

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

**APPLICATION OF MEWBOURNE OIL
COMPANY FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO**

**Case No. 21361
Case No. 21362
Case No. 21363
Case No. 21364**

**APPLICATION OF ASCENT ENERGY,
LLC, FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO**

**Case No. 21393
Case No. 21394**

**APPLICATION OF APACHE CORPORATION
FOR COMPULSORY POOLING AND
APPROVAL OF A HORIZONTAL SPACING
UNIT FOR A POTASH DEVELOPMENT
AREA AND PILOT PROJECT,
EDDY COUNTY, NEW MEXICO**

**Case No. 21489
Case No. 21490
Case No. 21491**

COLGATE PRODUCTION, LLC'S PRE-HEARING STATEMENT

Colgate Production, LLC ("Colgate") provides this Pre-Hearing Statement as required by the rules of the Division.

APPEARANCES

APPLICANTS

Matador Production Co., successor in interest to Ascent Energy, LLC

Mewbourne Oil Company

ATTORNEYS

Darin C. Savage
William E. Zimsky
Andrew D. Schill
Paula Vance
Abadie & Schill, PC
214 McKenzie Street
Santa Fe, New Mexico 87501
Telephone: 970.385.4401
Facsimile: 970.385.4901
darin@abadieschill.com
bill@abadieschill.com
andrew@abadieschill.com
pvance@abadieschill.com

Dana S. Hardy
Michael Rodriguez

Hinkle Shanor LLP
Post Office Box 2068
Santa Fe, New Mexico 87504
(505) 982-4554
dhardy@hinklelawfirm.com
dblanco@hinklelawfirm.com

Apache Corporation

Earl E. DeBrine, Jr.
Deana M. Bennett
Modrall, Sperling, Roehl, Harris, Sisk, P.A.
Post Office Box 2168
500 Fourth Street NW, Suite 1000
Albuquerque, New Mexico 87103-2168
(505) 848-1800
edebrine@modrall.com
dmb@modrall.com

OTHER INTERESTED PARTY

ATTORNEYS

Colgate Production, LLC

Sharon T. Shaheen
Ricardo S. Gonzales
Montgomery & Andrews, P.A.
325 Paseo de Peralta
P.O. Box 2307 (87504-2307)
Santa Fe, NM 87501
Telephone: (505) 986-2678
sshaheen@montand.com
rgonzales@montand.com

EOG RESOURCES

Ernest L. Padilla
P.O. Box 2523
Santa Fe, NM 87504
(505) 988-7577
padillalaw@qwestoffice.net

STATEMENT OF THE CASE

These cases consist of competing applications with overlapping proposed spacing units in Sections 28, 29, 30, and 33 of Township 20 South, Range 30 East, N.M.P.M., Eddy County, New Mexico. Colgate owns an interest in acreage proposed to be pooled. North-South development as proposed by Ascent, now Matador, and by Mewbourne would strand portions of Colgate's acreage. In addition, nearby development by standup wells has not consistently

resulted in adequate production. Laydown wells have consistently been better performers. For this reason, Colgate objects to the development plans proposed by Ascent/Matador and by Mewbourne.

PROPOSED EVIDENCE

To be determined.

PROCEDURAL MATTERS

These cases are set for a pre-hearing conference on February 17, 2022. Colgate anticipates that a pre-hearing order may be entered, setting these cases for a contested hearing.

Respectfully submitted,

MONTGOMERY & ANDREWS, P.A.

By: /s/Sharon T. Shaheen

Sharon T. Shaheen
Ricardo S. Gonzales
325 Paseo de Peralta
P.O. Box 2307 (87504-2307)
Santa Fe, NM 87501
Telephone: (505) 986-2678
sshaheen@montand.com
rgonzales@montand.com

Attorneys for Colgate Production, LLC

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing pleading was served on counsel of record via electronic mail on February 10, 2022:

/s/Sharon T. Shaheen

Ernest L. Padilla
P.O. Box 2523
Santa Fe, NM 87504
(505) 988-7577
padillalaw@qwestoffice.net
Attorney for EOG Resources, Inc.

Darin C. Savage
Andrew D. Schill
William E. Zimsky
Paula M. Vance
Abadie & Schill, P.C.
214 McKenzie St.
Santa Fe, NM 87501
(970) 385-4401
darin@abadieschill.com
andrew@abadieschill.com
bill@abadieschill.com
paula@abadieschill.com
Attorneys for Ascent Energy, LLC and Matador Production Co.

Dana S. Hardy
Michael Rodriguez
P.O. Box 2068
Santa Fe , NM 87504
(505) 982-4554
dhardy@hinklelawfirm.com
dblanco@hinklelawfirm.com
Attorneys for Mewbourne Oil Company

Earl E. DeBrine, Jr.
Deana M. Bennett
P.O. Box 2168
500 Fourth Street NW, Suite 1000
Albuquerque, NM 87103
(505) 848-1800
edebrine@mdrall.com
dmb@modrall.com
ldh@modrall.com
Attorneys for Apache Corporation

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 80794

QUESTIONS

Operator: COLGATE OPERATING, LLC 300 North Marienfeld Street Midland, TX 79701	OGRID: 371449
	Action Number: 80794
	Action Type: [HEAR] Prehearing Statement (PREHEARING)

QUESTIONS

Testimony	
<i>Please assist us by provide the following information about your testimony.</i>	
Number of witnesses	<i>Not answered.</i>
Testimony time (in minutes)	<i>Not answered.</i>