

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.

Well Name APACHE CANYON 09-04 **Sec.** 9 **Township** 34S **Range** 67W
Legal Description

Road Description See original APD

Kelly K. Kardos
Name

Sr. Permitting Tech
Title

Kelly K. Kardos
Signature

January 5, 2011
Date