

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

**APPLICATION OF COLGATE OPERATING, LLC  
FOR COMPULSORY POOLING,  
EDDY COUNTY, NEW MEXICO**

**CASE NO. 21465**

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**CASE NO. 21466**

**CONSOLIDATED PRE-HEARING STATEMENT**

Colgate Operating, LLC ("Colgate") submits this Consolidated Pre-Hearing Statement for the above-referenced cases pursuant to the rules of the Oil Conservation Division.

**APPEARANCES**

**APPLICANT**

Colgate Operating, LLC

**ATTORNEY**

Earl E. DeBrine  
Deana M. Bennett  
Lance D. Hough  
MODRALL, SPERLING, ROEHL,  
HARRIS & SISK, P.A.  
P. O. Box 2168  
Albuquerque, New Mexico 87103-2168  
(505) 848-1800

**INTERESTED PARTY**

None

**ATTORNEY**

None

**STATEMENT OF CASES**

**In Case No. 21465, Colgate** seeks an order from the Division: (1) to the extent necessary, approving the creation of a 320-acre, more or less, Bone Spring standard horizontal spacing unit; and, (2) pooling all uncommitted mineral interests within a Bone Spring standard horizontal spacing unit underlying the N/2 S/2 of Section 32 and N/2 S/2 of Section 31, Township 19 South, Range 28 East, NMPM, Eddy County, New Mexico. This standard spacing unit will be dedicated

to the **Dakota 32 State Fed Com 123H** and **Dakota 32 State Fed Com 133H** wells, to be horizontally drilled. The producing intervals for these wells will be orthodox. Also to be considered will be the cost of drilling, completing and equipping said wells, the allocation of these costs as well as the actual operating costs and charges for supervision, designation of Colgate as operator of the wells, and a 200% charge for risk involved in drilling said wells. Said area is located approximately 19 miles southeast of Artesia, New Mexico.

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#### **PROPOSED EVIDENCE**

**APPLICANT:**

<u>WITNESS</u>	<u>ESTIMATED TIME</u>	<u>EXHIBITS</u>
Mark Hajdik – Landman	Approx. 1 Minute	Approx. 15
Sergio Ojeda – Geologist	Approx. 1 Minute	Approx. 7

## PROCEDURAL ISSUES

Colgate is not aware of an entry of appearance or request for continuance from any party in these cases. Accordingly, Colgate does not anticipate any opposition to these cases and intends to present these cases as consolidated and by affidavit.

Respectfully submitted,

MODRALL, SPERLING, ROEHL, HARRIS  
& SISK, P.A.

By: /s/ Lance D. Hough

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*Attorney for Applicant Colgate Operating, LLC*

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