

DATE IN 12/14/09	SUSPENSE 1/3/10	ENGINEER REUTHER	LOGGED IN 12/14	TYPE DHC	APP NO. 0934855197
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2009 DEC 14 PM 1:41

ABOVE THIS LINE FOR DIVISION USE ONLY

NEW MEXICO OIL CONSERVATION DIVISION

- Engineering Bureau -

1220 South St. Francis Drive, Santa Fe, NM 87505



XTO Energy

RECEIVED

ADMINISTRATIVE APPLICATION CHECKLIST PM 1:40

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]

Breech #244

30-039-0652

[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.

WANETT MCCAULEY

Print or Type Name

Signature

Title

REGULATORY COMPLIANCE TECHNICIAN

12/11/2009

Date

wanett_mccauley@xtoenergy.com

e-mail Address

State of New Mexico
Energy, Minerals and Natural Resources

Oil Conservation Division

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

Form C-107A
Revised June 10, 2003

APPLICATION TYPE

☒ Single Well

☐ Establish Pre-Approved Pools

EXISTING WELLBORE

☒ Yes ☐ No

APPLICATION FOR DOWNHOLE COMMINGLING

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

XTO Energy Inc.
Operator

382 CR 3100, Aztec, NM 87410
Address

DAE-4236

BREECH C
Lease

#244
Well No.

A SEC 14 T26N R6W
Unit Letter-Section-Township-Range

RIO ARRIBA
County

OGRID No. 5380 Property Code 304751 API No. 30-039-06527 Lease Type: ☒ Federal ☐ State ☐ Fee

DATA ELEMENT	UPPER ZONE	INTERMEDIATE ZONE	LOWER ZONE
Pool Name	<u>SOUTH BLANCO TOCITO</u>		<u>BASIN DAKOTA</u>
Pool Code	<u>6460</u>		<u>71599</u>
Top and Bottom of Pay Section (Perforated or Open-Hole Interval)	<u>6,605' - 6,800'</u>		<u>7,294' - 7,520'</u>
Method of Production (Flowing or Artificial Life)	<u>FLOWING</u>		<u>FLOWING</u>
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)			<u>1.231</u>
Producing, Shut-In or New Zone	<u>NEW ZONE</u>		<u>PRODUCING</u>
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: <u>9/01/2009</u> Rates: <u>0 BO/768 MCF/0 BW</u>
Fixed Allocation Percentage (Note: If allocation is based upon something other than current or past production, supporting data or explanation will be required.)	Oil: <u>61</u> % Gas: <u>29</u> %	Oil: % Gas: %	Oil: <u>39</u> % Gas: <u>71</u> %

Are all working, overriding, and royalty interests identical in all commingled zones?

Yes ☐ No ☒

If not, have all working, overriding, and royalty interests been notified by certified mail?

Yes ☒ No ☐

Are all produced fluids from all commingled zones compatible with each other?

Yes ☒ No ☐

Will commingling decrease the value of production?

Yes ☐ No ☒

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 ☒ 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 Wanett McCauley TITLE REG COMPLIANCE TECHNICIAN DATE 12/11/2009

TYPE OR PRINT NAME WANETT MCCAULEY TELEPHONE NO. (505) 333-3630

E-MAIL wanett.mccauley@xtoenergy.com

EUR

	Gas (MMCF)			Oil (MBBL)			Water (MBBL)			Gas Allocation		Oil Allocation		Water Allocation	
	MSVD	TOCITO	DKOT	MSVD	TOCITO	DKOT	MSVD	TOCITO	DKOT	TOCITO	DKOT	TOCITO	DKOT	TOCITO	DKOT
Breecg A 136	X	185	7161 X		14	70 X		0	4	0.025183773	0.974816		0.166666667	0.833333	0
Breecg A 136F	X	3015	1620 X		33	5 X		2	28	0.650485437	0.349515		0.868421053	0.131579	0.066667
Breecg C 144		295	2776	4247	184	23	1	2	2	0.395272675	0.604727		0.888888889	0.111111	0.5
Breecg C 144E		315	210	557	1	1	1	0	0	0.273794003	0.726206	0.5		0.5	0
Breecg C 244E		712	280	2477	8	22	1	0	3	0.101559666	0.89844		0.266666667	0.733333	0
Breecg C 248		190	1658	4216	112	22	0	0	1	0.28226081	0.717739		0.835820896	0.164179	0
Breecg C 689		438	227	4895	60	21	1	0	1	0.044318626	0.955681		0.740740741	0.259259	0
Breecg C 689M		13	344	189	2	1	0	0	0	0.645403377	0.354597		0.666666667	0.333333	0
Breecg D 140		121	307	5794	35	17	0	0	1	0.05031962	0.94968		0.673076923	0.326923	0
Breecg D 140M		152	931	1206	12	6	1	0	1	0.435657464	0.564343		0.666666667	0.333333	0
Breecg D 240E		195	564	1050	7	4	2	2	4	0.349442379	0.650558		0.636363636	0.363636	0.333333
Breecg D 689E		140	488	1581	6	9	1	0	2	0.235862736	0.764137		0.4	0.6	0
Average										0.29	0.71		0.61	0.39	0.08

0.92



382 CR 3100
Aztec, NM 87410

December 4, 2009

Interest Owners

Subject: Notice of Intent to Apply for Downhole Commingling
Breech C #244
Unit A, Sec 14-T26N-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 South Blanco Tocol pools in the Breech C #244. 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:

Tocol:	Gas: 29%	Oil: 61%	Water: 8%
Dakota:	Gas: 71%	Oil: 39%	Water: 92%

NMOCD requires all interest owners be notified of intent to downhole commingle if ownership is different between zones. If you have questions specifically pertaining to this letter, I may be contacted at (505) 333-3630. If you have any objections to our application, please contact me within twenty (20) days of the date of this letter. For any other inquiries, please call the toll free automated number (866-886-2613) with your owner number in hand or you may contact Deanna Garcia with XTO Energy's Land Department at (817) 885-3410.

Sincerely,

A handwritten signature in cursive script that reads "Wanett McCauley".

Wanett McCauley
Regulatory Compliance Technician

xc: well file

ACCORD DU LAC PARTNERSHIP LLP
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RANCHO SANTA FE, CA 920676281
BREECH C 244 DHC REG DEPT

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BETSY BRYANT
2201 BROOKHOLLOW
ABILENE, TX 796055507
BREECH C 244 DHC REG DEPT

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2201 BROOKHOLLOW
ABILENE, TX 796055507
BREECH C 244 DHC REG DEPT

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ABILENE, TX 796055507
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CAROLYN NIELSEN SEDBERRY C/O
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FARMINGTON, NM 874990000
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CYRENE INMAN NATIONSBANK TX,
AGENT
P O BOX 840738
DALLAS, TX 752840738
BREECH C 244 DHC REG DEPT

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AGENT
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DOROTHY BARTLETT C/O MS KAY
WARD
3719 22ND ST STE A
LUBBOCK, TX 794100000
B REECH C 244 DHC REG DEPT

DOROTHY BARTLETT C/O MS KAY
WARD
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B REECH C 244 DHC REG DEPT

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BIRMINGHAM, AL 352032707
BREECH C 244 DHC REG DEPT

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EPIC ROYALTIES LLC
2960 INCA ST #207
DENVER, CO 802020000
BREECH C 244 DHC REG DEPT

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2960 INCA ST #207
DENVER, CO 802020000
BREECH C 244 DHC REG DEPT

EPIC ROYALTIES LLC
2960 INCA ST #207
DENVER, CO 802020000
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ESTATE OF MARCIA BERGER NANCY
HIGGINS EXECUTOR PET
PO BOX 745
HOBBS, NM 882410000
BREECH C 244 DHC REG DEPT

ESTATE OF MARCIA BERGER NANCY
HIGGINS EXECUTOR PET
PO BOX 745
HOBBS, NM 882410000
BREECH C 244 DHC REG DEPT

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FAMILY PARTNERSHIP
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RANCHO SANTA FE, CA 920676370
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FAMILY PARTNERSHIP
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GAIL SMITH KEYS
1803 CRESTVIEW DR
CARROLLTON, TX 750061609

BREECH C 244 DHC REG DEPT

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CARROLLTON, TX 750061609

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GAIL SMITH KEYS
1803 CRESTVIEW DR
CARROLLTON, TX 750061609

BREECH C 244 DHC REG DEPT

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

BREECH C 244 DHC REG DEPT

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

BREECH C 244 DHC REG DEPT

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

BREECH C 244 DHC REG DEPT

GREG & NANCY VANCE FAMILY
LIMITED PARTNERSHIP C/O
8080 N CENTRAL EXPY STE 1090
DALLAS, TX 752060000

BREECH C 244 DHC REG DEPT

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LIMITED PARTNERSHIP C/O
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BREECH C 244 DHC REG DEPT

GW HOLDINGS INC.
P O BOX 121938
FORT WORTH, TX 761211938

BREECH C 244 DHC REG DEPT

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P O BOX 121938
FORT WORTH, TX 761211938

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GW HOLDINGS INC.
P O BOX 121938
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HARRIET M. BUCHENAU LIVING
TRUST DTD 8/30/94 HARRI
PO BOX 867585
PLANO, TX 750867585

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HARRIET M. BUCHENAU LIVING
TRUST DTD 8/30/94 HARRI
PO BOX 867585
PLANO, TX 750867585

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LAS VEGAS, NV 891461452

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LAS COLINAS MINERALS LP
125 E JOHN CARPENTER FRWY
SUITE 600
IRVING, TX 750620000

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DENVER, CO 802020000

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MACLONDON ENERGY, LP
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ODESSA, TX 797680000

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MHT PROPERTIES LTD
3840 WINDSOR LANE
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MITZI EASLEY
1203 ARRONIMIK CIR
AUSTIN, TX 787466301
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MMS XTO FEDERAL
C/O XTO ENERGY INC
810 HOUSTON STREET
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C/O XTO ENERGY INC
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ODYSSEY ROYALTIES LLC
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PENNIES FROM HEAVEN LLC BANK
OF AMERICA NA TRUST O
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OF AMERICA NA TRUST O
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ROBT UMBACH CANCER
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NA
ATTN: OPERATIONS
PO BOX 5383
DENVER, CO 802170000

BREECH C 244 DHC REG DEPT

ROBT UMBACH CANCER
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NA
ATTN: OPERATIONS
PO BOX 5383
DENVER, CO 802170000

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FOUNDATION WELLS FARGO BANK,
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MANSFIELD, TX 760630000

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SARAH S MIMS TRUST WILLIAM L
MADSEN AND SARAH S MI
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SARAH S MIMS TRUST WILLIAM L
MADSEN AND SARAH S MI
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BREECH C 244 DHC REG DEPT

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TED WEINER OIL PROPERTIES TRST
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FORT WORTH, TX 761210000

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FORT WORTH, TX 761210000

BREECH C 244 DHC REG DEPT

TED WEINER OIL PROPERTIES TRST
GWENDOLYN WEINER, T
PO BOX 121938
FORT WORTH, TX 761210000

BREECH C 244 DHC REG DEPT

TEXAS CRUDE ENERGY INC.
P O BOX 122389
FORT WORTH, TX 761212389

BREECH C 244 DHC REG DEPT

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P O BOX 122389
FORT WORTH, TX 761212389

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TEXAS CRUDE ENERGY INC.
P O BOX 122389
FORT WORTH, TX 761212389

BREECH C 244 DHC REG DEPT

TEXAS CRUDE OIL- JOINT VENTURE
P O BOX 122389
FORT WORTH, TX 761212389

BREECH C 244 DHC REG DEPT

TEXAS CRUDE OIL- JOINT VENTURE
P O BOX 122389
FORT WORTH, TX 761212389

BREECH C 244 DHC REG DEPT

TEXAS CRUDE OIL- JOINT VENTURE
P O BOX 122389
FORT WORTH, TX 761212389

BREECH C 244 DHC REG DEPT

W W R ENTERPRISES INC C/O
PETROLEUM ASST MGT LLC
PO BOX 745
HOBBS, NM 882410000

BREECH C 244 DHC REG DEPT

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PETROLEUM ASST MGT LLC
PO BOX 745
HOBBS, NM 882410000

BREECH C 244 DHC REG DEPT

W W R ENTERPRISES INC C/O
PETROLEUM ASST MGT LLC
PO BOX 745
HOBBS, NM 882410000

BREECH C 244 DHC REG DEPT

XTO ENERGY PARTNERS
OPERATING, LLC
810 HOUSTON STREET
FORT WORTH, TX 761026298

BREECH C 244 DHC REG DEPT

XTO ENERGY PARTNERS
OPERATING, LLC
810 HOUSTON STREET
FORT WORTH, TX 761026298

BREECH C 244 DHC REG DEPT

XTO ENERGY PARTNERS
OPERATING, LLC
810 HOUSTON STREET
FORT WORTH, TX 761026298

BREECH C 244 DHC REG DEPT

ZAP MINERALS LP
1616 SOUTH VOSS RD STE 875
HOUSTON, TX 770570000

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1616 SOUTH VOSS RD STE 875
HOUSTON, TX 770570000

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HOUSTON, TX 770570000

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