

Surface Owner Consultation (Rule 306)

XTO Energy Inc.

Operator Name

confirms that the surface owner consultation requirements of Rule 306 have been completed or waived for the following proposed well location.

APACHE CANYON 09-06

Sec.

9

Township

34S

Range

67W

Well Name

Legal Description

Road Description See original APD

Kelly K. Kardos

Name

Sr. Permitting Tech

Title

Kelly K. Kardos

Signature

January 5, 2011

Date