

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

**APPLICATION OF TITUS OIL & GAS PRODUCTION,  
LLC FOR COMPULSORY POOLING,  
LEA COUNTY, NEW MEXICO**

**Case No. 21619-21620**

**APPLICATION OF MATADOR PRODUCTION  
COMPANY FOR COMPULSORY POOLING,  
LEA COUNTY, NEW MEXICO**

**Case Nos. 21748-21751**

**PRE-HEARING STATEMENT**

TITUS OIL & GAS PRODUCTION, LLC (“Titus”) provides this Pre-Hearing Statement as required by the rules of the Division.

**APPEARANCES**

**APPLICANT**

TITUS OIL & GAS  
PRODUCTION, LLC

**APPLICANT’S ATTORNEY:**

Sharon T. Shaheen  
Rico S. Gonzales  
**MONTGOMERY & ANDREWS, P.A.**  
P.O. Box 2307  
Santa Fe, New Mexico 87504-2307  
Telephone: (505) 986-2678  
Email: [sshaheen@montand.com](mailto:sshaheen@montand.com)  
[rgonzales@montand.com](mailto:rgonzales@montand.com)

**OPPONENT**

MRC PERMIAN CO.

**OPPONENT’S ATTORNEY:**

Michael H. Feldewert  
Adam G. Rankin  
Julie Broggi  
Kaitlyn A. Luck  
Holland & Hart, LLP  
P.O. Box 2208  
Santa Fe, New Mexico 87504  
(505) 988-4421

[mfeldewert@hollandhart.com](mailto:mfeldewert@hollandhart.com)  
[agrarkin@hollandhart.com](mailto:agrarkin@hollandhart.com)  
[jbroggi@hollandhart.com](mailto:jbroggi@hollandhart.com)  
[kaluck@hollandhart.com](mailto:kaluck@hollandhart.com)

**OTHER INTERESTED PARTY**

COLGATE OPERATING, LLC

OPPONENT'S ATTORNEY:

Ernest L. Padilla  
Padilla Law Firm, P.A.  
P.O. Box 2523  
Santa Fe, NM 87504  
(505) 988-7577  
[padillalawnm@outlook.com](mailto:padillalawnm@outlook.com)  
[padillalaw@qwestoffice.net](mailto:padillalaw@qwestoffice.net)

**STATEMENT OF THE CASE**

Titus's applications in Case Nos. 21619 and 21620 were filed on December 8, 2020. Matador Production Company ("Matador") filed competing applications in Case Nos. 21748-21751 on February 25, 2021. These competing applications are set for a status conference on July 15, 2021, to determine a date for a contested hearing. In accordance with the anticipated prehearing order, Titus will file an amended prehearing statement prior to the contested hearing, summarizing the reasons that its proposals are superior to those of Matador.

In Case No. 21619, Titus seeks an order from the Division pooling all uncommitted interests in the Bone Spring formation (Salt Lake; Bone Spring [53560]) underlying a standard 560-acre, more or less, horizontal spacing and proration unit ("HSU") comprised of the E/2 of Section 22 and the NE/4 and N/2 SE/4 of Section 27, all within Township 20 South, Range 32 East, NMPM, in Lea County, New Mexico. Applicant proposes to drill the following wells: **Thai Curry Fed Com 223H** well, to be horizontally drilled from an approximate surface hole location 376' FNL and 593' FEL of Section 22, T20S-R32E, to an approximate bottom hole location 1330' FSL and 2310' FEL of Section 27, T20S-R32E; and **Thai Curry Fed Com 224H** well, to be

horizontally drilled from an approximate surface hole location 376' FNL and 533' FEL of Section 22, T20S-R32E, to an approximate bottom hole location 1330' FSL and 990' FEL of Section 27, T20S-R32E. The completed intervals and first and last take points for these wells will meet statewide setback requirements for horizontal wells. Also to be considered will be the cost of drilling and completing the wells and the allocation of the costs, the designation of Applicant as Operator of the wells, and a 200% charge for the risk involved in drilling and completing the wells. The wells and lands are located approximately twenty-seven miles northeast of Loving, New Mexico.

In Case No. 21620, Titus seeks an order from the Division pooling all uncommitted interests in the Wolfcamp formation (Salt Lake; Wolfcamp [53570]) underlying a standard 560-acre, more or less, horizontal spacing and proration unit ("HSU") comprised of the E/2 of Section 22 and the NE/4 and N/2 SE/4 of Section 27, all within Township 20 South, Range 32 East, NMPM, in Lea County, New Mexico. Applicant proposes to drill the following wells: **Thai Curry Fed Com 433H** well, to be horizontally drilled from an approximate surface hole location 30' FNL and 488' FEL of Section 22, T20S-R32E, to an approximate bottom hole location 10' FSL and 2310' FEL of Section 27, T20S-R32E; and **Thai Curry Fed Com 434H** well, to be horizontally drilled from an approximate surface hole location 30' FNL and 458' FEL of Section 22, T20S-R32E, to an approximate bottom hole location 10' FSL and 990' FEL of Section 27, T20S-R32E. The completed intervals and first and last take points for these wells will meet statewide setback requirements for horizontal wells. Also to be considered will be the cost of drilling and completing the wells and the allocation of the costs, the designation of Applicant as Operator of the wells, and a 200% charge for the risk involved in drilling and

completing the wells. The wells and lands are located approximately twenty-seven miles northeast of Loving, New Mexico.

In Case Nos. 21748-21751, Matador seeks to develop the same or overlapping lands.

**PROPOSED EVIDENCE**

**APPLICANT TITUS**

WITNESSES	TIME	EXHIBITS
Landman TBD	Dependent on cross-examination	10-12
Geologist TBD	Dependent on cross-examination	10-12
Engineer TBD	Dependent on cross-examination	10-12

**OPPONENT/APPLICANT MRC/MATADOR**

WITNESSES	TIME	EXHIBITS
TBD		

**OTHER INTERESTED PARTY**

WITNESSES	TIME	EXHIBITS
TBD		

**PROCEDURAL MATTERS**

These cases will be heard as a status conference on July 15, 2021, to set a date for contested hearing of the competing proposals. Assuming no opposition by the time of contested hearing, Applicant Titus will present these matters by affidavit.

Respectfully submitted,

MONTGOMERY & ANDREWS, P.A.

/s/ Sharon T. Shaheen

Sharon T. Shaheen  
Rico S. Gonzales  
Post Office Box 2307  
Santa Fe, NM 87504-2307  
(505) 986-2678  
[sshaheen@montand.com](mailto:sshaheen@montand.com)  
[rgonzales@montand.com](mailto:rgonzales@montand.com)

*Attorneys for Titus Oil & Gas Production, LLC*

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served on the following counsel of record by electronic mail on July 8, 2021:

Michael H. Feldewert  
Adam G. Rankin  
Julie Broggi  
Kaitlyn A. Luck  
Holland & Hart, LLP  
P.O. Box 2208  
Santa Fe, New Mexico 87504  
(505) 988-4421  
[mfeldewert@hollandhart.com](mailto:mfeldewert@hollandhart.com)  
[agrarkin@hollandhart.com](mailto:agrarkin@hollandhart.com)  
[jbroggi@hollandhart.com](mailto:jbroggi@hollandhart.com)  
[kaluck@hollandhart.com](mailto:kaluck@hollandhart.com)

*Attorneys for MRC Permian Co. and Matador  
Production Co.*

Ernest L. Padilla  
Padilla Law Firm, P.A.  
P.O. Box 2523  
Santa Fe, NM 87504  
(505) 988-7577  
[padillalawnm@outlook.com](mailto:padillalawnm@outlook.com)  
[padillalaw@qwestoffice.net](mailto:padillalaw@qwestoffice.net)

*Attorney for Colgate Operating, LLC*

/s/ Sharon T. Shaheen

**District I**  
 1625 N. French Dr., Hobbs, NM 88240  
 Phone:(575) 393-6161 Fax:(575) 393-0720

**District II**  
 811 S. First St., Artesia, NM 88210  
 Phone:(575) 748-1283 Fax:(575) 748-9720

**District III**  
 1000 Rio Brazos Rd., Aztec, NM 87410  
 Phone:(505) 334-6178 Fax:(505) 334-6170

**District IV**  
 1220 S. St Francis Dr., Santa Fe, NM 87505  
 Phone:(505) 476-3470 Fax:(505) 476-3462

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

QUESTIONS

Action 35614

**QUESTIONS**

Operator: Titus Oil & Gas Production, LLC 420 Throckmorton St, Ste 1150 Fort Worth, TX 76012	OGRID: 373986
	Action Number: 35614
	Action Type: [HEAR] Prehearing Statement (PREHEARING)

**QUESTIONS**

<b>Testimony</b>	
<i>Please assist us by provide the following information about your testimony.</i>	
Number of witness	3
Testimony time (in minutes)	0