



September 29, 2010

Colorado Oil & Gas Conservation Commission
Attn: Mr. David Neslin, Director
1120 Lincoln Street, Suite 801
Denver CO 80203

RE: Request for Exception Location
Tiffany 2 #3
SESE Sec. 2, T32N, R67W
La Plata County, Colorado

Dear Mr. Neslin:

XTO Energy Inc. is requesting an exception location be granted to Rule 603 a. (2) for the Tiffany 2 #3. XTO is proposing to drill the above referenced well at a location from the existing Tiffany C #1 well pad. The Colorado Oil & Gas Conservation Commission Rule 603 a. (2) requires a setback of 150 feet from the wellhead to a surface property line. The Tiffany 2 #3 is located less than 150 feet from Adobe Investments surface property line located to the west with an encroachment of 28 feet.

The existing well pad and proposed location expansion is located on two parcels of land owned by different landowners. A Surface Use Agreement has been obtained from both Kennon Decker and Adobe Investments, the surface property owner of the encroached upon property line. XTO Energy Inc. respectfully requests that you grant an exception to Rule 603 a. (2) to allow the Tiffany 2 #3 well to be drilled at the above described location which is approximately 28 feet from the nearest property line. Both SUAs were included with the APD.

Thank you for considering our request for this exception. Should you have any additional questions, please contact me at 505-333-3145

Regards,

A handwritten signature in purple ink that reads 'Kelly K. Kardos'. The signature is written in a cursive, flowing style.

Kelly K. Kardos
Sr. Permitting Tech