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 87410
District IV
1220 S. St. Francis Dr., Santa Fe, NM 87505

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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 Spring, 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	OIL CONSERVATION DIVISION
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.	Approved Until April 30 - 2013
Signature	By L Wade
Printed Name & Title David Stewart - Reg. Adv.	Title Dist II Supervisor
E-mail Address david_stewart@oxy.com	Date 1/3/13
Date 12/19/12 Telephone No. 432-685-5717	

* 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.