

**STATE OF NEW MEXICO
DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES
OIL CONSERVATION DIVISION**

**APPLICATION OF FAE II OPERATING, LLC
TO EXTEND THE VERTICAL LIMITS OF THE
RHODES; YATES-SEVEN RIVERS POOL
WITHIN THE SOUTH JAL UNIT, LEA
COUNTY, NEW MEXICO.**

CASE NO. 25426

MOTION TO DISMISS

FAE II Operating, LLC ("FAE") requests that the Division enter an order dismissing the above-referenced application. As grounds for dismissal, FAE states that it has been determined an amendment is required and will re-file the application. No other party has entered an appearance.

Respectfully submitted,

HARDY McLEAN LLC

/s/ Dana S. Hardy

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