

DATE IN <u>11/7/10</u>	SUSPENSE	ENGINEER <u>DILB.</u>	LOGGED IN <u>11/7/10</u>	TYPE <u>DHC</u>	PTG-W APP NO. <u>1032135624</u>
------------------------	----------	-----------------------	--------------------------	-----------------	------------------------------------

ABOVE THIS LINE FOR DIVISION USE ONLY

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



XTO
5380

Breech F#2

ADMINISTRATIVE APPLICATION CHECKLIST

30-039-29999

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

4338

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.

Lorri D. Bingham
 Print or Type Name

Lorri D. Bingham
 Signature

Regulatory Analyst
 Title

11/12/10
 Date

Lorri_bingham@xtoenergy.com
 e-mail Address

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

State of New Mexico
Energy, Minerals and Natural Resources

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

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

APPLICATION FOR DOWNHOLE COMMINGLING

XTO Energy Inc. Operator .382 CR 3100 Aztec, NM 87410 Address

BREECH F Lease #2 Well No. C SEC 33 -T27N-R6 W Unit Letter-Section-Township-Range RIO ARRIBA County

OGRID No. 5380 Property Code 304754 API No. 30-039-29999 Lease Type: X Federal ___ State ___ Fee ___

DATA ELEMENT	UPPER ZONE	INTERMEDIATE ZONE	LOWER ZONE
Pool Name	BASIN MANCOS		BASIN DAKOTA
Pool Code	97232		71599
Top and Bottom of Pay Section (Perforated or Open-Hole Interval)	6737' - 6940'		7398' - 7594'
Method of Production (Flowing or Artificial Life)	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)			
Oil Gravity or Gas BTU (Degree API or Gas BTU)			
Producing, Shut-In or New Zone	PRODUCING		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: Rates:	Date: Rates:	Date: 7/2010 Rates: 36 MCFD/1 BO/2 EW
Fixed Allocation Percentage (Note: If allocation is based upon something other than current or past production, supporting data or explanation will be required.)	Oil: 55 % Gas: 60 %	Oil: % Gas: %	Oil: 45 % Gas: 40 %

Are all working, overriding, and royalty interests identical in all commingled zones? Yes ___ No X
If not, have all working, overriding, and royalty interests 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 all offset operators.
 - Notification list of working, overriding, and royalty interests for uncommon interest cases.
 - Any additional statements, data, or documents required to support commingling.

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 Lorri D. Bingham TITLE REGULATORY ANALYST DATE 11/12/10

TYPE OR PRINT NAME LORRI D. BINGHAM TELEPHONE NO. (505) 333-3204

E-MAIL lorri_bingham@xtoenergy.com

RECEIVED OCT 15 2010
 2010 NOV 15 P 3:11

Allocations for Breech F 2 (Located in the NE quarter of Section 33 in 27N 6W)

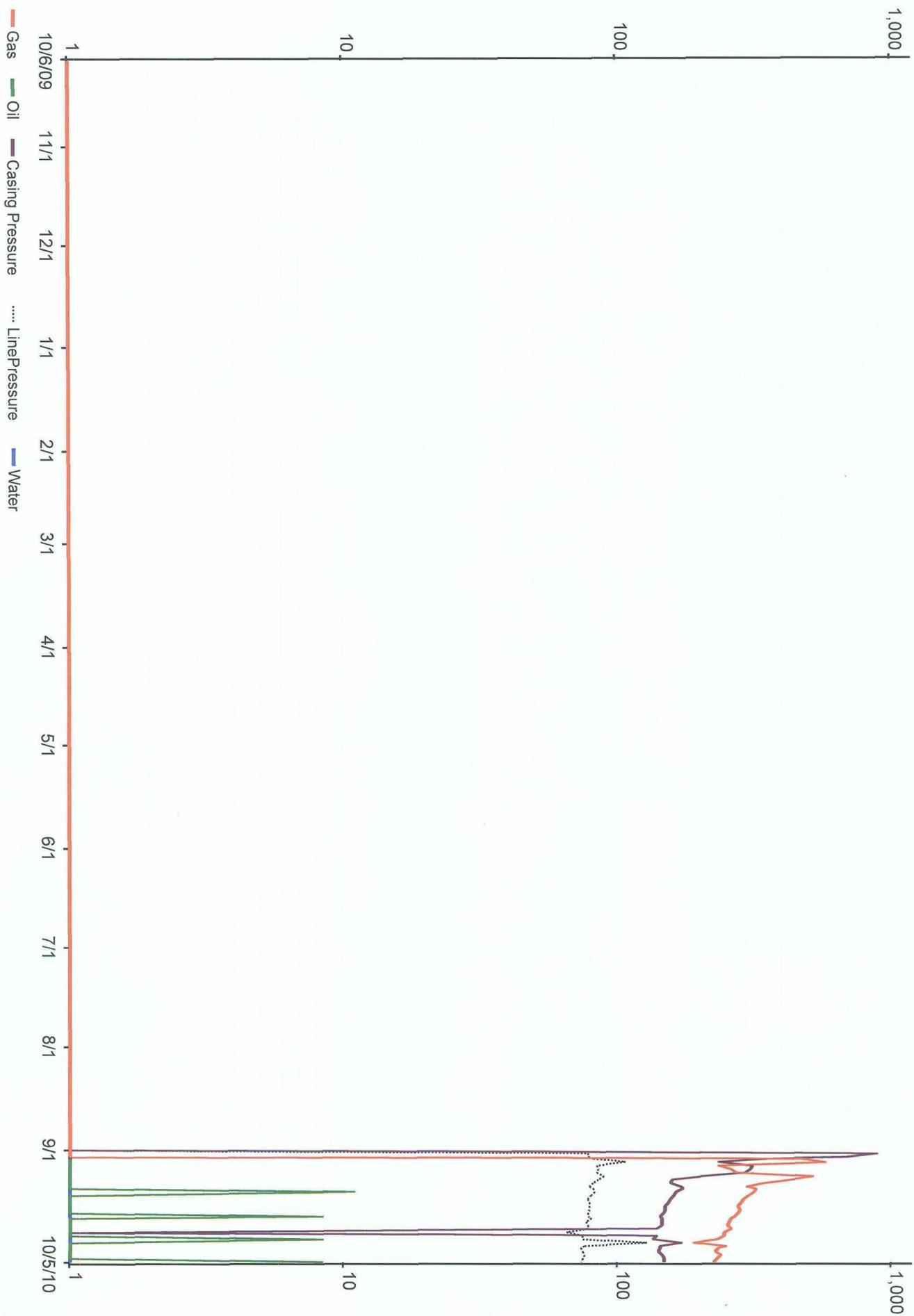
	7 Day Average Rate (MCFPD)	Gas Allocations	30 Day Average Rate (BOPD)	Oil Allocations	Water Allocations
Mancos =	230	0.60	0.89	0.55	0.82
Dakota =	155	0.40	0.72	0.45	0.18
Total =	385	1.00	1.61	1.00	1.00

The gas allocations of 60% Mancos and 40% Dakota for the Breech F 2 coincides with other allocations in nearby wells. The closest Mancos/Dakota well in the area is the Breech F 16 (located in the NE quarter of Section 33 in 27N 6W), which has gas allocations of 56% Mancos and 44% Dakota, oil allocations of 95% Mancos and 5% Dakota and water allocations of 82% Mancos and 18% Dakota.

MCF

BREECH F 002 MC

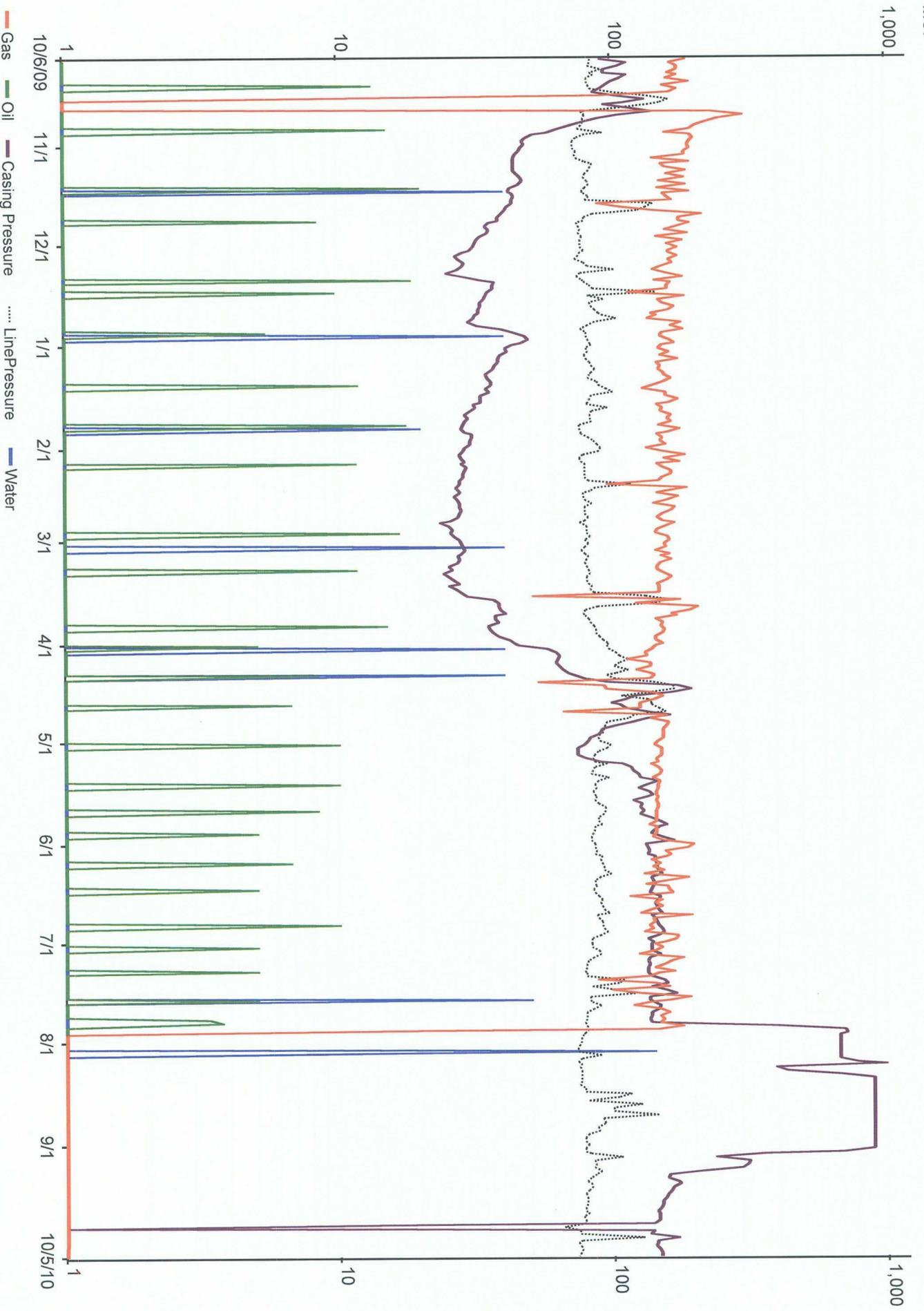
BBL



MCF

BRECH F 002 DK

BBL





382 CR 3100
Aztec, NM 87410

November 12, 2010

Interest Owners

Subject: Notice of Intent to Apply for Downhole Commingling
Breech F #2
Unit C, Sec 33, 27N, R6W

XTO Energy Inc is submitting an application to the New Mexico Oil Conservation Division (NMOCD) to downhole commingle production from the Basin Dakota and the Basin Mancos pools in the Breech F #2. Commingling of these pools will minimize operating costs, add reserves and improve economics of the well.

The proposed allocation percentages for each pool are as follows:

Mancos:	Gas: 60%	Water: 82%	Oil: 55%
Dakota	Gas: 40%	Water: 18%	Oil: 45%

NMOCD requires all interest owners be notified of intent to downhole commingle if ownership is different between zones. If you need additional information or have any questions, I may be contacted at (505) 333-3100. If you have any objections to our application, please contact me within twenty (20) days of the date of this letter.

Sincerely,


Lorri D. Bingham
Regulatory Compliance Tech

xc: well file

BETSY BRYANT
2201 BROOKHOLLOW
ABILENE, TX 796055507

BREECH F 002 REG DEPT lb

BETSY BRYANT
2201 BROOKHOLLOW
ABILENE, TX 796055507

BREECH F 002 REG DEPT lb

BETSY BRYANT
2201 BROOKHOLLOW
ABILENE, TX 796055507

BREECH F 002 REG DEPT lb

BP AMERICA PRODUCTION COMPANY
P O BOX 277897
ATLANTA, GA 303847897

BREECH F 002 REG DEPT lb

BP AMERICA PRODUCTION COMPANY
P O BOX 277897
ATLANTA, GA 303847897

BREECH F 002 REG DEPT lb

BP AMERICA PRODUCTION COMPANY
ATTN OUTSIDE OPERATE
PO BOX 848103
DALLAS, TX 752840000

BREECH F 002 REG DEPT lb

BP AMERICA PRODUCTION COMPANY
ATTN OUTSIDE OPERATE
PO BOX 848103
DALLAS, TX 752840000

BREECH F 002 REG DEPT lb

BP AMERICA PRODUCTION COMPANY
ATTN OUTSIDE OPERATE
PO BOX 848103
DALLAS, TX 752840000

BREECH F 002 REG DEPT lb

BP AMERICA PRODUCTION COMPANY
P O BOX 277897
ATLANTA, GA 303847897

BREECH F 002 REG DEPT lb

DOROTHY BARTLETT C/O MS KAY
WARD
PALOUSE ENT
825 SE BISHOP BLVD SUITE 601
PULLMAN, WA 991630000

BREECH F 002 REG DEPT lb

DOROTHY BARTLETT C/O MS KAY
WARD
PALOUSE ENT
825 SE BISHOP BLVD SUITE 601
PULLMAN, WA 991630000

BREECH F 002 REG DEPT lb

DOROTHY BARTLETT C/O MS KAY
WARD
PALOUSE ENT
825 SE BISHOP BLVD SUITE 601
PULLMAN, WA 991630000

BREECH F 002 REG DEPT lb

ENERGEN RESOURCES
CORPORATION
605 RICHARD ARRINGTON BLVD N
BIRMINGHAM, AL 352032707

BREECH F 002 REG DEPT lb

ENERGEN RESOURCES
CORPORATION
605 RICHARD ARRINGTON BLVD N
BIRMINGHAM, AL 352032707

BREECH F 002 REG DEPT lb

ENERGEN RESOURCES
CORPORATION
605 RICHARD ARRINGTON BLVD N
BIRMINGHAM, AL 352032707

BREECH F 002 REG DEPT lb

EPIC ROYALTIES LLC
2960 INCA ST #207
DENVER, CO 802020000

BREECH F 002 REG DEPT lb

EPIC ROYALTIES LLC
2960 INCA ST #207
DENVER, CO 802020000

BREECH F 002 REG DEPT lb

EPIC ROYALTIES LLC
2960 INCA ST #207
DENVER, CO 802020000

BREECH F 002 REG DEPT lb

GAIL SMITH KEYS
1803 CRESTVIEW DR
CARROLLTON, TX 750061609

BREECH F 002 REG DEPT lb

GAIL SMITH KEYS
1803 CRESTVIEW DR
CARROLLTON, TX 750061609

BREECH F 002 REG DEPT lb

GAIL SMITH KEYS
1803 CRESTVIEW DR
CARROLLTON, TX 750061609

BREECH F 002 REG DEPT lb

GEORGE W UMBACH C/O BANK OF
OKLAHOMA AGENT ATTN J
PO BOX 1588
TULSA, OK 741010000

BREECH F 002 REG DEPT lb

GEORGE W UMBACH C/O BANK OF
OKLAHOMA AGENT ATTN J
PO BOX 1588
TULSA, OK 741010000

BREECH F 002 REG DEPT lb

GEORGE W UMBACH C/O BANK OF
OKLAHOMA AGENT ATTN J
PO BOX 1588
TULSA, OK 741010000

BREECH F 002 REG DEPT lb

GREG & NANCY VANCE FAM L PTRSP
C/O PRODUCTION GATHERING CO LP
BY G & N MGNT CO LLC
8080 N CENTRAL EXPY STE 1090
DALLAS, TX 752060000

BREECH F 002 REG DEPT lb

GREG & NANCY VANCE FAM L PTRSP
C/O PRODUCTION GATHERING CO LP
BY G & N MGNT CO LLC
8080 N CENTRAL EXPY STE 1090
DALLAS, TX 752060000

BREECH F 002 REG DEPT lb

GREG & NANCY VANCE FAM L PTRSP
C/O PRODUCTION GATHERING CO LP
BY G & N MGNT CO LLC
8080 N CENTRAL EXPY STE 1090
DALLAS, TX 752060000

BREECH F 002 REG DEPT lb

GW HOLDINGS INC.
P O BOX 121938
FORT WORTH, TX 761211938
BREECH F 002 REG DEPT lb

GW HOLDINGS INC.
P O BOX 121938
FORT WORTH, TX 761211938
BREECH F 002 REG DEPT lb

GW HOLDINGS INC.
P O BOX 121938
FORT WORTH, TX 761211938
BREECH F 002 REG DEPT lb

HARRIET M. BUCHENAU LIVING
TRUST DTD 8/30/94 HARRI
PO BOX 867585
PLANO, TX 750867585
BREECH F 002 REG DEPT lb

HARRIET M. BUCHENAU LIVING
TRUST DTD 8/30/94 HARRI
PO BOX 867585
PLANO, TX 750867585
BREECH F 002 REG DEPT lb

HARRIET M. BUCHENAU LIVING
TRUST DTD 8/30/94 HARRI
PO BOX 867585
PLANO, TX 750867585
BREECH F 002 REG DEPT lb

HENRIETTA E SCHULTZ TRUSTEE
500 N. AKARD, SUITE 2940
DALLAS, TX 752013360
BREECH F 002 REG DEPT lb

HENRIETTA E SCHULTZ TRUSTEE
500 N. AKARD, SUITE 2940
DALLAS, TX 752013360
BREECH F 002 REG DEPT lb

HENRIETTA E SCHULTZ TRUSTEE
500 N. AKARD, SUITE 2940
DALLAS, TX 752013360
BREECH F 002 REG DEPT lb

JOSEPH W BARTLETT JR
5117 LYTON AVE
LAS VEGAS, NV 891461452
BREECH F 002 REG DEPT lb

JOSEPH W BARTLETT JR
5117 LYTON AVE
LAS VEGAS, NV 891461452
BREECH F 002 REG DEPT lb

JOSEPH W BARTLETT JR
5117 LYTON AVE
LAS VEGAS, NV 891461452
BREECH F 002 REG DEPT lb

LAS COLINAS MINERALS LP
125 E JOHN CARPENTER FRWY
SUITE 600
IRVING, TX 750620000
BREECH F 002 REG DEPT lb

LAS COLINAS MINERALS LP
125 E JOHN CARPENTER FRWY
SUITE 600
IRVING, TX 750620000
BREECH F 002 REG DEPT lb

LAS COLINAS MINERALS LP
125 E JOHN CARPENTER FRWY
SUITE 600
IRVING, TX 750620000
BREECH F 002 REG DEPT lb

LORRAINE N HIGBIE
1600 BROADWAY STE 1400
DENVER, CO 802020000
BREECH F 002 REG DEPT lb

LORRAINE N HIGBIE
1600 BROADWAY STE 1400
DENVER, CO 802020000
BREECH F 002 REG DEPT lb

LORRAINE N HIGBIE
1600 BROADWAY STE 1400
DENVER, CO 802020000
BREECH F 002 REG DEPT lb

MACLONDON ENERGY, LP
PO BOX 14230
ODESSA, TX 797680000
BREECH F 002 REG DEPT lb

MACLONDON ENERGY, LP
PO BOX 14230
ODESSA, TX 797680000
BREECH F 002 REG DEPT lb

MACLONDON ENERGY, LP
PO BOX 14230
ODESSA, TX 797680000
BREECH F 002 REG DEPT lb

MARGIE S. ELKINS
11008 ALEXANDRIA DR
FRISCO, TX 750358385
BREECH F 002 REG DEPT lb

MARGIE S. ELKINS
11008 ALEXANDRIA DR
FRISCO, TX 750358385
BREECH F 002 REG DEPT lb

MARGIE S. ELKINS
11008 ALEXANDRIA DR
FRISCO, TX 750358385
BREECH F 002 REG DEPT lb

MHT PROPERTIES LTD
3840 WINDSOR LANE
DALLAS, TX 752050000
BREECH F 002 REG DEPT lb

MHT PROPERTIES LTD
3840 WINDSOR LANE
DALLAS, TX 752050000
BREECH F 002 REG DEPT lb

MHT PROPERTIES LTD
3840 WINDSOR LANE
DALLAS, TX 752050000
BREECH F 002 REG DEPT lb

MITZI EASLEY
1203 ARRONIMIK CIR
AUSTIN, TX 787466301
BREECH F 002 REG DEPT lb

MITZI EASLEY
1203 ARRONIMIK CIR
AUSTIN, TX 787466301
BREECH F 002 REG DEPT lb

MITZI EASLEY
1203 ARRONIMIK CIR
AUSTIN, TX 787466301
BREECH F 002 REG DEPT lb

MMS XTO FEDERAL
C/O XTO ENERGY INC
810 HOUSTON STREET
FORT WORTH, TX 761026298
BREECH F 002 REG DEPT lb

MMS XTO FEDERAL
C/O XTO ENERGY INC
810 HOUSTON STREET
FORT WORTH, TX 761026298
BREECH F 002 REG DEPT lb

MMS XTO FEDERAL
C/O XTO ENERGY INC
810 HOUSTON STREET
FORT WORTH, TX 761026298
BREECH F 002 REG DEPT lb

ODYSSEY ROYALTIES LLC
8261 S MONACO COURT
ENGLEWOOD, CO 801120000
BREECH F 002 REG DEPT lb

ODYSSEY ROYALTIES LLC
8261 S MONACO COURT
ENGLEWOOD, CO 801120000
BREECH F 002 REG DEPT lb

ODYSSEY ROYALTIES LLC
8261 S MONACO COURT
ENGLEWOOD, CO 801120000
BREECH F 002 REG DEPT lb

PATRICK ROBINSON
7036 S SHAWNEE ST
AURORA, CO 800160000
BREECH F 002 REG DEPT lb

PATRICK ROBINSON
7036 S SHAWNEE ST
AURORA, CO 800160000
BREECH F 002 REG DEPT lb

PATRICK ROBINSON
7036 S SHAWNEE ST
AURORA, CO 800160000
BREECH F 002 REG DEPT lb

PHILIP T BEE CHARITABLE TRUST
JILL C BEE & ROSE B
5600 W LOVERS LN STE 116
PMB 136
DALLAS, TX 752090000
BREECH F 002 REG DEPT lb

PHILIP T BEE CHARITABLE TRUST
JILL C BEE & ROSE B
5600 W LOVERS LN STE 116
PMB 136
DALLAS, TX 752090000
BREECH F 002 REG DEPT lb

PHILIP T BEE CHARITABLE TRUST
JILL C BEE & ROSE B
5600 W LOVERS LN STE 116
PMB 136
DALLAS, TX 752090000
BREECH F 002 REG DEPT lb

PICKLE INC. C/O MICHAEL D. MACKEL
PO BOX 16163
BEVERLY HILLS, CA 902090000
BREECH F 002 REG DEPT lb

PICKLE INC. C/O MICHAEL D. MACKEL
PO BOX 16163
BEVERLY HILLS, CA 902090000
BREECH F 002 REG DEPT lb

PICKLE INC. C/O MICHAEL D. MACKEL
PO BOX 16163
BEVERLY HILLS, CA 902090000
BREECH F 002 REG DEPT lb

ROBT UMBACH CANCER
FOUNDATION WELLS FARGO BANK,
NA
ATTN: OPERATIONS
PO BOX 5383
DENVER, CO 802170000
BREECH F 002 REG DEPT lb

ROBT UMBACH CANCER
FOUNDATION WELLS FARGO BANK,
NA
ATTN: OPERATIONS
PO BOX 5383
DENVER, CO 802170000
BREECH F 002 REG DEPT lb

ROBT UMBACH CANCER
FOUNDATION WELLS FARGO BANK,
NA
ATTN: OPERATIONS
PO BOX 5383
DENVER, CO 802170000
BREECH F 002 REG DEPT lb

SARAH S MIMS TRUST WILLIAM L
MADSEN AND SARAH S MI
PO BOX 111846
CARROLLTON, TX 750111846
BREECH F 002 REG DEPT lb

SARAH S MIMS TRUST WILLIAM L
MADSEN AND SARAH S MI
PO BOX 111846
CARROLLTON, TX 750111846
BREECH F 002 REG DEPT lb

SARAH S MIMS TRUST WILLIAM L
MADSEN AND SARAH S MI
PO BOX 111846
CARROLLTON, TX 750111846
BREECH F 002 REG DEPT lb

SUSAN RITTER
4700 VIA MEDIA
AUSTIN, TX 787460000
BREECH F 002 REG DEPT lb

SUSAN RITTER
4700 VIA MEDIA
AUSTIN, TX 787460000
BREECH F 002 REG DEPT lb

SUSAN RITTER
4700 VIA MEDIA
AUSTIN, TX 787460000
BREECH F 002 REG DEPT lb

TED WEINER OIL PROPERTIES TRST
GWENDOLYN WEINER, T
PO BOX 121938
FORT WORTH, TX 761210000
BREECH F 002 REG DEPT lb

TED WEINER OIL PROPERTIES TRST
GWENDOLYN WEINER, T
PO BOX 121938
FORT WORTH, TX 761210000
BREECH F 002 REG DEPT lb

TED WEINER OIL PROPERTIES TRST
GWENDOLYN WEINER, T
PO BOX 121938
FORT WORTH, TX 761210000
BREECH F 002 REG DEPT lb

TEXAS CRUDE ENERGY INC.
P O BOX 122389
FORT WORTH, TX 761212389
BREECH F 002 REG DEPT 1b

TEXAS CRUDE ENERGY INC.
P O BOX 122389
FORT WORTH, TX 761212389
BREECH F 002 REG DEPT 1b

TEXAS CRUDE ENERGY INC.
P O BOX 122389
FORT WORTH, TX 761212389
BREECH F 002 REG DEPT 1b

TEXAS CRUDE OIL- JOINT VENTURE
P O BOX 122389
FORT WORTH, TX 761212389
BREECH F 002 REG DEPT 1b

TEXAS CRUDE OIL- JOINT VENTURE
P O BOX 122389
FORT WORTH, TX 761212389
BREECH F 002 REG DEPT 1b

TEXAS CRUDE OIL- JOINT VENTURE
P O BOX 122389
FORT WORTH, TX 761212389
BREECH F 002 REG DEPT 1b

XTO ENERGY PARTNERS
OPERATING, LLC
810 HOUSTON STREET
FORT WORTH, TX 761026298
BREECH F 002 REG DEPT 1b

XTO ENERGY PARTNERS
OPERATING, LLC
810 HOUSTON STREET
FORT WORTH, TX 761026298
BREECH F 002 REG DEPT 1b

XTO ENERGY PARTNERS
OPERATING, LLC
810 HOUSTON STREET
FORT WORTH, TX 761026298
BREECH F 002 REG DEPT 1b

ZAP MINERALS LP
PO BOX 570174
HOUSTON, TX 772570000
BREECH F 002 REG DEPT 1b

ZAP MINERALS LP
PO BOX 570174
HOUSTON, TX 772570000
BREECH F 002 REG DEPT 1b

ZAP MINERALS LP
PO BOX 570174
HOUSTON, TX 772570000
BREECH F 002 REG DEPT 1b



New Mexico Energy, Minerals and Natural Resources Department

Bill Richardson

Governor

Jim Noel
Cabinet Secretary

Karen W. Garcia
Deputy Cabinet Secretary

Mark Fesmire
Division Director
Oil Conservation Division



November 22, 2010

Ms. Lori Bingham
382 CR 3100
Aztec, NM 87410

**Re: Breach F #2
DHC Application**

Dear Ms. Bingham

I attempted to send the attached communication by email but was advised that it could not be delivered. Accordingly, I have enclosed it herewith.

Sincerely

David K. Brooks
Legal Examiner



Brooks, David K., EMNRD

From: Brooks, David K., EMNRD
Sent: Monday, November 22, 2010 11:44 AM
To: 'Lori_bingham@xtoenergy.com'
Subject: FW: Breech F #2; DHC Application

From: Brooks, David K., EMNRD
Sent: Monday, November 22, 2010 11:43 AM
To: 'Lori_bingham@xto.com'
Subject: Breech F #2; DHC Application

I have the referenced application is in hand.

This application involves diverse ownership. Notice was given, according to the attachment, on November 12. The 20-day protest period thus expires on December 1.

Accordingly, I will need you to advise me, on or after December 2, 2010, whether or not you have received any protest.

Thanks

David K. Brooks
Legal Examiner

Brooks, David K., EMNRD

From: Brooks, David K., EMNRD
Sent: Monday, November 22, 2010 11:44 AM
To: 'Lori_bingham@xtoenergy.com'
Subject: FW: Breech F #2; DHC Application

From: Brooks, David K., EMNRD
Sent: Monday, November 22, 2010 11:43 AM
To: 'Lori_bingham@xto.com'
Subject: Breech F #2; DHC Application

I have the referenced application is in hand.

This application involves diverse ownership. Notice was given, according to the attachment, on November 12. The 20-day protest period thus expires on December 1.

Accordingly, I will need you to advise me, on or after December 2, 2010, whether or not you have received any protest.

Thanks

David K. Brooks
Legal Examiner

Brooks, David K., EMNRD

From: Lorri_Bingham@xtoenergy.com
Sent: Wednesday, December 08, 2010 10:21 AM
To: Brooks, David K., EMNRD
Subject: Re: FW: Breech F #2; DHC Application

XTO Energy has not received any protest as of 12/8/10.

Thanks for your consideration,

Lorri Bingham
Regulatory Analyst
XTO Energy, Inc./Farmington
(505) 333-3204
(505) 787-0498
Lorri_bingham@xtoenergy.com

"Brooks, David K., EMNRD" <david.brooks@state.nm.us>

11/24/2010 03:58 PM

To <Lorri_bingham@xtoenergy.com>
cc
Subject FW: Breech F #2; DHC Application

From: Brooks, David K., EMNRD
Sent: Monday, November 22, 2010 11:44 AM
To: 'Lori_bingham@xtoenergy.com'
Subject: FW: Breech F #2; DHC Application

From: Brooks, David K., EMNRD
Sent: Monday, November 22, 2010 11:43 AM
To: 'Lori_bingham@xto.com'
Subject: Breech F #2; DHC Application

I have the referenced application is in hand.

This application involves diverse ownership. Notice was given, according to the attachment, on November 12. The 20-day protest period thus expires on December 1.

Accordingly, I will need you to advise me, on or after December 2, 2010, whether or not you have received any protest.

Thanks

David K. Brooks
Legal Examiner

Confidentiality Notice: This e-mail, including all attachments is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is prohibited unless specifically provided under the New Mexico Inspection of Public Records Act. If you are not the intended recipient, please contact the sender and destroy all copies of this message. -- This email has been scanned by the Sybari - Antigen Email System.

2