

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

IN THE MATTTTER OF THE HEARING CALLED
BY THE OIL CONSERVATION DIVISION FOR
THE PURPOSE OF CONSIDERING:

Application of Colgate Operating, LLC, Case No. 21943
to Amend Order No. R-21440
Eddy County, New Mexico.

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

THURSDAY, JUNE 3, 2021

This matter came on for hearing before the
New Mexico Oil Conservation Division,
Legal Examiner William Brancard, Technical
Examiner Leonard Lowe, on Thursday, June 3, 2021
via Webex Virtual Conferencing Platform.

Reported by: Mary Therese Macfarlane
New Mexico CCR No. 122
PAUL BACA COURT REPORTERS
500 Fourth Street NW, Suite 105
Albuquerque, New Mexico 87102
(505) 843-9241

1 A P P E A R A N C E S.

2 FOR COLGATE OPERATING, LLC: Lance Hough, Esq.
3 Modrall Sperling
4 P.O Box 2168
5 Albuquerque, NM
6 (505) 848-1845
7 ldh@modrall.com

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6 I N D E X

7	CASE NOS. 21943	PAGE
8	CASE CALLED	3
9	PRESENTATION BY MR. HOUGH:	3
10	TAKEN UNDER ADVISEMENT:	4

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12 E X H I B I T I N D E X

13	COLGATE OPERATING, LLC EXHIBITS:	PAGE
14	A Self-Affirmed Declaration of Mark Hajdik	4
15	A-1 Application for Case No. 21943	4
16	A-2 Order No. R-21440	4
17	B Affidavit of Lance D. Hough	4
18	B-1 Hearing Notice	4
19	B-2 Certified Mail Log/Notice May 13, 2021 Certified Mail Log/Report June 1, 2021	4
20	B-3 Affidavit of Publication	4

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1 (Time Noted 9:05 a.m.)

2 HEARING EXAMINER BRANCARD: With that I call
3 Case 21943, Colgate Operating.

4 MR. HOUGH: Lance Hough for Modrall Sperling on
5 behalf of Colgate Operating, LLC, in this case.

6 HEARING EXAMINER BRANCARD: Thank you.

7 Any other interested parties in Case 21943?
8 (Note: No response.) Hearing none, you may proceed, Mr.
9 Hough.

10 Mr. HOUGH: Thank you, Mr. Examiner.

11 Again this is a request for an Order from
12 the Division for the limited purpose of amending Order No.
13 21440 to allow for a one-year extension of time to
14 commence drilling. The Division entered that Order on
15 August 4, 2020, so the one-year extension will allow for
16 drilling until August 24th of 2022.

17 Provided in support of this application
18 again is included as Exhibit A the self-affirmed
19 declaration of Mark Hajdik, which includes the dedicated
20 acreage or description of dedicated acreage and wells.
21 They are in the Weaver family.

22 He also provides that good cause exists for
23 the extension based on them having to push their drilling
24 schedule out as a result of recent market conditions and
25 limitations from the Covid pandemic.

1 Further provided in support is A-1, A-2.
2 That is the Application itself and the Order 21440.
3 Exhibit B is my affidavit with respect to Notice being
4 timely. That includes attached to it B-1, B-2, B-3, which
5 is the Hearing Notice itself, status of the mailings, and
6 then, of course, an Affidavit of Publication in a
7 newspaper of local circulation.

8 Again, a one-year extension to August 24,
9 2022. And unless the Division has any questions I would
10 ask request that these exhibits be admitted into the
11 record and this matter be taken under advisement.

12 HEARING EXAMINER BRANCARD: Thank you.

13 Mr. Lowe, any questions?

14 EXAMINER LOWE: I don't have any questions.
15 Thank you.

16 HEARING EXAMINER BRANCARD: Thank you.

17 Any other parties in Case 21943? (Note:
18 Pause.) Hearing none, the exhibits will be admitted and
19 Case 21943 will be taken under advisement.

20 (Time noted 9:07 a.m.)

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1 STATE OF NEW MEXICO)

2 : SS

3 COUNTY OF TAOS)

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REPORTER'S CERTIFICATE

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I, MARY THERESE MACFARLANE, New Mexico Reporter

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CCR No. 122, DO HEREBY CERTIFY that on Thursday, June 3,

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2021, the proceedings in the above-captioned matter were

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taken before me; that I did report in stenographic

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shorthand the proceedings set forth herein, and the

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foregoing pages are a true and correct transcription to

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the best of my ability and control.

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I FURTHER CERTIFY that I am neither employed by

14

nor related to nor contracted with (unless excepted by the

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rules) any of the parties or attorneys in this case, and

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that I have no interest whatsoever in the final

17

disposition of this case in any court.

18

/s/ Mary Macfarlane

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MARY THERESE MACFARLANE, CCR

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NM Certified Court Reporter No. 122

License Expires: 12/31/2021

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