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NOV 05 2003

OIL CONSERVATION
DIVISION

October 3, 2003

Mr. William Jones
New Mexico Oil Conservation Division
1220 South St. Francis Dr.
Santa Fe, New Mexico 87505

RE: Application for Exception to Rule 303-C – Downhole Commingling
Ute Indians A #36
Unit P, Sec 27, T-32-N R-14-W
Barker Dome; Ismay, Barker Dome; Desert Creek, Barker Dome; Akah-Upper Barker
Creek and Barker Dome Paradox Pools
San Juan County, New Mexico

Dear Mr. Jones,

Enclosed please find an administrative application form (C-107A) and attachments for downhole commingling the captioned well. The ownership (WI, NRI and ORRI) of these pools are not common in this wellbore. Certified, return receipt request notification has been sent out to all interest owners concerning this project. Downhole commingling in this manner will offer an economic method of production while protecting against reservoir damage, waste of reserves and violation of correlative rights.

Supporting documentation is shown on the attached spreadsheets. Calculations are enclosed on the accompanying spreadsheets. If you need additional information or have any questions, please give me a call at (505) 324-1090.

Sincerely,
XTO ENERGY INC

Trenis Sondresen
Operations Engineer

Enclosures

Cc: Well File
TAS
GLM

D:\Work\Ute Indians A #36 DHC.doc

District I
1625 N. French Drive, Hobbs, NM 88240
District II
1301 W. Grand Avenue, Artesia, NM 88210
District III
1000 Rio Brazos Road, Aztec, NM 87410
District IV
1220 S. St. Francis Dr., Santa Fe, NM 87505

State of New Mexico
Energy, Minerals and Natural Resources Department

Form C-107A
Revised May 15, 2000

Oil Conservation Division
1220 South St. Francis Dr.
Santa Fe, New Mexico 87505

APPLICATION TYPE
X Single Well
Establish Pre-Approved Pools
EXISTING WELLBORE
X Yes No

APPLICATION FOR DOWNHOLE COMMINGLING

XTO Energy Inc. 2700 Farmington Ave., Bldg K, Ste 1, Farmington, NM 87401
Operator Address

Ute Indians A 36 P 27 T-32-N R-14-W San Juan
Lease Well No. Unit Letter-Section-Township-Range County

OGRID No. 167067 Property Code API No. 30-045-31604 Lease Type: X Federal State Fee

DATA ELEMENT	UPPER ZONE	INTERMEDIATE ZONE	LOWER ZONE
Pool Name	UNDES Barker Dome Ismay	UNDES Barker Dome Desert Creek	
Pool Code	96354	96353	
Top and Bottom of Pay Section (Perforated or Open-Hole Interval)	7,716' - 7,854' (Perforated)	7,897' - 8,003' (Perforated)	
Method of Production (Flowing or Artificial Lift)	Flowing	Flowing	
Bottomhole Pressure (Note: Pressure data will not be required if the bottom perforation in the lower zone is within 150% of the depth of the top perforation in the upper zone)	n/a	n/a	
Oil Gravity or Gas BTU (Degree API or Gas BTU)	966 BTU	1,002 BTU	
Producing, Shut-In or New Zone	Shut-in	Producing	
Date and Oil/Gas/Water Rates of Last Production. (Note: For new zones with no production history, applicant shall be required to attach production estimates and supporting data.)	Date: 09/20/2003 - 3 hr test Rates: TSTM MCF 0 BO 0 BW	Date: 09/05/2003 - 3 hr test Rates: 83 MCF 0 BO 23 BW	
Fixed Allocation Percentage (Note: If allocation is based upon something other than current or past production, supporting data or explanation will be required.)	Oil Wtr Gas 10 % 9 % 0.69%	Oil Wtr Gas 0 % 6 % 46.05 %	

ADDITIONAL DATA

Are all working, royalty and overriding royalty interests identical in all commingled zones? Yes No X
If not, have all working, royalty and overriding royalty interest owners been notified by certified mail? Yes X No
Are all produced fluids from all commingled zones compatible with each other? Yes X No
Will commingling decrease the value of production? Yes No X
If this well is on, or communitized with, state or federal lands, has either the Commissioner of Public Lands or the United States Bureau of Land Management been notified in writing of this application? Yes X No

NMOCD Reference Case No. applicable to this well:

Attachments:
C-102 for each zone to be commingled showing its spacing unit and acreage dedication.
Production curve for each zone for at least one year. (If not available, attach explanation.)
For zones with no production history, estimated production rates and supporting data.
Data to support allocation method or formula.
Notification list of working, royalty and overriding royalty interests for uncommon interest cases.
Any additional statements, data or documents required to support commingling.

PRE-APPROVED POOLS

If application is to establish Pre-Approved Pools, the following additional information will be required:

List of other orders approving downhole commingling within the proposed Pre-Approved Pools
List of all operators within the proposed Pre-Approved Pools
Proof that all operators within the proposed Pre-Approved Pools were provided notice of this application.
Bottomhole pressure data.

I hereby certify that the information above is true and complete to the best of my knowledge and belief.

SIGNATURE TITLE OPERATIONS ENGINEER DATE 10/03/03
TYPE OR PRINT NAME Trenis Sandresen TELEPHONE NO. (505) 324-1090

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1625 N. French Drive, Hobbs, NM 88240

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State of New Mexico
Energy, Minerals and Natural Resources Department

Form C-107A
Revised May 15, 2000

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Santa Fe, New Mexico 87505

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Establish Pre-Approved Pools
EXISTING WELLBORE
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XTO Energy Inc. 2700 Farmington Ave., Bldg K, Ste 1, Farmington, NM 87401
Operator Address

Ute Indians A 36 P 27 T-32-N R-14-W San Juan
Lease Well No. Unit Letter-Section-Township-Range County

OGRID No. 167067 Property Code API No. 30-045-31604 Lease Type: X Federal State Fee

DATA ELEMENT	UPPER ZONE	INTERMEDIATE ZONE	LOWER ZONE
Pool Name		UHDES Barker Dome Akah/Upper Barker Creek	UHDES Barker Creek Paradox DOME
Pool Code		96352	71560
Top and Bottom of Pay Section (Perforated or Open-Hole Interval)		8,113' - 8,241' (Perforated)	8,288' - 8,544' (Perforated)
Method of Production (Flowing or Artificial Lift)		Flowing	Flowing
Bottomhole Pressure (Note: Pressure data will not be required if the bottom perforation in the lower zone is within 150% of the depth of the top perforation in the upper zone)		n/a	n/a
Oil Gravity or Gas BTU (Degree API or Gas BTU)		768 BTU	812 BTU
Producing, Shut-In or New Zone		Shut-in	Shut-in
Date and Oil/Gas/Water Rates of Last Production. (Note: For new zones with no production history, applicant shall be required to attach production estimates and supporting data.)		Date: 08/20-28/2003 - 3 hr tst Rates: 45 MCF 0 BO 0 BW	Date: 07/29 - 08/14/2003 3 hr test Rates: 52 MCF 0 BO 0 BW
Fixed Allocation Percentage (Note: If allocation is based upon something other than current or past production, supporting data or explanation will be required.)	Oil Wtr Gas	Oil Wtr Gas	Oil Wtr Gas
		90 % 85 % 24.69 %	0 % 0 % 28.57%

ADDITIONAL DATA

Are all working, royalty and overriding royalty interests identical in all commingled zones? Yes No X
If not, have all working, royalty and overriding royalty interest owners been notified by certified mail? Yes X No
Are all produced fluids from all commingled zones compatible with each other? Yes X No
Will commingling decrease the value of production? Yes No X
If this well is on, or communitized with, state or federal lands, has either the Commissioner of Public Lands or the United States Bureau of Land Management been notified in writing of this application? Yes X No

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For zones with no production history, estimated production rates and supporting data.
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Any additional statements, data or documents required to support commingling.

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List of all operators within the proposed Pre-Approved Pools
Proof that all operators within the proposed Pre-Approved Pools were provided notice of this application.
Bottomhole pressure data.

I hereby certify that the information above is true and complete to the best of my knowledge and belief.

SIGNATURE TITLE OPERATIONS ENGINEER DATE 10/03/03

TYPE OR PRINT NAME TRENIS SUNDRESEN TELEPHONE NO. (505) 324-1090

Ute Indians A #36
Barker Dome Paradox
Unit P, Sec 27, T-32-N, R-14-W

Pools	Interval	Perforation Interval	Three Hour Flow Test*			Calc Daily Gas Rate (MCFPD)	Proposed Allocation (%)
			Metered Oil (BO)	Metered Water (BW)	Metered Gas (MCF)		
Barker Creek Paradox	Alkali Gulch	8,540' - 8,544'	0	0	40	320	28.57
	Lower Barker Creek	8,288' - 8,406'	0	0	63	504	
	Average Production					412	
Barker Dome Akah/Upper Barker Creek	Upper Barker Creek	8,203' - 8,241'	0	0	37	296	24.69
	Akah	8,113' - 8,159'	0	0	52	416	
	Average Production					356	
Barker Dome Desert Creek	Desert Creek	7,897' - 8,003'	0	0	83	664	46.05
						664	
Barker Dome Ismay	Ismay	7,716' - 7,854'	0	0	~	<10	0.69
						<10	

* The flow tests were conducted up 2-7/8" tbg with a packer for three hours. The gas was tied into a compressor and was metered. The liquids were produced to a tank.

Proposed Allocations:

	Gas %	Oil %*	Water %*
Barker Creek Paradox (pool code - 71560)	28.57%	0.00%	0.00%
Barker Dome Akah/Upper Barker Creek (pool code - 96352)	24.69%	90.00%	85.00%
Barker Dome Desert Creek (pool code - 96353)	46.05%	0.00%	6.00%
Barker Dome Ismay (pool code - 96354)	0.69%	10.00%	9.00%

*Oil and water allocations based on off set production data.

Offset Completions - Barker Dome Field

Lease Name	Well	API	Location	Pool Name	Cum Oil	Cum Gas	Cum Water
UTE COM	23	30045292650000	19G 32N 14W SW NE	AKAH UPR/BARKER CREEK	2223	343777	92
UTE COM	25	30045292620000	19N 32N 14W SE SW	AKAH UPR/BARKER CREEK	7075	696664	480
UTE	27	30045292760000	16L 32N 14W NW SW	AKAH UPR/BARKER CREEK	3406	669364	222
UTE MOUNTAIN UTE	40	30045293540000	20J 32N 14W NW SE	AKAH UPR/BARKER CREEK	7033	1027975	442
UTE MOUNTAIN UTE	41	30045293550000	30G 32N 14W SW NE	AKAH UPR/BARKER CREEK	19157	2985620	164
UTE MOUNTAIN UTE	42	30045293580000	30N 32N 14W SE SW	AKAH UPR/BARKER CREEK	14845	1728213	161
UTE	22	30045293950000	17G 32N 14W SW NE	AKAH UPR/BARKER CREEK	6175	1009758	354
UTE MOUNTAIN UTE	48	30045294780000	31D 32N 14W NW NW	AKAH UPR/BARKER CREEK	2168	329517	103
UTE MOUNTAIN UTE	44	30045294980000	9N 32N 14W SE SW	AKAH UPR/BARKER CREEK	4102	1364529	345
UTE	30	05067080120000	15 32N 13.5W NW NE	DESERT CREEK	572	258925	169
UTE MOUNTAIN #3	3	05067058190000	14 32N 13.5W NE SW SW	ISMAY	1452	450994	33
UTE #16	16	05067078210000	22 32N 13.5W SE	ISMAY	4036	393632	173
UTE MOUNTAIN UTE	51	30045295470000	14K 32N 14W SE NE SW	ISMAY	<u>1745</u>	<u>429583</u>	<u>34</u>
					73989	11688551	2772

	Oil Alloc	Gas Alloc	Wtr Alloc
AKAH UPR/BARKER CREEK	89.45%	86.88%	85.25%
DESERT CREEK	0.77%	2.22%	6.10%
ISMAY	9.78%	10.90%	8.66%

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State of New Mexico
Energy, Minerals & Natural Resources Department

OIL CONSERVATION DIVISION
1220 South St. Francis Dr.
Santa Fe. NM 87505

Form C-102
Revised August 15, 2000

Submit to Appropriate District Office
State Lease - 4 Copies
Fee Lease - 3 Copies

☐ AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

¹ API Number 30-045-31604		² Pool Code 96354	³ Pool Name Barker Dome; Ismay
⁴ Property Code	⁵ Property Name Ute Indians A		⁶ Well Number 36
⁷ OGRID No. 167067	⁸ Operator Name XTO Energy Inc		⁹ Elevation 5,983' GR

¹⁰ Surface Location

UL or lot no. P	Section 27	Township 32N	Range 14W	Lot Idn	Feet from the 932'	North/South line South	Feet from the 845'	East/West line East	County San Juan
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¹¹ Bottom Hole Location If Different From Surface

UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
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¹² Dedicated Acres 160	¹³ Joint or Infill	¹⁴ Consolidation Code	¹⁵ Order No.
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NO ALLOWABLE WILL BE ASSIGNED TO THIS COMPLETION UNTIL ALL INTERESTS HAVE BEEN CONSOLIDATED OR A
NON-STANDARD UNIT HAS BEEN APPROVED BY THE DIVISION

16				¹⁷ OPERATOR CERTIFICATION <i>I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief.</i> Signature Darrin Steed Printed Name Regulatory Supervisor Title September 5, 2003 Date
				¹⁸ SURVEYOR CERTIFICATION <i>I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.</i> August 23, 2001 Date of Survey Signature and Seal of Professional Surveyor: Original signed by Roy Rush 8894 Certificate Number

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⁴ Property Code	⁵ Property Name Ute Indians A	⁶ Well Number 36
⁷ OGRID No. 167067	⁸ Operator Name XTO Energy Inc	⁹ Elevation 5,983' GR

¹⁰ Surface Location

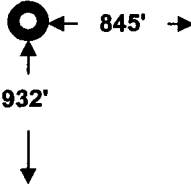
UL or lot no. P	Section 27	Township 32N	Range 14W	Lot Idn	Feet from the 932'	North/South line South	Feet from the 845'	East/West line East	County San Juan
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UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
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¹² Dedicated Acres 320	¹³ Joint or Infill	¹⁴ Consolidation Code	¹⁵ Order No.
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WELL LOCATION AND ACREAGE DEDICATION PLAT

¹ API Number 30-045-31604		² Pool Code 96352		³ Pool Name Barker Dome; Akah-Upper Barker Creek	
⁴ Property Code		⁵ Property Name Ute Indians A			⁶ Well Number 36
⁷ OGRID No. 167067		⁸ Operator Name XTO Energy Inc			⁹ Elevation 5,983' GR

¹⁰ Surface Location

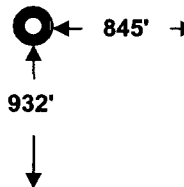
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				¹⁸ SURVEYOR CERTIFICATION <i>I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.</i> August 23, 2001 Date of Survey Signature and Seal of Professional Surveyor: Original signed by Roy Rush 8894 Certificate Number



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¹ API Number 30-045-31604		² Pool Code 71560	³ Pool Name Barker Dome Paradox
⁴ Property Code	⁵ Property Name Ute Indians A		⁶ Well Number 36
⁷ OGRID No. 167067	⁸ Operator Name XTO Energy Inc		⁹ Elevation 5,983' GR

¹⁰ Surface Location

UL or lot no. P	Section 27	Township 32N	Range 14W	Lot Idn	Feet from the 932'	North/South line South	Feet from the 845'	East/West line East	County San Juan
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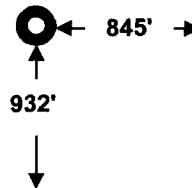
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UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
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¹² Dedicated Acres 640	¹³ Joint or Infill	¹⁴ Consolidation Code	¹⁵ Order No.
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16				<p align="center">¹⁷ OPERATOR CERTIFICATION <i>I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief.</i></p> <p>Signature</p> <p>Darrin Steed Printed Name</p> <p>Regulatory Supervisor Title</p> <p>May 19, 2003 Date</p>
				<p align="center">¹⁸ SURVEYOR CERTIFICATION <i>I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.</i></p> <p>August 23, 2001 Date of Survey</p> <p>Signature and Seal of Professional Surveyor: Original signed by Roy Rush</p> <p>8894 Certificate Number</p>



DATE IN	SUSPENSE	ENGINEER	LOGGED IN	TYPE	APP NO.
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ABOVE THIS LINE FOR DIVISION USE ONLY

NEW MEXICO OIL CONSERVATION DIVISION
- Engineering Bureau -
 1220 South St. Francis Drive, Santa Fe, NM 87505



ADMINISTRATIVE APPLICATION CHECKLIST

THIS CHECKLIST IS MANDATORY FOR ALL ADMINISTRATIVE APPLICATIONS FOR EXCEPTIONS TO DIVISION RULES AND REGULATIONS WHICH REQUIRE PROCESSING AT THE DIVISION LEVEL IN SANTA FE

Application Acronyms:

[NSL-Non-Standard Location] [NSP-Non-Standard Proration Unit] [SD-Simultaneous Dedication]
[DHC-Downhole Commingling] [CTB-Lease Commingling] [PLC-Pool/Lease Commingling]
[PC-Pool Commingling] [OLS - Off-Lease Storage] [OLM-Off-Lease Measurement]
[WFX-Waterflood Expansion] [PMX-Pressure Maintenance Expansion]
[SWD-Salt Water Disposal] [IPI-Injection Pressure Increase]
[EOR-Qualified Enhanced Oil Recovery Certification] [PPR-Positive Production Response]

[1] TYPE OF APPLICATION - Check Those Which Apply for [A]

[A] Location - Spacing Unit - Simultaneous Dedication
☐ NSL ☐ NSP ☐ SD

Check One Only for [B] or [C]

[B] Commingling - Storage - Measurement
☒ DHC ☐ CTB ☐ PLC ☐ PC ☐ OLS ☐ OLM

[C] Injection - Disposal - Pressure Increase - Enhanced Oil Recovery
☐ WFX ☐ PMX ☐ SWD ☐ IPI ☐ EOR ☐ PPR

[D] Other: Specify _____

[2] NOTIFICATION REQUIRED TO: - Check Those Which Apply, or ☐ Does Not Apply

[A] ☒ Working, Royalty or Overriding Royalty Interest Owners

[B] ☐ Offset Operators, Leaseholders or Surface Owner

[C] ☐ Application is One Which Requires Published Legal Notice

[D] ☒ Notification and/or Concurrent Approval by BLM or SLO
 U.S. Bureau of Land Management - Commissioner of Public Lands, State Land Office

[E] ☐ For all of the above, Proof of Notification or Publication is Attached, and/or,

[F] ☐ Waivers are Attached

[3] SUBMIT ACCURATE AND COMPLETE INFORMATION REQUIRED TO PROCESS THE TYPE OF APPLICATION INDICATED ABOVE.

[4] CERTIFICATION: I hereby certify that the information submitted with this application for administrative approval is **accurate** and **complete** to the best of my knowledge. I also understand that **no action** will be taken on this application until the required information and notifications are submitted to the Division.

Note: Statement must be completed by an individual with managerial and/or supervisory capacity.

 Darrin Steed
 Print or Type Name

 Signature

 Regulatory Supervisor
 Title

10/3/03
 Date

 Darrin_Steed@XTOEnergy.com
 e-mail Address