Form 3160-5 (August 2007)

UNITED STATES DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

SUNDRY NOTICES AND REPORTS ON WELLS

the applicant holds legal or equitable title to those rights in the subject lease which would

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

entitle the applicant to conduct operations thereon

FORM APPROVED OMB NO 1001-0137 Expires July 31, 2010

5 Lease Serial No

BIA 142060462

6. If Indian, Allottee or Tribe Name Do not use this form for proposals to drill or to re-enter an abandoned well. Use Form 3160-3 (APD) for such proposals. UTE MOUNTAIN UTE 7. If Unit or CA/Agreement, Name and/or No SUBMIT IN TRIPLICATE - Other instructions on page 2 1. Type of Well 8. Well Name and No. Oil Well X Gas Well Other UTE INDIANS A #62 2 Name of Operator XIO Energy Inc. 9. API Well No 3a Address 3b Phone No. (include area code) 30-045-34331 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) UTE DOME PARADOX 1535' FSL & 670' FWL SEC 25L-T32N-R14W NWSW N.M.P.M. 11. County or Parish, State SAN JUAN 12. CHECK APPROPRIATE BOX(ES) TO INDICATE NATURE OF NOTICE, REPORT, OR OTHER DATA TYPE OF SUBMISSION TYPE OF ACTION Notice of Intent Acidize Deepen Production (Start/Resume) Water Shut-Off Alter Casing Fracture Treat Reclamation Well integrity Subsequent Report Casing Repair New Construction Recomplete Other Change Plans 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 If the proposal is to deepen directionally or recomplete horizontally, give subsurface locations and measured and true vertical depths of all pertinent markers and zones. 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 3160-1 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., is unable to complete this well at this time due to processing plant restrictions. ROVD SEP 10'09 OT COMS. DIV. NOCEPTED FOR RECOR DIST. 3 AUG - 3 2009 Amen Friedunce / week of Land Herogenori Bursey of Land Management Durango, Colorado I hereby certify that the foregoing is true and correct Name (Printed/Typed) Title BARBARA J CONDER REGULATORY CLERK Signature Date 07/31/09 THIS SPACE FOR FEDERAL OR STATE OFFICE USE Title Date Approved by Conditions of approval, if any, are attached Approval of this notice does not warrant or certify that Office

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,