

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

**OIL AND GAS DOCKET
NO. 09-0249517**

**IN THE ALVORD, SOUTH (ATOKA)
FIELD, WISE COUNTY, TEXAS**

**FINAL ORDER
ESTABLISHING AN MER
FOR THE C.M. SMITH, ET AL. WELL NO. 3
ALVORD, SOUTH (ATOKA) FIELD
WISE COUNTY, TEXAS**

The Commission finds that after statutory notice in the above-numbered docket heard on December 12, 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.

Therefore, it is ordered by the Railroad Commission of Texas that the MER at the current time for the Devon Energy Production Co., L.P. - C.M. Smith, ET AL. Well No. 3 (API # 42-497-36067) in the Alvord, South (Atoka) Field, Wise County, Texas is established at 489 BOPD and a casinghead gas limit of 2,000 MCFPD. It is further ordered that the subject well's oil allowable shall not be penalized unless the above permitted gas limit is exceeded. It is further ordered that all overproduction for the subject lease is hereby canceled.

Done this 10th day of January, 2007.

RAILROAD COMMISSION OF TEXAS

**(Order approved and signatures affixed
by OGC Unprotested Master Order
dated January 10, 2007)**

