BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

APPLICATION OF CHI ENERGY, INC. FOR COMPULSORY POOLING, EDDY COUNTY, NEW MEXICO.

COUNTY OF SANTA FE)

Case No. 13,565

AFFIDAVIT OF NOTICE

) ss. STATE OF NEW MEXICO)
James Bruce, being duly sworn upon his oath, deposes and states:
1. I am over the age of 18, and have personal knowledge of the matters stated herein.
2. I am an attorney for Chi Energy, Inc., and have personal knowledge of the matters stated herein.
3. Applicant has conducted a good faith, diligent effort to find the names and correct addresses of the interest owners entitled to receive notice of the application filed herein.
4. Notice of the application was provided to the proper interest owner, at its correct address, by certified mail. Copies of the notice letter and certified return receipt are attached hereto as Exhibit A.
5. Applicant has complied with the notice provisions of Division Rule 1207. James Bruce
SUBSCRIBED AND SWORN TO before me this 30th day of September, 2005 by James Bruce.

My Commission Expires:

OIL CONSERVATION DIVISION

CASE NUMBER

EXHIBIT NUMBER 5

JAMES BRUCE ATTORNEY AT LAW

POST OFFICE BOX 1056 SANTA FE, NEW MEXICO 87504

369 MONTEZUMA, NO. 213 SANTA FE, NEW MEXICO 87501

(505) 982-2043 (Phone) (505) 660-6612 (Cell) (5050 982-2151 (Fax)

jamesbruc@aol.com

September 14, 2005

To: Persons on Exhibit A

Ladies and gentlemen:

Enclosed is a copy of an application for compulsory pooling, filed with the New Mexico Oil Conservation Division by Chi Energy, Inc., regarding the E½ of Section 7, Township 19 South, Range 26 East, N.M.P.M., Eddy County, New Mexico. This matter is scheduled for hearing at 8:15 a.m. on Thursday, October 6, 2005, at the Division's offices at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505. As an interest owner in the well unit, you have the right to enter an appearance and participate in the case. Failure to appear will preclude you from contesting this matter at a later date.

You are required to notify (in writing) the Division, and the undersigned, by Friday, September 30, 2005 if you intend to participate at the hearing.

Very truly yours,

Attorney for Chi Energy, Inc.

EXHIBIT A

Abo Petroleum Corporation MYCO Industries, Inc. Yates Drilling Company Yates Petroleum Corporation 105 South Fourth Street Artesia, New Mexico 88210

Sharbro Oil, Ltd. Co. 105 South Fourth Street Artesia, New Mexico 88210

Brian Scott Manning P.O. Box 52812 Irvine, California 92619

Fred Bohannon Fred Bohannon Royalty Trust 5242 South Columbia Tulsa, Oklahoma 74105

Joe M. Bohannon 4157 South Harvard Avenue Tulsa, Oklahoma 74135

Marvin Bohannon c/o Joe M. Bohannon 4157 South Harvard Avenue Tulsa, Oklahoma 74135

Marianne B. Jost 2248 NW 56th Street Oklahoma City, Oklahoma 73112

Gail Bohannon Suite 84 1911 Douglas Boulevard Roseville, California 95661

A Agent Agent C. Date of Delivery 102595-02-M-1540 Return Receipt for Merchandise D. Is delivery address different/florin than DONEY as I E ¥ ž Domestic Mail Only. No Insuranci' Cove ay: Provided) For delivery information visit our website at www usps.com. COMPLETE THIS SECTION ON DELIVERY If YES, enter delivery address below: ☐ Express Mail Cleck TIME 2.30 SEE 157 Restricted Delivery? (Extra Fee) Sharbro Oil, Ltd. Co. 105 South Fourth Street Artesia, New Moxico 88210. 1248 1348 Z O 0,33 4.42 E Certified Mail B. Received by P. ☐ Insured Mall U.S. Postal Service. ☐ Registered Sepvice Type A. Signature Domestic Return Receipt 4) PS Form 3800. Jane 2002 1000 Total Postage & Fees Postage Certified Fee Return Receipt Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) ઌ૽ 4 Pedick W City, State, ZIP+4 Street, Apt. No.; or PO Box No. 1 1160 Attach this card to the back of the mailpiece, Print your name and address on the reverse Complete items 1, 2, and 3, Also complete | Sharbro Oil, Ltd. Co. | 105 South Fourth Street | Artesia, New Moxico 88210 7005 tem 4 if Restricted Delivery is desired. SENDER: COMPLETE THIS SECTION so that we can return the card to you. BHET 8456 TODO DITT 5002 or on the front if space permits. P\$ Form 3811, February 2004 JON CLONE 102595-02-M-1540 ☐ Return Receipt for Merchandise B. Received by (Printad Marth) (DON Beat Hi Delivery 1. Article Addressed to: Transfer from service Yes § 2 □ □ 2. Article Number COMPLETE THIS SECTION ON USLIVERY D. Is delivery address different from item 1? If YES, enter delivery address below: ☐ Express Mail Restricted Delivery? (Extra Fee) C.O.D. 1331 Sepvice Type ☐ Registered ☐ Insured Mail 124B A. Signature Domestic Return Receipt 'Domestic Mail Only; No Insurance Cave) ag ล Frovided) 7005 1160 0001 5500 (I) NEW KREK က် ä SECTION. SdSI CERTIFIED MAIL. RECEIPT . Attach this card to the back of the maliplece, For delivery information visit our website at Print your name and address on the reverse Complete Items 1, 2, and 3. Also complete Yates Petroleum Corporation Arlesia, New Maxico 88210 Abo Petrolcum Corporation so that we can return the card to you. COMPLETE THIS SECTION Item 4 if Restricted Delivery is desired 2,30 Vates Drilling Company 1.75 25" Yakes Drilling Company Yakes Petroleum Company 105 South Fourth Street 0,37 105 South Fourth Street MYCO Industries, Înc. Atleafa, New Mexico 88210 SECTOR IN SECTO MYCO Industries, Inc. S. Postal Service or on the front if space permits. PS Form 3811, February 2004 49 PS:Form 3800, June 2002 Postage Cartifled Fee Return Receipt Fee (Endorsement Required) Restricted Delivery Fea (Endorsement Required) Total Postage & Fees (Transfer from service City, State, ZiP+4 1. Article Addressed to: Street, Apr. No.; 2. Article Number Or PO BOX No. TEET BHZT COOT DTTT 2007

☐ Agent ☐ Addressee ☐ Express Mail ☐ Return Receipt for Merchandlse 02595-02-M-1540 C. Date of Delivery 10978 Xes **§** € For delivery information visit our website at www.usps.com. COMPLETE THIS SECTION ON DELIVERY D. Is delivery address different from item 1? (Domestic Mail Only No Insurance Coverage If YES, enter delivery address below: Marianne B. Jost

2248 NW 56th Street

Oklahoma City, Oklahoma 73112 1249 7745 Restricted Delivery? (Extra Fee) 000 Ž T. Certified Mail U.S. Postal Service... ☐ fnsured Mail ☐ Registered B. Received by Service Type 7005 1160 0001 A. Signature (/) Domestic Return Receipt LL. ²S Form 3800, June 2002 Postage Restricted Delivery Fee (Endorsement Required) Total Postage & Fees Certified Fas Return Receipt Fee (Endorsement Required) Straet, Apt. No.; or PO Box No. City, State, ZIP-4 Attach this card to the back of the mailpiece, Print your name and address on the reverse Complete Items 1, 2, and 3. Also complete Marianne B. Jost 2248 NW 56th Street Oktahomu City, Oklahoma 73112 Item 4 If Restricted Delivery is desired SENDER: COMPLETE THIS SECTION so that we can return the card to you. SHLL 642T T000 09TT 2007 or on the front if space permits. PS Form 3811, February 2004 ☐ Agent ☐ Addressee 02595-02-M-1540 C. Date of Delivery Express Mall 1 (Transfer from service label) ŏ Yes 120 £ 1. Article Addressed to: SE2 2 0 2005 Ġ 2. Article Number COMPLETE THIS SECTION ON DELIVERY D. is delivery address different from 17 if YES, enter delivery adelias below: 7738 Bived by (Printed Name) るとのなべ Restricted Delivery? (Extra Fee) C.O.D. 1249 E Certifled Mail ☐ Insured Mail Se K ☐ Registered Service Type 1160 0001 See Reverse for Instructions A. Signature Domestic Mail Only; No Insurance Coveraje Frovided) Domestic Return Receipt g For delivery information visit our website at www.usps.com Postmark Here × œi RECEIP 7005 c/o Joe M. Bohamon 4157 South Harvard Avenuc Tulsa, Oklahoma 74135 Attach this card to the back of the mailplece, Print your name and address on the reverse ■ Complete Items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. so that we can return the card to you. SENDER: COMPLETE THIS SECTION PITTED MAIL Marvin Bohannon olo Joe M. Bohannon 4157 South Harvard Avenuc Tulsa, Oklahoma 74135 S. Postal Service, or on the front if space permits. PS Form 3811, February 2004 (Transfer from service label) (/) L PS Form 3800, June 2002 Total Postage & Fees Postage Return Receipt Fee (Endorsement Required) Restricted Delivery Fas (Endorsement Required) Certified Fee 1. Article Addressed to: L City, State, 21P+4 Street, Apr. No.; 2. Article Number or PO Box No. BESS 75H3 TOOO TTPO 2005

102595-02-M-1540 XX Malla Bhannin Ord Addressee ☐ Return Receipt for Merchandise ٠.. چ c. Pay Deliver See Reverse for Instruction 109/8 **%** Domestic Mail Only. No Insurance Cov.ירוואי Provided) Ş V For delivery information visit our website at www.usps.com. **1919** COMPLETE THIS SECTION ON DELIVERY D. Is delivery address different from item 1? If YES, enter delivery address below: ☐ Express Mail Restricted Delivery? (Extra Fee) 0.0.D RIMAS Bracelved by (Panted Name) 1362 Fred Bohannon Fred Bohannon Royalty Trust Tulsa, Oklahoma 74105 5242 South Columbia Certified Mail
Registered 1160 0001 1248 Insured Mail U.S. Postal Service City, State, ZIP+4 Service Type Martha A. Signature Domestic Return Receipt (/) PS Form 1800 June 2002 Total Postage & Fees Postage Return Receipt Fee (Endorsement Required) Restricted Delivery Fas (Endorsement Required) Certified Fee Street, Apt. No.; ₹ or PO Box No. Attach this card to the back of the mailplece, Print your name and address on the reverse Sant To Complete items 1, 2, and 3. Also complete 2007 tem 4 if Restricted Delivery is desired. SENDER: COMPLETE THIS SECTION so that we can return the card to you. 73P5 25 PB TOOO TTPO 2007 Fred Bohannon Royalty Trust 5242 South Columbia Tulsa, Oklahoma 74105 or on the front if space permits. PS Form 3811, February 2004 ☐ Agent ☐ Addressee 20/02 102555-02-11-1540 ☐ Express Mail
☐ Return Receipt for Merchandise (Transfer from service le C. Date of Delivery Article Addressed to: Yes **€** 8 2. Article Number Q COMPLETE-THIS-SECTION.ON.DELIVERY_ O D. Is delivery address different from item 17 If YES, enter delivery address belo 4. Restricted Delivery? (Extra Fee) מפטע מפת בססס C.O.D. by (Printed Name) 3 E Certified Mail Insured Mail ☐ Registered LOSZO Sep/ice Type see Reverse for Instruction Signature Domestic Return Receipt estic Mail Only: No Insurance Cor அ் ge Provided) B. Recei For delivery information visit our website at www.usps.com. ć es_b × CIE CEL MINANGE EINEG 1160 Attach this card to the back of the mailpiece, Print your name and address on the reverse Complete items 1, 2, and 3. Also complete Speed, Apr. Wo.; 4157 South Harvard Avenue or PO Box No. Tulsa, Oklahoma 74135 7005 tem 4 if Restricted Delivery is desired. SENDER: COMPLETE THIS SECTION so that we can return the card to you. đ 4157 South Harvard Avenue Tulsa, Oklahoma 74135 S. Postal Service or on the front if space permits. De Earn 2811 Fabriary 2004 Joe M. Bohannon L PS Form 3800 June 2002 Postage | Total Postage & Fees Certified Fee Return Receipt Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) (Transfer from service 1. Article Addressed to: Offy, State, ZIP-4 2. Article Number PH5L TOOO DITE 2005



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