



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

GARY E. JOHNSON

Governor
Betty Rivera
Cabinet Secretary

August 28, 2002

Lori Wrotenbery
Director
Oil Conservation Division



OXY USA WTP Limited Partnership
P. O. Box 4294
Houston, Texas 77210-4294

Attention: Richard E. Foppiano

Re: *Administrative application initially submitted on July 29, 2002 (application reference No. pKRV0-221135459) for an exception to Division Rule 104.B (1) for the existing Sweet & Sour State Well No.1 (API No. 30-15-31314) located 1310 feet from the South line and 660 feet from the East line (Unit P) of Section 24, Township 17 South, Range 27 East, NMPM, Eddy County, New Mexico.*

Dear Mr. Foppiano:

Within the 30-day period commencing July 29, 2002, I sent: (i) the Division's initial response to your application by letter dated July 31, 2002 requesting additional information to support OXY USA WTP Limited Partnership's ("OXY") above-described application; (ii) a second letter dated August 8, 2002 as a reminder that the requested data had not been received; and (iii) an e-mail of August 13, 2002 explaining the Engineering Bureau's policy for reviewing administrative orders and an additional reminder that ample time remained for OXY to submit the requested data. As policy dictates, enclosed for your convenience are copies of these three written notices.

To date OXY has not submitted the needed supplemental data necessary to complete your application; therefore, this application is deemed incomplete and in order to fully comply with our policy, your application is hereby **denied**. I am returning it to you at this time.

This new policy, as I understand, will better serve our customers and help assure a quicker turn around time by this bureau on processing administrative filings. Thank you for your understanding and cooperation.

Sincerely,

Michael E. Stogner
Chief Hearing Officer/Engineer

cc: New Mexico Oil Conservation Division – Artesia
New Mexico State Land Office – Santa Fe
W. Thomas Kellahin, Legal Counsel for OXY USA WTP Limited Partnership – Santa Fe
Kathy Valdez, NMOCD – Santa Fe