

**RAILROAD COMMISSION OF TEXAS
OFFICE OF GENERAL COUNSEL**

**OIL AND GAS DOCKET
NO. 06-0247946**

**IN THE MINDEN (TRAVIS PEAK CONS.)
AND MINDEN (COTTON VALLEY
CONS.) FIELDS, RUSK COUNTY,
TEXAS**

**NUNC PRO TUNC ORDER
APPROVING THE APPLICATION
OF EL PASO E & P COMPANY, L.P.
FOR RULE 10 EXCEPTION ON ALL LEASE IT OPERATES
IN THE MINDEN (TRAVIS PEAK CONS.) AND
MINDEN (COTTON VALLEY CONS.) FIELDS
RUSK COUNTY, TEXAS**

The Commission finds that after statutory notice in the above-numbered docket heard on August 2, 2006, the presiding examiner has made and filed a report and recommendation containing findings of fact and conclusions of law, for which service was not required; that the proposed application is in compliance with all statutory requirements; and that this proceeding was duly submitted to the Railroad Commission of Texas at conference held in its offices in Austin, Texas.

The Commission, after review and due consideration of the examiner's report and recommendation, the findings of fact and conclusions of law contained therein, hereby adopts as its own the findings of fact and conclusions of law contained therein, and incorporates said findings of fact and conclusions of law as if fully set out and separately stated herein.

The Final Order signed by the Commission on September 12, 2006 is hereby amended Nunc Pro Tunc to correct an error in the following paragraph, which erroneously referred to "*existing and current*" wells. The correct language is set out below.

THEREFORE it is **ORDERED** by the Railroad Commission of Texas that the application of El Paso E & P Company, L.P. for exceptions to Statewide Rule 10 for all existing and future wells operated by El Paso E & P Company, L.P. in the Minden (Travis Peak Cons.) and Minden (Cotton Valley Cons.) Fields, Rusk County, Texas are hereby approved. For wells which are commingled in the subject fields after the effective date of this order, commingled production shall be assigned to the Minden (Cotton Valley Cons.) Field for proration purposes. Wells on the lease which have existing commingling authority for the subject fields will remain assigned to the field in which they are currently assigned.

Further, acreage assigned to wells on these leases/units for allocation of allowable shall not be assigned to any other well or wells projected to or completed in the Minden (Travis Peak Cons.) and Minden (Cotton Valley Cons.) Fields; such duplicate assignment of acreage is not acceptable, provided however, that this limitation shall not prevent the

reformation of development or proration units so long as no duplicate assignment of acreage occurs, and further, that such reformation does not violate other conservation regulations.

For any well downhole commingled in the Minden (Travis Peak Cons.) and Minden (Cotton Valley Cons.) Fields, El Paso shall file the appropriate completion forms and/or other forms as required by the Commission and shall file at the same time the appropriate Commission required administrative Rule 10 exception downhole commingling fee.

Done this 29th day of March, 2007.

RAILROAD COMMISSION OF TEXAS

**(Order approved and signatures affixed by
OGC Unprotected Master Order dated March
29, 2007)**