

STATE OF TEXAS

COUNTY OF TOM GREEN

A F F I D A V I T

BEFORE ME, the undersigned authority, on this day personally appeared R. P. Lynn, known to me to be a person well worthy of belief, who, being by me first duly sworn, on his oath deposes and says:

That as R. P. Lynn, Trustee, affiant started the drilling of a test well in the SE/4 of the NE/4 of Section 14, Township 3 South, Range 30 East of the New Mexico Principal Meridian, in Roosevelt County, N.M. on or about April or May, 1, 1951; that said well was started in good faith and carried forward in good faith to the best of affiants ability.

That affiant made a drilling contract with one A. G. Bedner, a drilling contractor of Ft. Worth, Texas; that said A. G. Bedner, became and remained drunk until affiant had to run him off — after said Bedner had done a lot of damage to said rig; that affiant hired other drillers and carried forward the drilling of said well as best he could.

That affiant, personally, borrowed money from the First National Bank of Brownfield, Texas; bought pipe and ran and cemented 350 feet, more or less, of 12-5/8 inch surface casing; drilled on to approximately 800 feet, when the cement job failed and water broke in; affiant then ran a bridge and re-cemented the 12-5/8" casing with 25 sacks of cement; however, while doing this, the water had been on the shale (red) and after this job was completed, the hole caved very badly; affiant then bought (with borrowed money) 1200 feet of 10-3/4 inch casing and was running it, or attempting to run it and had run about 600 feet of it, when the 'tool-pusher' on the well stole and sold 547 feet of this 10-3/4" pipe and a steel die nipple (costing \$96.00) (an affidavit is on file in the Office of the County Clerk of Roosevelt County, N.M. concerning this). After this incident, the First National Bank of Brownfield, Texas, in Cause No. 5738, in the District Court of Roosevelt County, N.M. obtained a judgment against me personally and as Trustee; foreclosed and took my Rig as well as all the pipe. Some man in Lubbock or from Lubbock, Texas, pulled the pipe for the Bank; before pulling the pipe, I notified the Bank and Mr. Vinther that they would have to properly plug the well under NEW MEXICO OIL CONSERVATION COMMISSION Supervision; whether or not this was done, affiant has no way of knowing.

Further, that the State of New Mexico filed a TAX LIEN against affiant (which has been paid off with interest); that the Federal Government filed a TAX LIEN against affiant (which has been paid off); that affiant now has two suits pending against him in Texas in regard to this well; that affiant owed people in and around Portales and Elida, N.M. about \$2000.00 for small bills; that affiant has paid part of these and is PAYING AND GOING TO PAY the balance (INCLUDING Mr. Jack Daniels of Hobbs, N.M.) as soon as it is humanly possible for affiant to do so; affiant feels that he is not legally liable, but that he does feel morally liable and shall pay ALL of said debts.

That the NEW MEXICO OIL CONSERVATION COMMISSION should find out from the First National Bank of Brownfield, Texas (possibly Mears & Mears of Portales, N.M. who were Attorneys for the Bank in the suit against me and obtained the Judgment, would know who pulled the pipe and plugged the well).

FURTHER, this affiant sayeth not.

R. P. Lynn

R. P. Lynn, Individually and as Trustee.

Subscribed and sworn to before me this 2 day of August, 1954.

(seal)

Ralph Kimmerly
Notary Public, Tom Green County, Texas.

My Commission expires: June 1, 1955.