



July 28, 2004

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**BY HAND DELIVERY**

Mark E. Fesmire, P.E.  
Director  
Oil Conservation Division  
Energy, Minerals & Natural Resources Department  
1220 South St. Francis Drive  
Santa Fe, NM 87504

**Re: Application for Hearing De Novo in Case No. 13226, Order No. R-12163 -  
Application of OXY USA WTP Limited Partnership for Rescission of the  
Approval for Permit to Drill and for Compulsory Pooling, Eddy County,  
New Mexico.**

Dear Mr. Fesmire:

Enclosed is the Application for Hearing De Novo of OXY USA WTP Limited Partnership in the above-referenced case. OXY requests that this matter be placed on the September 9, 2004, Commission Hearing docket, as OXY is facing a lease expiration. Thank you for your consideration in this matter.

Very truly yours,

William F. Carr  
of Holland & Hart<sup>LLP</sup>

WFC:keh  
Enclosures

cc: Richard E. Foppiano  
OXY USA Inc.

STATE OF NEW MEXICO  
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT  
OIL CONSERVATION DIVISION

2009 JUL 28 AM 11 20

APPLICATION OF OXY USA WTP LIMITED  
PARTNERSHIP FOR RESCISSION OF THE  
APPROVAL FOR PERMIT TO DRILL AND  
FOR COMPULSORY POOLING, EDDY  
COUNTY, NEW MEXICO.

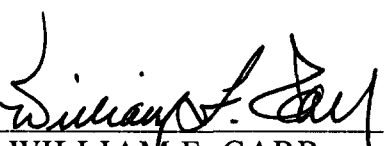
CASE NO. 13226  
ORDER NO. R-12163

APPLICATION FOR HEARING DE NOVO

COMES NOW OXY USA WTP LIMITED PARTNERSHIP, a party  
adversely affected by Order No. R-12163, and hereby applies for a hearing *De*  
*Novo* before the full Commission, pursuant to NMSA 1978, Section 70-2-13.

Respectfully submitted,

HOLLAND & HART, LLP

By:   
WILLIAM F. CARR  
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Santa Fe, New Mexico 87504-2208  
Telephone: (505) 988-4421

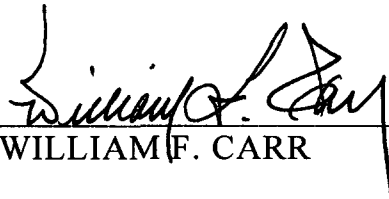
ATTORNEYS FOR OXY USA WTP  
LIMITED PARTNERSHIP

## CERTIFICATE OF SERVICE

I certify that on July 28, 2004 I served a copy of the foregoing document to the following by

- ☐ U.S. Mail, postage prepaid
- ☐ Hand Delivery
- ☒ Fax
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WILLIAM F. CARR

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