

MILLER, STRATVERT & TORGERSON, P.A.
LAW OFFICES

RANNE B. MILLER
ALAN C. TORGERSON
ALICE T. LORENZ
GREGORY W. CHASE
LYMAN G. SANDY
STEPHEN M. WILLIAMS
STEPHAN M. VIDMAR
SETH V. BINGHAM
TIMOTHY R. BRIGGS
RUDOLPH LUCERO
DEBORAH A. LACEY
GARY L. GORDON
LAWRENCE R. WHITE
SHARON P. GROSS
VIRGINIA ANDERMAN
MARTE D. LIGHTSTONE
J. SCOTT HALL*
THOMAS R. MACK
TERRI L. SAUER
JOEL T. NEWTON
THOMAS M. DOMME
RUTH O. PREGENZER
JEFFREY E. JONES

MANUEL I. ARRIETA
ROBIN A. GOBLE
JAMES R. WOOD
DANA M. KYLE
KIRK R. ALLEN
RUTH FUESS
KYLE M. FINCH
H. BROOK LASKEY
KATHERINE W. HALL
FRED SCHILLER
PAULA G. MAYNES
MICHAEL C. ROSS
CARLA PRANDO
KATHERINE N. BLACKETT
JENNIFER L. STONE
ANDREW M. SANCHEZ
M. DYLAN O'REILLY
AMINA QUARGNALI-LINSLEY
JENNIFER D. HALL
MARY A. WOODWARD
JENNIFER L. OLSON
TODD A. SCHWARZ
JULIE A. COLEMAN

COUNSEL

PAUL W. ROBINSON
ROSS B. PERKAL
JAMES J. WIDLAND
BRADLEY D. TEPPER**
GARY RISLEY

OF COUNSEL

WILLIAM K. STRATVERT
JAMES B. COLLINS
RALPH WM. RICHARDS

ALBUQUERQUE, NM

500 MARQUETTE N.W., SUITE 1100
POST OFFICE BOX 25687
ALBUQUERQUE, NM 87125-0687
TELEPHONE: (505) 842-1950
(800) 424-7585
FACSIMILE: (505) 243-4408

SANTA FE, NM

150 WASHINGTON AVE., SUITE 300
POST OFFICE BOX 1986
SANTA FE, NM 87504-1986
TELEPHONE: (505) 989-9614
FACSIMILE: (505) 989-9857

FARMINGTON, NM

300 WEST ARRINGTON, SUITE 300
POST OFFICE BOX 869
FARMINGTON, NM 87499-0869
TELEPHONE: (505) 326-4521
FACSIMILE: (505) 325-5474

LAS CRUCES, NM

500 S. MAIN ST., SUITE 800
POST OFFICE BOX 1209
LAS CRUCES, NM 88004-1209
TELEPHONE: (505) 523-2481
FACSIMILE: (505) 526-2215

PLEASE REPLY TO SANTA FE

- * NEW MEXICO BOARD OF SPECIALIZATION RECOGNIZED SPECIALIST IN NATURAL RESOURCES - OIL & GAS LAW
- ** NEW MEXICO BOARD OF SPECIALIZATION RECOGNIZED SPECIALIST IN REAL ESTATE LAW

May 11, 2001

BY FACSIMILE TRANSMISSION: 983-6043

Michael Feldewert, Esq.
Holland & Hart, LLP and Campbell & Carr
P.O. Box 2208
Santa Fe, New Mexico 87504

Re: Application of McElvain Oil & Gas Properties, Inc. for Compulsory Pooling, Rio
Aruba County, New Mexico; NMOCD # 12,635

Dear Mike:

You will recall that McElvain requested a continuance of the hearing on their application in the above case from the May 3, 2001 Examiner hearing docket to May 17th. Unfortunately, we did not receive word of the request for continuance until after my client's witnesses had left Farmington and were en route to Santa Fe, just the day before the hearing. We will presume that McElvain intends to present its application to the Division at the May 17th examiner hearing and will plan accordingly. Should McElvain seek to request another continuance beyond May 17th, we ask the courtesy of being advised no later than mid-day on Tuesday, May 15th.

Thank you.

Yours very truly,

MILLER, STRATVERT & TORGERSON, P.A.


J. Scott Hall

JSH/ao

cc: John Byrom, D. J. Simmons, Inc.

P:\2187\26818\Correspondence\Feldewert ltr.doc

NMOCC Case No. 12635
and Case No. 12705
November 6, 2001

D.J. Simmons, Inc. Exhibit No. B-3