Form 3160-5 (August 2007)	UNITED STATES	OMI	FORM APPROVED OMB NO. 1004-0135 Expires: July 31, 2010				
BUREAU OF LAND MANAGEMENT SUNDRY NOTICES AND REPORTS ON WELLS Do not use this form for proposals to drill or to re-enter an abandoned well. Use form 3160-3 (APD) for such proposals.					5. Lease Serial No	5. Lease Serial No. NMNM01119	
					6. If Indian, Allott	6. If Indian, Allottee or Tribe Name	
SUBMIT IN TRIPLICATE - Other instructions on reverse side.					7. If Unit or CA/A	greement, Name and/or No.	
1. Type of Well 🛛 Oil Well 🗖 Gas Well 📋 Other					8. Well Name and AVALON DEL	No. AWARE CTB SEE BELOW	
2. Name of Operator Contact: PATTY URIAS XTO ENERGY INC. E-Mail: patty_urias@xtoenergy.com					9. API Well No.		
3a. Address 200 N. LORAINE, SUITE 80 MIDLAND, TX 79701	3b. Phone No. (include area code) Ph: 432-620-4318 Fx: 432-618-3530			10. Field and Pool, or Exploratory AVALON; DELAWARE			
4. Location of Well (Footage, Sec.,	)			11. County or Parish, and State			
Sec 31 T20S R28E Mer NM				EDDY COUNTY COUNTY, NM			
12. CHECK API	PROPRIATE BOX(ES) TO	D INDICATE N	ATURE OF 1	NOTICE,	REPORT, OR OTI	HER DATA	
TYPE OF SUBMISSION	TYPE OF ACTION						
🔀 Notice of Intent	C Acidize	🗖 Deepen		□ Production (Start/Resume)			
Subsequent Report	□ Alter Casing	Fracture Treat		Recl	amation	Well Integrity Ø.Other	
Final Abandonment Notice	Casing Repair	New Construction Plug and Abandon		_	porarily Abandon	Venting and/or Flari	
				er Disposal			
<ul> <li>13. 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 ecomplete horizontally, give subsurface locations and measured and rue vertical deptits of all pertinent markers and zones. Attach the Bond under which the work will be performed or provide the Bond No. on file with BL/MBIA. Required subsequent reports shall be filed vibin 30 days foilowing completion of the involved operations. If the operation results in a multiple completion or recompletion in a new interval, a Form 3160-4 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 operation is a multiple completion or recompletion in a new interval, a Form 3160-4 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 operation is a multiple completion or recompletion or recompleted. Final Abandonment Notices shall be filed only after all requirements, including reclamation, have been completed, and the operator has determined that the site is ready for final inspection.)</li> <li>AVALON DELAWARE UNIT #501 30-015-24331 // AVALON DELAWARE UNIT #503 30-015-24874 // AVALON DELAWARE UNIT #515 30-015-24874 // AVALON DELAWARE UNIT #516 30-015-24876 // AVALON DELAWARE U</li></ul>							
, Signature (Electronic	Date 10/30/2013						
A	THIS SPACE FO				USE		
Approved By Conditions of approval, if any are attack certify that the applicant holds legal or e which would envite the applicant to con	not warrant or e subject lease	Title	MAR	ROVED 1 8 2014	Date		
Title 18 U.S.C. Section 1001 and Title 4 States any false, fictitious or fraudulen		crime for any pers	on knowingly and in its jurisdiction	EAU OF L	make to any department	nt or agency of the United	
· · · · · · · · · · · · · · · · · · ·	ATOR-SUBMITTED ** O		<b>L</b>	UNILOBAL			

#### Additional data for EC transaction #224838 that would not fit on the form

#### 32. Additional remarks, continued

AVALON DELAWARE UNIT #517 30-015-24337 AVALON DELAWARE UNIT #520 30-015-28664 AVALON DELAWARE UNIT #522 30-015-02434 AVALON DELAWARE UNIT #523 30-015-28910 AVALON DELAWARE UNIT #530 30-015-24335 AVALON DELAWARE UNIT #533 30-015-24525 AVALON DELAWARE UNIT #533 30-015-24525 AVALON DELAWARE UNIT #539 30-015-28683 AVALON DELAWARE UNIT #539 30-015-28682 AVALON DELAWARE UNIT #540 30-015-24386 AVALON DELAWARE UNIT #543 30-015-24386 AVALON DELAWARE UNIT #543 30-015-24386 AVALON DELAWARE UNIT #548 30-015-24376 AVALON DELAWARE UNIT #548 30-015-24048 AVALON DELAWARE UNIT #548 30-015-24373 AVALON DELAWARE UNIT #548 30-015-24377 AVALON DELAWARE UNIT #548 30-015-24377 AVALON DELAWARE UNIT #548 30-015-24377 AVALON DELAWARE UNIT #570 30-015-28666 AVALON DELAWARE UNIT #571 30-015-28668

Due to problems at DCP plant we are flaring at our Avalon Delaware Unit CTB as of 9:00am New Mexico time on 10/29/13 approx: 244mcfd.

### BUREAU OF LAND MANAGEMENT Carlsbad Field Office 620 East Greene Street Carlsbad, New Mexico 88220 575-234-5972

## 3/18/2014 Approved subject to Conditions of Approval. JDB

# Condition of Approval to Flare Gas

From date of receipt

- 1. Report all volumes on OGOR reports.
- 2. Comply with NTL-4A requirements
- 3. Subject to like approval from NMOCD
- 4. Flared volumes will still require payment of royalties
- 5. Install gas meter on vent/flare line to measure gas prior to venting/flaring operations if it is not equipped as such at this time. Gas meter to meet all requirements for sale meter as Federal Regulations and Onshore Order #5. Include meter serial number on sundry.
- 6. This approval does not authorize any additional surface disturbance.
- 7. Submit updated facility diagram as per Onshore Order #3.
- 8. Approval not to exceed 90 days for date of approval.
- 9. Submit Subsequent Report to this sundry with actual volumes of gas flared monthly on 3160-5 (sundry notice).
- 10. If flaring is still required past 90 days submit new request for approval.
- 11. If a portable unit is used to flare gas it must be monitored at all times.
- 12. Comply with any restrictions or regulations when on State or Fee surface.

**JDB**