

# KELLAHIN & KELLAHIN Attorney at Law

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Recognized Specialist in the Area of  
Natural Resources-oil and gas law-  
New Mexico Board of Legal Specialization

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May 11 2004

**VIA FACSIMILE**  
**476-3462**

Mr. Mark Fesmire, Director  
Oil Conservation Division  
1220 South Saint Francis Drive  
Santa Fe, New Mexico 87505

Re: Request to Dismiss  
NMOCD Case 13265  
Application of Chesapeake Operating, Inc. for compulsory pooling,  
Roueché "5" Well No 1, Unit P, 80-acre spacing unit consisting  
of E/2SE/4 Section 5, T17S, R37E, Lea County, New Mexico

*WTK  
5/5/04*

Dear Mr. Fesmire:

The applicant has advised me that they believe that they have reached a voluntary agreement with all the parties and therefore requests that the Division dismiss the referenced case currently set for hearing on June 10, 2004.

Very truly yours,  
  
W. Thomas Kellahin

Facsimile to:

Chesapeake Operating Inc.  
Attn: Lynda Townsend