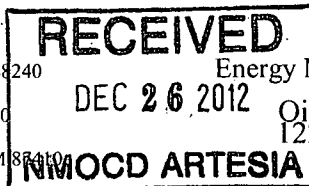


District I  
1625 N. French Dr., Hobbs, NM 88240  
District II  
811 S. First St., Artesia, NM 88210  
District III  
1000 Rio Brazos Road, Aztec, NM 88410  
District IV  
1220 S. St. Francis Dr., Santa Fe, NM 87505



State of New Mexico  
Energy Minerals and Natural Resources  
Oil Conservation Division  
1220 South St. Francis Dr.  
Santa Fe, NM 87505

Form C-129  
Revised August 1, 2011

Submit one copy to appropriate  
District Office

NFO Permit No. \_\_\_\_\_  
(For Division Use Only)

## APPLICATION FOR EXCEPTION TO NO-FLARE RULE 19.15.18.12

(See Rule 19.15.18.12 NMAC and Rule 19.15.7.37 NMAC)

- A. Applicant OXY USA WTP LP,  
whose address is P.O. Box 50250 Midland, TX 79710,  
hereby requests an exception to Rule 19.15.18.12 for 120 days or until  
April 15, Yr 2013, for the following described tank battery (or LACT):  
Name of Lease Swearingen A Fee Com. #3H Name of Pool Culebra Bluff Bone Springs, S.  
API No. 30-015-40071  
Location of Battery: Unit Letter J Section 5 Township 23S Range 28E  
Number of wells producing into battery 2
- B. Based upon oil production of 116 barrels per day, the estimated \* volume  
of gas to be flared is 224 MCF; Value \$710 per day.
- C. Name and location of nearest gas gathering facility:  
Enterprise Lat: 32.3327 Long: 104.1067
- D. Distance .51 miles Estimated cost of connection \$110,000
- E. This exception is requested for the following reasons:  
See Attached

### OPERATOR

I hereby certify that the rules and regulations of the Oil Conservation Division have been complied with and that the information given above is true and complete to the best of my knowledge and belief.

Signature [Signature]

Printed Name & Title David Stewart - Reg. Adv.

E-mail Address david\_stewart@oxy.com

Date 12/19/12 Telephone No. 432-685-5717

### OIL CONSERVATION DIVISION

Approved Until April 30 - 2013

By [Signature]

Title Dist II Supervisor

Date 1/3/13

\* Gas-Oil ratio test may be required to verify estimated gas volume.

**Attachment C-129**

**Swearingen A Fee Com. #3H**

**API No. 42-015-4040071**

**Sec 5 T23S R28E, Eddy Cty, NM**

The Swearingen A Fee Com 3H planned to sell to Company A at a line pressure of 100 to 50 psi. The scope of sales point changed due that Company A has limited capacity. Therefore went to Company B which currently does not have sale capacity limitations but it has higher sales line pressure of an estimated pressure of 370 psi. The well has been completed and for the sales, a high pressure line will be required to be installed. This will take 3 to 4 months due to line installation and addition of a compressor. This leaves Swearingen A Fee Com 3H with limited short term production options.