

EXHIBIT A

Costilla Energy, Inc.
(CSL Partners)
Post Office Box 10369
Midland, TX 79702
Attn: Gary L. Winter

Joel R. Miller
Jay E. Floyd
Post Office Box 2577
Midland, TX 79702

Phillips Petroleum Company
4001 Penbrook
Odessa, TX 79762
Attn: G.L. Fenton

**BEFORE THE
OIL CONSERVATION DIVISION**
Santa Fe, New Mexico

Case No. 11710 Exhibit No. 5

**AFFIDAVIT,
Page 2**

Submitted by: Enron Oil & Gas Company

Hearing Date: January 23, 1997

CAMPBELL, CARR, BERGE
& SHERIDAN, P.A.
LAWYERS

MICHAEL B. CAMPBELL
WILLIAM F. CARR
BRADFORD C. BERGE
MARK F. SHERIDAN

MICHAEL H. FELDEWERT
TANYA M. TRUJILLO
PAUL R. OWEN

JACK M. CAMPBELL
OF COUNSEL

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

January 2, 1997

CERTIFIED MAIL
RETURN RECEIPT REQUEST

**TO ALL AFFECTED PARTIES IN THE W/2 OF SECTION 36, TOWNSHIP 17
SOUTH, RANGE 29 EAST, N.M.P.M., EDDY COUNTY, NEW MEXICO**

Re: Application of Enron Oil & Gas Company for Compulsory Pooling, Eddy
County, New Mexico

Gentlemen:

This letter is to advise you that Enron Oil & Gas Company has filed the enclosed application with the New Mexico Oil Conservation Division seeking the force pooling of certain mineral interests in and under the W/2 of Section 36, Township 17 South, Range 29 East, N.M.P.M., Eddy County, New Mexico. Enron Oil & Gas Company proposes to dedicate these pooled units to its Sand Tank "36" State Com. No. 1 Well which it proposes to drill at an orthodox location 1980 feet from the South and West lines of said Section 36.

This application has been set for hearing before a Division Examiner on January 23, 1997. You are not required to attend this hearing, but as an owner of an interest that may be affected by this application, 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
ATTORNEY FOR ENRON OIL & GAS COMPANY
WFC:mlh
Enc.

Is your **RETURN ADDRESS** completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1. Addressee's Address
 - 2. Restricted Delivery
- Consult postmaster for fee.

3. Article Addressed to:

Costilla Energy, Inc.
(CSL Partners)
Post Office Box 10369
Midland, TX 79702
Attn: Gary L. Winter

4a. Article Number

4b. Service Type

- Registered
- Express Mail
- Return Receipt for Merchandise
- Certified
- Insured
- COD

7. Date of Delivery

JAN 06 1997

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

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X *[Signature]*

PS Form 3811, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service.

Post Office Services

Receipt for Certified Mail

Costilla Energy, Inc.
(CSL Partners)
Post Office Box 10369
Midland, TX 79702
Attn: Gary L. Winter

Postage	\$
Delivery Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	

JAN - 2 1997

PS Form 3811, April 1995

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

- I also wish to receive the following services (for an extra fee):
- 1. Addressee's Address
 - 2. Restricted Delivery
- Consult postmaster for fee.

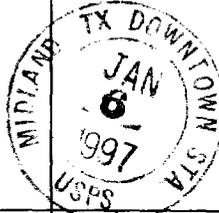
3. Article Addressed to:

Joel R. Miller
 Jay E. Floyd
 Post Office Box 2577
 Midland, TX 79702

5. Received By: (Print Name)

6. Signature: (Addresser or Agent)

PS Form 3871, December 1994



4a. Article Number

4b. Service Type

- Registered
- Express Mail
- Return Receipt for Merchandise
- COD
- Certified
- Insured

7. Date of Delivery

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

Domestic Return Receipt

P 551 044 555

US Postal Service
Receipt for Certified Mail

Joel R. Miller
 Jay E. Floyd
 Post Office Box 2577
 Midland, TX 79702

Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	JAN 2 1997

PS Form 3871 April 1995

Thank you for using Return Receipt Service.

