

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

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

Case No. 13,226

**DENIAL OF EMERGENCY ORDER
STAYING THE DRILLING PERMIT
OF
TOM BROWN, INC.**

OXY USA WTP Limited Partnership (Oxy) on March 18, 2004, filed a Request for Emergency Order staying the drilling permit by Tom Brown, Inc. (Tom Brown) issued January 21, 2004 for the Forni Well No. 2. Tom Brown responded to the request on March 19 and 22, 2004.

This second request of OXY for a stay of the drilling permit is denied. Both parties seek to drill a well in the same location, but disagree about the orientation of the unit. That issue can be decided later. OXY has not shown a stay is necessary to protect correlative rights.

It is therefore ordered that, the Request for Emergency Order filed by
OXY for a stay of drilling is denied on this, 23rd day of March 2004.

A handwritten signature in black ink, appearing to read "Carol Leach", with a long horizontal flourish extending to the right.

Carol Leach
Acting Director
Oil Conservation Division