

Affidavit of Publication

STATE OF NEW MEXICO)
) ss.
 COUNTY OF LEA)

Joyce Clemens being first duly sworn on oath deposes and says that she is Advertising Director of THE LOVINGTON LEADER, a thrice a week newspaper of general paid circulation published in the English language at Lovington, Lea County, New Mexico; that said newspaper has been so published in such county continuously and uninterruptedly for a period in excess of Twenty-six (26) consecutive weeks next prior to the first publication of the notice hereto attached as hereinafter shown; and that said newspaper is in all things duly qualified to publish legal notices within the meaning of Chapter 167 of the 1937 Session Laws of the State of New Mexico.

That the notice which is hereto attached, entitled Legal Notice was published in a regular and entire issue of THE LOVINGTON LEADER and not in any supplement thereof, for one (1) day(s), beginning with the issue of August 25, 2011 and ending with the issue of August 25, 2011.

And that the cost of publishing said notice is the sum of \$ 102.06 which sum has been (Paid) as Court Costs.

Joyce Clemens

Joyce Clemens, Advertising Manager
 Subscribed and sworn to before me this 12th day of September, 2011.

Gina Fort

Gina Fort
 Notary Public, Lea County, New Mexico
 My Commission Expires June 30, 2014

LEGAL NOTICE
 STATE OF
 NEW MEXICO ENERGY,
 MINERALS AND
 NATURAL RESOURCES
 DEPARTMENT
 OIL CONSERVATION
 DIVISION SANTA FE,
 NEW MEXICO

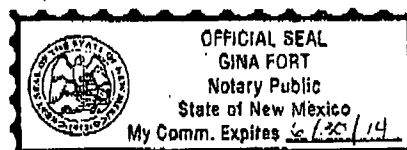
The State of New Mexico, through its Oil Conservation Commission hereby gives notice pursuant to law and Commission rules of the following meeting and public hearing to be held at 9:00 A.M. on September 22, 2011, in Porter Hall at 1220 South St. Francis Drive, Santa Fe, New Mexico, before the Oil Conservation Commission. If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter or any other form of auxiliary aid or service to attend or participate in the hearing please contact Commission Clerk Florene Davidson at (505) 476-3458 or through the New Mexico Relay Network (1-800-659-1779) by September 12, 2011. Public documents can be provided in various accessible forms. Please contact Ms. Davidson if a summary or other type of accessible form is needed. A preliminary agenda will be available to the public no later than two weeks prior to the meeting. A final agenda will be available no later than 24 hours preceding the meeting. Members of the public may obtain copies of the agenda by contacting Ms. Davidson at the phone number indicated

above. Also, the agenda will be posted on the Oil Conservation Division website at www.omnrd.state.nm.us. STATE OF NEW MEXICO TO: All named parties and persons having any right, title, interest or claim in the following cases and notice to the public: NCASE 14720: Application of Agave Energy Company for authority to inject, Lea County, New Mexico. Agave Energy Company requests an order from the NM Oil Conservation Commission authorizing it to inject acid gas and carbon dioxide (CO2) from the Red Hills Gas Processing Plant into its proposed Red Hills AGI #1 well. The well will be located in Section 13, Township 24 South, Range 33 East, NMPM, in Lea County, New Mexico. Agave Energy Company seeks approval to drill and complete a well for injection of acid gas and CO2 into the Cherry Canyon Formation approximately from 6200 feet to 6530 feet, and approval of a maximum injection pressure of 2085 psi and a maximum daily injection rate of 13MMGPD. The proposed Red Hills AGI #1 will be located approximately twenty (20) miles northwest of the town of Jal, New Mexico. NCASE 14161: (REOPENED) Application of Targa Midstream Service LP to Amend Order No. R-13052. Applicant seeks an order amending Order No. R-13052, concerning the proposed Monument Acid Gas Injection Well (API No. 30-025-40002)

to (1) delete the requirement to re-enter an plugged NMGSAL Well No. 286 (API No. 30-021-12481), and (2) retain the Graham State NCT-F Well No. 7 (API No. 30-021-12482) as an active salt water disposal well in the San Andres per SWC 561 and SWD-561-A. The proposed Monument AGI well is located 66 feet from the South line and 2513 feet from the East line of Section 36 Township 19 South Range 36 East, NMPM (Unit O), Lea County, New Mexico. The NMGSAL well No. 286 is located 1630 feet from the North line and 1980 feet from the West line (Unit F) of Section 36, Township 16 South, Range 36 East, NMGSAL Well No. 285 is unplugged within the Drinkard, Abo, Wolfcamp, Pennsylvanian, Mississippian, Devonian, Fusselman, and Montoya (at depths from 6300 to 9750 feet). Given under the Seal of the State of New Mexico Oil Conservation Commission at Santa Fe, New Mexico on this 24th day of August, 2011.

STATE OF NEW MEXICO
 OIL CONSERVATION
 DIVISION
 Jami Bailey
 Director,
 Oil Conservation Division
 S E A L

Published in the
 Lovington Leader August
 25, 2011.



OCD Case No. 14720

AGAVE ENERGY
 Exhibit # 2