1, 2008 and file a compliance report by that date.

2. ACOI 195 further provides that if Operator returns to compliance with OCD Rule 201 at least two of the wells identified in the Order by December 1, 2008 and files a timely compliance report, the OCD shall issue an amendment extending the terms of ACOI No. 195 for a second six-month period, requiring Operator to return an additional two wells to compliance by that deadline.

3. Operator filed a timely compliance report, and the OCD has verified that OCD records indicate that Operator has returned the following wells identified in the Order to compliance:

- | | |
|----------------|-----------------------------|
| • 30-025-26947 | ETZ No. 003 |
| • 30-025-26197 | NEW MEXICO AB STATE No. 006 |

CONCLUSIONS

1. Operator has met its goal of returning two of the wells identified in the Order to compliance by December 1, 2008.

2. The OCD should amend ACOI No. 195 to extend its terms through June 1, 2009 and require Operator to return to compliance by that date two additional wells identified in the Order.

ORDER

1. Operator shall return to compliance by June 1, 2009 at least two of the wells identified in the Order that are not identified in Findings Paragraph 3, above.

2. Operator shall file a written compliance report by June 1, 2009 identifying the wells returned to compliance in the second period, identifying each well returned to compliance, stating the date it was returned to compliance and describing how the well was returned to compliance (restored to production or other approved beneficial use, plugged wellbore, approved temporary abandonment status). The written compliance report must be mailed or e-mailed to the OCD's Enforcement and Compliance Manager (email: daniel.sanchez@state.nm.us) and Assistant General Counsel Sonny Swazo (email: sonny.swazo@state.nm.us) so that it is received by the compliance deadline of June 1, 2009.

3. The terms of ACOI No. 195 otherwise remain in effect.

Done at Santa Fe, New Mexico this 4th day of Nov., 2008

By: 

Mark Fesmire, P.E.

Director, Oil Conservation Division