

August 17, 2004

2004 AUG 17 PM 3 28

**HAND-DELIVERED**

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



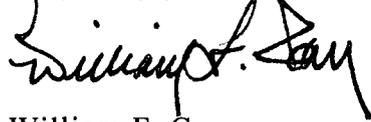
**Re: Case No. 13229: Application of Yates Petroleum Corporation for an Unorthodox Gas Well Location, an Exception to Division Rule 104.C(2)(b), and a Retroactive Approval Date for any Order Issued in This Case, Chaves County, New Mexico.**

Dear Mr. Fesmire:

Yates Petroleum Corporation hereby requests that the Examiner Hearing in the above-referenced case that is currently scheduled for August 19, 2004, be continued to the September 16, 2004 Examiner Hearing Docket.

Your attention to this request is appreciated.

Very truly yours,



William F. Carr  
of Holland & Hart LLP

WFC:keh

3201198\_1.DOC