

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENTNMOCD  
ArtesiaFORM APPROVED  
OMB NO. 1004-0135  
Expires: July 31, 2010**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.***SUBMIT IN TRIPLICATE - Other instructions on reverse side.**

|  |   |   |
|--|---|---|
| 1. Type of Well<br><input checked="" type="checkbox"/> Oil Well <input type="checkbox"/> Gas Well <input type="checkbox"/> Other |   | 5. Lease Serial No.<br>STATE                              |
| 2. Name of Operator<br>XTO ENERGY INCORPORATED   |   | 6. If Indian, Allottee or Tribe Name                      |
| Contact: PATTY R URIAS<br>E-Mail: patty_urias@xtoenergy.com  |   | 7. If Unit or CA/Agreement, Name and/or No.<br>891014168B |
| 3a. Address<br>500 W ILLINOIS STREET SUITE 100<br>MIDLAND, TX 79701  | 3b. Phone No. (include area code)<br>Ph: 432-620-4318<br>Fx: 432-618-3530 | 8. Well Name and No.<br>NASH UNIT 1                       |
| 4. Location of Well (Footage, Sec., T., R., M., or Survey Description)<br>Sec 13 T23S R29E SENE 1980FNL 660FEL                   |   | 9. API Well No.<br>30-015-21277-00-S3                     |
|  |   | 10. Field and Pool, or Exploratory<br>CHERRY CANYON       |
|  |   | 11. County or Parish, and State<br>EDDY COUNTY, NM        |

**12. CHECK APPROPRIATE BOX(ES) TO INDICATE NATURE OF NOTICE, REPORT, OR OTHER DATA**

| TYPE OF SUBMISSION                                   | TYPE OF ACTION  |
|--|---|
| <input checked="" type="checkbox"/> Notice of Intent | <input type="checkbox"/> Acidize                                    |
| <input type="checkbox"/> Subsequent Report           | <input type="checkbox"/> Alter Casing                               |
| <input type="checkbox"/> Final Abandonment Notice    | <input type="checkbox"/> Casing Repair                              |
|  | <input type="checkbox"/> Change Plans                               |
|  | <input type="checkbox"/> Convert to Injection                       |
|  | <input type="checkbox"/> Deepen                                     |
|  | <input type="checkbox"/> Fracture Treat                             |
|  | <input type="checkbox"/> New Construction                           |
|  | <input type="checkbox"/> Plug and Abandon                           |
|  | <input type="checkbox"/> Plug Back                                  |
|  | <input type="checkbox"/> Production (Start/Resume)                  |
|  | <input type="checkbox"/> Reclamation                                |
|  | <input type="checkbox"/> Recomplete                                 |
|  | <input type="checkbox"/> Temporarily Abandon                        |
|  | <input type="checkbox"/> Water Disposal                             |
|  | <input type="checkbox"/> Water Shut-Off                             |
|  | <input type="checkbox"/> Well Integrity                             |
|  | <input checked="" type="checkbox"/> Other<br>Venting and/or Flaring |

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 recomple horizontally, give subsurface locations and measured and true vertical depths of all pertinent markers and zones. Attach the Bond under which the work will be performed or provide the Bond No. on file with BLM/BIA. Required subsequent reports shall be filed within 30 days following 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 operator has determined that the site is ready for final inspection.)

NASH 42 BATTERY

ASSOCIATED WELLS:

NASH UNIT #001 30-015-21277 S ✓  
NASH UNIT #006 30-015-21803 F ✓  
NASH UNIT #014 30-015-27510 S ✓  
NASH UNIT #020 30-015-27877 F ✓  
NASH UNIT #038 30-015-29737 F ✓  
NASH UNIT #042H 30-015-37194 F ✓  
NASH UNIT #049H 30-015-38663 F ✓

Rejected - already have  
90 day approval w/ cons

NM OIL CONSERVATION  
ARTESIA DISTRICT

APR 08 2016

Accepted for record  
NMOCD AB  
4/25/16

|  |                         |   |                    |          |
|--|-------------------------|---|--------------------|----------|
| 14. I hereby certify that the foregoing is true and correct.   |                         | Electronic Submission #330598 verified by the BLM Well Information System<br>For XTO ENERGY INCORPORATED, sent to the Carlsbad<br>Committed to AFMSS for processing by PRISCILLA PEREZ on 02/05/2016 (16PP0431SE) |                    | RECEIVED |
| Name (Printed/Typed)   | PATTY R URIAS           | Title   | REGULATORY ANALYST |          |
| Signature  | (Electronic Submission) | Date  | 02/03/2016         |          |
| THIS SPACE FOR FEDERAL OR STATE OFFICE USE   |                         |   |                    |          |
| Approved By  | [Signature]             |   |                    | Date     |
| Conditions of approval, if any, are attached. Approval of this notice does not warrant or certify that the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant to conduct operations thereon.                                  |                         |   |                    |          |
| 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. |                         |   |                    |          |

**\*\* BLM REVISED \*\* BLM REVISED \*\* BLM REVISED \*\* BLM REVISED \*\* BLM REVISED \*\***

**Additional data for EC transaction #330598 that would not fit on the form**

**32. Additional remarks, continued**

The unexpected malfunction of a DCP compressor has caused emergency intermittent flaring from the Nash 42 Battery not to exceed 3500 mcf/day. The volumes flared as a result of this equipment malfunction and force majeure event constitute ?unavoidably lost? production under NTL 4A Section II.C.(2) (??Unavoidably lost? production shall mean?(2) that oil or gas which is lost because of line failures, equipment malfunctions, blowouts, fires, or otherwise??)(emphasis added) and NTL 4A Section III.A. (?Lessees or operators are hereby authorized to vent or flare gas on a short term basis without incurring a royalty obligation in the following circumstances? During temporary emergency situations, such as compressor or other equipment failures??)(emphasis added). Therefore, the flared volumes are not royalty bearing under NTL 4A. We started flaring 2/2/16 and please accept this as notice for the month of February 2016.