

New Mexico Energy, Minerals and Natural Resources Department

Susana Martinez
Governor

John H. Bemis
Cabinet Secretary-Designate

Brett F. Woods, Ph.D.
Deputy Cabinet Secretary

Jami Bailey
Division Director
Oil Conservation Division



Administrative Order DHC-4406

Order Date: 5/29/2011

Application Reference Number: pTGW1113146679

MERIT ENERGY COMPANY, LLC
13727 NOEL ROAD, SUITE 500,
DALLAS, TX 75240

Attention: Matt Ogden

STATE A A/C 2 Well No. 028
API No: 30-025-08792
Unit I, Section 5, Township 22 South, Range 36 East, NMPM
Lea County, New Mexico

Pool: EUNICE;SEVEN RIVERS-QUEEN, SOUTH
Names: JALMAT;TAN-YATES-7 RVRS (GAS)

Oil 24130
Gas 79240

Reference is made to your recent application for an exception to 19.15.12.9A NMAC of the Division Rules and Regulations to permit the above-described well to commingle production from the subject pools in the wellbore.

It appearing that the subject well qualifies for approval for such exception pursuant to the provisions of 19.15.12.11A NMAC, and that reservoir damage or waste will not result from such downhole commingling, and correlative rights will not be violated thereby, you are hereby authorized to commingle the production as described above and any Division Order which authorized the dual completion or otherwise required separation of the zones is hereby placed in abeyance.

In accordance with 19.15.12.11A.(6) NMAC, the production attributed to any commingled pool within the well shall not exceed the allowable applicable to that pool.

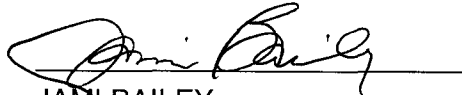
Assignment of allowable and allocation of production from the well shall be as follows:

EUNICE;SEVEN RIVERS-QUEEN, SOUTH Pool	Pct Gas: 25	Pct Oil: 100
JALMAT;TAN-YATES-7 RVRS (GAS) Pool	Pct Gas: 75	Pct Oil: 0

REMARKS: The operator shall notify the Division's district office upon implementation of commingling operations.



Pursuant to 19.15.12.11B NMAC, the commingling authority granted herein may be rescinded by the Division Director if conservation is not being best served by such commingling.

A handwritten signature in black ink, appearing to read "Jami Bailey", is written over a horizontal line.

JAMI BAILEY
Director

JB/wvjj

cc: Oil Conservation Division – Hobbs
State Land Office - Oil, Gas, and Minerals Division