

**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. 22623**

**NOTICE OF SUPPLEMENTAL EXHIBITS**

Colgate Operating, LLC provides notice that it is supplementing the evidentiary record in this case by submitting the attached notice affidavit and exhibits as Exhibits C and C-1 through C-4.

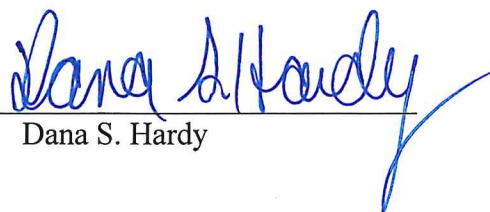
Respectfully submitted,

HINKLE SHANOR, LLP

/s/ Dana S. Hardy

Dana S. Hardy  
Jaclyn McLean  
P.O. Box 2068  
Santa Fe, NM 87504-2068  
Phone: (505) 982-4554  
Facsimile: (505) 982-8623  
dhardy@hinklelawfirm.com  
jmclean@hinklelawfirm.com  
*Counsel for Colgate Operating, LLC*

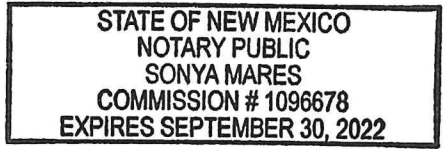
Colgate Operating, LLC  
Case No. 22623  
Exhibit C

  
Dana S. Hardy

SUBSCRIBED AND SWORN before me this 7<sup>th</sup> day of April, 2022 by Dana S. Hardy.

  
Notary Public

My Commission Expires:

\_\_\_\_\_  




hinklelawfirm.com

**HINKLE SHANOR LLP**

ATTORNEYS AT LAW

PO BOX 2068

SANTA FE, NEW MEXICO 87504

505-982-4554 (FAX) 505-982-8623

WRITER:

Dana S. Hardy, Partner  
dhardy@hinklelawfirm.com

March 9, 2022

**VIA CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED****TO ALL INTERESTED PARTIES SUBJECT TO NOTICE****Re: Case No. 22623 - Colgate Operating, LLC for Compulsory Pooling, Eddy County, New Mexico.**

To whom it may concern:

This letter is to advise you that the enclosed application was filed with the New Mexico Oil Conservation Division. The hearing will be conducted on **April 7, 2022** beginning at 8:15 a.m.

During the COVID-19 Public Health Emergency, state buildings are closed to the public and hearings will be conducted remotely. To participate in the electronic hearing, see the instructions posted on the OCD Hearings website: <https://www.emnrd.nm.gov/oed/hearing-info/>. You are not required to attend this hearing, but as an owner of an interest that may be affected by this application, you may appear and present testimony. Failure to appear at that time and become a party of record will preclude you from challenging the matter at a later date.

Pursuant to Division Rule 19.15.4.13.B, a party who intends to present evidence at the hearing shall file a pre-hearing statement and serve copies on other parties, or the attorneys of parties who are represented by counsel, at least four business days in advance of a scheduled hearing, but in no event later than 5:00 p.m. mountain time, on the Thursday preceding the scheduled hearing date. The statement must be filed at the Division's Santa Fe office or submitted through the OCD E-Permitting system (<https://wwwapps.emnrd.state.nm.us/oed/oedpermitting/>) and should include: the names of the parties and their attorneys, a concise statement of the case, the names of all witnesses the party will call to testify at the hearing, the approximate time the party will need to present its case, and identification of any procedural matters that are to be resolved prior to the hearing. Please do not hesitate to contact me if you have any questions about this matter.

Sincerely,

/s/ Dana S. Hardy

Dana S. Hardy

Enclosure

Colgate Operating, LLC  
Case No. 22623  
Exhibit C-1PO BOX 10  
ROSWELL, NEW MEXICO 88202  
575-622-6510  
(FAX) 575-623-9332PO BOX 1720  
ARTESIA, NEW MEXICO 88210  
575-622-6510  
(FAX) 575-746-6316PO BOX 2068  
SANTA FE, NEW MEXICO 87504  
505-982-4554  
(FAX) 505-982-8623

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. 22623

NOTICE LETTERS

PARTY	NOTICE LETTER SENT	RETURN RECEIVED
Ard Energy Partners, Ltd. P.O. Box 101027 Fort Worth, TX 76185	03/09/22	03/17/22
BF Energy LLC Attn: Randal Bunes 3504 E. Claremont Ave. Paradise Valley, AZ 85253	03/09/22	03/21/22
Blue Ridge Energy, LLC P.O. Box 26567 Phoenix, AZ 85068	03/09/22	Nothing returned
J&J Energy, LLC 2851 E. Capricorn Place Chandler, AZ 85249	03/09/22	03/21/22-returned as undeliverable-unable to forward
Javelina Partners 616 Texas Street Fort Worth, TX 76102	03/09/22	Nothing returned
XTO Holdings, LLC Attn: Permian Land Department 22777 Springwoods Village Pkwy. Houston, TX 77389	03/09/22	Nothing returned
Zorro Partners, Ltd. 616 Texas Street Fort Worth, TX 76102	03/09/22	Nothing returned

Colgate Operating, LLC  
Case No. 22623  
Exhibit C-2



**CERTIFIED MAIL® RECEIPT**  
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**OFFICIAL USE**

Certified Mail Fee \$

Extra Services & Fees (check box, add fee as appropriate)

☐ Return Receipt (hardcopy) \$

☐ Return Receipt (electronic) \$

☐ Certified Mail Restricted Delivery \$

☐ Adult Signature Required \$

☐ Adult Signature Restricted Delivery \$

Postage \$

**Total Postage and Fees** \$

Sent To Ard Energy Partners, Ltd.  
Street and Address P.O. Box 101027  
Fort Worth, TX 76185  
City, State, Z.

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

**SANTA FE MAIN POST OFFICE**  
MAR 09 2022  
8750-1-9998

7021 0950 0002 0368 3213

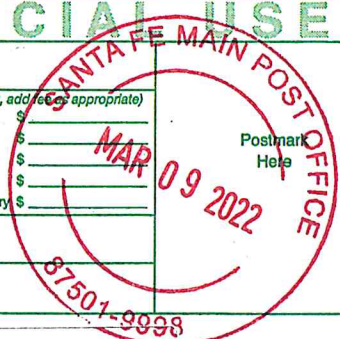
SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<p>■ Complete items 1, 2, and 3.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p> <p>1. Article Addressed to:</p> <p>Ard Energy Partners, Ltd. P.O. Box 101027 Fort Worth, TX 76185</p> <p>2. Article Number (Transfer from service label) 7021 0950 0002 0368 3213</p>	<p>A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>C. Date of Delivery 3/14/2022</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If YES, enter delivery address below:</p> <p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery</p> <p><input checked="" type="checkbox"/> Certified Mail®</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery</p> <p><input type="checkbox"/> Collect on Delivery</p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery</p> <p><input type="checkbox"/> Insured Mail</p> <p><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</p> <p><input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Registered Mail™</p> <p><input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Signature Confirmation Restricted Delivery</p>

PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt

Colgate Operating, LLC  
Case No. 22623  
Exhibit C-3

7021 0950 0002 0368 3244

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For delivery information, visit our website at <a href="http://www.usps.com">www.usps.com</a> ®.	
OFFICIAL USE	
Certified Mail Fee	\$
Extra Services & Fees (check box, add fees appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$
<input type="checkbox"/> Return Receipt (electronic)	\$
<input type="checkbox"/> Certified Mail Restricted Delivery	\$
<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$
Postage	\$
Total Postage and Fees	\$
Sent To	
BF Energy LLC	
Street and	Attn: Randal Buness
3504 E. Claremont Ave.	
City, State	Paradise Valley, AZ 85253
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions	

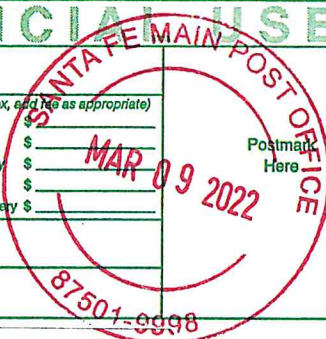


SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature  X <i>R. Buness</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name)  <i>RA5309CV19</i></p> <p>C. Date of Delivery  <i>3-15</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes  If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>1. Article Addressed to:</p> <p>BF Energy LLC  Attn: Randal Buness  3504 E. Claremont Ave.  Paradise Valley, AZ 85253</p> <p>9590 9402 5760 0003 2676 37</p>	<p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™</p> <p><input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery <input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery</p> <p><input type="checkbox"/> Insured Mail</p> <p><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</p>
<p>2. Article Number (Transfer from service label)</p> <p>7021 0950 0002 0368 3244</p>	
PS Form 3811, July 2015 PSN 7530-02-000-9053	Domestic Return Receipt

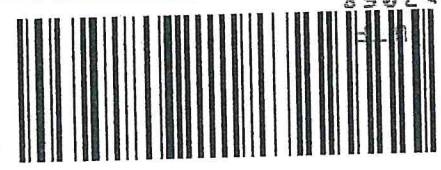


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OFFICIAL USE	
Certified Mail Fee	\$
Extra Services & Fees (check box, and fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$
<input type="checkbox"/> Return Receipt (electronic)	\$
<input type="checkbox"/> Certified Mail Restricted Delivery	\$
<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$
Postage	\$
Total Postage and Fees	\$
Sent To	
J&J Energy, LLC	
Street address	2851 E. Capricorn Place
City, State	Chandler, AZ 85249
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions	



INKLE SHANOR LLP  
ATTORNEYS AT LAW  
POST OFFICE BOX 2068  
SANTA FE, NEW MEXICO 87504



7021 0950 0002 0368 3237



J&J Energy, LLC  
2851 E. Capricorn Place  
Chandler, AZ 85249

IXIE 850 FE 1 0003/13/22  
RETURN TO SENDER  
NOT DELIVERABLE AS ADDRESSED  
UNABLE TO FORWARD  
BC: 87504206868 \*1779-01833-13-16



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☐ Return Receipt (electronic)

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☐ Certified Mail Restricted Delivery

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☐ Adult Signature Required

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☐ Adult Signature Restricted Delivery

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Postage

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Total Postage and Fees

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Sent To

Blue Ridge Energy, LLC

Street and Apt

P.O. Box 26567

Phoenix, AZ 85068

City, State, Zip

PS Form 3800, April 2015 PSN 7530-02-000-9047

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☐ Return Receipt (electronic)

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☐ Certified Mail Restricted Delivery

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☐ Adult Signature Required

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☐ Adult Signature Restricted Delivery

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Postage

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Total Postage and Fees

\$

Sent To

Javelina Partners

Street and Apt

616 Texas Street

Fort Worth, TX 76102

City, State, Zip

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☐ Return Receipt (hardcopy)

\$

☐ Return Receipt (electronic)

\$

☐ Certified Mail Restricted Delivery

\$

☐ Adult Signature Required

\$

☐ Adult Signature Restricted Delivery

\$

Postage

\$

Total Postage and Fees

\$

Sent To

XTO Holdings, LLC

Street and Apt

Attn: Permian Land Department

22777 Springwoods Village Pkwy.

Houston, TX 77389

City, State, Zip

PS Form 3800, April 2015 PSN 7530-02-000-9047

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Extra Services & Fees (check box, add fee as appropriate)

☐ Return Receipt (hardcopy)

\$

☐ Return Receipt (electronic)

\$

☐ Certified Mail Restricted Delivery

\$

☐ Adult Signature Required

\$

☐ Adult Signature Restricted Delivery

\$

Postage

\$

Total Postage and Fees

\$

Sent To

Zorro Partners, Ltd.

Street and Apt

616 Texas Street

Fort Worth, TX 76102

City, State, Zip

PS Form 3800, April 2015 PSN 7530-02-000-9047

See Reverse for Instructions

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SANTA FE MAIN POST OFFICE

87501-9998

MAR 09 2022

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# Carlsbad Current Argus.

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## Affidavit of Publication

Ad # 0005172292

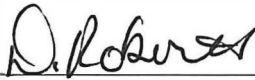
This is not an invoice

INKLE SHANOR LLP  
218 MONTEZUMA

SANTA FE, NM 87501

I, a legal clerk of the **Carlsbad Current Argus**, a newspaper published daily at the City of Carlsbad, in said county of Eddy, state of New Mexico and of general paid circulation in said county; that the same is a duly qualified newspaper under the laws of the State wherein legal notices and advertisements may be published; that the printed notice attached hereto was published in the regular and entire edition of said newspaper and not in supplement thereof in editions dated as follows:

03/15/2022

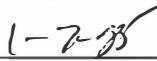


Legal Clerk

Subscribed and sworn before me this March 15, 2022:



State of WI, County of Brown  
NOTARY PUBLIC



My commission expires

This is to notify all interested parties, including Javelina Partners; Zorro Partners, Ltd.; Ard Energy Partners, Ltd.; Blue Ridge Energy, LLC; J&J Energy, LLC; BF Energy LLC; XTO Holdings, LLC; and their successors and assigns, that the New Mexico Oil Conservation Division will conduct a hearing on an application submitted by Colgate Operating, LLC (Case No. 22623). During the COVID-19 Public Health Emergency, state buildings are closed to the public and hearings will be conducted remotely. The hearing will be conducted on April 7, 2022, beginning at 8:15 a.m. To participate in the electronic hearing, see the instructions posted on the OCD Hearings website for that date: <http://www.emnrd.state.nm.us/OCD/hearings.html>. Applicant applies for an order pooling all uncommitted interests within the Bone Spring formation underlying a 240-acre, more or less, standard horizontal spacing unit comprised of the S/2N/2 of Section 25 and the S/2NE/4 of Section 26, Township 20 South, Range 28 East, Eddy County, New Mexico ("Unit"). The Unit will be dedicated to the Boomerang 25 Federal Com 122H and Boomerang 25 Federal Com 132H wells ("Wells") to be horizontally drilled from a surface hole location in the SE/4NE/4 (Unit H) of Section 25 to a bottom hole location in the SW/4NE/4 (Unit G) of Section 26. The completed intervals of the Wells will be orthodox. 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 the operator of the Wells, and a 200% charge for the risk involved in drilling and completing the Wells. The Wells are located approximately 10.17 miles northeast of Carlsbad, New Mexico. #5172292, Current Argus, March 15, 2022

KATHLEEN ALLEN  
Notary Public  
State of Wisconsin

Ad # 0005172292

PO #: 5172292

# of Affidavits 1

This is not an invoice

Colgate Operating, LLC

Case No. 22623