State of New Mexico Energy Minerals and Natural Resources District I 1625 N French Dr., Hobbs, NM 88240 District II Conservation Division South St. Francis Dr. Santa Fe, NM 87505 1301 W Grand Avenue, Artesia, NM District III 1000 Rio Brazos Road, Aztec, NM 87410 District IV
1220 S St Francis Dr., Santa Fe, NM 87505 SEP - 9 2003

Form C-129 Revised June 10, 2003

Submit 3 Copies to appropriate
District Office

or Division Use Only)

EXCEPTION TO NO-FLARE RULE 306 (See Rule 306 and Rule 1129)

NFO Permit No.

| A. | Applicant EnerVest Operating, L.L.C. | 30-025-01153 | | |
|--------------------------|---|---|--|--|
| | whose address is 1001 Fannin Street, Suite 800, Houston, Tx 77002 | | | |
| | hereby requests an exception to Rule 306 for | days or until | | |
| | February , Yr 2009 , for the follo | wing described tank battery (or LACT): | | |
| | Name of Lease Abalone AMB State #1 Name of Pool Saunders Permo U/Penn | | | |
| | Location of Battery: Unit Letter SectionSection | Township 14S Range 33E | | |
| | Number of wells producing into battery | 1 | | |
| B. | Based upon oil production of | barrels per day, the estimated * volume | | |
| | of gas to be flared isMCF; Value | \$720.00 per day. | | |
| C. | Name and location of nearest gas gathering facility: | | | |
| | TARGA pipeline at location | | | |
| D. | Distance on location Estimated cost of connection === | | | |
| Е. | This exception is requested for the following reasons:TARGA pipeline shut off flow from | | | |
| | well due to high H2S. TARGA is currently making changes to the process plant to | | | |
| | handle the H2S content. The well location is a | approximately 2 miles in pastureland | | |
| | away from any housing and public transportation. | ! | | |
| | | į | | |
| PERATOR ereby certify | v that the rules and regulations of the Oil Conservation | SERVATION DIVISION | | |
| ivision have b | been complied with and that the information given above approved in plete to the best of my knowledge and belief. Approved in the best of my knowledge and belief. | Until <u>Feb. 10, 2009</u> | | |
| gnature | Shirley Salik By Lan | Zell. Hill | | |
| inted Nam Title | ne Shirley Galik Sr. Regulatory Technician Title | MELD REPRESENTATIVE INSTAFF. MANAGE | | |
| mail Addr | ress_sgalik@enervest.net Date | SEP 0 9 2008 | | |
| ate 9/5/20 | 2008 Telephone No. (713) 495-1514 | | | |

Gas-Oil ratio test may be required to verify estimated gas volume.



Laboratory Services, Inc.

2609 West Marland Hobbs, New Mexico 88240

Telephone: (505) 397-3713

FOR:

EnerVest

P. O. Drawer M

Jal, New Mexico 88252

SAMPLE:

Meter Run

IDENTIFICATION Abalone St. #1 EnerVest

COMPANY:

LEASE: PLANT:

SAMPLE DATA: DATE SAMPLED: 9/4/08 8:40 am ANALYSIS DATE:

9/4/08

75

GAS (XX)

LIQUID ()

PRESSURE - PSIG

20

SAMPLED BY:

Will McDaniel

SAMPLE TEMP. °F

ATMOS. TEMP. °F

ANALYSIS BY:

Vickie Sullivan

MOLECULAR WT. 24,8610

REMARKS:

H2S = 50,719 PPM

COMPONENT ANALYSIS

| | | MOL | |
|------------------|-------|---------|-------|
| COMPONENT | | PERCENT | GPM |
| Hydrogen Sulfide | (H2S) | 5.072 | |
| Nitrogen | (N2) | 2.616 | |
| Carbon Dioxide | (CO2) | 3.804 | |
| Methane | (C1) | 66.564 | |
| Ethane | (C2) | 9.676 | 2.582 |
| Propane | (C3) | 5.894 | 1.620 |
| I-Butane | (IC4) | 0.830 | 0.271 |
| N-Butane | (NC4) | 2.182 | 0.686 |
| I-Pentane | (IC5) | 0.772 | 0.282 |
| N-Pentane | (NC5) | 0.802 | 0.290 |
| Hexane Plus | (C6+) | 1.788 | 0.776 |
| | | 100.000 | 6.507 |

BTU/CU.FT. - DRY 1270 AT 14.650 DRY 1266 AT 14.650 WET 1244 AT 14.73 DRY 1273 AT 14.73 WET 1251

SPECIFIC GRAVITY -CALCULATED

MEASURED

0.855