

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

APPLICATION OF SYNERGY OPERATING,
LLC FOR COMPULSORY POOLING, SAN
JUAN COUNTY, NEW MEXICO.

Case No. 13,662

AFFIDAVIT OF NOTICE

COUNTY OF SANTA FE)
) ss.
STATE OF NEW MEXICO)

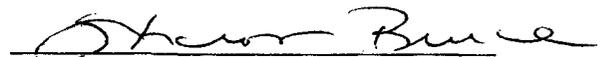
James Bruce, being duly sworn upon his oath, deposes and states:

1. I am over the age of 18, and have personal knowledge of the matters stated herein.
2. I am an attorney for Synergy Operating, LLC.
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 interest owner, at its correct address, by certified mail. Copies of the notice letter and certified return receipt are attached hereto as Exhibit 1.
5. Applicant has complied with the notice provisions of Division Rule 1207.

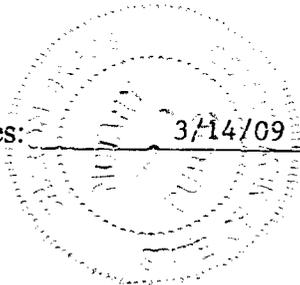


James Bruce

SUBSCRIBED AND SWORN TO before me this 21st day of June, 2006 by James Bruce.


Notary Public

My Commission Expires: 3/14/09



OIL CONSERVATION DIVISION

CASE NUMBER

EXHIBIT NUMBER

C

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)
(505) 982-2151 (Fax)

jamesbruc@aol.com

April 18, 2006

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

Maxxam Corporation
Suite 2000
1330 Post Oak Boulevard
Houston, Texas 77056

Attention: Jay Lerner

Ladies and gentlemen:

Enclosed is a copy of an **amended** advertisement for an application for compulsory pooling, filed with the New Mexico Oil Conservation Division by Synergy Operating, LLC, regarding the N½ of Section 6, Township 29 North, Range 13 West, N.M.P.M., San Juan County, New Mexico. This matter is scheduled for hearing at 8:15 a.m. on Thursday, May 11, 2006, at the Division's offices at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505. **The only change from the application originally sent to you is the acreage dedicated to the wells, which was changed to conform to the U.S. Government survey.** 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 Thursday, May 4, 2006 if you intend to participate in the hearing.

Very truly yours,



James Bruce

Attorney for Synergy Operating, LLC

— EXHIBIT 1 —

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Maxxam Corporation
Suite 2000
1330 Post Oak Boulevard
Houston, Texas 77056

2. Article Number
(Transfer from service label)

7005 2570 0000 4604 3445

PS Form 3811, February 2004

Domestic Return Receipt *Strongy - Member of 102595-02-M-1540*

COMPLETE THIS SECTION ON DELIVERY

A. Signature
x William Gond Agent
 Addressee

B. Received by (Printed Name)
William Gond Date of Delivery
4-25-06

D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

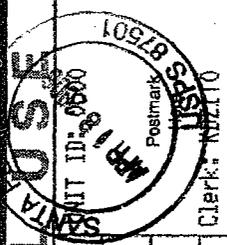
4. Restricted Delivery? (Extra Fee) Yes

**U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT**
(Domestic Mail Only; No Insurance Coverage (over \$500))

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 0.39
Certified Fee	2.40
Return Receipt Fee (Endorsement Required)	1.85
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.64



Sent To
Maxxam Corporation
Suite 2000
1330 Post Oak Boulevard
Houston, Texas 77056
City, State, ZIP+4

7005 2570 0000 4604 3445