

BEFORE THE NEW MEXICO OIL CONSERVATION DIVISION

APPLICATION OF DEVON ENERGY CORPORATION (NEVADA) FOR AN UNORTHODOX OIL WELL LOCATION, EDDY COUNTY, NEW MEXICO.

Case No. 12036

AFFIDAVIT

STATE OF OKLAHOMA)
) ss.
COUNTY OF OKLAHOMA)

Ken Gray, 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. I am a landman for applicant Devon Energy Corporation (Nevada) ("Devon").

2. The location for the Turner "B" Well No. 115, 1050 feet from the north line and 25 feet from the west line of Section 20, was chosen because it fit the waterflood pattern for the Turner "B" Lease and the Turner "A" Lease.

3. Devon spent approximately \$45,000 mitigating an archaeological site at the location of the Turner "B" Well No. 115.

4. In response to requests from overriding royalty owners in the Turner "A" Lease, Devon attempted to move the well to a location 1050 feet from the north line and 25 feet from the east line of Section 29. However, this location was within 40 feet of an electric power line, which was too close for operations.

5. Moving the well further west on the Turner "A" Lease would move the well out of the pattern for the waterflood, and out of the 400' x 400' area mitigated for the Turner "B" Well No. 115. As a result, additional mitigation costs would have to be incurred.

Handwritten signature of Ken Gray

Ken Gray

SUBSCRIBED AND SWORN TO before me this 31st day of August, 1998, by Ken Gray.

Handwritten signature of Marsha Bartlett
Notary Public

My Commission Expires:

NEW MEXICO OIL CONSERVATION DIVISION
Devon EXHIBIT 3
CASE NO. 12036

