

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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