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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]

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[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.

<u>LORRI BINGHAM</u> Print or Type Name	<u>[Signature]</u> Signature	<u>REG COMPLIANCE TECH</u> Title	<u>3/19/08</u> Date
		<u>lorri_bingham@xtoenergy.com</u> e-mail Address	

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

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

XTO Energy Inc. 382 CR 3100 Aztec, NM 87410
Operator Address

McDANIEL GAS COM B #1R SEC 26A T29N R10W SAN JUAN
Lease Well No. Unit Letter-Section-Township-Range County

OGRID No. 5380 Property Code 22782 API No. 30-045-30612 Lease Type: X Federal ____ State ____ Fee

DATA ELEMENT	UPPER ZONE	INTERMEDIATE ZONE	LOWER ZONE
Pool Name	AZTEC PICTURED CLIFFS	BLANCO MESAVERDE	BASIN DAKOTA
Pool Code	71280	72319	71599
Top and Bottom of Pay Section (Perforated or Open-Hole Interval)	1862' - 1888'	3767' - 4383'	6270' - 6422'
Method of Production (Flowing or Artificial Life)	FLOWING	N/A	N/A
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)	1,184.6 BTU/SCF	1,221 BTU/SCF	1/221 BTU/SCF
Producing, Shut-In or New Zone	PRODUCING	SHUT IN	SHUT IN
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: 3/17/08 Rates: TRACE BOEPD/76 MCFD/0 BWPD	Date: 6/1/07 Rates: 1 BOEPD/49 MCFD/1 BWPD	Date: 6/1/07 Rates: 2 BOEPD/57 MCFD/2 BWPD
Fixed Allocation Percentage (Note: If allocation is based upon something other than current or past production, supporting data or explanation will be required.)	Oil: 18 % Gas: 42 %	Oil: 31 % Gas: 28 %	Oil: 69 % Gas: 30 %

Are all working, overriding, and royalty interests identical in all commingled zones? Yes ____ No X
If not, have all working, overriding, and royalty interests been notified by certified mail? Yes X No ____
Are all produced fluids from all commingled zones compatible with each other? Yes X No ____
Will commingling decrease the value of production? Yes ____ No X
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 X No ____

NMOCD Reference Case No. applicable to this well: DHC-647AZ

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 Lorri D. Bingham TITLE REG COMPLIANCE TECH DATE 3/19/08

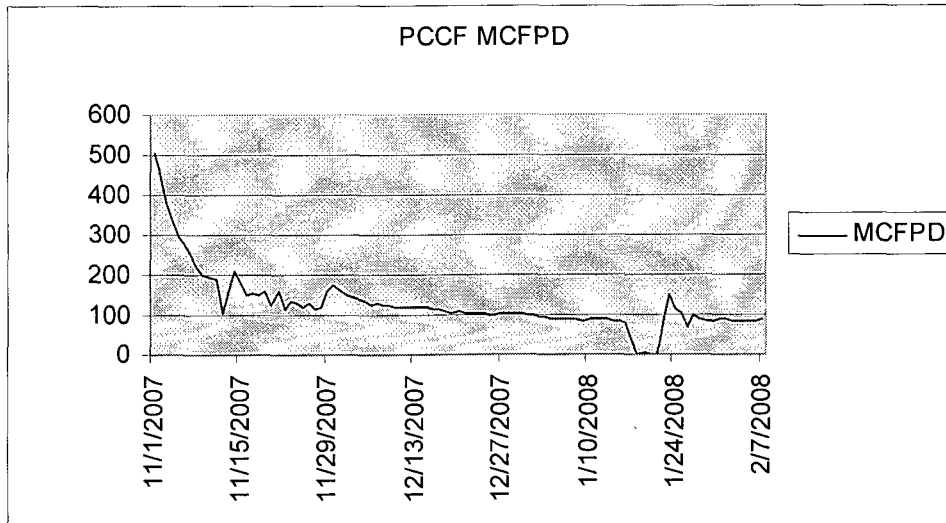
TYPE OR PRINT NAME LORRI D. BINGHAM TELEPHONE NO. (505) 333-3204

E-MAIL Lorri_bingham@xtoenergy.com

McDaniel B #1R

This well was previously commingled in the Dakota and Mesaverde. The Pictured Cliffs was completed and put on production Oct. 30, 2007. It has been producing with a retrieveable bridge plug covering the Mesaverde and Dakota since that time. Production has stabilized following an initial sharp decline in production. The production allocation is based on the last month of production from the Pictured Cliffs compared with the most recent six months average monthly production from the Dakota and Mesaverde.

Allocation			
	OIL	GAS	WATER
Mesaverde	31%	28%	16%
Dakota	69%	30%	65%
Pictured Cliffs	0%	42%	18%
	100%	100%	100%



Pre- Pictured Cliffs Production from Dakota and Mesaverde			
Mesaverde			
	BOPM	MCFPM	BWPM
2/28/2007	0.0	1608.6	7.0
3/31/2007	0.3	1718.3	2.0
4/30/2007	1.0	1593.6	0.0
5/31/2007	1.6	1730.6	25.0
6/30/2007	0.5	1685.7	4.0
7/31/2007	0.0	1317.0	16.0
Average	0.6	1609.0	9.0
Dakota			
	BOPM	MCFPM	BWPM
2/28/2007	0.0	1674.3	28.0
3/31/2007	0.6	1788.4	8.0
4/30/2007	2.3	1658.7	0.0
5/31/2007	3.5	1801.2	100.0
6/30/2007	1.2	1754.5	16.0
7/31/2007	0.0	1370.7	64.0
Average	1.2	1674.6	36.0
Pictured Cliffs			
	BOPM	MCFPM	BWPM
Monthly Total	0	2392	10



382 CR 3100
Aztec, NM 87410

February 18, 2008

Interest Owners

Subject: Notice of Intent to Apply for Downhole Commingling
McDaniel Gas Com B #1R
Unit A, Sec 26, 29N, R10W

XTO Energy Inc is submitting an application to the New Mexico Oil Conservation Division (NMOCD) to downhole commingle production from the Basin Dakota, the Blanco Mesaverde and the Aztec Pictured Cliffs pools in the McDaniel Gas Com B #1R. 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:

Blanco Mesaverde	Gas: 28%	Water: 17%	Oil: 31%
Basin Dakota	Gas: 30%	Water: 65%	Oil: 69%
Aztec Pictured Cliffs	Gas: 42%	Water: 18%	Oil: 18%

NMOCD requires all interest owners be notified of intent to downhole commingle if ownership is different between zones. If you need additional information or have any questions, I may be contacted at (505) 324-1090. If you have any objections to our application, please contact me within twenty (20) days of the date of this letter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Lorri D. Bingham', written over a horizontal line.

Lorri D. Bingham
Regulatory Compliance Tech

xc: well file

AARON JAMES BACA
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McDaniel Gas Com B #1R DHC

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McDaniel Gas Com B #1R DHC

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BILLIE JEAN FAVERINO
2170 THYME DR
CORONA, CA 928797786
McDaniel Gas Com B #1R DHC

BILLIE JEAN FAVERINO
2170 THYME DR
CORONA, CA 928797786
McDaniel Gas Com B #1R DHC

BILLIE JEAN FAVERINO
2170 THYME DR
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McDaniel Gas Com B #1R DHC

BURLINGTON RESOURCES OIL &
GAS COMPANY LP
OUTSIDE OPERATED ACCT.
1080 PLAZA OFFICE BLDG.
BARTLESVILLE, OK 740040000
McDaniel Gas Com B #1R DHC

BURLINGTON RESOURCES OIL &
GAS COMPANY
22295 NETWORK PLACE
CHICAGO, IL 606731222
McDaniel Gas Com B #1R DHC

BURLINGTON RESOURCES OIL &
GAS COMPANY LP
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CARMEN BACA BARKDULL DELLA
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CAROL A ZAHARA
35 CIMARRON ESTATES WAY
OKOTOKS AB T1S 1M8
CANADA, . 0

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CAROL A ZAHARA
35 CIMARRON ESTATES WAY
OKOTOKS AB T1S 1M8
CANADA, . 0

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CAROL A ZAHARA
35 CIMARRON ESTATES WAY
OKOTOKS AB T1S 1M8
CANADA, . 0

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CAROL E BACA HARVEY
1494 E GEM DR
PUEBLO WEST, CO 810070000

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CAROL E BACA HARVEY
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CHESTER H & IRMA MARIE PHELPS
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TRUST, CHESTER H. PH
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CHRISTOPHER FAVERINO
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301 PINION
AZTEC, NM 874101733

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AZTEC, NM 874101733

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DUFF LEACH FAMILY TRUST JUDITH
DUFF LEACH TRUSTEE
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ALBUQUERQUE, NM 871900396

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JAMES H. ANDERSON LIVING TRUST
DATED 04/28/93
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DATED 04/28/93
2401 STATEHOOD DRIVE
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MANUEL BACA JR
PO BOX 19
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McDaniel Gas Com B #1R DHC

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McDaniel Gas Com B #1R DHC

MARATHON OIL COMPANY
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McDaniel Gas Com B #1R DHC

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14194 COLLECTIONS CENTER DR
CHICAGO, IL 606930000

McDaniel Gas Com B #1R DHC

MARATHON OIL COMPANY
14194 COLLECTIONS CENTER DR
CHICAGO, IL 606930000

McDaniel Gas Com B #1R DHC

MARC MARTINEZ
GENERAL DELIVERY
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McDaniel Gas Com B #1R DHC

MARC MARTINEZ
GENERAL DELIVERY
EAST CARBON, UT 845200000

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MARC MARTINEZ
GENERAL DELIVERY
EAST CARBON, UT 845200000

McDaniel Gas Com B #1R DHC

MARGARET B RODRIGUEZ
1511 ALAMEDA
SANTA FE, NM 875011746

McDaniel Gas Com B #1R DHC

MARGARET B RODRIGUEZ
1511 ALAMEDA
SANTA FE, NM 875011746

McDaniel Gas Com B #1R DHC

MARGARET B RODRIGUEZ
1511 ALAMEDA
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McDaniel Gas Com B #1R DHC

MARTHA J BACA
127 DURAN ST (REAR)
SANTE FE, NM 875011817

McDaniel Gas Com B #1R DHC

MARTHA J BACA
127 DURAN ST (REAR)
SANTE FE, NM 875011817

McDaniel Gas Com B #1R DHC

MARTHA J BACA
127 DURAN ST (REAR)
SANTE FE, NM 875011817

McDaniel Gas Com B #1R DHC

MARY BACA
PO BOX 19
IGNACIO, CO 811370019

McDaniel Gas Com B #1R DHC

MARY BACA
PO BOX 19
IGNACIO, CO 811370019

McDaniel Gas Com B #1R DHC

MARY BACA
PO BOX 19
IGNACIO, CO 811370019

McDaniel Gas Com B #1R DHC

MMS XTO FEDERAL
C/O XTO ENERGY INC
810 HOUSTON STREET
FORT WORTH, TX 761026298

McDaniel Gas Com B #1R DHC

MMS XTO FEDERAL
C/O XTO ENERGY INC
810 HOUSTON STREET
FORT WORTH, TX 761026298

McDaniel Gas Com B #1R DHC

MMS XTO FEDERAL
C/O XTO ENERGY INC
810 HOUSTON STREET
FORT WORTH, TX 761026298

McDaniel Gas Com B #1R DHC

PHYLLIS BACA
3813 N 41ST PL
PHOENIX, AZ 850180000

McDaniel Gas Com B #1R DHC

PHYLLIS BACA
3813 N 41ST PL
PHOENIX, AZ 850180000

McDaniel Gas Com B #1R DHC

PHYLLIS BACA
3813 N 41ST PL
PHOENIX, AZ 850180000

McDaniel Gas Com B #1R DHC

PRITCHETT LIVING TRUST DATED
05/03/01
4281 TEE SHOT DRIVE
COLORADO SPRINGS, CO 809220000

McDaniel Gas Com B #1R DHC

PRITCHETT LIVING TRUST DATED
05/03/01
4281 TEE SHOT DRIVE
COLORADO SPRINGS, CO 809220000

McDaniel Gas Com B #1R DHC

PRITCHETT LIVING TRUST DATED
05/03/01
4281 TEE SHOT DRIVE
COLORADO SPRINGS, CO 809220000

McDaniel Gas Com B #1R DHC

RAY E BACA
735 NEWTON ST
DENVER, CO 802040000

McDaniel Gas Com B #1R DHC

RAY E BACA
735 NEWTON ST
DENVER, CO 802040000

McDaniel Gas Com B #1R DHC

RAY E BACA
735 NEWTON ST
DENVER, CO 802040000

McDaniel Gas Com B #1R DHC

ROBERT E. MCALISTER
PO BOX 451541
GARLAND, TX 750450000

McDaniel Gas Com B #1R DHC

ROBERT E. MCALISTER
PO BOX 451541
GARLAND, TX 750450000

McDaniel Gas Com B #1R DHC

ROBERT E. MCALISTER
PO BOX 451541
GARLAND, TX 750450000

McDaniel Gas Com B #1R DHC

ROBERT M. AND GAYLE FAVERINO
LIVING TR. DTD 09/29/
19 RD 4989
BLOOMFIELD, NM 874130000

McDaniel Gas Com B #1R DHC

ROBERT M. AND GAYLE FAVERINO
LIVING TR. DTD 09/29/
19 RD 4989
BLOOMFIELD, NM 874130000

McDaniel Gas Com B #1R DHC

ROBERT M. AND GAYLE FAVERINO
LIVING TR. DTD 09/29/
19 RD 4989
BLOOMFIELD, NM 874130000

McDaniel Gas Com B #1R DHC

ROSALIE STICKLER
505 WEST 3RD
P O BOX 366
MONONA, IA 521590366

McDaniel Gas Com B #1R DHC

ROSALIE STICKLER
505 WEST 3RD
P O BOX 366
MONONA, IA 521590366

McDaniel Gas Com B #1R DHC

ROSALIE STICKLER
505 WEST 3RD
P O BOX 366
MONONA, IA 521590366

McDaniel Gas Com B #1R DHC

ROY D BACA
8461 ESSEX ST
THORNTON, CO 800290000

McDaniel Gas Com B #1R DHC

ROY D BACA
8461 ESSEX ST
THORNTON, CO 800290000

McDaniel Gas Com B #1R DHC

ROY D BACA
8461 ESSEX ST
THORNTON, CO 800290000

McDaniel Gas Com B #1R DHC

ROYALTY CLEARINGHOUSE LTD
401 CONGRESS AVE STE 1510
AUSTIN, TX 787010000

McDaniel Gas Com B #1R DHC

ROYALTY CLEARINGHOUSE LTD
401 CONGRESS AVE STE 1510
AUSTIN, TX 787010000

McDaniel Gas Com B #1R DHC

ROYALTY CLEARINGHOUSE LTD
401 CONGRESS AVE STE 1510
AUSTIN, TX 787010000

McDaniel Gas Com B #1R DHC

RUBY C MCDANIEL
833 CORIANDER CT
CHULA VISTA, CA 919100000

McDaniel Gas Com B #1R DHC

RUBY C MCDANIEL
833 CORIANDER CT
CHULA VISTA, CA 919100000

McDaniel Gas Com B #1R DHC

RUBY C MCDANIEL
833 CORIANDER CT
CHULA VISTA, CA 919100000

McDaniel Gas Com B #1R DHC

SADIE RIVAS
3713 S 162ND ST
SEATTLE, WA 981883035

McDaniel Gas Com B #1R DHC

SADIE RIVAS
3713 S 162ND ST
SEATTLE, WA 981883035

McDaniel Gas Com B #1R DHC

SADIE RIVAS
3713 S 162ND ST
SEATTLE, WA 981883035

McDaniel Gas Com B #1R DHC

SAL LEE ANDERSON
3212 RIO GRANDE NW
ALBUQUERQUE, NM 871073032

McDaniel Gas Com B #1R DHC

SAL LEE ANDERSON
3212 RIO GRANDE NW
ALBUQUERQUE, NM 871073032

McDaniel Gas Com B #1R DHC

SAL LEE ANDERSON
3212 RIO GRANDE NW
ALBUQUERQUE, NM 871073032

McDaniel Gas Com B #1R DHC

SEAN MCALISTER
69 SPANISH DAGGERS DR
ALAMOGORDO, NM 883100000

McDaniel Gas Com B #1R DHC

SEAN MCALISTER
69 SPANISH DAGGERS DR
ALAMOGORDO, NM 883100000

McDaniel Gas Com B #1R DHC

SEAN MCALISTER
69 SPANISH DAGGERS DR
ALAMOGORDO, NM 883100000

McDaniel Gas Com B #1R DHC

SINGER BROS. C/O BANK OF
OKLAHOMA ACCT. #2-061-966
DEPT. 1063
TULSA, OK 741820000

McDaniel Gas Com B #1R DHC

SINGER BROS. C/O BANK OF
OKLAHOMA ACCT. #2-061-966
DEPT. 1063
TULSA, OK 741820000

McDaniel Gas Com B #1R DHC

SINGER BROS. C/O BANK OF
OKLAHOMA ACCT. #2-061-966
DEPT. 1063
TULSA, OK 741820000

McDaniel Gas Com B #1R DHC

SUSIE ARMENTA LIVING TRUST
SUSIE M ARMENTA TRUSTE
PO BOX 22522
TUCSON, AZ 857342522

McDaniel Gas Com B #1R DHC

SUSIE ARMENTA LIVING TRUST
SUSIE M ARMENTA TRUSTE
PO BOX 22522
TUCSON, AZ 857342522

McDaniel Gas Com B #1R DHC

SUSIE ARMENTA LIVING TRUST
SUSIE M ARMENTA TRUSTE
PO BOX 22522
TUCSON, AZ 857342522

McDaniel Gas Com B #1R DHC

T E DUFF TRUST TED EDWARD DUFF,
TRUSTEE
PO BOX 398
RUIDOSO, NM 883550398

McDaniel Gas Com B #1R DHC

T E DUFF TRUST TED EDWARD DUFF,
TRUSTEE
PO BOX 398
RUIDOSO, NM 883550398

McDaniel Gas Com B #1R DHC

T E DUFF TRUST TED EDWARD DUFF,
TRUSTEE
PO BOX 398
RUIDOSO, NM 883550398

McDaniel Gas Com B #1R DHC

UNITED PIPE & SUPPLY CO.
3622 RANCH CREEK DR
AUSTIN, TX 787300000

McDaniel Gas Com B #1R DHC

UNITED PIPE & SUPPLY CO.
3622 RANCH CREEK DR
AUSTIN, TX 787300000

McDaniel Gas Com B #1R DHC

UNITED PIPE & SUPPLY CO.
3622 RANCH CREEK DR
AUSTIN, TX 787300000

McDaniel Gas Com B #1R DHC

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

McDaniel Gas Com B #1R DHC

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

McDaniel Gas Com B #1R DHC

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

McDaniel Gas Com B #1R DHC