

New Mexico Energy, Minerals and Natural Resources Department

Bill Richardson
Governor

Jim Noel
Cabinet Secretary

Karen W. Garcia
Deputy Cabinet Secretary

Mark Fesmire
Division Director
Oil Conservation Division



December 2, 2010

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

Re: Request for extension of the deadline in Ordering Paragraph (6) of Order No. R-13128
 Regarding Enervest Operating, LLC Statutory Unitization and Operating agreement.

Dear Mr. Bruce:

The Oil Conservation Division (OCD) received your letter of request regarding the above referenced subject on November 30, 2010. The OCD has previously granted two (2) extensions on this subject, the second of which expired on November 30, 2010. The OCD has reviewed your request and hereby orders as follows:

Enervest Operating, L.L.C. ("Enervest") is granted a third 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 June 3, 2011. This six (6) months extension corresponds with the extension granted for the injection deadline pursuant to Ordering Paragraph (21) of Order No. R-13128.

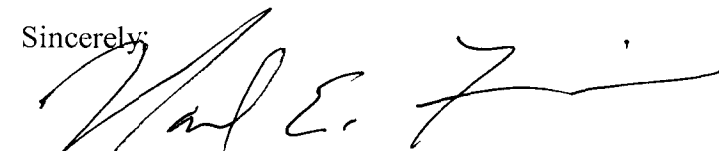
Injection operations into any of the injection wells shall not commence until the required percentage of cost bearing and non cost bearing interest owners have ratified the Unit Operations.

The operator shall notify the Division in writing whenever the required percentage of the interest owners has ratified the Unit Operations.



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

Sincerely,

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

Mark E. Fesmire, P.E.
Director

Cc: Oil Conservation Division District II – Artesia