

EXHIBIT "1"

AFFIDAVIT

STATE OF COLORADO
COUNTY OF DENVER

Jennifer Ritcher, of lawful age and being first duly sworn, upon oath, deposes and says:

That she is familiar with the title affecting the land situated in San Juan County, New Mexico, described as follows:

Township 30 North, Range 12 West, N.M.P.M.
Section 24: E1/2
San Juan County, New Mexico

That based on a Title Opinion dated November 12, 1990, prepared by the law firm of Miller, Stratvert, Torgerson and Schlenker, P.A., an individual by the name of Enid M. (Neibaur) Price owns a 100% interest in the oil and gas leasehold estate as to the following described lands:

Township 30 North, Range 12 West, N.M.P.M.
Section 24: SE1/4SE1/4
From the surface to the base of the Fruitland Formation
San Juan County, New Mexico

That she acquired her interest by Assignment dated July 1, 1959 by and between John J. Redfern, Jr. and wife Rosiland Redfern, Assignors and Enid M. (Neibaur) Price, Assignee.

That her address does not appear in any instrument filed of record in San Juan County and contained in the chain of title, and that I have made every effort to locate her and her heirs, successors and assigns through the following methods:

- a) I have contacted every Price and Neibaur in the Telephone Directory for Farmington, Aztec and Bloomfield.
- b) I have called directory assistance in Albuquerque and no listing exists for Enid M. Neibaur or Enid M. Price.
- c) I have asked The Estate of John Redfern and Rosiland Redfern to search their files for an address or any other information on Enid M. (Neibaur) Price.
- d) I have checked the tax records of San Juan County.

I am unable to locate Enid M. Neibaur Price or her heirs, successors or assigns.

Further affiant sayeth not.

Jennifer Ritcher
Jennifer Ritcher, C.P.L.

dated March 6, 1991

Notary STATE OF Colorado ss.
COUNTY OF Lincoln

BEFORE ME, the undersigned, a Notary Public, in and for said County and State, on this 4th day of March, 1997, personally appeared Jennings Pittler, to me known to be the identical person described in and who executed the within and foregoing instrument of writing and acknowledged to me that he duly executed the same as of her free and voluntary act and deed for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year last above written.

My Commission Expires 12-31-99

[Signature]