

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

APPLICATION OF CHI ENERGY, INC.
FOR COMPULSORY POOLING, EDDY
COUNTY, NEW MEXICO.

Case No. 11957

AFFIDAVIT REGARDING NOTICE

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

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

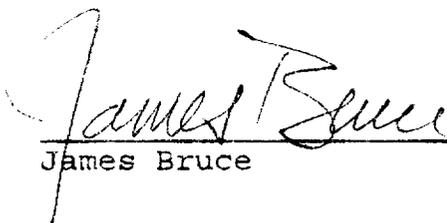
1. I am over the age of 18, and have personal knowledge of the matters set forth herein.

2. I am an attorney for Applicant.

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 his correct address by mailing him, by first class and certified mail, a copy of the Application. Copies of the notice letters and certified return receipt are attached hereto as Exhibits A and B.

5. Applicant has complied with the notice provisions of Division Rule 1207.


James Bruce

SUBSCRIBED AND SWORN TO before me this 1st day of April, 1998, by James Bruce.


Notary Public

My Commission Expires:
3/04/98

NEW MEXICO
OIL CONSERVATION DIVISION

EXHIBIT 5

CASE NO. _____

JAMES BRUCE
ATTORNEY AT LAW

POST OFFICE BOX 1056
SANTA FE, NEW MEXICO 87504

SUITE B
612 OLD SANTA FE TRAIL
SANTA FE, NEW MEXICO 87501

(505) 982-2043
(505) 982-2151 (FAX)

March 11, 1998

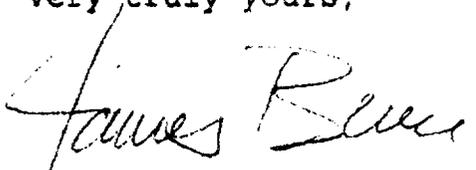
CERTIFIED MAIL
RETURN RECEIPT REQUESTED

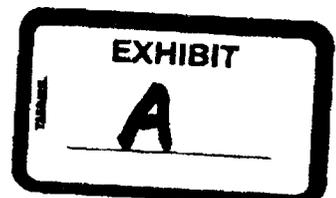
Frank P. Atha
16612 Pequeno Place
Pacific Palisades, California 90272

Dear Mr. Atha:

Enclosed is a copy of an application for compulsory pooling filed at the New Mexico Oil Conservation Division by Chi Energy, Inc. regarding the NW~~1/4~~NE~~1/4~~ of Section 21, Township 24 South, Range 28 East, Eddy County, New Mexico. Chi Energy's records indicate that you own an interest in the proposed well unit. This matter will be heard at 8:15 a.m. on Thursday, April 2, 1998 at the Division's offices at 2040 South Pacheco Street, Santa Fe, New Mexico 87505. As an interest owner in the well unit, you have the right to enter an appearance and participate in the hearing. Failure to appear at that time will preclude you from contesting this matter at a later date.

Very truly yours,


James Bruce
Attorney for Chi Energy, Inc.



JAMES BRUCE
ATTORNEY AT LAW

POST OFFICE BOX 1066
SANTA FE, NEW MEXICO 87504

MAR 20 1998

POST NOTICE
AND NOTICE
RETURN

CERTIFIED

Z 432 546 196

MAIL



00075676-01

0000

Frank P. Atha
16612 Pequeno Pl.
Pacific Palisades, California 90272



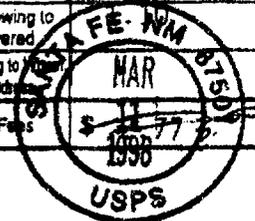
Z 432 546 196

US Postal Service
Receipt for Certified Mail

No Insurance Coverage Provided.
Do not use for International Mail (See reverse)

Sent to	
Frank P. Atha	
Street & Number	
16612 Pequeno Pl.	
Post Office, State, & ZIP Code	
Pacific Palisades, CA 90272	
Postage	\$.32.55
Certified Fee	1.35
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	\$ 1.67.50
Postmark or Date	MAR 11 1998

PS Form 3800, April 1995



JAMES BRUCE
ATTORNEY AT LAW

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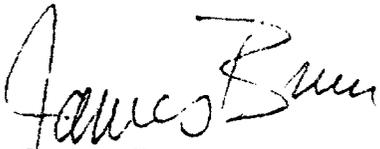
March 11, 1998

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16612 Pequeno Place
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Very truly yours,



James Bruce

Attorney for Chi Energy, Inc.

