

BEFORE THE CORPORATION COMMISSION  
OF THE STATE OF OKLAHOMA

<u>APPLICANT:</u>	XTO ENERGY INC.	)	
		)	
<u>RELIEF SOUGHT:</u>	POOLING	)	
		)	CAUSE CD NO.
<u>LEGAL DESCRIPTION:</u>	SECTION 34,	)	
	TOWNSHIP 7 SOUTH,	)	201404392
	RANGE 1 EAST,	)	
	LOVE COUNTY, OKLAHOMA	)	ORDER NO.

ORDER OF THE COMMISSION

**630596**

This Cause came on for hearing before Paul Porter, Administrative Law Judge for the Corporation Commission of Oklahoma, on the 31st day of July, 2014, and on the 12th day of August, 2014, at 8:30 a.m., in the Commission Courtroom, Jim Thorpe Building, Oklahoma City, Oklahoma, for the purpose of hearing, taking testimony and reporting his findings and recommendations to the Commission. The appearances included **Richard K. Books**, attorney for Applicant; and Joyce Vaughn, appeared *pro se*.

The Administrative Law Judge heard the Cause and filed his report with the Commission, which report has been considered and the Commission therefore finds as follows:

FINDINGS

1. This is an Application for an Order pooling the interests, designating an Operator, providing for the development of the unit and adjudicating the rights and equities of oil and gas owners in the Caney, Woodford, Hunton and Sylvan common sources of supply underlying Section 34, Township 7 South, Range 1 East, Love County, Oklahoma, a drilling and spacing unit pursuant to Order No. 629328. At the time of the hearing, the Sylvan common source of supply was dismissed.

2. Notice has been given by publication as required by Commission Rules and Affidavits of Publication have been filed. Those owners whose names and addresses were attainable have been given actual notice by mail. An adjudicative inquiry was conducted by the Administrative Law Judge into the sufficiency of the search to ascertain the names and addresses of all owners and if a diligent effort had been made to locate all affected interest owners. Applicant has made a meaningful and diligent search of all reasonably available sources at hand to ascertain those parties that are entitled to notice and the whereabouts of those entitled to notice but who were served only by publication. The Commission finds the process to be proper and has jurisdiction over the subject matter and the parties. The Respondents to this matter that were dismissed are shown on the Exhibit "A" attached hereto, along with the remaining Respondents hereto.

APPLICANT: XTO ENERGY INC.  
CAUSE CD NO.: 201404392  
ORDER OF THE COMMISSION

3. The Applicant is the owner of an interest in the area covered by the Application and Applicant/Operator has furnished the Oklahoma Corporation Commission with a plugging agreement and surety or a financial statement, as required by law and by the Rules of the Commission.

4. The Applicant, an owner of the right to drill a well on said drilling and spacing unit and to develop and produce said common sources of supply, has not agreed with all of the other such owners in such drilling and spacing unit to pool their interests and to develop the drilling and spacing unit and common sources of supply as a unit, and the Commission should issue an Order requiring such owners to pool and develop the drilling and spacing unit and common sources of supply covered hereby on a unit basis.

5. The Applicant proposes to develop said unit and the common sources of supply therefore as a unit by the recompletion of and/or the drilling of a well or wells thereon and, to avoid the drilling of unnecessary wells and to protect correlative rights, all owners should be required to pool and develop the unit and common sources of supply covered hereby as a unit, upon the terms and conditions set out in "Order" below, all of which are found hereby, after a consideration of the substantial evidence in this Cause, to be just and reasonable and will afford each owner in the unit the opportunity to recover or receive without unnecessary expense his just and fair share of the production from the unit.

6. In the interest of the prevention of waste and the protection of correlative rights, this Application should be granted, and the rights of all owners pooled and adjudicated.

Special Finding: The evidence showed that the parties have treated all of the formations named in this Order as a single unit and that the parties intend to develop all formations as a single unit. The drilling of the initial well will provide valuable information as to all of the named formations which will allow the participating parties to formulate a plan to develop all formations as single unit. The leasing within the area has included all of the formations as a single unit, and the values set forth in this Order represent values for all formations in the aggregate. No party has requested an election as to less than all of the formations, and it is in the interest of preventing economic waste to provide for a single election as to all formations. It is therefore appropriate to treat all of the formations as a single aggregated unit.

### **ORDER**

IT IS THEREFORE ORDERED by the Corporation Commission of Oklahoma as follows:

1. Applicant proposes to develop Section 34, Township 7 South, Range 1 East, Love County, Oklahoma, a drilling and spacing unit for the Caney, Woodford, and Hunton common sources of supply, and the rights and equities of all oil and gas owners covered hereby are pooled, adjudicated and determined as set forth herein.

2. a. The estimated well costs are:

Completed for production	-	\$11,722,000.00
Completed as a dry hole	-	\$ 7,114,000.00

The evidence showed, however, that the initial well under this pooling order will be a multiunit horizontal shale reservoir well. Pursuant to the order in Cause CD No. 201404388, production and costs for the multiunit well will be allocated 73% to Section 34, and 27% to Section 27, Township 7 South, Range 1 East, Love County, Oklahoma. Accordingly, owners wishing to participate in the drilling of the initial well under this pooling Order shall pay, to the Applicant, within the time and manner specified herein, their proportionate share of the following completed for production cost:

\$8,557,060.00

- b. **\$1,700.00 per acre cash (for a total royalty of 1/8)**, is a fair, reasonable and equitable bonus to be paid unto each owner who elects not to participate in said development by paying such owner's proportionate part of the cost thereof. Such cash bonus plus overriding or excess royalty, when paid as set out in this Order, is satisfaction in full for all rights and interests of such owner in the drilling and spacing unit covered hereby, except for any normal 1/8 royalty interest, as defined in 52 O.S., Section 87.1(e) (1971).
- c. **\$1,600.00 per acre cash, plus an overriding or excess royalty of 1/16 (for a total royalty of 3/16)**, is a fair, reasonable and equitable bonus to be paid unto each owner who elects not to participate in said development by paying such owner's proportionate part of the cost thereof. Such cash bonus plus overriding or excess royalty, when paid as set out in this Order, is satisfaction in full for all rights and interests of such owner in the drilling and spacing unit covered hereby, except for any normal 1/8 royalty interest, as defined in 52 O.S., Section 87.1(e) (1971).

- d. **\$1,500.00 per acre cash, plus an overriding or excess royalty of 7.5% (for a total royalty of 1/5)**, is a fair, reasonable and equitable bonus to be paid unto each owner who elects not to participate in said development by paying such owner's proportionate part of the cost thereof. Such cash bonus plus overriding or excess royalty, when paid as set out in this Order, is satisfaction in full for all rights and interests of such owner in the drilling and spacing unit covered hereby, except for any normal 1/8 royalty interest, as defined in 52 O.S., Section 87.1(e) (1971).
- e. **An overriding or excess royalty of 1/8 (for a total royalty of 1/4)**, is a fair, reasonable and equitable bonus to be paid unto each owner who elects not to participate in said development by paying such owner's proportionate part of the cost thereof. Such cash bonus plus overriding or excess royalty, when paid as set out in this Order, is satisfaction in full for all rights and interests of such owner in the drilling and spacing unit covered hereby, except for any normal 1/8 royalty interest, as defined in 52 O.S., Section 87.1(e) (1971).

PROVIDED, however, that any excess royalty, overriding royalty or other payments out of production shall be charged against the overriding or excess royalty, or overriding royalty, as herein above set forth, and same shall be reduced by the amount of any such excess.

PROVIDED, further, in the event the oil and gas interest of any owner is subject to any royalty, overriding royalty, or other payments out of production which create a burden on such interest in excess of the burdens set out in paragraph 2b above, the owner of any such interest shall not be entitled to the option provided in paragraph 2b above, but shall be required to either participate or to accept the option provided in paragraphs 2c, 2d, or 2e above.

PROVIDED, further, in the event the oil and gas interest of any owner is subject to any royalty, overriding royalty, or other payments out of production which create a burden on such interest in excess of the burdens set out in paragraph 2c above, the owner of any such interest shall not be entitled to

the option provided in paragraphs 2b or 2c above, but shall be required to either participate or to accept the option provided in paragraphs 2d or 2e above.

PROVIDED, further, in the event the oil and gas interest of any owner is subject to any royalty, overriding royalty, or other payments out of production which create a burden on such interest in excess of the burdens set out in paragraph 2d above, the owner of any such interest shall not be entitled to the option provided in paragraphs 2b, 2c, or 2d above, but shall be required to either participate or to accept the option provided in paragraph 2e above.

3. Each owner, subject hereto, may make any of the elections as to all or any part of the interest of such owner in the unit and must give notice as to which of the elections stated in paragraphs 3a, 3b, 3c, 3d or 3e herein such owner accepts.

- a. To participate in the development of the unit and common sources of supply by agreeing to pay such owner's proportionate part of the actual cost of such development and by paying, as set out herein, to Applicant such owner's proportionate part of the estimated completed for production cost of the proposed well, as set out in paragraph 2a above, or by furnishing security for such payment satisfactory to the Applicant. In all events, such owner's cost in said well shall not exceed its proportionate part of the actual or the reasonable cost thereof which shall be determined by the Commission in the event there is a dispute as to such costs. The payment of such owner's proportionate part of the estimated completed for production cost of said well, or the furnishing of security therefor, shall be accomplished within 25 days from the date of this Order, such owner's proportionate part of the costs of, and of the production from, such well and unit, to be in proportion to the number of acres such owner has in the unit; or,
- b. To receive the cash bonus as set out in paragraph 2b above, which cash bonus shall be paid or tendered by Applicant, if same can be paid or tendered, within 35 days from the date of this Order; or,

- c. To receive the cash bonus plus overriding or excess royalty, as set out in paragraph 2c above, which cash bonus shall be paid or tendered by Applicant, if same can be paid or tendered, within 35 days from the date of this Order; or,
- d. To receive the cash bonus plus overriding or excess royalty, as set out in paragraph 2d above, which cash bonus shall be paid or tendered by Applicant, if same can be paid or tendered, within 35 days from the date of this Order; or,
- e. To receive the overriding or excess royalty only as set out in paragraph 2e above.

IF ANY PAYMENT OF BONUS DUE AND OWING UNDER THIS ORDER CANNOT BE MADE because the person entitled thereto cannot be located or is unknown, then said bonus shall be paid into an escrow account within 90 days after this Order and shall not be commingled with any funds of the Applicant or Operator. Any royalty payments or other payments due to such person shall be paid into an interest bearing escrow account by the holder of such funds. Responsibility for filing reports with the Commission as required by law and Commission Rules as to bonus, royalty or other payments deposited into escrow accounts shall be with the applicable holder. Such funds deposited in said escrow accounts shall be held for the exclusive use of, and sole benefit of, the person entitled thereto.

4. Each owner of the right to drill in said drilling and spacing unit to said common sources of supply covered hereby, who has not agreed to develop said unit as a unit, other than Applicant, may elect any of the alternatives set out in paragraph 3 above as to all or any part of the interest which such party owns, said election to be made to Applicant, in writing, within 20 days from the date of this Order. In the event any owner fails to elect within the time and in the manner as set out above which of the alternatives set forth in paragraph 3 above, any such owner accepts, then such owner shall be deemed to have elected to receive the highest cash bonus and lowest royalty for which said interest qualifies. An interest qualifies for a particular royalty in question when the sum of the owner's net revenue interest, together with all overriding royalties and other burdens on such interest, and the royalty in question, do not exceed 1.00. In the event any owner elects to do other than participate in said well by paying his pro rata share of the costs thereof, or fails to make any election provided above, or, having elected to participate, fails to timely furnish payment of costs or security therefor, such owner shall be deemed to have relinquished unto Applicant all of such owner's right, title, interest or claim in and to the drilling and spacing unit, except for any normal 1/8 royalty interest, defined above, or other share in production to which such owner may be entitled by reason of an election hereunder.

5. Only those owners electing to participate in the initial well will be allowed to participate in subsequent wells drilled on the drilling and spacing unit covered hereby. Owners electing or deemed to have elected any option other than participation in the initial well shall receive no cash consideration for subsequent wells but shall receive the excess royalty, if any, provided for herein. In the event any participating owner proposes the drilling of a subsequent well, it shall notify those owners who participated in the prior well of its intent to drill a subsequent well. Such notice shall be sent by certified mail, return receipt requested, and shall be accompanied by an AFE which sets forth the anticipated cost of the well and the well location. Each owner who participated in the prior well shall have 20 days from the receipt of said notice to elect, to the Applicant (with a copy to the proposing party), in writing, whether said owner elects to participate in said subsequent well, or, if not, which of the alternatives set forth in paragraph 3 above such owner elects. Owners electing to participate must pay to Applicant their proportionate share of said costs, or furnish security satisfactory to Applicant therefore, within 25 days from the receipt of said notice. Any bonuses due under this paragraph shall be paid to the parties entitled thereto within 35 days from the date of the subsequent well proposal. Those owners failing to elect to the Applicant within the period provided, or those owners electing to participate but failing to pay or secure costs within the period provided, shall be deemed to have elected not to participate in subsequent wells. Said owner's right to participate in the proposed well and all future wells shall be immediately and by operation of law, transferred to the operator and said owner shall receive the greatest bonus and lowest royalty for which such interest qualifies herein. An interest qualifies for a particular royalty in question when the sum of the owner's net revenue interest, together with all overriding royalties and other burdens on such interest, and the royalty in question, do not exceed 1.00. At such time that an owner elects or is deemed to have elected not to participate in a subsequent well, then that owner shall not be allowed to participate in future wells drilled on the drilling and spacing unit covered hereby. The Oklahoma Corporation Commission shall retain jurisdiction to determine the reasonableness of actual drilling and completion costs of subsequent wells. In the event operations for the proposed well are not commenced within 180 days after the date of the notice, then the proposal shall terminate and new notice must be resubmitted. The parties shall then revert to the position each party held prior to the subsequent well proposal.

6. The Applicant, in addition to any other rights provided herein, shall have a lien, as set out in 52 O.S., Section 87.1(e) (1971), on the interest of any owner, subject to this Order, who has elected to participate in the well covered hereby by paying such owner's proportionate part of the costs thereof; provided, however, that in the event an owner elects to participate in said well by paying his proportionate part of the costs thereof and fails or refuses to pay or to secure the payment of such owner's proportionate part of the completed for production cost as set out in paragraph 2a above, or fails or refuses to pay or make an arrangement with the Applicant for the payment thereof, all within the periods of time as prescribed in this Order, then such owner shall be deemed to have elected to receive the highest cash bonus for which such interest qualifies and such owner shall be deemed to have relinquished unto Applicant all of such owner's right, title, interest or claim in and to the drilling and spacing unit, except for any normal 1/8 royalty interest, defined above, or other share in production to which such owner may be entitled by reason of an election hereunder. Thereupon, the payment of such cash bonus shall be made by

Applicant within 35 days after the last day on which such defaulting owner, under this Order, should have paid his proportionate part of such costs or should have made satisfactory arrangements for the payment thereof.

7. Prior to the payment of bonus consideration and/or royalty consideration to a Respondent by Applicant, said Respondent must complete and furnish to Applicant a Federal Form W-9. The form being required for federal tax purposes. A Respondent who does not provide the Applicant with a Federal Form W-9, shall not be entitled to payment by the Applicant until such time as the appropriate Federal Form W-9 has been furnished.

8. **XTO ENERGY INC., Attn: CLINT COOK, 810 HOUSTON STREET, FT. WORTH, TX 76102, telephone (817) 870-2800**, is designated operator of the drilling and spacing unit and common sources of supply covered hereby. All elections must be communicated to said operator at the address above as required in this Order.

9. The operator must commence operations for the drilling or other operations with respect to the initial well covered hereby within 180 days from the date of this Order, or this Order shall be of no force and effect, except as to the payment of bonus.

10. The Applicant or its attorney shall file with the Secretary of the Commission, within 10 days from the date of this Order, an affidavit stating that a copy of said Order was mailed within 3 days from the date of this Order to all parties pooled by this Order, whose addresses are known.

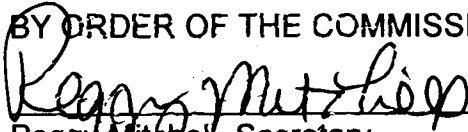
CORPORATION COMMISSION OF OKLAHOMA

  
\_\_\_\_\_  
Bob Anthony, CHAIRMAN

  
\_\_\_\_\_  
Patrice Douglas, VICE CHAIRMAN

  
\_\_\_\_\_  
Dana L. Murphy, COMMISSIONER

DONE AND PERFORMED THIS 15<sup>th</sup> DAY OF SEPTEMBER, 2014.

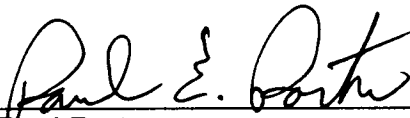
BY ORDER OF THE COMMISSION  
  
\_\_\_\_\_  
Peggy Mitchell, Secretary



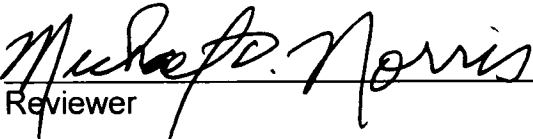
REPORT OF THE ADMINISTRATIVE LAW JUDGE

The foregoing findings and order are the report and recommendations of the Administrative Law Judge.

APPROVED:

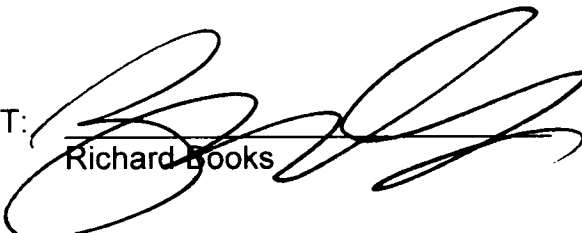
  
\_\_\_\_\_  
Paul Porter  
Administrative Law Judge

SEPT. 9, 2014  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Reviewer

9-10-14  
\_\_\_\_\_  
Date

APPROVED AS TO FORM AND CONTENT:

  
\_\_\_\_\_  
Richard Books

APPLICANT: XTO ENERGY INC.  
CAUSE CD NO. 201404392

EXHIBIT "A"

RESPONDENTS WITH KNOWN ADDRESSES:

- |     |  |     |  |
|-----|--|-----|--|
| 1.  | Anita Jane Van Wye a/k/a Jane Van Wye<br>c/o Claudia Loonita McGehee<br>521 Circle Dr.<br>Marietta, OK 73448 | 11. | Duncan Ross Fox<br>6205 Nasco Dr.<br>Austin, TX 78757  |
| 2.  | Anna M. Freeman<br>1203 Meadow Park Rd.<br>Marietta, OK 73448<br><b>(CURATIVE)</b>                           | 12. | Estate of David A. Shellenberger<br>c/o Mary Lou Shellenberger<br>10254 Evans Rd.<br>Marietta, OK 73448<br><b>(CURATIVE)</b>               |
| 3.  | Anna M. Freeman<br>14480 Badger Road<br>Marietta, OK 73448<br><b>(CURATIVE)</b>                              | 13. | Estate of David A. Shellenberger<br>c/o Mary Lou Shellenberger<br>400 E Creek St.<br>Marietta, OK 73448<br><b>(CURATIVE) – (DISMISSED)</b> |
| 4.  | Anna M. Freeman<br>5603 Boothill Loop<br>Marietta, OK 73448<br><b>(CURATIVE)</b>                             | 14. | F. A. Shellenberger III<br>417 Abshire Circle<br>Ardmore, OK 73401   |
| 5.  | Cheryl Diane Anderson<br>12112 Country Day Circle<br>Fort Myers, FL 33913                                    | 15. | Frontier Enterprises, LLC<br>302 Merchants Walk, Ste. 250<br>Tuscaloosa, AL 35406<br><b>(CURATIVE)</b>                                     |
| 6.  | Claudia Loonita McGehee a/k/a Loonita<br>McGehee<br>521 Circle Dr.<br>Marietta, OK 73448                     | 16. | Frontier Fund I, LLC<br>302 Merchants Walk, Ste. 250<br>Tuscaloosa, AL 35406   |
| 7.  | Continental Exploration, LLC<br>275 W. Campbell Rd., Ste. 440<br>Richardson, TX 75080                        | 17. | G. W. Flanagan a/k/a George W. Flanagan<br>10368 Allen Rd.<br>Marietta, OK 73448<br><b>(CURATIVE)</b>                                      |
| 8.  | Continental Resources, Inc.<br>20 N. Broadway<br>Oklahoma City, OK 73102                                     | 18. | Gary Anderson<br>14050 Marquette Blvd.<br>Fort Myers, FL 33905   |
| 9.  | Darlene Freeman Manning a/k/a Darleen<br>Freeman<br>600 Lochngreen Trail<br>Arlington, TX 76012              | 19. | Janet Evans<br>P. O. Box 871752<br>Mesquite, TX 75187  |
| 10. | Douglas Anderson<br>5600 Big Sky Lane<br>Anaheim, CA 92807   | 20. | Janet Evans<br>841 Via Barcelona<br>Mesquite, TX 75150   |

APPLICANT: XTO ENERGY INC.  
CAUSE CD NO. 201404392

- |     |   |     |   |
|-----|---|-----|---|
| 21. | Janet McGehee Foster f/k/a Janet McGehee Hoefar<br>503 S. College Street<br>Trenton, TN 38382   | 31. | Karen L. Palmer a/k/a Karen Lynn Palmer<br>2309 Timbercreek Circle<br>Roswell, GA 30076   |
| 22. | Jean J. Shellenberger, Trustee of the Billy Frank Shellenberger Trust dated March 18, 1975<br>1624 Yarborough Dr.<br>Sherman, TX 75092<br><b>(CURATIVE)</b>             | 32. | Kathy Diane Palmer George<br>2278 Pine Warbler Way<br>Marietta, GA 30062  |
| 23. | Jean Josey Shellenberger a/k/a Jean J. Shellenberger<br>1624 Yarborough Dr.<br>Sherman, TX 75092  | 33. | L. E. Jones Production Company<br>P.O. Box 1185<br>Duncan, OK 73534   |
| 24. | Jean Shellenberger, Trustee of the Trust created under the Last Will and Testament of Billy F. Shellenberger, deceased<br>1624 Yarborough Dr.<br>Sherman, TX 75092      | 34. | Larry Shellenberger a/k/a Larry G. Shellenberger<br>P.O. Box 177<br>Marietta, OK 73448  |
| 25. | Jennie Lou McGehee<br>6404 State Highway 32<br>Marietta, OK 73448   | 35. | Linda Dunn OK Min. Trust<br>1009 Williamsburg Dr.<br>Schertz, TX 78154<br><b>(CURATIVE)</b>   |
| 26. | Joan Brinkman Palmer<br>1315 Thaddeus Cove<br>Austin, TX 78746  | 36. | Linda G. Dunn Oklahoma Mineral Trust U/A dated June 1, 2012<br>1009 Williamsburg Dr.<br>Schertz, TX 78154<br><b>(CURATIVE)</b>  |
| 27. | John Singleton Smith, Trustee of the Joann Brewer Smith Revocable Trust under an instrument dated February 25, 1998<br>9905 Sam Bass Trail<br>Fort Worth, TX 76244-9118 | 37. | Linda G. Dunn, Successor Trustee of the Alba Mae Mabry Living Trust dated August 30, 1993, as amended<br>1009 Williamsburg Dr.<br>Schertz, TX 78154   |
| 28. | Julia Irene Moore a/k/a Julia Ione Moore<br>c/o Beverly June Wilson<br>38 Woodcreek Dr.<br>Wimberley, TX 78676  | 38. | Linda Gail Dunn<br>1009 Williamsburg Dr.<br>Schertz, TX 78154<br><b>(CURATIVE)</b>  |
| 29. | Julia Irene Moore a/k/a Julia Ione Moore<br>c/o Beverly June Wilson<br>2111 N. Austin Ave., Apt. 6108<br>Georgetown, TX 78626   | 39. | Linda Gail Dunn a/k/a Linda G. Dunn, Trustee, or the successor trustee(s) of the Linda G. Dunn Oklahoma Mineral Trust U/A dated June 1, 2012<br>1009 Williamsburg Dr.<br>Schertz, TX 78154<br><b>(CURATIVE)</b> |
| 30. | Julia Irene Moore a/k/a Julia Ione Moore<br>c/o Beverly June Wilson<br>122 Cathedral Mountain Pass<br>Georgetown, TX 78633  | 40. | Luke Brewer<br>1706 Willow Lane<br>Euless, TX 76039   |

APPLICANT: XTO ENERGY INC.  
CAUSE CD NO. 201404392

41. Mary Lou Shellenberger a/k/a Mary Shellenberger  
10254 Evans Rd.  
Marietta, OK 73448
42. Mary Lou Shellenberger a/k/a Mary Shellenberger  
400 E Creek St.  
Marietta, OK 73448  
**(DISMISSED)**
43. Mary Sue Orsburn  
8015 Logwood Dr.  
Austin, TX 78757
44. Mc Ex, LLC  
One Office Park Cir., Ste. 300  
Birmingham, AL 35223
45. McClain Freeman a/k/a McClain Freeman Rose  
2300 NW 29th St.  
Oklahoma City, OK 73107
46. McDonald Group, Inc.  
One Office Park Cir., Ste. 300  
Birmingham, AL 35223  
**(CURATIVE)**
47. Melanie Murl Fox a/k/a Melanie Murl Fox Vanicek  
286 Aqua Vista Dr.  
Kerrville, TX 78028
48. Otis O. Fox, Jr.  
311 Riverhill Blvd.  
Kerrville, TX 78028
49. Otis Otto Fox III a/k/a Otis Fox  
9100 Echo Point Cove  
Austin, TX 78759
50. Otis Otto Fox, Jr., Trustee of the Fox Family Trust, created on the 11th day of October, 2001  
311 River Hill Blvd.  
Kerrville, TX 78028
51. Preston McGehee  
6476 State Highway 32  
Marietta, OK 73448
52. Ralph Brewer  
c/o Luke Brewer  
1706 Willow Lane  
Euleless, TX 76039
53. Roger Lee Shellenberger a/k/a Roger L. Shellenberger  
1624 Yarborough Dr.  
Sherman, TX 75092
54. Sagacity, Inc.  
P.O. Box 618  
Madill, OK 73446
55. Sandra Jean Brewer  
105 E. Caddo Ave.  
Wilburton, OK 74578
56. Steven Frank Shellenberger a/k/a Steven F. Shellenberger a/k/a Stephen F. Shellenberger  
3309 Marquette St.  
Dallas, TX 75225
57. Stough Exploration, LLC  
4600 South Lakeridge Dr.  
Birmingham, AL 35224  
**(CURATIVE)**
58. Susan Shellenberger Noblett a/k/a Susan S. Shellenberger Noblett  
1624 Yarborough Dr.  
Sherman, TX 75092
59. Susan Shellenberger Noblett a/k/a Susan S. Shellenberger Noblett  
1717 W. Shields Dr.  
Sherman, TX 75092
60. T. C. Craighead  
P.O. Box 576  
Ardmore, OK 73402
61. Tracy A. Freeman  
11312 Jackrabbit Rd.  
Marietta, OK 73448

APPLICANT: XTO ENERGY INC.  
CAUSE CD NO. 201404392

62. Tracy A. Freeman  
2238 Turtle Creek Dr.  
Sherman, TX 75092  
**(DISMISSED)**
63. William Darrel McGehee a/k/a Darrell McGehee  
2050 Fair Oaks Circle  
Corinth, TX 76210
78. Unknown heirs, successors and assigns of David  
Ralph Brewer a/k/a David Brewer, deceased  
**(CURATIVE)**
79. Unknown heirs, successors and assigns of  
Elzara Wilson, deceased
80. Unknown heirs, successors and assigns of  
Frances M. Cone, deceased  
**(CURATIVE)**

RESPONDENTS WITH UNKNOWN ADDRESSES:

64. David Christie  
**(CURATIVE)**
65. David Freeman
66. Douglas Freeman
67. Josie Ward
68. Kenneth Freeman a/k/a Kenneth Freeman
69. Loma Freeman
70. Lucy Langford
71. Mary Rackley
72. Mike Freeman
73. Sallie Freeman
74. Unknown heirs, successors and assigns of Ora  
Freeman, deceased  
**(CURATIVE)**
75. Unknown heirs, successors and assigns of Belle  
Wanda Armstrong, deceased  
**(CURATIVE)**
76. Unknown heirs, successors and assigns of Bill  
McGehee a/k/a William Thomas McGehee a/k/a  
William T. McGehee, deceased  
**(CURATIVE)**
77. Unknown heirs, successors and assigns of Billy  
Frank Shellenberger, deceased  
**(CURATIVE)**
81. Unknown heirs, successors and assigns of Frank  
A. Shellenberger, deceased  
**(CURATIVE)**
82. Unknown heirs, successors and assigns of  
Geneva Freeman, deceased  
**(CURATIVE)**
83. Unknown heirs, successors and assigns of  
Joann Smith a/k/a Joann Brewer Smith,  
deceased
84. Unknown heirs, successors and assigns of John  
G. Duncan a/k/a John Gard Duncan, deceased  
**(CURATIVE)**
85. Unknown heirs, successors and assigns of Joyce  
Buckholtz, deceased
86. Unknown heirs, successors and assigns of  
Lennie LaNelle Lawson, deceased  
**(CURATIVE)**
87. Unknown heirs, successors and assigns of Lura  
Brewer, deceased  
**(CURATIVE)**
88. Unknown heirs, successors and assigns of  
Madaline Shellenberger, deceased  
**(CURATIVE)**
89. Unknown heirs, successors and assigns of Murl  
Duncan, deceased  
**(CURATIVE)**
90. Unknown heirs, successors and assigns of  
Nancy Fox a/k/a Nancy Duncan Fox, deceased  
**(CURATIVE)**

APPLICANT: XTO ENERGY INC.  
CAUSE CD NO. 201404392

91. Unknown heirs, successors and assigns of  
Orvilyn Joyce Palmer, deceased  
**(CURATIVE)**
92. Unknown heirs, successors and assigns of  
Roger William Palmer, deceased  
**(CURATIVE)**
93. Unknown heirs, successors and assigns of Rube  
Freeman, deceased
94. Unknown heirs, successors and assigns of Rufus  
Cam, deceased  
**(CURATIVE)**
95. Unknown heirs, successors and assigns of  
William Fry, deceased  
**(CURATIVE)**
96. Virginia Shellenberger