

BEFORE THE  
OIL CONSERVATION DIVISION

NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES

IN THE MATTER OF THE APPLICATION  
OF CHI OPERATING INC. FOR  
COMPULSORY POOLING,  
ROOSEVELT COUNTY, NEW MEXICO.

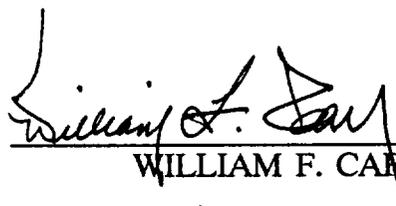
CASE NO. 10353

AFFIDAVIT

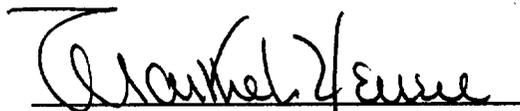
STATE OF NEW MEXICO     )  
                                          )ss.  
COUNTY OF SANTA FE     )

BEFORE EXAMINER CATANACH	
OIL CONSERVATION DIVISION	
CHI	EXHIBIT NO. 4
CASE NO. 10353	

WILLIAM F. CARR, attorney in fact and authorized representative of CHI Energy Inc., the Applicant herein, being first duly sworn, upon oath, states that the notice provisions of Rule 1207 of the New Mexico Oil Conservation Division have been complied with, that Applicant has caused to be conducted a good faith diligent effort to find the correct addresses of all interested persons entitled to receive notice as shown by Exhibit "A" attached hereto, and that pursuant to Rule 1207, notice has been given at the correct addresses provided by such rule.

  
WILLIAM F. CARR

SUBSCRIBED AND SWORN to before me this 18th day of September, 1991.

  
Notary Public

My Commission Expires:

August 19, 1995

**EXHIBIT A**

J.C. Ainsworth, Jr. Estate Trust  
c/o Joe C. Ainsworth, III  
David B. Ainsworth and  
Nancy Ainsworth Johnson  
1413 Broodmoor Lane  
Irving, Texas 75061

Ross Neil Ainsworth  
RFD  
Milnesand, New Mexico 88125

Woodlan P. Saunders  
Post Office Box 1536  
Santa Fe, New Mexico 87504

CAMPBELL & BLACK, P.A.  
LAWYERS

JACK M. CAMPBELL  
BRUCE D. BLACK  
MICHAEL B. CAMPBELL  
WILLIAM F. CARR  
BRADFORD C. BERGE  
MARK F. SHERIDAN  
WILLIAM R. SLATTERY  
PATRICIA A. MATTHEWS

JEFFERSON PLACE  
SUITE 1 - 110 NORTH GUADALUPE  
POST OFFICE BOX 2208  
SANTA FE, NEW MEXICO 87504-2208  
TELEPHONE: (505) 988-4421  
TELECOPIER: (505) 983-6043

August 28, 1991

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

J.C. Ainsworth, Jr. Estate Trust  
c/o Joe C. Ainsworth, III  
David B. Ainsworth and  
Nancy Ainsworth Johnson  
1413 Broodmoor Lane  
Irving, Texas 75061

Re: Application of Chi Operating, Inc. for Compulsory Pooling, Roosevelt  
County, New Mexico

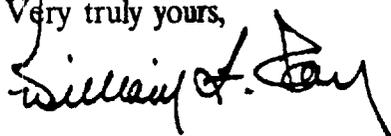
Gentlemen and Ms Johnson:

This letter is to advise you that Chi Operating, Inc. has filed an application with the New Mexico Oil Conservation Division seeking the force pooling of all mineral interests in all formations developed on 320-acre spacing from the surface to the base of the San Andres formation in the W/2 of Section 5, Township 8 South, Range 37 East, N.M.P.M., Roosevelt County, New Mexico. Chi Operating, Inc. proposes to dedicate the above-referenced pooled acreage to a well to be located at an orthodox location.

This application has been set for hearing before a Division Examiner on September 19, 1991. You are not required to attend this hearing, but as an owner of an interest that may be subject to pooling, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging the matter at a later date.

Parties appearing in cases have been requested by the Division (Memorandum 2-90) to file a Prehearing Statement substantially in the form prescribed by the Division. Prehearing statements should be filed by 4:00 o'clock p.m. on the Friday before a scheduled hearing.

Very truly yours,



WILLIAM F. CARR  
ATTORNEYS FOR CHI OPERATING, INC.  
WFC:mlh

**SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.  
 Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check boxes for additional services requested.  
 1.  Show to whom delivered, date, and addressee's address. (Extra charge)  
 2.  Restricted Delivery (Extra charge)

3. Article Addressed to:  
 J.C. Ainsworth, Jr. Estate Trust  
 c/o Joe C. Ainsworth, III  
 David B. Ainsworth and  
 Nancy Ainsworth Johnson  
 1413 Broodmoor Lane  
 Irving, Texas 75061

4. Article Number  
 P 106 678 041

Type of Service:  
 Registered  
 Certified  
 Express Mail  
 Insured  
 COD  
 Return Receipt for Merchandise

5. Signature - Address  
 *Joe C. Ainsworth III*

6. Signature - Agent

7. Date of Delivery  
 9-3-91

8. Addressee's Address (ONLY if requested and fee paid)  
 Always obtain signature of addressee or agent and DATE DELIVERED.

PS Form 3811, Mar. 1988 \* U.S. & P.O. 1988-212-865 DOMESTIC RETURN RECEIPT

P-106 678 041

RECEIPT FOR CERTIFIED MAIL  
 NO INSURANCE COVERAGE PROVIDED  
 NOT FOR INTERNATIONAL MAIL  
 (See Reverse)

Sent to *c/o Joe C. Ainsworth, III, et al.*  
 J.C. Ainsworth, Jr.  
 Estate Trust

Street and No.  
 1413 Broodmoor Lane

P.O., State and ZIP Code  
 Irving, Texas 75061

Postage <sup>S</sup>

Certified Fee

Special Delivery Fee

Restricted Delivery Fee

Return Receipt showing to whom and Date Delivered

Return Receipt showing to whom Date, and Address of Delivery

TOTAL Postage and Fees <sup>S</sup> 2.29

Postmark or Date  
 August 28, 1991

CAMPBELL & BLACK, P.A.  
LAWYERS

JACK M. CAMPBELL  
BRUCE D. BLACK  
MICHAEL B. CAMPBELL  
WILLIAM F. CARR  
BRADFORD C. BERGE  
MARK F. SHERIDAN  
WILLIAM P. SLATTERY  
PATRICIA A. MATTHEWS

JEFFERSON PLACE  
SUITE 100 NORTH GUADALUPE  
POST OFFICE BOX 2208  
SANTA FE, NEW MEXICO 87504-2208  
TELEPHONE: (505) 988-4421  
TELECOPIER: (505) 983-6043

August 28, 1991

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Ross Neil Ainsworth  
RFD  
Milnesand, New Mexico 88125

Re: Application of Chi Operating, Inc. for Compulsory Pooling, Roosevelt  
County, New Mexico

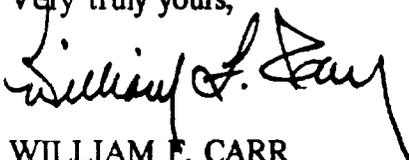
Dear Mr. Ainsworth:

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ATTORNEYS FOR CHI OPERATING, INC.  
WFC:mlh  
J.C. Ainsworth, Jr. Estate Trust

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 1.  Show to whom delivered, date, and addressee's address. 2.  Restricted Delivery (Extra charge)

3. Article Addressed to:

Ross Neil Ainsworth  
 RFD  
 Milnesand, New Mexico 88125

4. Article Number

P 106 678 042

Type of Service:  
 Registered  
 Certified  
 Express Mail  
 Insured  
 COD  
 Return Receipt for Merchandise

Always obtain signature of addressee or agent and DATE DELIVERED.

8. Addressee's Address (ONLY if requested and fee paid)

5. Signature - Address  
 X *Ross Neil Ainsworth*

6. Signature - Agent  
 X *Ross Neil Ainsworth*

7. Date of Delivery  
 8-30-91

PS Form 3811, Mar. 1988 \* U.S.G.P.O. 1988-212-865 DOMESTIC RETURN RECEIPT

P-106 678 042

RECEIPT FOR CERTIFIED MAIL  
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 NOT FOR INTERNATIONAL MAIL  
 (See Reverse)

Sent to <b>Ross Neil Ainsworth</b>	
Street and No <b>RFD</b>	
P.O., State and ZIP Code <b>Milnesand, New Mexico 88125</b>	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom Date, and Address of Delivery	
TOTAL Postage and Fees	\$ 2.29
Postmark or Date <i>August 28, 1991</i>	

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LAWYERS

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BRUCE D. BLACK  
MICHAEL B. CAMPBELL  
WILLIAM F. CARR  
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August 28, 1991

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**RETURN RECEIPT REQUESTED**

Woodlan P. Saunders  
Post Office Box 1536  
Santa Fe, New Mexico 87504

Re: Application of Chi Operating, Inc. for Compulsory Pooling, Roosevelt  
County, New Mexico

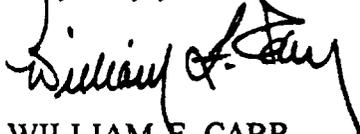
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4. Article Number  
 P 106 678 043

Type of Service:  
 Registered  Insured  
 Certified  COD  
 Express Mail  Return Receipt for Merchandise

Always obtain signature of addressee or agent and DATE-DELIVERED.

5. Signature of Addressee  
 *W.P. Saunders*

6. Signature - Agent

7. Date of Delivery

8. Addressee's Address (ONLY if request for fee paid)  
 SANTA FE AUG 30 1991 USPS

PS Form 3811, Mar. 1988 \* U.S.G.P.O. 1988-212-865 DOMESTIC RETURN RECEIPT

P-106 678 043

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 NO BRANCH COVERAGE PROVIDED  
 NOT FOR INTERNATIONAL MAIL  
 (See Reverse)

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Street and No. <b>Post Office Box 1536</b>	
P.O. State and ZIP Code <b>Santa Fe, NM 87504</b>	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$ 2.29
Postmark or Date <i>August 28, 1991</i>	