

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

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

Case No. 12,245

AFFIDAVIT REGARDING NOTICE

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

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 stated herein.

2. I am an attorney for Applicant.

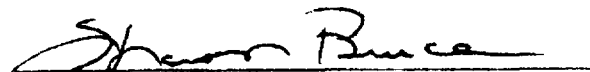
3. Applicant has conducted a good faith, diligent effort to find the names and correct addresses of the interest owners entitled to receive notice of the Application filed herein.

4. Notice of the Application was provided to the interest owners at their correct addresses by mailing them, by certified mail, copies of the Application. Copies of the notice letter and certified return receipts are attached hereto as Exhibit A.

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


James Bruce

SUBSCRIBED AND SWORN TO before me this 30th day of September, 1999, by James Bruce.


Notary Public

My Commission Expires:

3/14/2001

NEW MEXICO
OIL CONSERVATION DIVISION

EXHIBIT 5

CASE NO. _____

JAMES BRUCE
ATTORNEY AT LAW

POST OFFICE BOX 1056
SANTA FE, NEW MEXICO 87504

3304 CAMINO LISA
SANTA FE, NEW MEXICO 87501

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

August 23, 1999

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

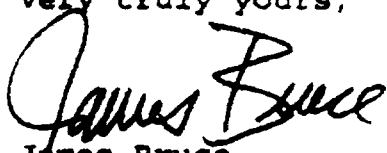
Mobil Exploration & Producing U.S. Inc.
Mobil Producing Texas & New Mexico Inc.
P.O. Box 4999
The Woodlands, Texas 77380

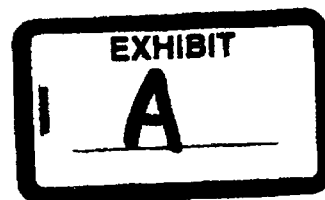
Enron Oil & Gas Company
P.O. Box 2267
Midland, Texas 79702

Dear Sirs:

Enclosed is an application for compulsory pooling, filed with the New Mexico Oil Conservation Division by Chi Energy, Inc., regarding the SW of Section 10, Township 17 South, Range 28 East, N.M.P.M., Eddy County, New Mexico. This matter has been scheduled for hearing at 8:15 a.m. on Thursday, October 7, 1999 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 the hearing will preclude you from contesting this matter at a later date.

Very truly yours,


James Bruce
Attorney for Chi Energy, Inc.



Is your RETURN ADDRESS completed on the reverse side?