Form 316035 CEIVED UNITED STATES (August 2007) DEPARTMENT OF THE INTERIOR AUG 3 0 2012 AUG 3 0 2012

| FORM APPROVED |
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| OMB No 1004-0137 |
| Expires July 31, 2010 |
| |

| | Expires July : | 51, 2010 | |
|-------------------------------|----------------|----------|--|
| Lease Serial No NMSF079162 | | | |
| If Indian, Allotte | e or Tribe Nan | ne | |

| Farmi Do not use this t | IOTICES AND REPORT form for proposals to d Use Form 3160-3 (APD | 6 If Indian, Allottee or N/A | 6 If Indian, Allottee or Tribe Name N/A | |
|---|---|---|--|-------------------------------|
| SUBMI | T IN TRIPLICATE - Other inst | 7 If Unit of CA/Agree | ment, Name and/or No | |
| 1 Type of Well | | | N/A | |
| Oil Well Gas V | Vell Other | 8 Well Name and No MKL #2R | | |
| 2 Name of Operator XTO ENERGY INC | | 9 API Well No. 30-039-24611 | | |
| 3a Address 382 ROAD 3100 AZTEC, NM 87410 | ļ. | Phone No <i>(include area coa</i> 5-333-3100 | e) 10 Field and Pool or E BASIN FRUITLAND | • |
| 4 Location of Well (Footage, Sec, T, SESW, SEC 5 (N), T26N, R7W, N M P M 1075' FSL & 1580' FWL | R ,M , or Survey Description) | | II Country or Parish, Rio Arriba, NM | State |
| 12 CHEC | K THE APPROPRIATE BOX(E | S) TO INDICATE NATURE | OF NOTICE, REPORT OR OTHE | R DATA |
| TYPE OF SUBMISSION | | TYF | E OF ACTION | |
| ✓ Notice of Intent | Acidize Alter Casing | Deepen Fracture Treat | Production (Start/Resume) Reclamation | Water Shut-Off Well Integrity |
| Subsequent Report | Casing Repair | New Construction | Recomplete | Other METER CALIBRATION |
| Final Abandonment Notice | Change Plans Convert to Injection | Plug and Abandon Plug Back | Temporarily Abandon Water Disposal | VARIANCE |
| XTO Energy Inc. would like to requenced. XTO Energy Inc. proposes to | | | uarterly meter calibration. Due to | o low volume (less than 100 |
| 14 I hereby certify that the foregoing is to | ue and correct Name (Printed/Typ | ped) | | |
| Malia Villers | Title Permittin | g Tech. | | |
| Signature Malic | <u>L'illers</u> | Date 8 | 78-15 | |
| | THIS SPACE FO | R FEDERAL OR STA | TE OFFICE USE | ENTERED |
| Approved by | | Title | D | AFMSS SEP 2 4 2012 |
| Conditions of approval, if any, are attached hat the applicant holds legal or equitable t entitle the applicant to conduct operations | itle to those rights in the subject leas | | | By Je/K.J. Schneide |
| F .1 .10.11.0.0.0. | | | | |

Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212, make 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

(Instructions on page 2)

Well and Notice Remarks

Doc. Number 12KJS1695S Doc. Type VARI Case Number -NMSF079162 Type 311111 MKL, MILES FEDERAL, BURNS API 300392461100S1 FACILITY Operator XTO ENERGY INC XTO ENERGY INC Well Name Number 2R 2R MKL MKL Doc Number Date Author Subject Category 12KJS1695S * 09/24/2012 **KEVIN SCHNEIDER** VARI **APPROVAL**

Category GENERAL

Date 09/24/2012

Variance to Onshore Order #5, for semi-annual gas meter calibrations in accordance with NTL 92-5. Wells produce Less than 100 MCFD. Approval is indefinite and will remain in effect until production no longer meets the requirement of NTL 92-5 or is rescinded by the BLM by writtnen notice