



June 23, 2004

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VIA HAND DELIVERY

Mark E. Fesmire, P.E.
Director
Oil Conservation Division
New Mexico Department of Energy,
Minerals and Natural Resources
1220 South Saint Francis Drive
Santa Fe, New Mexico 87505

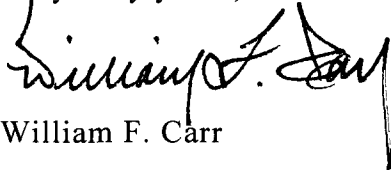
**Re: Case No. 13270: Application of Yates Petroleum Corporation for an Order
Rescinding Approval of a Change of Operator, Eddy County, New Mexico.**

Dear Mr. Fesmire:

Yates Petroleum Corporation hereby requests that the hearing in the above-referenced case be continued to the July 8, 2004 examiner hearing docket. Yates also requests that Tim Gum, District Supervisor of the Division's District II, be made available to testify at that time concerning the Division's approval of a change of operator form without the concurrence and approval of the current operator of the well. If Mr. Gum will not be available on that date for testimony, or if the Division prefers that we seek his testimony through subpoena, please advise.

Your attention to this request is appreciated.

Very truly yours,


William F. Carr

cc: Mr. David Catanach
Gail MacQuesten, Esq.
Mr. Charles Moran
James Bruce, Esq.