



New Mexico Energy, Minerals and Natural Resources Department

Bill Richardson
Governor

Jon Goldstein
Cabinet Secretary

Jim Noel
Deputy Cabinet Secretary

Mark Fesmire
Division Director
Oil Conservation Division



June 1, 2010

James Bruce
Attorney at Law,
Attorney for Enervest Operating, LLC
P.O. Box 1056
Santa Fe, New Mexico 87501

- Re:** (1) Request for extension of the deadline in Ordering Paragraph (6) of Order No. R-13128 Regarding Enervest Operating, LLC Statutory **Unitization** and Operating agreement.
- (2) Request for Extension of Injection Deadline Pursuant to Ordering Paragraph (21) of Order No. R-13128, Enervest Operating, L.L.C.

Dear Mr. Bruce:

The Oil Conservation Division (OCD) received your letters of request regarding the above referenced subjects on May 25, and June 1, 2010 respectively. The OCD has reviewed your requests and hereby orders as follows:

- (1) Enervest Operating, L.L.C. ("Enervest") is granted an extension of the date for the persons owning the required percentage of royalty interest in the Unit Area to approve the plan for Unit operations pursuant to Ordering Paragraph (6) of Order No. R-13128 to November 30, 2010.
- (2) Enervest is also granted an extension of the injection deadline pursuant to Ordering Paragraph (21) of Order No. R-13128 to June 3, 2011.
- (3) **Injection operations into any of the injection wells shall not commence until the required percentage of cost bearing and non cost bearing interest owners have ratified the Unit Operations.**
- (4) The operator shall notify the Division in writing whenever the required percentage of the interest owners have ratified the Unit Operations.

If you have any question, please contact Richard Ezeanyim at (505)-476-3467



June 1, 2010

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Sincerely;

A handwritten signature in black ink, appearing to read 'M. E. Fesmire', with a long horizontal flourish extending to the right.

Mark E. Fesmire, P.E.

Director

Cc: Oil Conservation Division District II – Artesia