

KELLAHIN & KELLAHIN
Attorney at Law

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

P.O. Box 2265
Santa Fe, New Mexico 87504
117 North Guadalupe
Santa Fe, New Mexico 87501

Telephone 505-982-4285
Facsimile 505-982-2047
kellahin@earthlink.net

May 11 2004

VIA FACSIMILE
476-3462

Ms. Joanna Prukop, Interim Director
Oil Conservation Division
1220 South Saint Francis Drive
Santa Fe, New Mexico 87505

Re: Request to Dismiss
NMOCD Case 13266
Application of Chesapeake Operating, Inc. for compulsory pooling,
Burrus "23" Federal Well No 1, Unit O, 40-acre spacing unit consisting
of SW/4SE/4 Section 23, T12S, R38E, Lea County, New Mexico

Dear Ms. Prukop:

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 May 13, 2004.

Very truly yours,

W. Thomas Kellahin

Facsimile to:

Chesapeake Operating Inc.
Attn: Lynda Townsend