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April 29, 1997

PLEASE REPLY TO SANTA FE

WILLIAM K. STRATVERT, COUNSEL  
PAUL W. ROBINSON, COUNSEL

Mr. William J. LeMay, Director  
New Mexico Oil Conservation Division  
2040 South Pacheco  
Santa Fe, New Mexico 87505

**BY HAND DELIVERY**

Re: NMOCD Case No. 11769; Application of Enserch Exploration, Inc. for Approval  
of a Unit Agreement, Lea County, NM

Dear Mr. LeMay:

By letter dated April 25, 1997, I requested on behalf of Enserch Exploration, Inc. that the above application be dismissed. At that time, it was perceived that Enserch would not be able to obtain sufficient joinder to justify proceeding with the formation of the voluntary exploratory unit, but that circumstance has since changed. Accordingly, the April 25, 1997 letter is withdrawn and I request that the matter instead be continued to the May 15, 1997 examiner hearing.

Thank you for your cooperation.

Very truly yours,

MILLER, STRATVERT & TORGERSON, P.A.



J. Scott Hall

JSH:CMB

cc: Jerry Anderson, Enserch Exploration, Inc.  
W. Thomas Kellahin, Esq. (By Facsimile)  
James Bruce, Esq.

FAX-MAIL	TO: Mike Stogner OCP	FROM: Kellahin	DATE: 4/29/97
	FAX #:	FAX #:	PAGES INCLUDING THIS PAGE: 1
		PHONE #:	IOPS 14830

W. THOMAS KELLAHIN\*

\*NEW MEXICO BOARD OF LEGAL SPECIALIZATION  
RECOGNIZED SPECIALIST IN THE AREA OF  
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April 29, 1997

VIA FACSIMILE  
(505) 989-9857

Scott Hall, Esq.  
Miller, Stratvert & Torgerson, P.A.  
P. O. Box 1956  
Santa Fe, New Mexico 87504

COPY

Re: NMOCD Case 11769  
Application of Enserch Exploration, Inc.  
for approval of a Unit Agreement  
Lea County, New Mexico

Dear Scott:

In preparing to oppose the referenced case at the hearing set for Thursday, May 1, 1997, I was advised this morning that Enserch Exploration had dismissed the case.

Therefore, this afternoon I was surprised to receive your facsimile to the Division asking that the dismissal be withdrawn, the case be reinstated and continued to the hearing on May 15, 1997. This action was taken by you without first contacting me to determine my availability or to obtain my concurrence in this matter. I am opposed to the continuance because I will be on vacation and not able to attend the May 15, 1997 hearing.

Accordingly, I request your concurrence in having this matter heard on the May 29, 1997 docket. Please let me know if the May 29th hearing date is acceptable.

Regards,

  
W. Thomas Kellahin

cfx: Michael E. Stogner (NMOCD)  
James Bruce, Esq.  
Discovery Operating, Inc.

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April 25, 1997

PLEASE REPLY TO SANTA FE

WILLIAM K. STRATVERT, COUNSEL  
PAUL W. ROBINSON, COUNSEL

Mr. William J. LeMay, Director  
New Mexico Oil Conservation Division  
2040 South Pacheco  
Santa Fe, New Mexico 87505

Re: NMOCD Case No. 11769; Application of Enserch Exploration,  
Inc. for Approval of a Unit Agreement, Lea County, NM

Dear Mr. LeMay:

On behalf of the Applicant, Enserch Exploration, Inc., we  
request that the above matter be dismissed.

Very truly yours,

MILLER, STRATVERT & TORGERSON, P.A.

J. Scott Hall

JSH:CMB

cc: Jerry Anderson, Enserch Exploration, Inc.  
W. Thomas Kellahin, Esq. (By Facsimile)