

(xii)

GALLEGOS LAW FIRM

A Professional Corporation

460 St. Michael's Drive
Building 300
Santa Fe, New Mexico 87505
Telephone No. (505) 983-6686
Telefax No. (505) 986-0741 or (505) 986-1367

CLIENT: Poole
CLIENT NO.: 04-370.00

DATE: July 30, 2004
TO: MICHAEL E. STOGNER
COMPANY: NMOCD
TELEFAX NO.: 476-3462
FROM: J. GALLEGOS

MESSAGE:

NUMBER OF PAGES INCLUDING COVER SHEET: 2

IMPORTANT

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS CONFIDENTIAL AND INTENDED SOLELY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, COPYING, OR UNAUTHORIZED USE OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS FACSIMILE IN ERROR, PLEASE NOTIFY THE SENDER IMMEDIATELY BY TELEPHONE, AND RETURN THE FACSIMILE TO THE SENDER AT THE ABOVE ADDRESS VIA THE UNITED STATES POSTAL SERVICE. THANK YOU.

August 11, 2004

Attention: Mr. J. Gallegos

By way of the attached correspondence from OXY, the Division shall assume the matter between your client and OXY is resolved.

Michael E. Stogner

GALLEGOS LAW FIRM

A Professional Corporation

460 St. Michael's Drive
Building 300
Santa Fe, New Mexico 87505
Telephone No. 505-983-6686
Telefax No. 505-986-1367
Telefax No. 505-986-0741
E-Mail glf460@splnn.net

July 30, 2004
(Our File No. 04-370.00)

J.E. GALLEGOS *

VIA TELECOPY

Michael Stogner
Chief Hearing Examiner
Oil Conservation Division
P.O. Box 6429
Santa Fe, New Mexico 87504

Re: Application of OXY USA for Unorthodox/Non-Standard Well Location,
Bravo Dome Carbon Dioxide Unit, Section 18, Unit D, T22N, R34E, Well
182; Application No. PSEMO—415530509

Dear Examiner Stogner:

This is submitted on behalf of Poole Leasing Inc./Poole Chemical Inc. who holds unleased minerals in the SW4 of Section 13, T22N, R33E and holds royalty interest in the E2 of Section 13, T22N, R33E. Both interests are affected by the above-referenced application at an offsetting unorthodox location.

Please be advised that our client objects to the application and puts OXY USA to proof, if any, justifying its proposed well location. We would appreciate this being considered as a request for leave to intervene and receive notice of any further proceedings concerning the application.

Notice of this objection is being provided by copy of this letter to Mr. Alan J. Schwartz, the representative for OXY USA who served notice of the application on Poole Leasing, Inc.

Sincerely,

GALLEGOS LAW FIRM, P.C.

By


J.E. GALLEGOS

JEG:sg

cc: Jim Poole
Alan J. Schwartz

OXY USA WTP LP

P. O. BOX 50250
MIDLAND, TX 79710

FACSIMILE TRANSMITTAL SHEET

TO: Mike Stagner / Roy Johnson	FROM: David Stewart
COMPANY: NMDCD	DATE: 8/2/04
FAX NUMBER: 505-476-3462	TOTAL NO. OF PAGES INCLUDING COVER: 2
PHONE NUMBER: 505-476-3465 / 3470	SENDER'S REFERENCE NUMBER: 432-685-5717
RE: BDCD GU 2234-1-182D	YOUR REFERENCE NUMBER: 432-685-5742

URGENT
 FOR REVIEW
 PLEASE COMMENT
 PLEASE REPLY
 PLEASE RECYCLE

NOTES/COMMENTS:

Letter withdrawing NSL / Unorthodox Well
 location application for well #2234-182D
 located 330 FWL 990 FWL UFD Sec 18, T22N
 R34E, Union County, NM. Thanks
 for your help.
 DS



OXY USA INC.

PO Box 50250
Midland, TX 79710-0250

August 2, 2004

New Mexico Oil Conservation Division
1220 South St. Francis Dr.
Santa Fe, NM 87505

Attention: Mike Stogner/Roy Johnson

Re: *NMOCD Administrative Application Reference No. pSEM0-415530509
Withdraw Application for Administrative Approval of Unorthodox Well Location
Bravo Dome Carbon Dioxide Gas Unit 2234-182D
330 FNL 990 FWL Unit D Sec 18 T22N R34E
Union County, New Mexico*

Dear Mr. Stogner and Johnson:

OXY USA Inc., as operator of the Bravo Dome Carbon Dioxide Gas Unit ("BDCDGU"), respectfully requests that Well Number 2234-182D be withdrawn from the Unorthodox/Non-Standard Location application's that were submitted May 27, 2004 and July 23, 2004. If you need anything else, please don't hesitate to call me at 432-685-5717.

Sincerely,

A handwritten signature in black ink, appearing to read "David Stewart", is written over a light blue horizontal line.

David Stewart
Sr. Regulatory Analyst
OXY USA Inc.

Attachments

CC: Richard E. Foppiano
Danny Holcomb
Alan Schwartz