

R. T. HICKS CONSULTANTS, LTD.

901 Rio Grande Blvd NW ▲ Suite F-142 ▲ Albuquerque, NM 87104 ▲ 505.266.5004 ▲ Fax: 505.266-0745

April 15, 2013

Mr. Brad Jones
NMOCD
1220 S. St. Francis Drive
Santa Fe, NM
Via Certified Mail

RE: XTO Energy letter of intent for a temporary workover pit permit (Form C-144;
19.15.17 NMAC) to store treated produced water.

Dear Mr. Jones:

On the behalf of XTO Energy, R.T. Hicks Consultants requests the withdrawal of the above referenced submittal dated March 25, 2013.

Discussion with you on April 03, 2013 concluded that the Letter of Intent should include how XTO Energy plans to deliver water from Halliburton's CleanWave system to the drill location and back to the CleanWave system. The Letter of Intent will also demonstrate how the proposed temporary workover pit will not violate NMOCD regulations.

R.T. Hicks Consultants will submit another Letter of Intent to replace the above submittal dated March 25, 2013.

If you have any questions or comments please contact me at 970-570-9535.

Sincerely,
R.T. Hicks Consultants



Andrew Parker
Durango Field Office
970-570-9535

Cc: Mike Bratcher, NMOCD District 2; via Certified Mail
David Luna, XTO Energy; via email

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R. T. HICKS CONSULTANTS, LTD.

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March 25, 2013

Mr. Brad Jones
NMOCD
1220 S. St. Francis Drive
Santa Fe, NM
Via Certified Mail

RE: XTO Energy letter of intent for a temporary workover pit permit (Form C-144;
19.15.17 NMAC) to store treated produced water.

Dear Mr. Jones:

On the behalf of XTO Energy, R.T. Hicks Consultants is pleased to submit this letter of intent to use a temporary workover pit to store treated produced water using Halliburton's CleanWave water treatment technology. The temporary workover pit application will be submitted using Form C-144 under 19.15.17 NMAC. The treated produced water will be used in fracturing operations.

The proposed site of the temporary workover pit is an existing location, the Nash Unit SWD 53 located in Unit H, Sec 13, T23S, R29E (API #30-015-39400). Plate 1 shows the location of the Nash Unit SWD 53 that is also the location for the proposed temporary workover pit. Any treated produced water not used will be disposed of at Nash Unit SWD 53 salt water injection well.

XTO Energy will submit a separate permit application for treating produced water using Halliburton's CleanWave technology under 19.15.34 NMAC. Halliburton's CleanWave system will be located at the Nash Unit 53 SWD Battery located in Unit A, Sec 13, T23S, R29E (see Plate 1); approximately 1,000-feet northeast of the proposed temporary workover pit.

The treated produced water stored in the temporary workover pit will be used in fracturing operation for the following seven (7) horizontal wells. Plate 1 shows the proposed drill locations.

- Nash Unit #55H - Unit H, T23S. R29E. Sec 14
- Nash Unit #54H - Unit E, T23S. R29E. Sec 13
- Nash Unit #43H - Unit J, T23S. R29E. Sec 12
- Nash Unit #44H - Unit D, T23S. R30E. Sec 18
- Nash Unit #45H - Unit D, T23S. R30E. Sec 18
- Nash Unit #46H - Unit A, T23S. R30E. Sec 18
- Nash Unit #47H - Unit A, T23S. R30E. Sec 18

We will submit Form C-144 to Mr. Bratcher at the NMOCD District 2 office via certified mail/return receipt. We anticipate submitting Form C-144 by April 13, 2013.

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March 25, 2013

Page 2

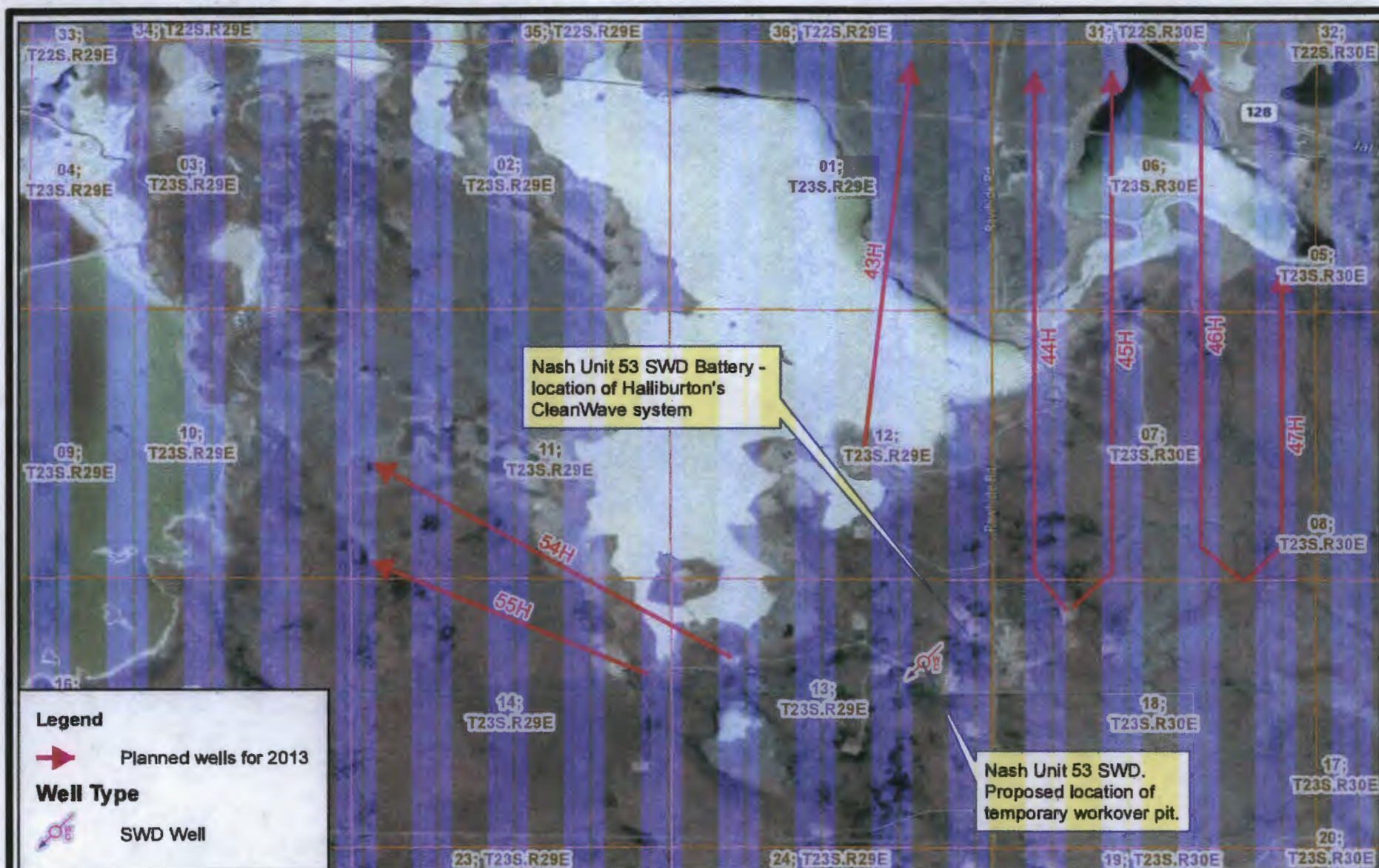
If you have any questions or comments please contact me at 970-570-9535.

Sincerely,
R.T. Hicks Consultants
Durango Field Office

A handwritten signature in black ink, appearing to read "Andrew Parker", with a horizontal line extending to the right.

Andrew Parker

Cc: Mike Bratcher, NMOCD District 2; via Certified Mail
David Luna, XTO Energy; via email



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Miles

R.T. Hicks Consultants, Ltd
901 Rio Grande Blvd NW Suite F-142
Albuquerque, NM 87104
Ph: 505.266.5004

Location of workover pit for treated produced
water and proposed wells

XTO Energy: Letter of Intent Form C-141

Plate 1

March 2013