

**STATE OF NEW MEXICO
DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES
OIL CONSERVATION DIVISION**

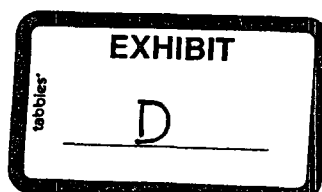
**APPLICATION OF BASS ENTERPRISES PRODUCTION CO. FOR AN ORDER
AUTHORIZING THE DRILLING OF A WELL IN THE POTASH AREA, EDDY
COUNTY, NEW MEXICO.**

CASE NO. _____

AFFIDAVIT

I, Larry Eudy, Assistant Vice President and Trust Officer of Wells Fargo Bank, N.A. being first duly sworn upon my oath, state as follows:

1. I am over the age of twenty-one years and have personal knowledge of the facts contained in this Affidavit. The facts contained in this Affidavit are true and accurate.
2. Wells Fargo Bank, N.A. as Trustee of the Angela Leigh Simpson Starrett Management Trust u/a dated 9/9/99 (hereinafter "The Trust") owns an interest in the minerals located in the NE/4 NE/4 in Section 7, Township 23 South, Range 31 East, NMPM, Eddy County, New Mexico.
3. The Trust's predecessor in title, Sweetie J. Boyle, Individually & Independent Executrix of the Estate of R. E. Boyle, deceased, signed an oil and gas lease on July 8, 1981 covering the above described land in which Belco Production Corporation was original lessee. Bass Enterprises Production Company is the current lessee and has the right to develop the oil and gas minerals in which The Trust owns an interest.
4. As this is the only lease for minerals, The Trust remains an unleased interest owner of any potash minerals in said Section 7.



BEFORE THE OIL CONSERVATION DIVISION
Santa Fe, New Mexico
Case Nos. 13367 Exhibit No. 9
Submitted by:
Bass Enterprises Production Co.
Hearing Date: December 2, 2004

5. I understand that Bass proposes to drill a well known as the James Ranch Unit Well No. 93 on the NE/4 NE/4 of said Section 7.

6. The Trust supports Bass's application for the drilling of the James Ranch Unit Well No. 93.

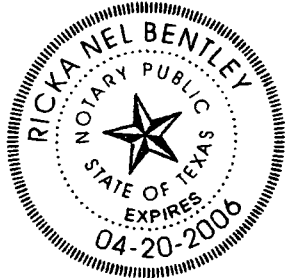
7. The attached Exhibit A is a true and correct copy of The Trust's oil and gas agreement with Bass.

DATED this 18TH day of NOV., 2004.

Larry Eudy
Larry Eudy

STATE OF Texas)
COUNTY OF Midland) ss.

Subscribed and sworn to before me this 18th day of November, 2004 by Affiant Name.



Ricka Nel Bentley
Notary Public

My Commission Expires: