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February 22, 2005

**HAND DELIVERED**

Mr. Mark Fesmire, Chairman  
Oil Conservation Commission  
1220 South St. Francis Drive  
Santa Fe, New Mexico 87505

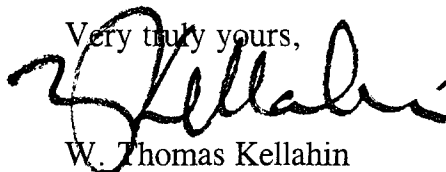
**Re: REQUEST FOR HEARING DENOVO**  
**NMOCD CASE 13359**  
**Order No. R-12283**  
**Application of the Mewbourne Oil Company**  
**For Compulsory Pooling**  
**Osudo "9" State Com. Well No 1. (API #30-025-36828)**  
**NW/4 and N/2 of Sec 9, T21S, R35E**  
**Lea County, New Mexico.**

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Dear Mr. Fesmire:

On behalf of Chesapeake Operating Inc., a party of record adversely affected herein, please find enclosed our request for a Hearing DeNovo before the New Mexico Oil Conservation Commission of the referenced Division Order that granted the Division's application. We request that this matter to set on the Commission's docket current scheduled for April 15, 2005

Very truly yours,



W. Thomas Kellahin

cc: Michael E. Stogner, OCD-Chief Hearing Examiner  
Gail MacQuesten, Esq.--Attorney for OCD  
James Bruce, Esq.--Attorney for Mewbourne  
J. Scott Hall, Esq.—Attorney for Finley

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

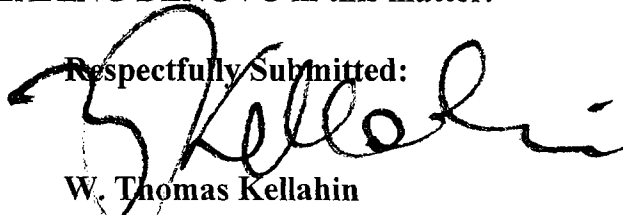
APPLICATION OF MEBOURNE OIL COMPANY  
FOR COMPULSORY POOLING  
LEA COUNTY, NEW MEXICO

CASE NO. 13359 de novo  
Order No. R-12283

CHESAPEAKE OPERATING, INC.'S  
REQUEST FOR A DE NOVO HEARING  
BEFORE THE  
NEW MEXICO OIL CONSERVATION COMMISSION

Comes now Chesapeake Operating, Inc., a party of record before the New Mexico Oil Conservation Division in Case 13359 and adversely affected by Division Order R-12283, dated February 15, 2005, by its attorneys Kellahin & Kellahin and Cotton and pursuant to Section 70-2-13 NMSA-1978, hereby requests that the New Mexico Oil Conservation Commission hold a HEARING DENOVO in this matter.

Respectfully Submitted:



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ATTORNEYS FOR CHESAPEAKE OPERATING, INC.

**CERTIFICATE OF SERVICE**

**I certify that, in accordance with Division Rule 1208.A, a true and correct copy of this pleading was delivered this 22<sup>nd</sup> day of February 2005 by facsimile to the following:**

**Michael E. Stogner, OCD- 505-476-3462**

**Gail MacQuesten, Esq. 505-476-3462**

**James Bruce, Esq. 505-982-2151**

**J. Scott Hall, Esq. 505-989-9857**

**Lynda Townsend (Chesapeake) 405-767-4251**



W. Thomas Kellahin