



United States Department of the Interior

NATIONAL PARK SERVICE

Padre Island National Seashore
P. O. Box 181300
Corpus Christi, Texas 78480-1300



IN REPLY REFER TO:
L3025 PAIS

CERTIFIED-RETURN RECEIPT REQUESTED

December 3, 2008

Mr. Paul Black, President
Attention: Victor Lopez,
President, BNP Construction Co.
BNP Petroleum Corporation
2800 Post Oak Boulevard, Suite 5300
Houston, TX 77056

COPY

Re: Notice of Noncompliance with approved plan of operations for the ST #991, Dunn
McC Campbell 11A and 12A Wells

Dear Mr. Black:

This letter is to notify BNP of the need to a correct violation of the referenced plan of operations. As per 36 CFR § 9.51(c)(1), failure to correct this violation within ten (10) days could result in suspension of the approved plans of operations until such time as the violation is corrected.

Wetlands Compensation

The National Park Service (NPS) conditionally approved this plan, subject to BNP's acceptance of the wetlands restoration requirements outlined in the Wetland Statement of Findings. The wetlands compensation project was to be performed prior to, or at the time of, implementing the operations. BNP expanded the A-3 wellpad on 0.8312 acres prior to receiving NPS approval of the plan of operations. The wetland compensation project consists of restoring approximately 1.7 acres of an abandoned oilfield access road built-up over a tidal flat south of Yarborough Pass Road. Restoration involves removing the road base material and contouring to an elevation that is level with the tidal flat, thus restoring hydrology to the tidal flat. This wetland compensation project should have been implemented when the plan of operations was approved on November 29, 2007, and prior to or concurrent with the drilling of the first well drilled. Since that time, BNP has proceeded to drill two of the proposed wells (ST #991 and Dunn McC Campbell 11A wells).

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To correct this violations of the ST #991 plan, BNP will need to initiate the wetlands compensation project within ten (10) days of receipt of this letter.

If you have any questions, or need additional information, please contact Wade Stablein of my staff at 361-949-8173, extension 237.

Sincerely,

A handwritten signature in black ink, appearing to read "Joe Escoto". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Joe Escoto
Superintendent

cc:
President, BNP Construction Co.
BNP Petroleum Corporation
500 N. Water Street, Suite 510
Corpus Christi, TX 78471

bcc:

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Drafted LDansby:IMSF-MOG:11/12/08

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Reviewed and revised by EKassman and PO'Dell:12/1/08

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