

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.

Toupal SWD #2

Sec.

10

Township

34S

Range

67W

Well Name

Legal Description

Road Description

See Access Road Map submitted with Form 2A

XTO ENERGY INC IS THE SURFACE OWNER

Kelly K. Kardos

Name

Lead Sr. Permitting Tech

Title

06/26/12

Date