

HOLLAND & HART^{LLP}



William F. Carr
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2004 OCT 28 PM 3 40

October 28, 2004

VIA HAND DELIVERY

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

Re: Case No. 13372: Application of Devon Energy Production Company, L.P. for Approval of an Unorthodox Well Location, and Authorization to Drill a Well in the Potash Area, Eddy County, New Mexico.

Dear Mr. Fesmire:

Devon Energy Production Company, L.P. hereby requests that the hearing on the above-referenced application be continued from the November 4, 2004 examiner hearing docket to the hearing docket scheduled for December 2, 2004.

The parties have agreed to this request for continuance and have also agreed that no additional requests for continuance will be made.

Very truly yours,

William F. Carr

cc: Mr. Ken Gray
Devon Energy Production Company, L.P.

Mr. Dan Morehouse
Mosaic Potash

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