

UNIT SUMMARY

Date: February 19, 2014

Burkett 4-24

S/2 of Section 23, T35N, R8W

La Plata County, Colorado

XTO sent waiver request letters to 6 parties located in unit described above.

Of the 6 total parties that were sent letters, XTO has received 2 Approvals, Zero Objections, and 4 No Returns.

Attached hereto are copies of the approval signatures XTO has obtained to date.



August 2, 2013

RECEIVED
AUG 14 2013
LAND DEPARTMENT

Off-Setting Interest Owners
See Attached List

**RE: Request for Waiver – Exception Location under Rule 318.c.
XTO Energy Inc.
Burkett #4-24 Well
Section 24, Township 35 North, Range 8 West**

Dear Interest Owner:

Please be advised that XTO Energy Inc. ("XTO") is requesting an exception location from the Colorado Oil and Gas Conservation Commission ("Commission") for the Burkett #4-24 Well ("Well"). XTO proposes to drill and complete this well on the above-described lands for production from the Fruitland Coal Formation as a dual lateral horizontal well. XTO seeks an exception location for the Well because the wellbore(s) for the proposed Well will fall within the 990' setback from the outer boundary of the unit as established in Commission Order No. 112-138.

The surface location of the Well is situated 421' FEL and 1,124' FSL of Section 24, Township 35 North, Range 8 West, and the bottomhole location of lateral wellbore number one is located at 660' FWL and 700' FSL and lateral wellbore number two is located 660' FWL and 660' FSL of Section 24, Township 35 North, Range 8 West. The initial penetration of the wellbore(s) and the beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit, and the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit.

The purpose of this letter is to notify you of XTO's intent to request the exception location from the Commission and to request a waiver from you, as an offset working interest owner and/or mineral interest owner, pursuant to Commission Rule 318.c. It is requested that you sign and return this letter/waiver in the enclosed envelope to my attention within twenty (20) days of the date of this letter. Once we have received your executed response to this letter, or if we have not heard from you within twenty (20) days, XTO will proceed with the permitting procedure requesting a variance under Commission Rule 502.b.

If you have any questions regarding this matter, please contact me at 817-885-3222 or by email jake_higgins@xtoenergy.com. Thank you in advance for your cooperation.

Sincerely,

Jake Higgins
XTO Energy Inc.

Jean H. Lockwood
(We, *Dubet & Lockwood*, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

N/A

Name & Company
Title: _____
Date: _____

I, We, ERNEST LINDSTROM as the offset working interest owner (mineral interest)
owner (circle one), hereby consent and waive any and all objections to the location of the
 above-referenced Well, and agree that the initial penetration of the wellbore(s) and
 beginning of the treated interval of the wellbore(s) will be approximately 660' from the
 outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will
 be no closer than 660' from the outer boundary of the unit, rather than 990' as established
 by Order No. 112-138.

Ernest Lindstrom
 Name & Company
 Title:
 Date: 8-20-13

UNIT SUMMARY

Date: February 19, 2014

Burkett 4-24

E/2 Section 26, T35N, R8W

La Plata County, Colorado

XTO sent waiver request letters to 33 parties located in unit described above.

Of the 33 total parties that were sent waiver request letters, XTO has received 14 Approvals, Zero Objections, and 19 No Returns.

Attached hereto are copies of the approval signatures XTO has obtained to date.



June 20, 2013

RECEIVED
JUL 22 2013
LAND DEPARTMENT

Off-Setting Interest Owners
See Attached List

**RE: Request for Waiver – Exception Location under Rule 318.c.
XTO Energy Inc..
Burkett #4-24 Well
Section 24, Township 35 North, Range 8 West**

Dear Interest Owner:

Please be advised that XTO Energy Inc. (“XTO”) is requesting an exception location from the Colorado Oil and Gas Conservation Commission (“Commission”) for the Burkett #4-24 Well (“Well”). XTO proposes to drill and complete this well on the above-described lands for production from the Fruitland Coal Formation as a dual lateral horizontal well. XTO seeks an exception location for the Well because the wellbore(s) for the proposed Well will fall within the 990’ setback from the outer boundary of the unit as established in Commission Order No. 112-138.

The surface location of the Well is situated 421’ FEL and 1,124’ FSL of Section 24, Township 35 North, Range 8 West, and the bottomhole location of lateral wellbore number one is located at 660’ FWL and 700’ FSL and lateral wellbore number two is located 660’ FWL and 660’ FSL of Section 24, Township 35 North, Range 8 West. The initial penetration of the wellbore(s) and the beginning of the treated interval of the wellbore(s) will be approximately 660’ from the outer boundary of the unit, and the end of the treated interval of the wellbore(s) will be no closer than 660’ from the outer boundary of the unit.

The purpose of this letter is to notify you of XTO’s intent to request the exception location from the Commission and to request a waiver from you, as an offset working interest owner and/or mineral interest owner, pursuant to Commission Rule 318.c. It is requested that you sign and return this letter/waiver in the enclosed envelope to my attention within twenty (20) days of the date of this letter. Once we have received your executed response to this letter, or if we have not heard from you within twenty (20) days, XTO will proceed with the permitting procedure requesting a variance under Commission Rule 502.b.

If you have any questions regarding this matter, please contact me at 817-885-3222 or by email jake_higgins@xtoenergy.com. Thank you in advance for your cooperation.

Sincerely,

Jake Higgins
XTO Energy Inc.

I/We, ~~W~~ Henderson LLC, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

John W. Hendry Jr Henderson LLC
Name & Company
Title: Director
Date: 7/13/13



RECEIVED

JUN 28 2013

LAND DEPARTMENT

June 20, 2013

Off-Setting Interest Owners
See Attached List

**RE: Request for Waiver – Exception Location under Rule 318.c.
XTO Energy Inc..
Burkett #4-24 Well
Section 24, Township 35 North, Range 8 West**

Dear Interest Owner:

Please be advised that XTO Energy Inc. (“XTO”) is requesting an exception location from the Colorado Oil and Gas Conservation Commission (“Commission”) for the Burkett #4-24 Well (“Well”). XTO proposes to drill and complete this well on the above-described lands for production from the Fruitland Coal Formation as a dual lateral horizontal well. XTO seeks an exception location for the Well because the wellbore(s) for the proposed Well will fall within the 990’ setback from the outer boundary of the unit as established in Commission Order No. 112-138.

The surface location of the Well is situated 421’ FEL and 1,124’ FSL of Section 24, Township 35 North, Range 8 West, and the bottomhole location of lateral wellbore number one is located at 660’ FWL and 700’ FSL and lateral wellbore number two is located 660’ FWL and 660’ FSL of Section 24, Township 35 North, Range 8 West. The initial penetration of the wellbore(s) and the beginning of the treated interval of the wellbore(s) will be approximately 660’ from the outer boundary of the unit, and the end of the treated interval of the wellbore(s) will be no closer than 660’ from the outer boundary of the unit.

The purpose of this letter is to notify you of XTO’s intent to request the exception location from the Commission and to request a waiver from you, as an offset working interest owner and/or mineral interest owner, pursuant to Commission Rule 318.c. It is requested that you sign and return this letter/waiver in the enclosed envelope to my attention within twenty (20) days of the date of this letter. Once we have received your executed response to this letter, or if we have not heard from you within twenty (20) days, XTO will proceed with the permitting procedure requesting a variance under Commission Rule 502.b.

If you have any questions regarding this matter, please contact me at 817-885-3222 or by email jake_higgins@xtoenergy.com. Thank you in advance for your cooperation.

Sincerely,

Jake Higgins
XTO Energy Inc.

I/We, Ruth Strand, as the offset working interest owner mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

Ruth O. Strand
Name & Company
Title: Mineral interest owner
Date: 6-25-13



June 20, 2013

RECEIVED
JUN 28 2013
LAND DEPARTMENT

Off-Setting Interest Owners
See Attached List

**RE: Request for Waiver – Exception Location under Rule 318.c.
XTO Energy Inc..
Burkett #4-24 Well
Section 24, Township 35 North, Range 8 West**

Dear Interest Owner:

Please be advised that XTO Energy Inc. (“XTO”) is requesting an exception location from the Colorado Oil and Gas Conservation Commission (“Commission”) for the Burkett #4-24 Well (“Well”). XTO proposes to drill and complete this well on the above-described lands for production from the Fruitland Coal Formation as a dual lateral horizontal well. XTO seeks an exception location for the Well because the wellbore(s) for the proposed Well will fall within the 990’ setback from the outer boundary of the unit as established in Commission Order No. 112-138.

The surface location of the Well is situated 421’ FEL and 1,124’ FSL of Section 24, Township 35 North, Range 8 West, and the bottomhole location of lateral wellbore number one is located at 660’ FWL and 700’ FSL and lateral wellbore number two is located 660’ FWL and 660’ FSL of Section 24, Township 35 North, Range 8 West. The initial penetration of the wellbore(s) and the beginning of the treated interval of the wellbore(s) will be approximately 660’ from the outer boundary of the unit, and the end of the treated interval of the wellbore(s) will be no closer than 660’ from the outer boundary of the unit.

The purpose of this letter is to notify you of XTO’s intent to request the exception location from the Commission and to request a waiver from you, as an offset working interest owner and/or mineral interest owner, pursuant to Commission Rule 318.c. It is requested that you sign and return this letter/waiver in the enclosed envelope to my attention within twenty (20) days of the date of this letter. Once we have received your executed response to this letter, or if we have not heard from you within twenty (20) days, XTO will proceed with the permitting procedure requesting a variance under Commission Rule 502.b.

If you have any questions regarding this matter, please contact me at 817-885-3222 or by email jake_higgins@xtoenergy.com. Thank you in advance for your cooperation.

Sincerely,

Jake Higgins
XTO Energy Inc.

I/We, Harry K. Sobato, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

Harry K. Sobato
Name & Company
Title: OWNER
Date: 6-24-2013



June 20, 2013

RECEIVED

JUN 28 2013

LAND DEPARTMENT

Off-Setting Interest Owners
See Attached List

**RE: Request for Waiver – Exception Location under Rule 318.c.
XTO Energy Inc..
Burkett #4-24 Well
Section 24, Township 35 North, Range 8 West**

Dear Interest Owner:

Please be advised that XTO Energy Inc. ("XTO") is requesting an exception location from the Colorado Oil and Gas Conservation Commission ("Commission") for the Burkett #4-24 Well ("Well"). XTO proposes to drill and complete this well on the above-described lands for production from the Fruitland Coal Formation as a dual lateral horizontal well. XTO seeks an exception location for the Well because the wellbore(s) for the proposed Well will fall within the 990' setback from the outer boundary of the unit as established in Commission Order No. 112-138.

The surface location of the Well is situated 421' FEL and 1,124' FSL of Section 24, Township 35 North, Range 8 West, and the bottomhole location of lateral wellbore number one is located at 660' FWL and 700' FSL and lateral wellbore number two is located 660' FWL and 660' FSL of Section 24, Township 35 North, Range 8 West. The initial penetration of the wellbore(s) and the beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit, and the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit.

The purpose of this letter is to notify you of XTO's intent to request the exception location from the Commission and to request a waiver from you, as an offset working interest owner and/or mineral interest owner, pursuant to Commission Rule 318.c. It is requested that you sign and return this letter/waiver in the enclosed envelope to my attention within twenty (20) days of the date of this letter. Once we have received your executed response to this letter, or if we have not heard from you within twenty (20) days, XTO will proceed with the permitting procedure requesting a variance under Commission Rule 502.b.

If you have any questions regarding this matter, please contact me at 817-885-3222 or by email jake_higgins@xtoenergy.com. Thank you in advance for your cooperation.

Sincerely,

Jake Higgins
XTO Energy Inc.

I We, Mary Cleona M. Davey as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

Mary Cleona M. Davey
Name & Company
Title: _____
Date: 06/24/2013



June 20, 2013

RECEIVED

JUN 28 2013

LAND DEPARTMENT

Off-Setting Interest Owners
See Attached List

**RE: Request for Waiver – Exception Location under Rule 318.c.
XTO Energy Inc..
Burkett #4-24 Well
Section 24, Township 35 North, Range 8 West**

Dear Interest Owner:

Please be advised that XTO Energy Inc. (“XTO”) is requesting an exception location from the Colorado Oil and Gas Conservation Commission (“Commission”) for the Burkett #4-24 Well (“Well”). XTO proposes to drill and complete this well on the above-described lands for production from the Fruitland Coal Formation as a dual lateral horizontal well. XTO seeks an exception location for the Well because the wellbore(s) for the proposed Well will fall within the 990’ setback from the outer boundary of the unit as established in Commission Order No. 112-138.

The surface location of the Well is situated 421’ FEL and 1,124’ FSL of Section 24, Township 35 North, Range 8 West, and the bottomhole location of lateral wellbore number one is located at 660’ FWL and 700’ FSL and lateral wellbore number two is located 660’ FWL and 660’ FSL of Section 24, Township 35 North, Range 8 West. The initial penetration of the wellbore(s) and the beginning of the treated interval of the wellbore(s) will be approximately 660’ from the outer boundary of the unit, and the end of the treated interval of the wellbore(s) will be no closer than 660’ from the outer boundary of the unit.

The purpose of this letter is to notify you of XTO’s intent to request the exception location from the Commission and to request a waiver from you, as an offset working interest owner and/or mineral interest owner, pursuant to Commission Rule 318.c. It is requested that you sign and return this letter/waiver in the enclosed envelope to my attention within twenty (20) days of the date of this letter. Once we have received your executed response to this letter, or if we have not heard from you within twenty (20) days, XTO will proceed with the permitting procedure requesting a variance under Commission Rule 502.b.

If you have any questions regarding this matter, please contact me at 817-885-3222 or by email jake_higgins@xtoenergy.com. Thank you in advance for your cooperation.

Sincerely,

Jake Higgins
XTO Energy Inc.

I/We, Atchison Family LP as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

Scott Atchison
Atchison Family Partnership LP
Name & Company
Title: General Partner
Date: 6-21-13

RECEIVED

JUN 27 2013

LAND DEPARTMENT



June 20, 2013

Off-Setting Interest Owners
See Attached List

**RE: Request for Waiver – Exception Location under Rule 318.c.
XTO Energy Inc..
Burkett #4-24 Well
Section 24, Township 35 North, Range 8 West**

Dear Interest Owner:

Please be advised that XTO Energy Inc. ("XTO") is requesting an exception location from the Colorado Oil and Gas Conservation Commission ("Commission") for the Burkett #4-24 Well ("Well"). XTO proposes to drill and complete this well on the above-described lands for production from the Fruitland Coal Formation as a dual lateral horizontal well. XTO seeks an exception location for the Well because the wellbore(s) for the proposed Well will fall within the 990' setback from the outer boundary of the unit as established in Commission Order No. 112-138.

The surface location of the Well is situated 421' FEL and 1,124' FSL of Section 24, Township 35 North, Range 8 West, and the bottomhole location of lateral wellbore number one is located at 660' FWL and 700' FSL and lateral wellbore number two is located 660' FWL and 660' FSL of Section 24, Township 35 North, Range 8 West. The initial penetration of the wellbore(s) and the beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit, and the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit.

The purpose of this letter is to notify you of XTO's intent to request the exception location from the Commission and to request a waiver from you, as an offset working interest owner and/or mineral interest owner, pursuant to Commission Rule 318.c. It is requested that you sign and return this letter/waiver in the enclosed envelope to my attention within twenty (20) days of the date of this letter. Once we have received your executed response to this letter, or if we have not heard from you within twenty (20) days, XTO will proceed with the permitting procedure requesting a variance under Commission Rule 502.b.

If you have any questions regarding this matter, please contact me at 817-885-3222 or by email jake_higgins@xtoenergy.com. Thank you in advance for your cooperation.

Sincerely,

Jake Higgins
XTO Energy Inc.

I/We, _____, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

to Ramgard Inc
Name & Company
Title: Roneta D. Ramsey
Date: JUNE 25, 2013



RECEIVED

JUN 27 2013

LAND DEPARTMENT

June 20, 2013

Off-Setting Interest Owners
See Attached List

**RE: Request for Waiver – Exception Location under Rule 318.c.
XTO Energy Inc..
Burkett #4-24 Well
Section 24, Township 35 North, Range 8 West**

Dear Interest Owner:

Please be advised that XTO Energy Inc. ("XTO") is requesting an exception location from the Colorado Oil and Gas Conservation Commission ("Commission") for the Burkett #4-24 Well ("Well"). XTO proposes to drill and complete this well on the above-described lands for production from the Fruitland Coal Formation as a dual lateral horizontal well. XTO seeks an exception location for the Well because the wellbore(s) for the proposed Well will fall within the 990' setback from the outer boundary of the unit as established in Commission Order No. 112-138.

The surface location of the Well is situated 421' FEL and 1,124' FSL of Section 24, Township 35 North, Range 8 West, and the bottomhole location of lateral wellbore number one is located at 660' FWL and 700' FSL and lateral wellbore number two is located 660' FWL and 660' FSL of Section 24, Township 35 North, Range 8 West. The initial penetration of the wellbore(s) and the beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit, and the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit.

The purpose of this letter is to notify you of XTO's intent to request the exception location from the Commission and to request a waiver from you, as an offset working interest owner and/or mineral interest owner, pursuant to Commission Rule 318.c. It is requested that you sign and return this letter/waiver in the enclosed envelope to my attention within twenty (20) days of the date of this letter. Once we have received your executed response to this letter, or if we have not heard from you within twenty (20) days, XTO will proceed with the permitting procedure requesting a variance under Commission Rule 502.b.

If you have any questions regarding this matter, please contact me at 817-885-3222 or by email jake_higgins@xtoenergy.com. Thank you in advance for your cooperation.

Sincerely,

Jake Higgins
XTO Energy Inc.

Don Hershner
Nancy Hershner

(1) QNH Resources LLC the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

Nancy Hershner
QNH Resources LLC
Name & Company
Title: OP mgr
Date: 6/24/13

RECEIVED

JUN 27 2013

LAND DEPARTMENT

RECEIVED

JUN 25 2013



June 20, 2013

Off-Setting Interest Owners
See Attached List

**RE: Request for Waiver – Exception Location under Rule 318.c.
XTO Energy Inc..
Burkett #4-24 Well
Section 24, Township 35 North, Range 8 West**

Dear Interest Owner:

Please be advised that XTO Energy Inc. ("XTO") is requesting an exception location from the Colorado Oil and Gas Conservation Commission ("Commission") for the Burkett #4-24 Well ("Well"). XTO proposes to drill and complete this well on the above-described lands for production from the Fruitland Coal Formation as a dual lateral horizontal well. XTO seeks an exception location for the Well because the wellbore(s) for the proposed Well will fall within the 990' setback from the outer boundary of the unit as established in Commission Order No. 112-138.

The surface location of the Well is situated 421' FEL and 1,124' FSL of Section 24, Township 35 North, Range 8 West, and the bottomhole location of lateral wellbore number one is located at 660' FWL and 700' FSL and lateral wellbore number two is located 660' FWL and 660' FSL of Section 24, Township 35 North, Range 8 West. The initial penetration of the wellbore(s) and the beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit, and the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit.

The purpose of this letter is to notify you of XTO's intent to request the exception location from the Commission and to request a waiver from you, as an offset working interest owner and/or mineral interest owner, pursuant to Commission Rule 318.c. It is requested that you sign and return this letter/waiver in the enclosed envelope to my attention within twenty (20) days of the date of this letter. Once we have received your executed response to this letter, or if we have not heard from you within twenty (20) days, XTO will proceed with the permitting procedure requesting a variance under Commission Rule 502.b.

If you have any questions regarding this matter, please contact me at 817-885-3222 or by email jake_higgins@xtoenergy.com. Thank you in advance for your cooperation.

Sincerely,

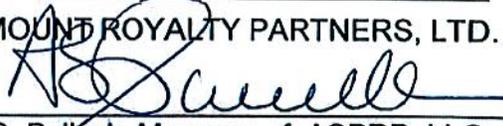
Jake Higgins
XTO Energy Inc.

CATAMOUNT ROYALTY PARTNERS, LTD.

I/We, _____, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

CATAMOUNT ROYALTY PARTNERS, LTD.

By:


A. S. Pollack, Manager of ASPRP, LLC,
General Partner Dated 6/25/13

RECEIVED

JUL 01 2013

Mr. Isaac Lopez, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

LAND DEPARTMENT



Name & Company
Title: _____
Date: 6-24-13

RECEIVED

JUL 03 2013

① We, Luis Hayes, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

Luis Hayes
Name & Company
Title: WFO
Date: 6-30-13



June 20, 2013

RECEIVED

JUN 27 2013

LAND DEPARTMENT

Off-Setting Interest Owners
See Attached List

**RE: Request for Waiver – Exception Location under Rule 318.c.
XTO Energy Inc..
Burkett #4-24 Well
Section 24, Township 35 North, Range 8 West**

Dear Interest Owner:

Please be advised that XTO Energy Inc. ("XTO") is requesting an exception location from the Colorado Oil and Gas Conservation Commission ("Commission") for the Burkett #4-24 Well ("Well"). XTO proposes to drill and complete this well on the above-described lands for production from the Fruitland Coal Formation as a dual lateral horizontal well. XTO seeks an exception location for the Well because the wellbore(s) for the proposed Well will fall within the 990' setback from the outer boundary of the unit as established in Commission Order No. 112-138.

The surface location of the Well is situated 421' FEL and 1,124' FSL of Section 24, Township 35 North, Range 8 West, and the bottomhole location of lateral wellbore number one is located at 660' FWL and 700' FSL and lateral wellbore number two is located 660' FWL and 660' FSL of Section 24, Township 35 North, Range 8 West. The initial penetration of the wellbore(s) and the beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit, and the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit.

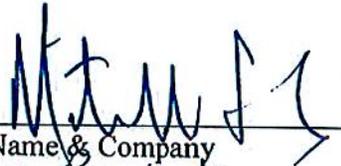
The purpose of this letter is to notify you of XTO's intent to request the exception location from the Commission and to request a waiver from you, as an offset working interest owner and/or mineral interest owner, pursuant to Commission Rule 318.c. It is requested that you sign and return this letter/waiver in the enclosed envelope to my attention within twenty (20) days of the date of this letter. Once we have received your executed response to this letter, or if we have not heard from you within twenty (20) days, XTO will proceed with the permitting procedure requesting a variance under Commission Rule 502.b.

If you have any questions regarding this matter, please contact me at 817-885-3222 or by email jake_higgins@xtoenergy.com. Thank you in advance for your cooperation.

Sincerely,

Jake Higgins
XTO Energy Inc.

I/We, Rawhide LLC, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.



Name & Company
Title: President
Date: 6/25/2013

RECEIVED

JUL 05 2013

LAND DEPARTMENT



June 20, 2013

Off-Setting Interest Owners
See Attached List

**RE: Request for Waiver – Exception Location under Rule 318.c.
XTO Energy Inc..
Burkett #4-24 Well
Section 24, Township 35 North, Range 8 West**

Dear Interest Owner:

Please be advised that XTO Energy Inc. ("XTO") is requesting an exception location from the Colorado Oil and Gas Conservation Commission ("Commission") for the Burkett #4-24 Well ("Well"). XTO proposes to drill and complete this well on the above-described lands for production from the Fruitland Coal Formation as a dual lateral horizontal well. XTO seeks an exception location for the Well because the wellbore(s) for the proposed Well will fall within the 990' setback from the outer boundary of the unit as established in Commission Order No. 112-138.

The surface location of the Well is situated 421' FEL and 1,124' FSL of Section 24, Township 35 North, Range 8 West, and the bottomhole location of lateral wellbore number one is located at 660' FWL and 700' FSL and lateral wellbore number two is located 660' FWL and 660' FSL of Section 24, Township 35 North, Range 8 West. The initial penetration of the wellbore(s) and the beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit, and the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit.

The purpose of this letter is to notify you of XTO's intent to request the exception location from the Commission and to request a waiver from you, as an offset working interest owner and/or mineral interest owner, pursuant to Commission Rule 318.c. It is requested that you sign and return this letter/waiver in the enclosed envelope to my attention within twenty (20) days of the date of this letter. Once we have received your executed response to this letter, or if we have not heard from you within twenty (20) days, XTO will proceed with the permitting procedure requesting a variance under Commission Rule 502.b.

If you have any questions regarding this matter, please contact me at 817-885-3222 or by email jake_higgins@xtoenergy.com. Thank you in advance for your cooperation.

Sincerely,

Jake Higgins
XTO Energy Inc.

I/We, Life Royalties, Inc., as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

Life Royalties, Inc
Name & Company
Title: W.A. Landis, PARTNER
Date: 7/3/13



June 20, 2013

RECEIVED

JUL 05 2013

LAND DEPARTMENT

Off-Setting Interest Owners
See Attached List

**RE: Request for Waiver – Exception Location under Rule 318.c.
XTO Energy Inc..
Burkett #4-24 Well
Section 24, Township 35 North, Range 8 West**

Dear Interest Owner:

Please be advised that XTO Energy Inc. ("XTO") is requesting an exception location from the Colorado Oil and Gas Conservation Commission ("Commission") for the Burkett #4-24 Well ("Well"). XTO proposes to drill and complete this well on the above-described lands for production from the Fruitland Coal Formation as a dual lateral horizontal well. XTO seeks an exception location for the Well because the wellbore(s) for the proposed Well will fall within the 990' setback from the outer boundary of the unit as established in Commission Order No. 112-138.

The surface location of the Well is situated 421' FEL and 1,124' FSL of Section 24, Township 35 North, Range 8 West, and the bottomhole location of lateral wellbore number one is located at 660' FWL and 700' FSL and lateral wellbore number two is located 660' FWL and 660' FSL of Section 24, Township 35 North, Range 8 West. The initial penetration of the wellbore(s) and the beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit, and the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit.

The purpose of this letter is to notify you of XTO's intent to request the exception location from the Commission and to request a waiver from you, as an offset working interest owner and/or mineral interest owner, pursuant to Commission Rule 318.c. It is requested that you sign and return this letter/waiver in the enclosed envelope to my attention within twenty (20) days of the date of this letter. Once we have received your executed response to this letter, or if we have not heard from you within twenty (20) days, XTO will proceed with the permitting procedure requesting a variance under Commission Rule 502.b.

If you have any questions regarding this matter, please contact me at 817-885-3222 or by email jake_higgins@xtoenergy.com. Thank you in advance for your cooperation.

Sincerely,

Jake Higgins
XTO Energy Inc.

I/We, _____, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

Patricia McLeod Chandler
Name & Company
Title: Trustee
Date: 6-26-18



June 20, 2013

Received

JUN 25 2013

By: Division Order:

Off-Setting Interest Owners
See Attached List

**RE: Request for Waiver – Exception Location under Rule 318.c.
XTO Energy Inc..
Burkett #4-24 Well
Section 24, Township 35 North, Range 8 West**

RECEIVED

JUL 08 2013

LAND DEPARTMENT

Dear Interest Owner:

Please be advised that XTO Energy Inc. ("XTO") is requesting an exception location from the Colorado Oil and Gas Conservation Commission ("Commission") for the Burkett #4-24 Well ("Well"). XTO proposes to drill and complete this well on the above-described lands for production from the Fruitland Coal Formation as a dual lateral horizontal well. XTO seeks an exception location for the Well because the wellbore(s) for the proposed Well will fall within the 990' setback from the outer boundary of the unit as established in Commission Order No. 112-138.

The surface location of the Well is situated 421' FEL and 1,124' FSL of Section 24, Township 35 North, Range 8 West, and the bottomhole location of lateral wellbore number one is located at 660' FWL and 700' FSL and lateral wellbore number two is located 660' FWL and 660' FSL of Section 24, Township 35 North, Range 8 West. The initial penetration of the wellbore(s) and the beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit, and the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit.

The purpose of this letter is to notify you of XTO's intent to request the exception location from the Commission and to request a waiver from you, as an offset working interest owner and/or mineral interest owner, pursuant to Commission Rule 318.c. It is requested that you sign and return this letter/waiver in the enclosed envelope to my attention within twenty (20) days of the date of this letter. Once we have received your executed response to this letter, or if we have not heard from you within twenty (20) days, XTO will proceed with the permitting procedure requesting a variance under Commission Rule 502.b.

If you have any questions regarding this matter, please contact me at 817-885-3222 or by email jake_higgins@xtoenergy.com. Thank you in advance for your cooperation.

Sincerely,

Jake Higgins
XTO Energy Inc.

I/We, _____, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

William J. Tom
Name & Company
Title: _____
Date: 7/3/13

one
me

William J. Tom
Sr. Vice President, Engineering
BLACK STONE NATURAL RESOURCES I, L.P.

UNIT SUMMARY

Date: February 19, 2014

Burkett 4-24

W/2 Section 25, T35N, R8W

La Plata County, Colorado

XTO sent waiver request letters to 18 parties located in unit described above.

Of the 18 total parties that were sent letters, XTO has received 6 Approvals, Zero Objections, and 12 No Returns.

Attached hereto are copies of the approval signatures XTO has obtained to date.

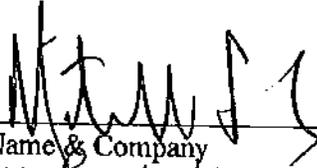
I/We, _____, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

Patricia M^o Korold Chandler
Name & Company
Title: Trustee
Date: 6-26-18

I/We, Life Royalties, Inc., as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

Life Royalties, Inc
Name & Company
Title: W.A. Landolt, Partner
Date: 7/3/13

I/We, Raahide LLC, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.



Name & Company
Title: President
Date: 6/25/2013

CATAMOUNT ROYALTY PARTNERS, LTD.

I/We, _____, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

CATAMOUNT ROYALTY PARTNERS, LTD.

By: _____

A. S. Pollack, Manager of ASPRP, LLC,
General Partner Dated 6/25/13

Don Hershner
Nancy Hershner

I/We ADH Resources LLC the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

Nancy Hershner
ADH Resources LLC
Name & Company
Title: QA Mgr
Date: 6/24/13

I/We, ~~the~~ Harshman LLC, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

John W. Harshman Jr Harshman LLC
Name & Company
Title: Director
Date: 7/13/13

UNIT SUMMARY

Date: February 19, 2014

Burkett 4-24

E/2 Section 25, T35N, R8W

La Plata County, Colorado

XTO sent waiver request letters to 29 parties located in unit described above.

Of the 29 total parties that were sent letters, XTO has received 13 Approvals, Zero Objections, and 16 No Returns.

Attached hereto are copies of the approval signatures XTO has obtained to date.

I/We, _____, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

William J. Tom
Name & Company
Title:
Date: 7/3/13

One
one

William J. Tom
Sr. Vice President, Engineering
BLACK STONE NATURAL RESOURCES I, L.P.

AUG 26 2013

LAND DEPARTMENT

Max E. Ramsey
I/We, Residuary Trust, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

Dorothy N. Ramsey Max E Ramsey
Dorothy N. Ramsey Residuary Trust
Name & Company
Title: Trustee
Date: 8/15/13

I/We, _____, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

Patricia McConrad Chandler
Name & Company
Title: Trustee
Date: 6-26-18

I/We, Life Royalties, Inc., as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

Life Royalties, Inc
Name & Company
Title: W.A. Landolt, PARTNER
Date: 7/3/13

I/We, Rawhide LLC, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.



Name & Company
Title: President
Date: 6/25/2013



June 20, 2013

RECEIVED

JUL 16 2013

LAND DEPARTMENT

Off-Setting Interest Owners
See Attached List

**RE: Request for Waiver – Exception Location under Rule 318.c.
XTO Energy Inc..
Burkett #4-24 Well
Section 24, Township 35 North, Range 8 West**

Dear Interest Owner:

Please be advised that XTO Energy Inc. ("XTO") is requesting an exception location from the Colorado Oil and Gas Conservation Commission ("Commission") for the Burkett #4-24 Well ("Well"). XTO proposes to drill and complete this well on the above-described lands for production from the Fruitland Coal Formation as a dual lateral horizontal well. XTO seeks an exception location for the Well because the wellbore(s) for the proposed Well will fall within the 990' setback from the outer boundary of the unit as established in Commission Order No. 112-138.

The surface location of the Well is situated 421' FEL and 1,124' FSL of Section 24, Township 35 North, Range 8 West, and the bottomhole location of lateral wellbore number one is located at 660' FWL and 700' FSL and lateral wellbore number two is located 660' FWL and 660' FSL of Section 24, Township 35 North, Range 8 West. The initial penetration of the wellbore(s) and the beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit, and the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit.

The purpose of this letter is to notify you of XTO's intent to request the exception location from the Commission and to request a waiver from you, as an offset working interest owner and/or mineral interest owner, pursuant to Commission Rule 318.c. It is requested that you sign and return this letter/waiver in the enclosed envelope to my attention within twenty (20) days of the date of this letter. Once we have received your executed response to this letter, or if we have not heard from you within twenty (20) days, XTO will proceed with the permitting procedure requesting a variance under Commission Rule 502.b.

If you have any questions regarding this matter, please contact me at 817-885-3222 or by email jake_higgins@xtoenergy.com. Thank you in advance for your cooperation.

Sincerely,

Jake Higgins
XTO Energy Inc.

I/We, William Sawtelle, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.



Name & Company _____

Title: _____

Date: 7-10-13



June 20, 2013

RECEIVED

JUL 03 2013

LAND DEPARTMENT

Off-Setting Interest Owners
See Attached List

**RE: Request for Waiver – Exception Location under Rule 318.c.
XTO Energy Inc..
Burkett #4-24 Well
Section 24, Township 35 North, Range 8 West**

Dear Interest Owner:

Please be advised that XTO Energy Inc. ("XTO") is requesting an exception location from the Colorado Oil and Gas Conservation Commission ("Commission") for the Burkett #4-24 Well ("Well"). XTO proposes to drill and complete this well on the above-described lands for production from the Fruitland Coal Formation as a dual lateral horizontal well. XTO seeks an exception location for the Well because the wellbore(s) for the proposed Well will fall within the 990' setback from the outer boundary of the unit as established in Commission Order No. 112-138.

The surface location of the Well is situated 421' FEL and 1,124' FSL of Section 24, Township 35 North, Range 8 West, and the bottomhole location of lateral wellbore number one is located at 660' FWL and 700' FSL and lateral wellbore number two is located 660' FWL and 660' FSL of Section 24, Township 35 North, Range 8 West. The initial penetration of the wellbore(s) and the beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit, and the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit.

The purpose of this letter is to notify you of XTO's intent to request the exception location from the Commission and to request a waiver from you, as an offset working interest owner and/or mineral interest owner, pursuant to Commission Rule 318.c. It is requested that you sign and return this letter/waiver in the enclosed envelope to my attention within twenty (20) days of the date of this letter. Once we have received your executed response to this letter, or if we have not heard from you within twenty (20) days, XTO will proceed with the permitting procedure requesting a variance under Commission Rule 502.b.

If you have any questions regarding this matter, please contact me at 817-885-3222 or by email jake_higgins@xtoenergy.com. Thank you in advance for your cooperation.

Sincerely,

Jake Higgins
XTO Energy Inc.

I/We, Johnny Reed as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

Name & Company

Title: _____

Date: _____

CATAMOUNT ROYALTY PARTNERS, LTD.

I/We, _____, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

CATAMOUNT ROYALTY PARTNERS, LTD.

By: _____

A. S. Pollack, Manager of ASPRP, LLC,
General Partner Dated 6/25/13

Don Hershner
Nancy Hershner

I/We QDH Resources LLC the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

Nancy Hershner
QDH Resources LLC

Name & Company
Title: OP Mgr
Date: 6/24/13



RECEIVED

JUN 27 2013

LAND DEPARTMENT

June 20, 2013

Off-Setting Interest Owners
See Attached List

**RE: Request for Waiver – Exception Location under Rule 318.c.
XTO Energy Inc..
Burkett #4-24 Well
Section 24, Township 35 North, Range 8 West**

Dear Interest Owner:

Please be advised that XTO Energy Inc. ("XTO") is requesting an exception location from the Colorado Oil and Gas Conservation Commission ("Commission") for the Burkett #4-24 Well ("Well"). XTO proposes to drill and complete this well on the above-described lands for production from the Fruitland Coal Formation as a dual lateral horizontal well. XTO seeks an exception location for the Well because the wellbore(s) for the proposed Well will fall within the 990' setback from the outer boundary of the unit as established in Commission Order No. 112-138.

The surface location of the Well is situated 421' FEL and 1,124' FSL of Section 24, Township 35 North, Range 8 West, and the bottomhole location of lateral wellbore number one is located at 660' FWL and 700' FSL and lateral wellbore number two is located 660' FWL and 660' FSL of Section 24, Township 35 North, Range 8 West. The initial penetration of the wellbore(s) and the beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit, and the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit.

The purpose of this letter is to notify you of XTO's intent to request the exception location from the Commission and to request a waiver from you, as an offset working interest owner and/or mineral interest owner, pursuant to Commission Rule 318.c. It is requested that you sign and return this letter/waiver in the enclosed envelope to my attention within twenty (20) days of the date of this letter. Once we have received your executed response to this letter, or if we have not heard from you within twenty (20) days, XTO will proceed with the permitting procedure requesting a variance under Commission Rule 502.b.

If you have any questions regarding this matter, please contact me at 817-885-3222 or by email jake_higgins@xtoenergy.com. Thank you in advance for your cooperation.

Sincerely,

Jake Higgins
XTO Energy Inc.

I/We, _____, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.



Name & Company

Title: _____

Date: 6-24-2013



RECEIVED

JUN 27 2013

LAND DEPARTMENT

June 20, 2013

Off-Setting Interest Owners
See Attached List

**RE: Request for Waiver – Exception Location under Rule 318.c.
XTO Energy Inc..
Burkett #4-24 Well
Section 24, Township 35 North, Range 8 West**

Dear Interest Owner:

Please be advised that XTO Energy Inc. (“XTO”) is requesting an exception location from the Colorado Oil and Gas Conservation Commission (“Commission”) for the Burkett #4-24 Well (“Well”). XTO proposes to drill and complete this well on the above-described lands for production from the Fruitland Coal Formation as a dual lateral horizontal well. XTO seeks an exception location for the Well because the wellbore(s) for the proposed Well will fall within the 990’ setback from the outer boundary of the unit as established in Commission Order No. 112-138.

The surface location of the Well is situated 421’ FEL and 1,124’ FSL of Section 24, Township 35 North, Range 8 West, and the bottomhole location of lateral wellbore number one is located at 660’ FWL and 700’ FSL and lateral wellbore number two is located 660’ FWL and 660’ FSL of Section 24, Township 35 North, Range 8 West. The initial penetration of the wellbore(s) and the beginning of the treated interval of the wellbore(s) will be approximately 660’ from the outer boundary of the unit, and the end of the treated interval of the wellbore(s) will be no closer than 660’ from the outer boundary of the unit.

The purpose of this letter is to notify you of XTO’s intent to request the exception location from the Commission and to request a waiver from you, as an offset working interest owner and/or mineral interest owner, pursuant to Commission Rule 318.c. It is requested that you sign and return this letter/waiver in the enclosed envelope to my attention within twenty (20) days of the date of this letter. Once we have received your executed response to this letter, or if we have not heard from you within twenty (20) days, XTO will proceed with the permitting procedure requesting a variance under Commission Rule 502.b.

If you have any questions regarding this matter, please contact me at 817-885-3222 or by email jake_higgins@xtoenergy.com. Thank you in advance for your cooperation.

Sincerely,

Jake Higgins
XTO Energy Inc.

I/We, _____, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

Mike Conloni

Name & Company

Title:

Date: 6-24-2013



June 20, 2013

RECEIVED

JUN 27 2013

LAND DEPARTMENT

Off-Setting Interest Owners
See Attached List

**RE: Request for Waiver – Exception Location under Rule 318.c.
XTO Energy Inc.,
Burkett #4-24 Well
Section 24, Township 35 North, Range 8 West**

Dear Interest Owner:

Please be advised that XTO Energy Inc. (“XTO”) is requesting an exception location from the Colorado Oil and Gas Conservation Commission (“Commission”) for the Burkett #4-24 Well (“Well”). XTO proposes to drill and complete this well on the above-described lands for production from the Fruitland Coal Formation as a dual lateral horizontal well. XTO seeks an exception location for the Well because the wellbore(s) for the proposed Well will fall within the 990’ setback from the outer boundary of the unit as established in Commission Order No. 112-138.

The surface location of the Well is situated 421’ FEL and 1,124’ FSL of Section 24, Township 35 North, Range 8 West, and the bottomhole location of lateral wellbore number one is located at 660’ FWL and 700’ FSL and lateral wellbore number two is located 660’ FWL and 660’ FSL of Section 24, Township 35 North, Range 8 West. The initial penetration of the wellbore(s) and the beginning of the treated interval of the wellbore(s) will be approximately 660’ from the outer boundary of the unit, and the end of the treated interval of the wellbore(s) will be no closer than 660’ from the outer boundary of the unit.

The purpose of this letter is to notify you of XTO’s intent to request the exception location from the Commission and to request a waiver from you, as an offset working interest owner and/or mineral interest owner, pursuant to Commission Rule 318.c. It is requested that you sign and return this letter/waiver in the enclosed envelope to my attention within twenty (20) days of the date of this letter. Once we have received your executed response to this letter, or if we have not heard from you within twenty (20) days, XTO will proceed with the permitting procedure requesting a variance under Commission Rule 502.b.

If you have any questions regarding this matter, please contact me at 817-885-3222 or by email jake_higgins@xtoenergy.com. Thank you in advance for your cooperation.

Sincerely,

Jake Higgins
XTO Energy Inc.

I/We, , as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.


Name & Company
Title:
Date: 6-27-2013

I/We, ~~the~~ Heardness LLC, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

John W. Hendry, Jr. Heardness LLC

Name & Company

Title: Director

Date: 7/13/13

UNIT SUMMARY

Date: February 19, 2014

Burkett 4-24

S/2 Section 19, T35N, R7W

La Plata County Colorado

This unit is operated by BP America Production Company ("BP").

BP was sent a waiver request letter dated June 20, 2013. XTO received an executed waiver request letter from BP on February 3, 2014.

Attached hereto is a copy of the signed waiver request letter from BP.



June 20, 2013

RECEIVED

FEB 03 2014

LAND DEPARTMENT

Off-Setting Interest Owners
See Attached List

**RE: Request for Waiver – Exception Location under Rule 318.c.
XTO Energy Inc.
Burkett #4-24 Well
Section 24, Township 35 North, Range 8 West**

Dear Interest Owner:

Please be advised that XTO Energy Inc. ("XTO") is requesting an exception location from the Colorado Oil and Gas Conservation Commission ("Commission") for the Burkett #4-24 Well ("Well"). XTO proposes to drill and complete this well on the above-described lands for production from the Fruitland Coal Formation as a dual lateral horizontal well. XTO seeks an exception location for the Well because the wellbore(s) for the proposed Well will fall within the 990' setback from the outer boundary of the unit as established in Commission Order No. 112-138.

The surface location of the Well is situated 421' FEL and 1,124' FSL of Section 24, Township 35 North, Range 8 West, and the bottomhole location of lateral wellbore number one is located at 660' FWL and 700' FSL and lateral wellbore number two is located 660' FWL and 660' FSL of Section 24, Township 35 North, Range 8 West. The initial penetration of the wellbore(s) and the beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit, and the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit.

The purpose of this letter is to notify you of XTO's intent to request the exception location from the Commission and to request a waiver from you, as an offset working interest owner and/or mineral interest owner, pursuant to Commission Rule 318.c. It is requested that you sign and return this letter/waiver in the enclosed envelope to my attention within twenty (20) days of the date of this letter. Once we have received your executed response to this letter, or if we have not heard from you within twenty (20) days, XTO will proceed with the permitting procedure requesting a variance under Commission Rule 502.b.

If you have any questions regarding this matter, please contact me at 817-885-3222 or by email jake_higgins@xtoenergy.com. Thank you in advance for your cooperation.

Sincerely,

Jake Higgins
XTO Energy Inc.

I/We, BP America, as the offset working interest owner/mineral interest owner (circle one), hereby consent and waive any and all objections to the location of the above-referenced Well, and agree that the initial penetration of the wellbore(s) and beginning of the treated interval of the wellbore(s) will be approximately 660' from the outer boundary of the unit; and that the end of the treated interval of the wellbore(s) will be no closer than 660' from the outer boundary of the unit, rather than 990' as established by Order No. 112-138.

Ahmadi Kasim BP

Name & Company

Title: RM San Juan TL

Date: 1/30/2014