UNITED STATES FORM APPROVED Form 3160-5 OMB NO 1004-0137 (August.2007 DEPARTMENT OF THE INTERIOR EDUREAU OF LAND MANAGEMENT Expires July 31, 2010 5 Lease Serial No SUNDRY NOTICES AND REPORTS ON WELLS NMSF077384 MAY 3 Do not use this form for proposals to drill or to re-enter an 6 If Indian, Allottee or Tribe Name abandoned well. Use Form 3160-3 (APD) for such proposals. Farmington Field Office Bureau of Land เรีย**ัยที่กับเกา TRIPLICATE** - Other instructions on page 2 7 If Unit or CA/Agreement, Name and/or No Type of Well 8 Well Name and No Oil Well X Gas Well KUTZ J FEDERAL #2E Name of Operator XIO ENERGY INC. 9 API Well No 3a Address 3b. Phone No (include area code) 30-045-30755 382 CR 3100 AZTEC, NM 87410 505-333-3100 10 Field and Pool, or Exploratory Area 4 Location of Well (Footage, Sec., T., R., M., or Survey Description) BASIN DAKOTA 1645' FSL & 1160' FEL NESE Sec. 6(I)-T27N-10W N.M.P.M. 11. County or Parish, State SAN JIIAN CHECK APPROPRIATE BOX(ES) TO INDICATE NATURE OF NOTICE, REPORT, OR OTHER DATA 12 TYPE OF SUBMISSION TYPE OF ACTION Notice of Intent Acidize Deepen Production (Start/Resume) Water Shut-Off Alter Casing Fracture Treat Well Integrity Reclamation X Subsequent Report Casing Repair New Construction Recomplete Other Change Plans X Plug and Abandon Temporarily Abandon Final Abandonment Notice Convert to Injection Plug Back Water Disposal Describe Proposed or Completed Operation (clearly state all pertinent details, including estimated starting date of any proposed work and approximate duration thereof Attach the Bond under which the work will be performed or provide the Bond No on file with BLM/BIA. Required subsequent reports shall be filed within 30 days following completion of the involved operations. If the operation results in a multiple completion or recompletion in a new interval, a Form 3160-4 shall be filed once testing has been completed. Final Abandonment Notices shall be filed only after all requirements, including reclamation, have been completed, and the operator has determined that the final site is ready for final inspection.) XTO Energy Inc. has plugged and abandoned this well per the following: 5/16/2012 MIRU. TOH 2-3/8" tbg. Plug #1 w/28 sx Type B cmt (mixed @ 15.6 ppg, 1.18 cu ft/sx). Cmt plg fr/5,649' - 5,280'. Val Jamison w/BLM on loc. 5/17/2012 Plug #2 w/12 sx Type B cmt (mixed @ 15.6 ppg, 1.18 cu ft/sx). Cmt plq fr/4,628' - 4,470'. Plug #3 w/12 sx Type B cmt (mixed @ 15.6 ppg, 1.18 cu ft/sx). Cmt plg fr/3,479' - 3,321'. Plug #4 w/15 sx Type B cmt (mixed @ 15.6 ppg, 1.18 cu ft/sx). Cmt plg fr/2,851' - 2,654'. Plug #5 w/30 sx Type B cmt (mixed @ 15.6 ppq, 1.18 cuft/sx). Cmt plq fr/1,940' - 1,439'. Pluq #6 w/24 sx Type B cmt (15.6 ppq, 1.18 cu ft/sx). Cmt plg fr/1,020' - 704'. Plug #7 w/40 sx Type B cmt (mixed @ 15.6 ppg, 1.18 cu ft/sx). Cmt plg fr/411' - surf. Dug out fr/WH. Cut off WH. Topped off & set DH marker w/32 sx Type B cmt (mixed @ 15.6 ppg, 1.18 cu ft/sx). Val Jamison w/RLM on loc. RDMO. RCVD JUN 5'12 OIL CONS. DIV. I hereby certify that the foregoing is true and correct Name (Printed/Typed) DIST. 3 SHERRY J. MORROW Title REGULATORY ANALYST Date 5/29/2012 THIS SPACE FOR FEDERAL OR STATE OFFICE USE Title Approved by Conditions of approval, if any, are attached Approval of this notice does not warrant or certify that Office the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant to conduct operations thereon Title 18 U.S.C. Section 1001, and Title 43 U.S.C. Section 1212, makes it a crime for any person knowingly and willfully to make to any department or agency of the United States any false,

fictitious or fraudulent statements or representations as to any matter within its jurisdiction