

IN THE MATTER OF THE APPLICATION OF OXY USA, INC. TO REOPEN
CASE NO. 8352 TO CONTRACT THE WEST BRAVO DOME CARBON
DIOXIDE GAS AREA TO EXCLUDE ACREAGE IN THE BRAVO DOME
CARBON DIOXIDE GAS UNIT AND FOR THE ADOPTION OF PERMANENT
SPECIAL POOL RULES AND REGULATIONS FOR THE ACREAGE
EXCLUDED FROM THE WEST BRAVO DOME CARBON DIOXIDE GAS
AREA INCLUDING PROVISIONS FOR 160-ACRE SPACING UNITS,
HARDING COUNTY, NEW MEXICO

Case No. 8352 (reopened)

INTERVENER T.E. MITCHELL & SON, INC.'S NOTICE OF INTERVENTION

Pursuant to 19.15.4.11(A) NMAC, Intervener T.E. Mitchell & Son, Inc. ("Mitchell"), by and through its attorneys, hereby gives notice of its intervention in the above-referenced case. Mitchell has an interest in the application because it owns property that will be adversely affected by the proposed adoption of special pool rules and regulations for 160-acre spacing units. Mitchell opposes the adoption of any provisions for 160-acre spacing units from the present 640-acre spacing units.

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above pleading was sent on
June 3, 2010, via electronic mail and U.S. mail, postage prepaid, to:

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