

ABOVE THIS LINE FOR DIVISION USE ONLY

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



ADMINISTRATIVE APPLICATION CHECKLIST

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]

[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.

Print or Type Name _____ Signature _____ Title _____ Date _____

 e-mail Address



February 24, 2006

VIA FEDEX OVERNIGHT

Mr. Michael E. Stogner
New Mexico Oil Conservation Division
1220 S St Francis Dr
Santa Fe NM 87504

Re: Application for Administrative Approval of Unorthodox Location
XTO Energy Inc.'s Bruington Gas Com C #1R
770' FNL and 495' FWL, Section 21, T30N, R11W
San Juan County, New Mexico
Dakota Formation

30-045-33532

Dear Mr. Stogner:

XTO Energy Inc. hereby requests administrative approval for an unorthodox location for the above referenced well. Attached for your reference are the following exhibits:

2006 FEB 27 PM 2 19

1. Well location plat (NMOCD Form C-102)
2. Topographic map
3. Aerial photograph
4. Ownership map
5. Production map showing Dakota Formation Gas Production

The above referenced well is proposed to be drilled as an infill/replacement Dakota well, spaced as a 320 acre N/2 unit. The proposed location has been chosen due to the proximity of an arroyo to the east of the location as well as low-lying wash. The locations of the arroyo and wash would prevent XTO from obtaining approval from the NMOCD for a standard location.

All of the offset operators have been notified of this application by certified mail and copies of the letters and receipts are attached.

XTO Energy Inc. requests your administrative approval for the unorthodox location based on the above information. Should you need any additional information, please contact me at (817) 885-2540.

Yours truly,

Christopher Spencer, CPL
Landman

/cks
Enclosures

DISTRICT I
1825 N. French Dr., Hobbs, N.M. 88240

DISTRICT II
1301 W. Grand Ave., Artesia, N.M. 88210

DISTRICT III
1000 Rio Brazos Rd., Actec, N.M. 87410

DISTRICT IV
1220 South St. Francis Dr., Santa Fe, NM 87505

State of New Mexico
Energy, Minerals & Natural Resources Department

OIL CONSERVATION DIVISION

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

Form C-102
Revised June 10, 2003

Submit to Appropriate District Office
State Lease - 4 Copies
Fee Lease - 3 Copies

AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

| | | | | | |
|-----------------|--|--|--|-------------|---------------------|
| * API Number | | * Pool Code | | * Pool Name | |
| * Property Code | | * Property Name BRUINGTON GAS COM C | | | * Well Number 1R |
| * OGRID No. | | * Operator Name XTO ENERGY INC. | | | * Elevation 5722 |

¹⁰ Surface Location

| UL or lot no. | Section | Township | Range | Lot Idn | Feet from the | North/South line | Feet from the | East/West line | County |
|---------------|---------|----------|-------|---------|---------------|------------------|---------------|----------------|----------|
| D | 21 | 30-N | 11-W | | 770 | NORTH | 495 | WEST | SAN JUAN |

¹¹ Bottom Hole Location If Different From Surface

| UL or lot no. | Section | Township | Range | Lot Idn | Feet from the | North/South line | Feet from the | East/West line | County |
|-------------------|---------|-------------------|-------|----------------------|---------------|------------------|---------------|----------------|--------|
| * Dedicated Acres | | * Joint or Infill | | * Consolidation Code | | * Order No. | | | |

NO ALLOWABLE WILL BE ASSIGNED TO THIS COMPLETION UNTIL ALL INTERESTS HAVE BEEN CONSOLIDATED OR A NON-STANDARD UNIT HAS BEEN APPROVED BY THE DIVISION

¹⁶

¹⁷ OPERATOR CERTIFICATION

I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief.

Signature _____

Printed Name _____

Title _____

Date _____

¹⁸ SURVEYOR CERTIFICATION

I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision and that the same is true and correct.

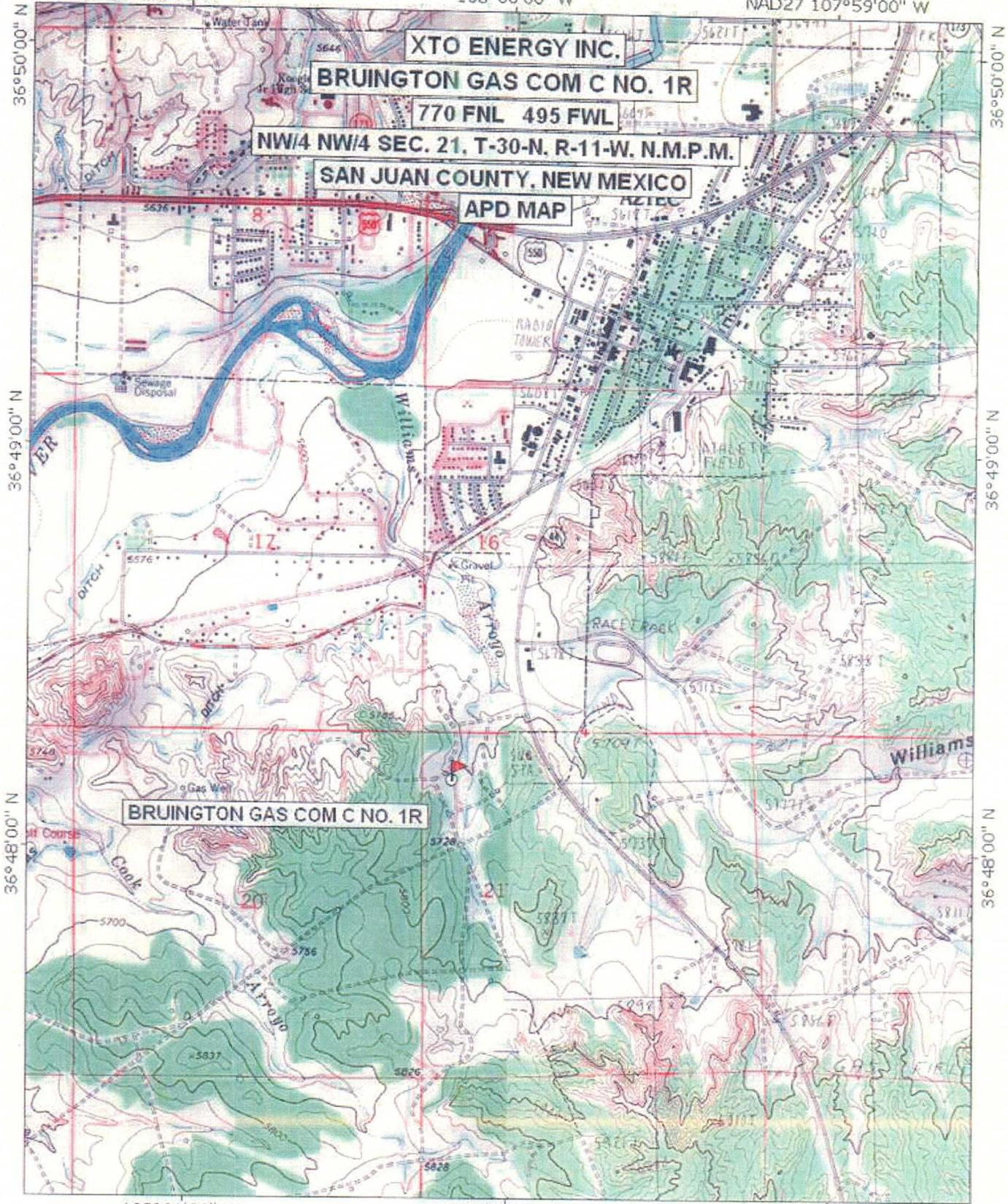
NOV 10 2003
Date of Survey

Signature and Seal of Professional Surveyor

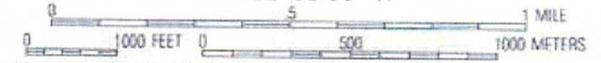
 Certificate Number _____

Standard 640-acre Section

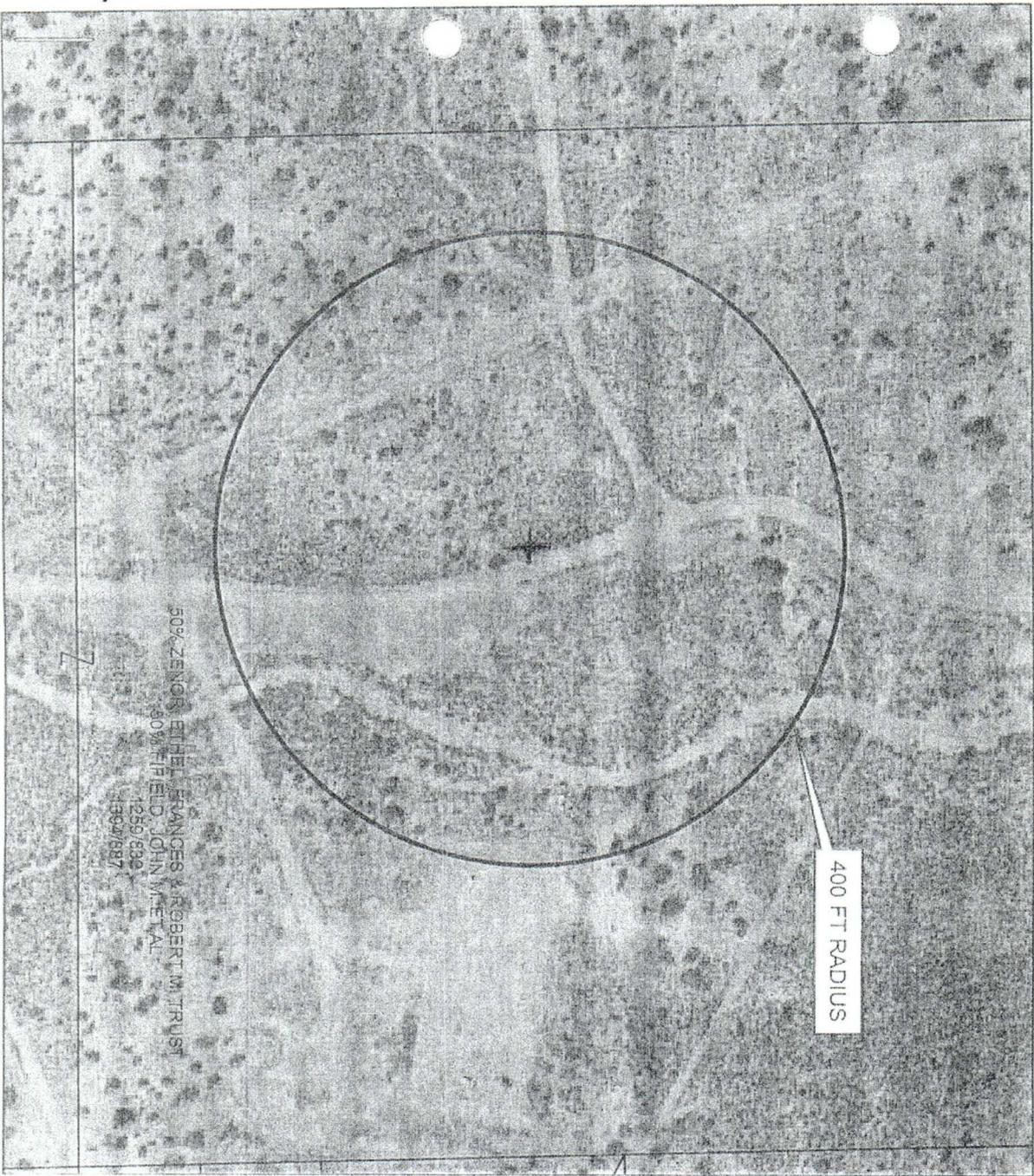
TOPO! map printed on 11/30/04 from "CR401_QM.tpo" and "Untitled.tpg"
108°01'00" W 108°00'00" W NAD27 107°59'00" W



TN MN
11°



Printed from TOPO! ©2001 National Geographic Holdings (www.topo.com)



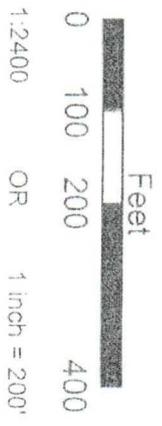
400 FT RADIUS

50% ZENOR EITHEL, FRANCES & ROBERT M. TRUST
 80% HIFIELD, JOHN W. ET AL.
 1259/590
 1304/687

LEGEND



BRUNINGTON GAS COM C No. 1R



Daggett Enterprises, Inc.
 Surveying and Oil Field Services
 P. O. Box 15061, Birmingham, AL 35240
 Phone 466/328-4772 Fax 466/328-8076

DATE: 10/14/05
 DRAWN BY: [illegible]
 CHECKED BY: [illegible]



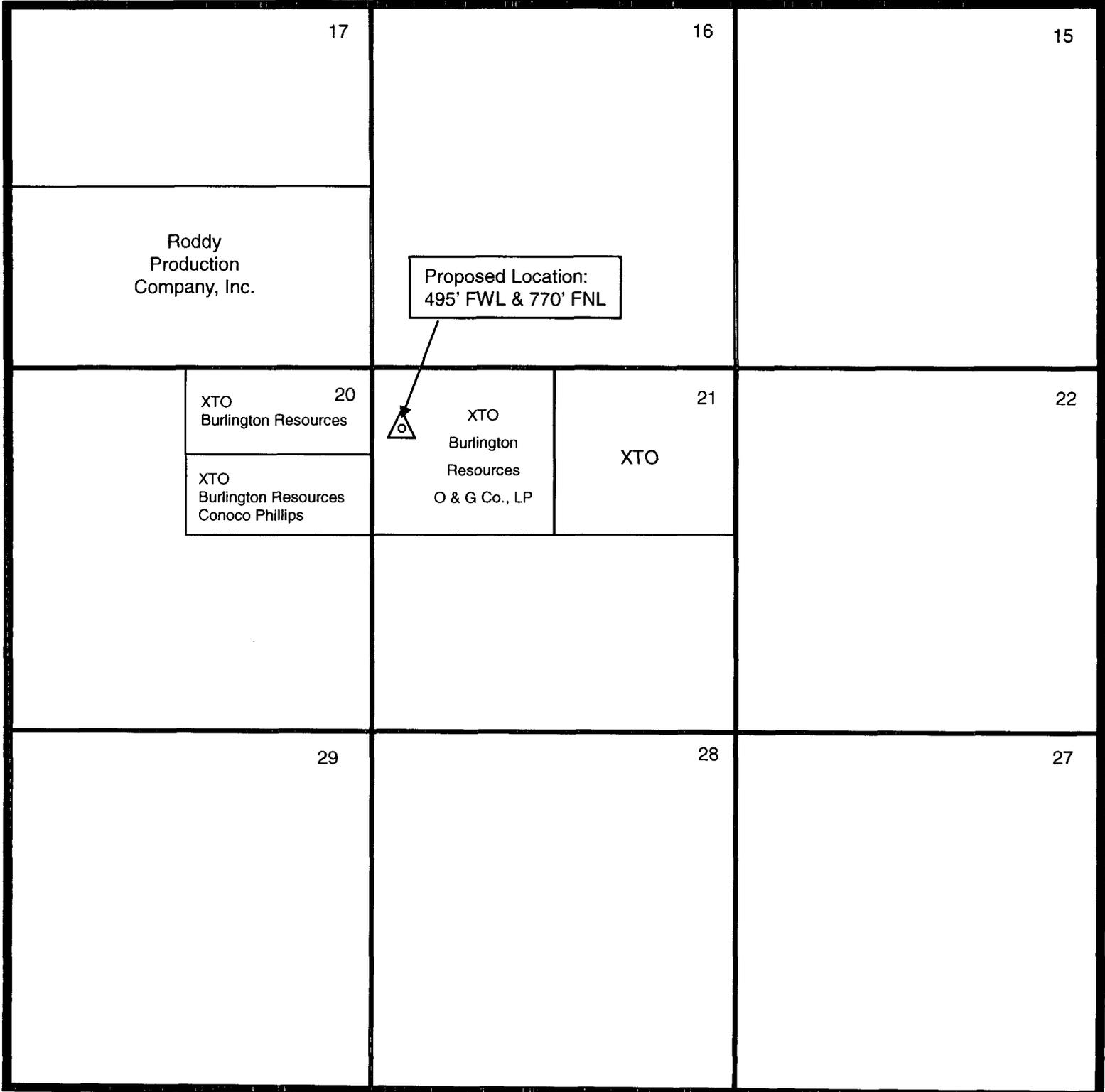
SECTION PLAT OF 9 SQUARE MILES

STATE: New Mexico COUNTY: San Juan

PROSPECT: NWNW DATE: February 24, 2006

SECTION: 21 TOWNSHIP: 30 North RANGE: 11 West

SCALE: 1'=2000'



7005 1820 0003 2669 1644

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| Restricted Delivery Fee (Endorsement Required) | |

Postmark
Here

Total Mr. Todd Thornburgh
ConocoPhillips Company
550 Westlake Park Blvd Ste 3000
Houston, TX 77252

Sent To

Street
or PO
City, St

Bruington Gas Com C #1R-CS-2/24/06

PS Form 3800, June 2002

See Reverse for Instructions

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Total Mr. Ben Malone
Burlington Resources Oil & Gas Company
PO Box 4289
Farmington, NM 87499-1656

Sent To

Street
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City, St

Bruington Gas Com C #1R-CS-2/24/06

PS Form 3800, June 2002

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Postmark
Here

Total Roddy Production Co
3001 Northridge Dr
Farmington, NM 87401-2084

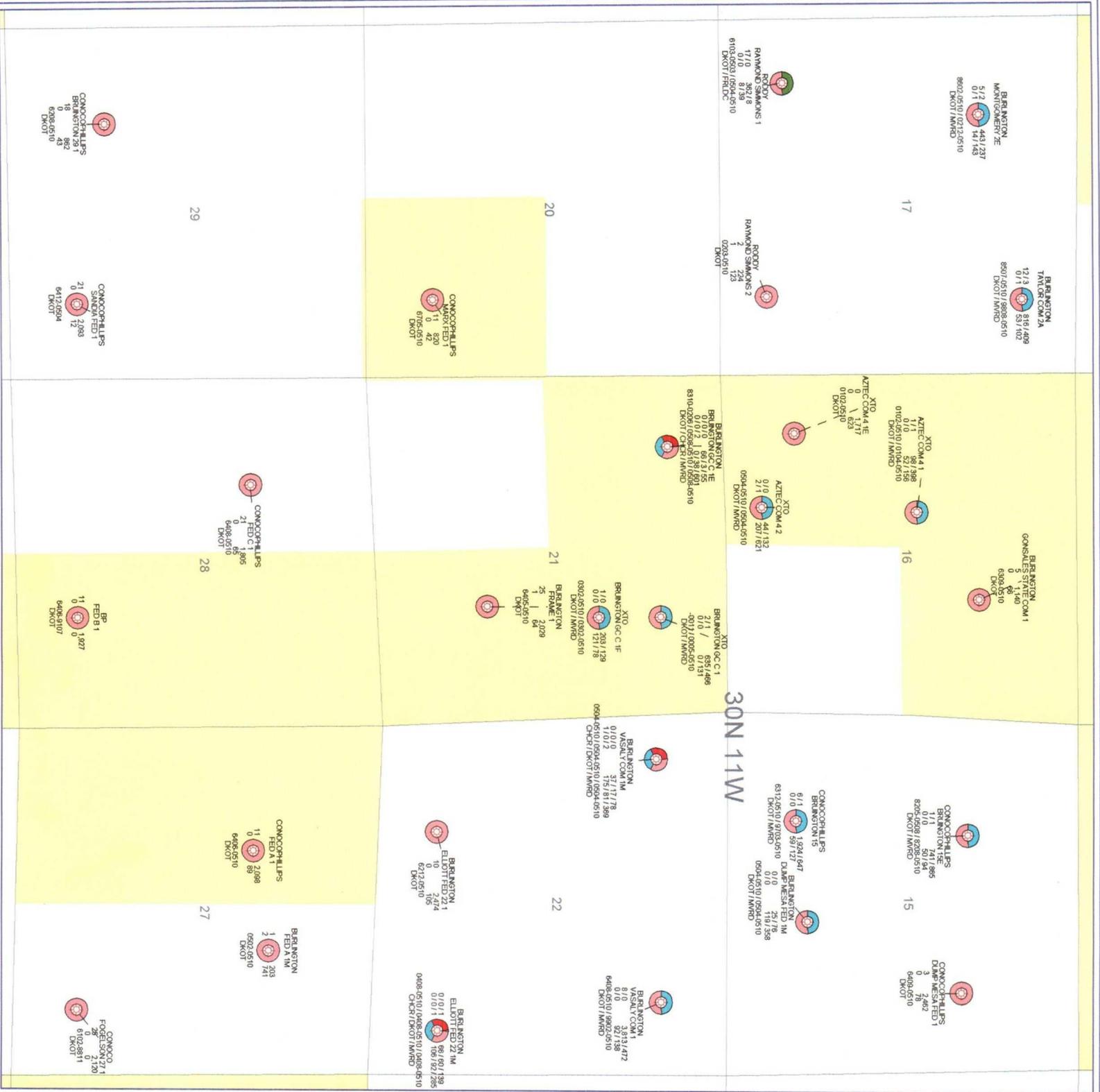
Sent To

Street
or PO
City, St

Bruington Gas Com C #1R-CS-2/24/06

PS Form 3800, June 2002

See Reverse for Instructions



XTO ENERGY

SEC. 21 T30N R11W
SAN JUAN BASIN
CUM PROD @ 92005
San Juan County, NM

0 2000
FEET

POSTED WELL DATA

Operator: **WELLSTAR**
 Program: **QUICK WELLSTAR** Well: **CONOCO-PHELPS**
 Program: **QUICK WELLSTAR** Well: **CONOCO-PHELPS**
 Program: **QUICK WELLSTAR** Well: **CONOCO-PHELPS**
 Program: **QUICK WELLSTAR** Well: **CONOCO-PHELPS**

ATTRIBUTE MAP

| | |
|---------|-----------------|
| Shallow | Framingham |
| Shallow | Fruitland Sand |
| Shallow | Fruitland Sand |
| Shallow | Pictured Cliffs |
| Shallow | Chabrea |
| Shallow | Messaverde |
| Shallow | Gallop |
| Shallow | Dakota |
| Shallow | Morrison |
| Shallow | Deep |

WELL SYMBOLS

Gas Well

Dakota Producers

REMARKS

By: TAH

February 22, 2006

Oil Conservation Division
1220 S. St Francis Dr.
Santa Fe, NM 87505

APPLICATION FOR PERMIT TO DRILL, RE-ENTER, DEEPEN, PLUGBACK, OR ADD A ZONE

| | | |
|--|---|-------------------------------|
| 1. Operator Name and Address XTO ENERGY, INC. 2700 FARMINGTON AVENUE FARMINGTON, NM 87401 | | 2. OGRID Number 167067 |
| | | 3. API Number 30-045-33532 |
| 4. Property Code 22597 | 5. Property Name BRUINGTON GAS COM C | 6. Well No. 001R |

7. Surface Location

| UL - Lot | Section | Township | Range | Lot Edn | Feet From | N/S Line | Feet From | EPW Line | County |
|----------|---------|----------|-------|---------|-----------|----------|-----------|----------|----------|
| D | 21 | 30N | 11W | D | 770 | N | 495 | W | SAN JUAN |

8. Pool Information

| | |
|-----------------------------|-------|
| BASIN DAKOTA (PRORATED GAS) | 71599 |
|-----------------------------|-------|

Additional Well Information

| | | | | |
|---|----------------------------|--|---------------------------|--|
| 9. Well Type New Well | 10. Well Type GAS | 11. Casing/Rotary | 12. Lease Type Private | 13. Ground Level Elevation 5722 |
| 14. Multiple N | 15. Proposed Depth 6984 | 16. Formation Dakota Formation | 17. Contractor | 18. Spud Date 1/30/2006 |
| Depth to Ground water 99 | | Distance from nearest fresh water well > 1000 | | Distance to nearest surface water 200 |
| P/L: Liner: Synthetic <input checked="" type="checkbox"/> 12" _____ mils thick Clay/ P/L Volume: 8000 bbls Drilling Method: Closed Loop System <input type="checkbox"/> Fresh Water <input type="checkbox"/> Brine <input type="checkbox"/> Diesel/Oil-based <input type="checkbox"/> Gas/Air <input type="checkbox"/> | | | | |

19. Proposed Casing and Cement Program

| Type | Hole Size | Casing Type | Casing Weight/ft | Setting Depth | Sacks of Cement | Estimated TOC |
|------|-----------|-------------|------------------|---------------|-----------------|---------------|
| Surf | 12.25 | 8.625 | 24 | 360 | 250 | 0 |
| Prod | 7.875 | 5.5 | 15.5 | 6984 | 760 | 0 |

Casing/Cement Program: Additional Comments

| |
|--|
| |
|--|

Proposed Blowout Prevention Program

| Type | Working Pressure | Test Pressure | Manufacturer |
|------------|------------------|---------------|--------------|
| Double Ram | 3000 | 4000 | |

| | | |
|---|---------------------------------|----------------------------|
| I hereby certify that the information given above is true and complete to the best of my knowledge and belief. I further certify that the drilling pit will be constructed according to NMOCB guidelines <input checked="" type="checkbox"/> a general permit <input type="checkbox"/> , or an (attached) alternative OCB-approved plan <input type="checkbox"/> . | OIL CONSERVATION DIVISION | |
| | Approved By: Charlie Perrin | |
| | Title: District Supervisor | |
| | Approved Date: 1/23/2006 | Expiration Date: 1/23/2007 |
| | Conditions of Approval Attached | |

Printed Name: Electronically filed by Holly Perkins

Title: Administrator

Email Address: Regulatory@xtoenergy.com

Date: 1/16/2006

Phone: 505-564-6720

1625 N. French Dr., Hobbs, NM 88240
Phone:(505) 393-6161 Fax:(505) 393-0720

Energy, Minerals and Natural Resources

District II

1301 W. Grand Ave., Artesia, NM 88210
Phone:(505) 748-1283 Fax:(505) 748-9720

Oil Conservation Division

1220 S. St Francis Dr.

Santa Fe, NM 87505

District III

1000 Rio Brazos Rd., Aztec, NM 87410
Phone:(505) 334-6178 Fax:(505) 334-6170

District IV

1220 S. St Francis Dr., Santa Fe, NM 87505
Phone:(505) 476-3470 Fax:(505) 476-3462

WELL LOCATION AND ACREAGE DEDICATION PLAT

| | | |
|-------------------------------|---|---|
| 1. API Number 30-045-33532 | 2. Pool Code 71599 | 3. Pool Name BASIN DAKOTA (PRORATED GAS) |
| 4. Property Code 22597 | 5. Property Name BRUINGTON GAS COM C | 6. Well No. 001R |
| 7. OGRD No. 167067 | 8. Operator Name XTO ENERGY, INC. | 9. Elevation 5722 |

10. Surface Location

| UL - Lot | Section | Township | Range | Lot Idn | Feet From | N/S Line | Feet From | E/W Line | County |
|----------|---------|----------|-------|---------|-----------|----------|-----------|----------|----------|
| D | 21 | 30N | 11W | | 770 | N | 495 | W | SAN JUAN |

11. Bottom Hole Location If Different From Surface

| UL - Lot | Section | Township | Range | Lot Idn | Feet From | N/S Line | Feet From | E/W Line | County |
|-------------------------------|---------|---------------------|-------|------------------------|-----------|----------|---------------|----------|--------|
| 12. Dedicated Acres 320.00 | | 13. Joint or Infill | | 14. Consolidation Code | | | 15. Order No. | | |

NO ALLOWABLE WILL BE ASSIGNED TO THIS COMPLETION UNTIL ALL INTERESTS HAVE BEEN CONSOLIDATED OR A NON-STANDARD UNIT HAS BEEN APPROVED BY THE DIVISION

| | | | |
|---|--|--|--|
| | OPERATOR CERTIFICATION | | |
| | <p><i>I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief, and that this organization either owns a working interest or unleased mineral interest in the land including the proposed bottom hole location(s) or has a right to drill this well at this location pursuant to a contract with an owner of such a mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.</i></p> | | |
| | <p>E-Signed By: Holly Perkins Title: Administrator Date: 1/16/2006</p> | | |
| | SURVEYOR CERTIFICATION | | |
| <p><i>I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.</i></p> | | | |
| <p>Surveyed By: John Vukovich Date of Survey: 12/1/2005 Certificate Number: 14831</p> | | | |

Permit Conditions of Approval

Operator: XTO ENERGY, INC. , 167067
Well: BRUINGTON GAS COM C #001R
API: 30-045-33532

| OCD Reviewer | Condition |
|--------------|---|
| SHAYDEN | Will require administrative order for non-standard location |