

BEFORE THE
OIL CONSERVATION DIVISION
Santa Fe, New Mexico

Case No. 10980 Exhibit No. 3

Submitted by: Odyssey Partners, Ltd.

Hearing Date: May 26, 1994

BEFORE THE

CONSERVATION DIVISION

ENERGY, MINERALS AND NATURAL RESOURCES

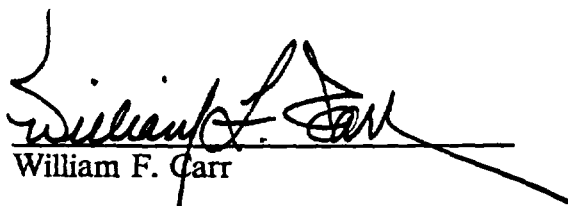
IN THE MATTER OF THE APPLICATION
OF ODYSSEY PARTNERS, LTD.,
FOR A UNIT AGREEMENT AND AN
UNORTHODOX OIL WELL LOCATION,
LEA COUNTY, NEW MEXICO.

CASE NO. 10980

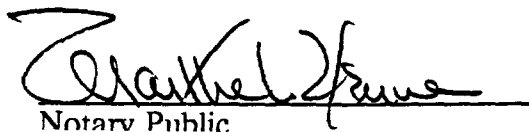
AFFIDAVIT

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

William F. Carr, attorney in fact and authorized representative of Odyssey Partners, Ltd., the Applicant herein, being first duly sworn, upon oath, states that in accordance with the notice provisions of Rule 1207 of the New Mexico Oil Conservation Division the Applicant has attempted to find the correct addresses of all interested persons entitled to receive notice of this application and that notice has been given at the addresses shown on Exhibit "A" attached hereto as provided in Rule 1207.


William F. Carr

SUBSCRIBED AND SWORN to before me this 25th day of May, 1994.


Notary Public

My Commission Expires:

August 19, 1995

BEFORE THE
OIL CONSERVATION DIVISION
Santa Fe, New Mexico

Case No. 10980 Exhibit No. 3

Submitted by: Odyssey Partners, Ltd.

Hearing Date: May 26, 1994

EXHIBIT A

Dwight Tipton
Post Office Box 1597
Lovington, NM 88246

Robert P. Byron
Post Office Box 1562
Roswell, NM 88201

Yates Petroleum Corporation
105 South Fourth Street
Artesia, NM 88210
Attn: Mecca Mauritsen

CAMPBELL, CARR, BERGE
& SHERIDAN, P.A.
LAWYERS

MICHAEL B. CAMPBELL
WILLIAM F. CARR
BRADFORD C. BERGE
MARK F. SHERIDAN
WILLIAM P. SLATTERY

PATRICIA A. MATTHEWS
MICHAEL H. FELDEWERT
DAVID B. LAWRENZ
TANYA M. TRUJILLO

JACK M. CAMPBELL
OF COUNSEL

JEFFERSON PLACE
SUITE 1 - 110 NORTH GUADALUPE
POST OFFICE BOX 2208
SANTA FE, NEW MEXICO 87504-2208
TELEPHONE: (505) 988-4421
TELECOPIER: (505) 983-6043

May 5, 1994

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Dwight Tipton
Post Office Box 1597
Lovington, NM 88246

Re: Application of Odyssey Partners, Ltd., for Approval of a Voluntary Unit Agreement and an Unorthodox Well Location, Lea County, New Mexico

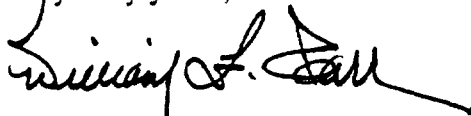
Dear Mr. Tipton:

This letter is to advise you that Odyssey Partners, Ltd., has filed the enclosed applications with the New Mexico Oil Conservation Division seeking approval to drill its Kinsolving 7 Well No. 12 to the Devonian formation at an unorthodox location 100 feet from the North line and 2075 feet from the East line of Section 7, Township 12 South, Range 38 East, N.M.P.M., Lea County, New Mexico. Odyssey Partners, Ltd., also seeks approval of its proposed Marigold Unit Agreement.

This application has been set for hearing before an Examiner of the Oil Conservation Division on May 26, 1994. You are not required to attend this hearing, but as an owner of an interest that may be affected by the unorthodox well location, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging the matter at a later date.

Parties appearing in cases have been requested by the Division (Memorandum 2-90) to file a Prehearing Statement substantially in the form prescribed by the Division. Prehearing statements should be filed by 4:00 o'clock p.m. on the Friday before a scheduled hearing.

Very truly yours,



WILLIAM F. CARR
ATTORNEY FOR ODYSSEY PARTNERS, LTD.

WFC:mlh

Enclosure



Sent to Dwight Tipton	
Street and No. Post Office Box 1597	
P.O., State and ZIP Code Lovington, NM 88246	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date May 5, 1994	

PS Form 3800, June 1991

PS Form 3811, Mar. 1983 • U.S. P.O. 1988-412-865 DOMESTIC RETURN RECEIPT

REMARKS: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this mail from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for rates and check boxes for additional services requested.

☐ Show to whom delivered, date, and addressee's address. **2. Restricted Delivery** (Extra charge)

3. Article Addressed to:
☐ Addressee's Address
☐ Post Office Box
☐ Registered Mail
☐ Registered Mail - Signature Required
☐ Registered Mail - Signature Required and Date Delivered
☐ Registered Mail - Signature Required and Date Delivered and Fee Paid

4. Article Number
P 111-333-458-23

5. Type of Service:
☐ Registered Mail
☐ Certified Mail
☐ Registered Mail - Signature Required
☐ Registered Mail - Signature Required and Date Delivered
☐ Registered Mail - Signature Required and Date Delivered and Fee Paid

6. Addressee's Address (ONLY if requested and fee paid)
Always obtain signature of addressee or agent and DATE DELIVERED.

7. Date of Delivery
May 5, 1994

8. Signature of Agent
Dwight Tipton

ILLEGIBLE

CAMPBELL, CARR, BERGE
& SHERIDAN, P.A.
LAWYERS

MICHAEL B. CAMPBELL
WILLIAM F. CARR
BRADFORD C. BERGE
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SUITE 1 - 110 NORTH GUADALUPE
POST OFFICE BOX 2208
SANTA FE, NEW MEXICO 87504-2208
TELEPHONE: (505) 988-4421
TELECOPIER: (505) 983-6043

May 5, 1994

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Robert P. Byron
Post Office Box 1562
Roswell, NM 88201

Re: Application of Odyssey Partners, Ltd., for Approval of a Voluntary Unit Agreement and an Unorthodox Well Location, Lea County, New Mexico

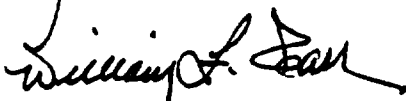
Dear Mr. Byron:

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Very truly yours,



WILLIAM F. CARR
ATTORNEY FOR ODYSSEY PARTNERS, LTD.
WFC:mlh
Enclosure



**Receipt for
Certified Mail**

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

Sent to Robert P. Byron	
Street and No. Post Office Box 1562	
P.O. State and ZIP Code Roswell, NM 88201	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date May 5, 1994	

PS Form 3800, June 1991

PS Form 3811, Mar. 1988 4 U.S.G.P.O. 1988-212-865 DOMESTIC RETURN RECEIPT

1. Article Addressed to: Robert P. Byron Post Office Box 1562 Roswell, NM 88201	
2. Article Number: P 111 333 459	
3. Type of Service: <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Certified <input type="checkbox"/> Express Mail <input type="checkbox"/> Insured <input type="checkbox"/> COD <input type="checkbox"/> Return Receipt for Merchandise	
4. Signature - Addressee: <i>Robert Byron</i>	
5. Signature - Agent: <i>[Signature]</i>	
6. Date of Delivery: May 5, 1994	
7. Address of Addressee (ONLY if required by the addressee): 88201	

Always obtain signature of addressee or agent and DATE DELIVERED

ILLEGIBLE

CAMPBELL, CARR, BERGE
& SHERIDAN, P.A.
LAWYERS

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SUITE 1 - 110 NORTH GUADALUPE
POST OFFICE BOX 2208
SANTA FE, NEW MEXICO 87504-2208
TELEPHONE: (505) 986-4421
TELECOPIER: (505) 983-6043

May 5, 1994

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Yates Petroleum Corporation
105 South Fourth Street
Artesia, NM 88210
Attn: Mecca Mauritsen

Re: Application of Odyssey Partners, Ltd., for Approval of a Voluntary Unit Agreement and an Unorthodox Well Location, Lea County, New Mexico

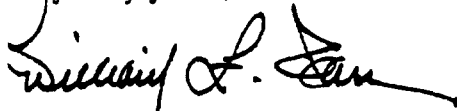
Dear Ms Mauritsen:

This letter is to advise you that Odyssey Partners, Ltd., has filed the enclosed applications with the New Mexico Oil Conservation Division seeking approval to drill its Kinsolving 7 Well No. 12 to the Devonian formation at an unorthodox location 100 feet from the North line and 2075 feet from the East line of Section 7, Township 12 South, Range 38 East, N.M.P.M., Lea County, New Mexico. Odyssey Partners, Ltd., also seeks approval of its proposed Marigold Unit Agreement.

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Very truly yours,



WILLIAM F. CARR
ATTORNEY FOR ODYSSEY PARTNERS, LTD.
WFC:mlh

P 111 333 509



**Receipt for
Certified Mail**

No Insurance Coverage Provided

Yates Petroleum Corporation
105 S. Fourth Street
Artesia, NM 88210
Attn: Mecca Mauritsen

Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	\$2.29
Postmark or Date	May 5, 1994

PS Form 3800, June 1991

<p>Send from being returned to post office. If return is desired, use PS Form 3800, June 1991, and the date of delivery. For additional fees the following services are available: Restricted Delivery, Signature Required, Registered Mail, Certified Mail, Insured Mail, and Return Receipt. For fees and check position for additional services requested, see PS Form 3800, June 1991. Show to whom delivered, date, and addressee's address.</p> <p>1. <input type="checkbox"/> Show to whom delivered, date, and addressee's address. (Doesn't charge)</p>	
<p>3. Article Addressed to:</p> <p>Yates Petroleum Corporation 105 S. Fourth Street Artesia, NM 88210 Attn: Mecca Mauritsen</p>	
<p>4. Article Number: P 111 333 509</p> <p>Type of Service: <input type="checkbox"/> Registered Mail, <input type="checkbox"/> Certified Mail, <input type="checkbox"/> Insured Mail, <input type="checkbox"/> Return Receipt, <input type="checkbox"/> Signature Required, <input type="checkbox"/> Restricted Delivery. (Doesn't charge)</p> <p>Always obtain duplicate of label and keep it. Agent and DATE DELIVERED.</p>	
<p>5. Addressee's Address (For Return Receipt):</p>	
<p>6. Signature of Addressee:</p> <p>7. Signature of Agent:</p> <p>8. Date of Delivery: 05-09-94</p>	<p>PS Form 3811, Mar. 1988 U.S. G.P.O. 1988-412-985 DOMESTIC RETURN RECEIPT</p>

ILLEGIBLE