

AFFIDAVIT

STATE OF TEXAS

COUNTY OF DALLAS

BEFORE ME, the undersigned authority, on this day personally appeared JOE E. STARKS, known to me to be a credible person who, after being by me first duly sworn, upon his oath deposes and says:

My name is Joe E. Starks. I am 45 years of age and I am employed as an Attorney in the Land Department of Aztec Oil & Gas Company, 2000 First National Bank Building, Dallas, Texas 75202. I know of my own certain knowledge that on October 7, 1971 a copy of Aztec Oil & Gas Company's Application for Permit to Drill its State YS Well No. 1 in the SE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 2, T-20-S, R-33-E, Lea County, New Mexico, together with a well location plat showing the location of such proposed well, was forwarded by Registered Mail, together with a letter of transmittal and request for Waiver, to the following:

Mr. Dan S. Harroun  
HARROUN & HAWORTH  
601 Riverside Drive  
Carlsbad, New Mexico 88240

U. S. Potash and Chemical  
Company  
P. O. Box 101  
Carlsbad, New Mexico 88240

I further know of my own certain knowledge that return receipts, evidencing the delivery of the aforementioned materials to each of the addressees as above

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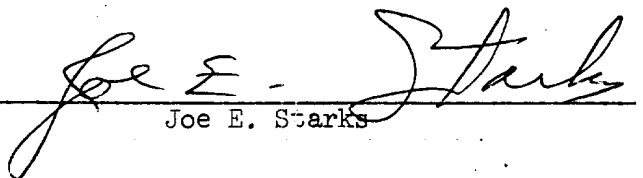
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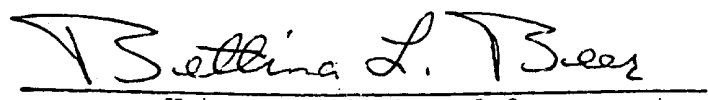
I further know of my own certain knowledge that return receipts, evidencing the delivery of the aforementioned materials to each of the addressees as above shown, were returned to me at the address as above indicated, on October 13, 1971 showing such enclosures to have been delivered as addressed on October 12, 1971.

True and correct copies of letters of transmittal, Applications to Drill and plats as hereinabove referred to are attached as a part hereto.

Further, Affiant sayeth not.

  
Joe E. Starks

Sworn and subscribed to before me this 15<sup>TH</sup> day of October, 1971.

  
Bettina L. Beer  
Notary Public in and for  
Dallas County, Texas

My Commission Expires:

June 1, 1973