

OCD-ARTESIA

Form 3160-5  
(August 2007)UNITED STATES  
DEPARTMENT OF THE INTERIOR  
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.*FORM APPROVED  
OMB No. 1004-0137  
Expires: July 31, 2010

RECEIVED

JUN -2 2010

NMOCD ARTESIA

5. Lease Serial No.  
NM 19246 and NM 17589

6. If Indian, Allottee or Tribe Name

SUBMIT IN TRIPLICATE - Other instructions on page 2.

## 1. Type of Well

☐ Oil Well ☐ Gas Well ☒ Other2. Name of Operator  
XTO Energy Inc.3a. Address  
200 North Lorraine Street, Suite 800 Midland, TX 797013b. Phone No. (include area code)  
432-620-67364. Location of Well (Footage, Sec., T., R., M., or Survey Description)  
1980 FSL and 2310 FEL of Section 13 T23S, R29E7. If Unit of CA/Agreement, Name and/or No.  
Nash8. Well Name and No.  
Nash 29 SWD9. API Well No.  
3001528272 2943410. Field and Pool or Exploratory Area  
Delaware11. Country or Parish, State  
Eddy

## 12. CHECK THE 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"/> Deepen	<input type="checkbox"/> Production (Start/Resume)	<input type="checkbox"/> Water Shut-Off
<input type="checkbox"/> Subsequent Report	<input type="checkbox"/> Alter Casing	<input type="checkbox"/> Fracture Treat	<input type="checkbox"/> Reclamation	<input type="checkbox"/> Well Integrity
<input type="checkbox"/> Final Abandonment Notice	<input type="checkbox"/> Casing Repair	<input checked="" type="checkbox"/> New Construction	<input type="checkbox"/> Recomplete	<input type="checkbox"/> Other
	<input type="checkbox"/> Change Plans	<input type="checkbox"/> Plug and Abandon	<input type="checkbox"/> Temporarily Abandon	
	<input type="checkbox"/> Convert to Injection	<input type="checkbox"/> Plug Back	<input checked="" type="checkbox"/> Water Disposal	

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 recompletes 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 must 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 must be filed once testing has been completed. Final Abandonment Notices must be filed only after all requirements, including reclamation, have been completed and the operator has determined that the site is ready for final inspection.)

XTO needs to lay a 3 inch fiberspar line from the Nash #4 well to the Nash #29 SWD well (1980 FSL and 2310 FEL of Section 13 of T23S, R29E Eddy County, NM). The line is 1,429.9 feet in length as it crosses federal leases NM19246 (E2NE of Section 13, T23S, R29E Eddy County, NM) and NM 17589 (SE of Section 13, T23S, R29E Eddy County, NM). Both leases are committed to the Nash Unit and the operations described herein are to facilitate unit production. The exact location of the line is delineated on the plat attached hereto and made a part hereof and will be buried at the prescribed depth of 36 inches as per the BLM Standard Set of Stipulations.

Accepted for record  
NMOCD RT 6/2/10

14. I hereby certify that the above is true and correct. Name (Printed/Typed)

Title

Date

Signature

THIS SPACE FOR FEDERAL OR STATE OFFICE USE

Approved by

/s/ Don Peterson

Title

Date

MAY 28 2010

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.

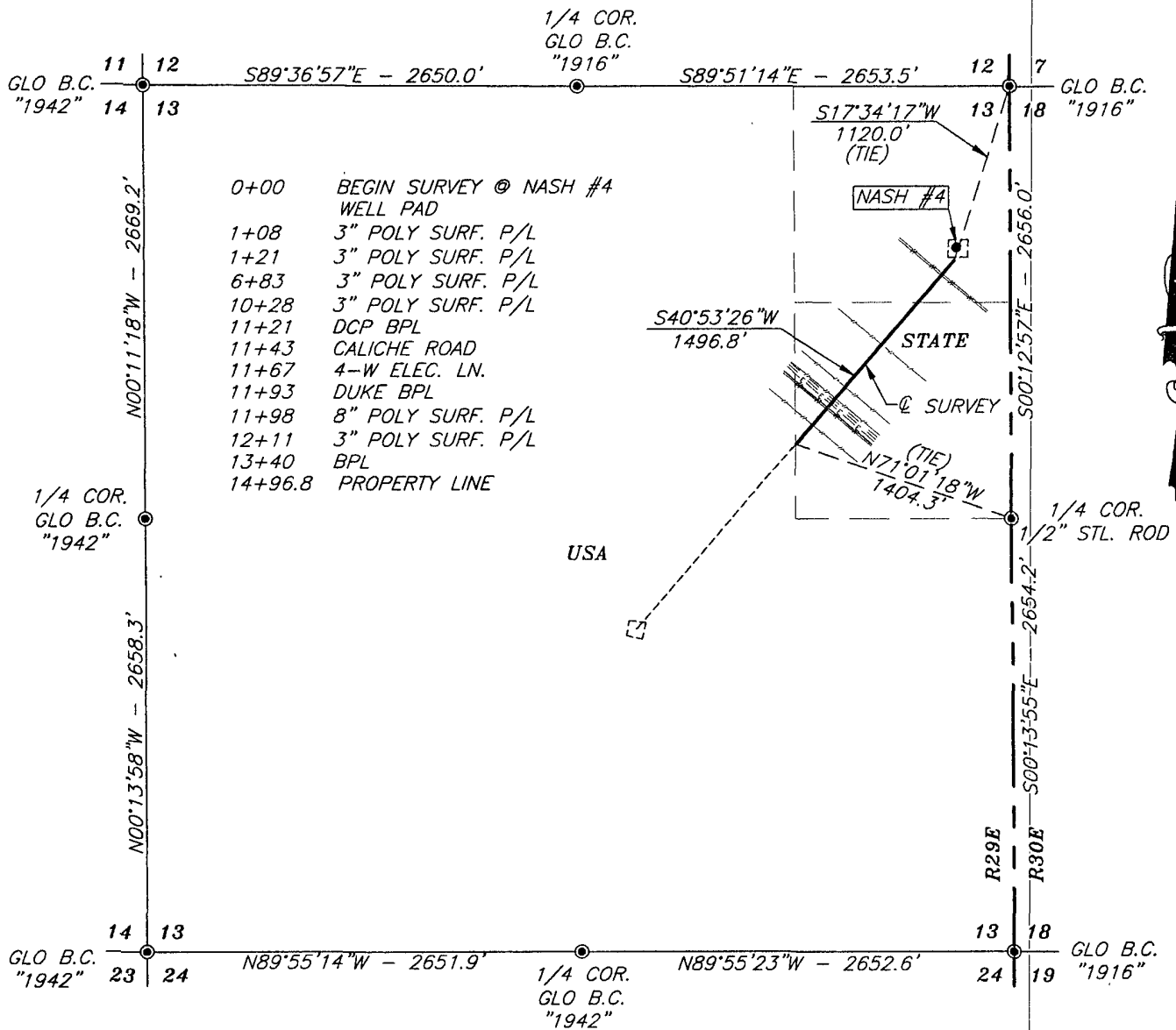
Office

CARLSBAD FIELD OFFICE

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)

SECTION 13, TOWNSHIP 23 SOUTH, RANGE 29 EAST, N.M.P.M.,  
EDDY COUNTY, NEW MEXICO.



DESCRIPTION

A STRIP OF LAND 30.0 FEET WIDE CROSSING STATE OF NEW MEXICO LAND IN SECTION 13, TOWNSHIP 23 SOUTH, RANGE 29 EAST, NMPM, EDDY COUNTY, NEW MEXICO AND BEING 15.0 FEET RIGHT AND 15.0 FEET LEFT OF THE FOLLOWING DESCRIBED CENTERLINE SURVEY:

BEGINNING AT A POINT IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION, WHICH LIES S17°34'17"W 1120.0 FEET FROM THE NORTHEAST CORNER OF SAID SECTION; THEN S40°53'26"W 1496.8 FEET TO A POINT ON THE WEST LINE OF THE EAST HALF OF THE NORTHEAST QUARTER OF SAID SECTION, WHICH LIES N71°01'18"W 1404.3 FEET FROM THE EAST QUARTER CORNER OF SAID SECTION.

SAID STRIP OF LAND BEING 1496.8 FEET OR 90.72 RODS IN LENGTH, CONTAINING 1.031 ACRES MORE OR LESS AND BEING ALLOCATED BY FORTIES AS FOLLOWS:

NE/4 NE/4 20.71 RODS OR 0.235 ACRES  
SE/4 NE/4 70.01 RODS OR 0.796 ACRES

NOTE: BEARINGS SHOWN HEREON ARE  
MERCATOR GRID AND CONFORM TO THE  
NEW MEXICO COORDINATE SYSTEM "NEW  
MEXICO EAST ZONE" NORTH AMERICAN  
DATUM 1983. DISTANCES ARE SURFACE  
VALUES.

I HEREBY CERTIFY THAT I DIRECTED AND AM  
RESPONSIBLE FOR THIS SURVEY THAT THIS SURVEY IS  
TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE  
AND BELIEF, AND THAT THIS SURVEY AND PLAT MEET  
THE MINIMUM STANDARDS FOR SURVEYING IN NEW MEXICO.

1000 0 1000 2000 FEET  
Scale: 1"=1000'

RONALD J. EIDSON N.M.P.S. No. 3239  
GARY G. EIDSON N.M.P.S. No. 12641

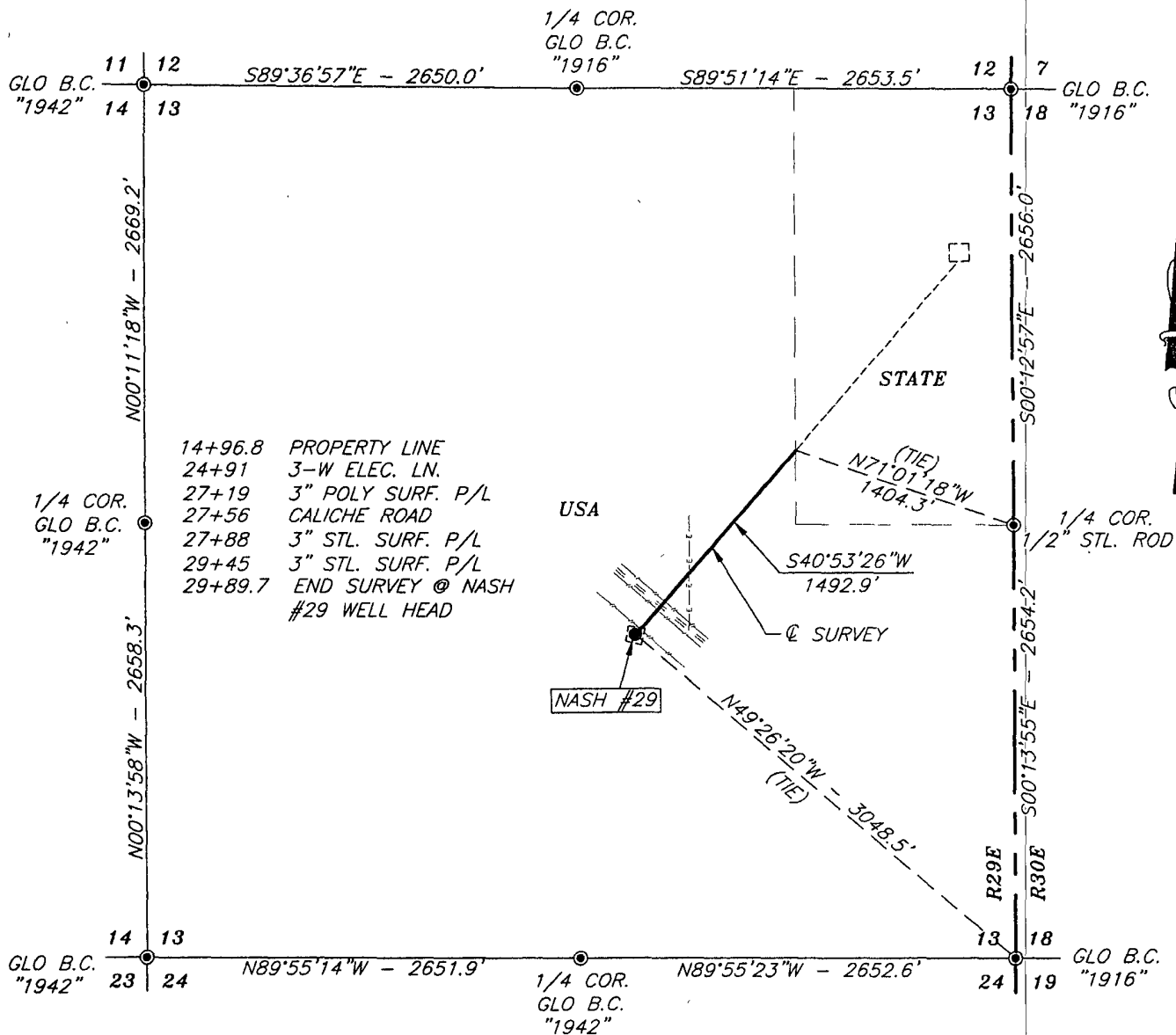
PROVIDING SURVEYING SERVICES  
SINCE 1946  
JOHN WEST SURVEYING COMPANY  
412 N. DAL PASO  
HOBBS, N.M. 88240  
(575) 393-3117

XTO ENERGY

CENTERLINE SURVEY OF A PIPELINE CROSSING  
SECTION 13, TOWNSHIP 23 SOUTH, RANGE 29 EAST,  
N.M.P.M., EDDY COUNTY, NEW MEXICO

Survey Date: 3/25/09	Sheet 1 of 1 Sheets
W.O. Number: 09.11.0272	Drawn By: LA
Date: 4/1/09	09110272

SECTION 13, TOWNSHIP 23 SOUTH, RANGE 29 EAST, N.M.P.M.,  
EDDY COUNTY, NEW MEXICO.

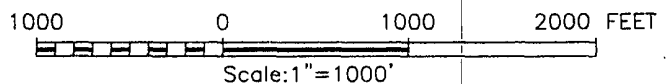


DESCRIPTION

A STRIP OF LAND 50.0 FEET WIDE AND 1492.9 FEET OR 0.283 MILES IN LENGTH CROSSING USA LAND IN SECTION 13, TOWNSHIP 23 SOUTH, RANGE 29 EAST, NMPM, EDDY COUNTY, NEW MEXICO AND BEING 25.0 FEET LEFT AND 25.0 FEET RIGHT OF THE ABOVE PLATTED CENTERLINE SURVEY.

NOTE: BEARINGS SHOWN HEREON ARE  
MERCATOR GRID AND CONFORM TO THE  
NEW MEXICO COORDINATE SYSTEM "NEW  
MEXICO EAST ZONE" NORTH AMERICAN  
DATUM 1983. DISTANCES ARE SURFACE  
VALUES.

I HEREBY CERTIFY THAT I DIRECTED AND AM  
RESPONSIBLE FOR THIS SURVEY. THAT THIS SURVEY IS  
TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE  
AND BELIEF, AND THAT THIS SURVEY AND PLAT MEET  
THE MINIMUM STANDARDS FOR SURVEYING IN NEW MEXICO.



RONALD J. EIDSON, M.M., P.S. No. 3239  
GARY G. EIDSON, M.M., P.S. No. 12641

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SINCE 1946  
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**XTO ENERGY**

CENTERLINE SURVEY OF A PIPELINE CROSSING  
SECTION 13, TOWNSHIP 23 SOUTH, RANGE 29 EAST,  
N.M.P.M., EDDY COUNTY, NEW MEXICO

Survey Date: 3/25/09	Sheet 1 of 1 Sheets
W.O. Number: 09.11.0272	Drawn By: LA
Date: 4/1/09	09110272

BLM LEASE NUMBER NM-19246  
COMPANY NAME XTO Energy Inc.  
WELL NO. & NAME Nash Unit #29 SWD

### BURIED PIPELINE STIPULATIONS

A copy of the APD and attachments, including stipulations, survey plat and/or map, will be on location during construction. BLM personnel may request to you a copy of your permit during construction to ensure compliance with all stipulations.

Holder agrees to comply with the following stipulations to the satisfaction of the Authorized Officer:

1. The Holder shall indemnify the United States against any liability for damage to life or property arising from the occupancy or use of public lands under this grant.
2. The Holder shall comply with all applicable Federal laws and regulations existing or hereafter enacted or promulgated. In any event, the holder shall comply with the Toxic Substances Control Act of 1976 as amended, 15 USC 2601 et seq. (1982) with regards to any toxic substances that are used, generated by or stored on the right-of-way or on facilities authorized under this right-of-way grant. (See 40 CFR Part 702-799 and especially, provisions on polychlorinated biphenyls, 40 CFR 761.1-761.193.) Additionally, any release of toxic substances (leaks, spills, etc.) in excess of the reportable quantity established by 40 CFR Part 117 shall be reported as required by the Comprehensive Environmental Response, Compensation, and Liability Act, section 102b. A copy of any report required or requested by any Federal agency or State government as a result of a reportable release or spill of any toxic substances shall be furnished to the authorized officer concurrent with the filing of the reports to the involved Federal agency or State government.
3. The holder agrees to indemnify the United States against any liability arising from the release of any hazardous substance or hazardous waste (as these terms are defined in the Comprehensive Environmental Response, Compensation and Liability Act of 1980, 42 U.S.C. 9601, et seq. or the Resource Conservation and Recovery Act, 42 U.S.C. 6901, et seq.) on the Right-of-Way (unless the release or threatened release is wholly unrelated to the Right-of-Way holder's activity on the Right-of-Way), or resulting from the activity of the Right-of-Way holder on the Right-of-Way. This agreement applies without regard to whether a release is caused by the holder, its agent, or unrelated third parties.
4. If, during any phase of the construction, operation, maintenance, or termination of the pipeline, any oil or other pollutant should be discharged from the pipeline system, impacting Federal lands, the control and total removal; disposal, and cleaning up of such oil or other pollutant, wherever found, shall be the responsibility of holder, regardless of fault. Upon failure of holder to control, dispose of, or clean up such discharge on or affecting Federal lands, or to repair all damages resulting therefrom, on the Federal lands, the Authorized Officer may take such measures as he deems necessary to control and clean up the discharge and restore the area, including where appropriate, the aquatic environment and fish and wildlife habitats, at the full expense of the holder. Such action by the Authorized Officer shall not relieve holder of any responsibility as provided herein.

5. All construction and maintenance activity will be confined to the authorized right-of-way.
6. The pipeline will be buried with a minimum cover of 36 inches between the top of the pipe and ground level.
7. Blading of all vegetation will be allowed. Blading is defined as the complete removal of brush and ground vegetation. Clearing of brush species will be allowed. Clearing defined as the removal of brush while leaving ground vegetation (grasses, weeds, etc.) intact. Clearing is best accomplished by holding the blade 4 to 6 inches above the ground surface. In areas where blading and/or clearing is allowed, maximum width of these operations will not exceed 15 feet.
8. The holder shall minimize disturbance to existing fences and other improvements on public lands. The holder is required to promptly repair improvements to at least their former state. Functional use of these improvements will be maintained at all times. The holder will contact the owner of any improvements prior to disturbing them. When necessary to pass through a fence line, the fence shall be braced on both sides of the passageway prior to cutting of the fence. No permanent gates will be allowed unless approved by the Authorized Officer.
9. Vegetation, soil, and rocks left as a result of construction or maintenance activity will be randomly scattered on this right-of-way and will not be left in row, piles, or berms, unless otherwise approved by the Authorized Officer. A berm will be left over the ditch line to allow for settling back to grade.
10. In those areas where erosion control structures are required to stabilize soil conditions, the holder will install such structures as are suitable for the specific soil conditions being encountered and which are in accordance with sound resource management practices.
11. The holder will reseed. Seeding will be done according to the attached seeding requirements, using the following seed mix.
- |  |   |
|--|---|
| <input type="checkbox"/> seed mixture 1            | <input type="checkbox"/> seed mixture 3 |
| <input checked="" type="checkbox"/> seed mixture 2 | <input type="checkbox"/> seed mixture 4 |
12. All above-ground structures not subject to safety requirements shall be painted by the holder to blend with the natural color of the landscape. The paint used shall be color which simulates "Standard Environmental Colors" – **Shale Green**, Munsell Soil Color No. 5Y 4/2.
13. The pipeline will be identified by signs at the point of origin and completion of the right-of-way and at all road crossings. At a minimum, signs will state the holder's name, BLM serial number, and the product being transported. All signs and information thereon will be posted in a permanent, conspicuous manner, and will be maintained in a legible condition for the life of the pipeline.

14. The holder shall not use the pipeline route as a road for purposes other than routine maintenance as determined necessary by the Authorized Officer in consultation with the holder. The holder will take whatever steps are necessary to ensure that the pipeline route is not used as a roadway.

15. Any cultural and/or paleontological resources (historic or prehistoric site or object) discovered by the holder, or any person working on his behalf, on public or Federal land shall be immediately reported to the Authorized Officer. Holder shall suspend all operations in the immediate area of such discovery until written authorization to proceed is issued by the Authorized Officer. An evaluation of the discovery will be made by the Authorized Officer to determine appropriate actions to prevent the loss of significant cultural or scientific values. The holder will be responsible for the cost of evaluation and any decision as to proper mitigation measures will be made by the Authorized Officer after consulting with the holder.

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16. Special Stipulations:

A patrol road is not authorized for this pipeline. The pipeline will be visually inspected as needed from adjoining access roads and on foot as needed.

Cave/Karst - The BLM, Carlsbad Field Office, will be informed immediately if any subsurface drainage channels, passages, or voids are intersected by trenching, and no pipe will be laid in the trench at that point until clearance has been issued by the Authorized Officer. Special restoration stipulations or realignment may be required at such intersections, if any. Leak detection systems, back flow eliminators, and differential pressure shut-off valves may be required to minimize the impacts of leaking or ruptured pipelines.