

RECEIVED

AFFIDAVIT

NO. 1

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, GENE WALTERSCHEID and wife, SUE T. WALTERSCHEID, are the owners of the NE/4 of Section 21, T-22-S, R-27-E, Eddy County, New Mexico, upon which C & K Petroleum, Inc., has drilled its No. 1 Walterscheid well located 599 feet from the north line and 484 feet from the east line of said Section 21. Said well was completed as a dry hole and the rat hole and cellar have now been filled and levelled, a steel marker 4" in diameter and approximately 4' above mean ground level has been set in concrete showing the quarter-quarter section or unit designation, section, township and range numbers either permanently stenciled or welded on the marker, the land has been cleared of all junk and equipment and the dead men and tie downs have been cut and removed.

Further, Affiants state that the pits have not been filled or levelled at our request since it is anticipated that the same may be utilized by other operators in the future.

Affiants further state that we are completely satisfied with the present condition of the property as abandoned by C & K Petroleum, Inc., and we have requested the operator to leave all roads, location pits and the present condition of the property in the state it now exists rather than attempting further levelling work or restoration efforts.

Further Affiants say not.

EXECUTED this 9th day of November, 1978.

Gene Walterscheid
GENE WALTERSCHEID

Sue T. Walterscheid
SUE T. WALTERSCHEID

THE STATE OF NEW MEXICO]

COUNTY OF Eddy]

The foregoing instrument was acknowledged before me this 9th day of November, 1978, by GENE WALTERSCHEID and wife, SUE T. WALTERSCHEID.

Jennie Calvey
Notary Public in and for
County, New Mexico

*My Commission Expires:
May 3, 1980*