# 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. 22827** 

#### **EXHIBIT INDEX**

### Compulsory Pooling Checklist

| Exhibit A | Self-Affirmed Statement of Mark Hadjik                                  |
|-----------|---|
| A-1       | Application & Proposed Notice of Hearing                                |
| A-2       | C102s for Wells   |
| A-3       | Plat of Tracts, Ownership Interests, Uncommitted Interests to be Pooled |
| A-4       | Sample Well Proposal Letter and AFEs                                    |
| A-5       | Chronology of Contact   |
| Exhibit B | Self-Affirmed Statement of David DaGian                                 |
| B-1       | Regional Locator Map  |
| B-2       | Cross-Section Locator Map   |
| B-3       | First Bone Spring – Structure Map                                       |
| B-4       | Second Bone Spring – Structure Map                                      |
| B-5       | Third Bone Spring – Structure Map                                       |
| B-6       | Structural Cross-Section  |
| B-7       | Stratigraphic Cross-Section   |
| B-8       | Gun Barrel Development Plan   |
| Exhibit C | Affidavit of Dana S. Hardy  |

| C-1 | Sample Notice Letters to All Interested Parties and Overriding Royalty Interest Owners |
|-----|--|
| C-2 | Chart of Notice to All Interested Parties and Overriding Royalty Interest<br>Owners    |
| C-3 | Certified Mail Receipts  |
| C-4 | Affidavit of Publication for May 18, 2022  |

### **COMPULSORY POOLING APPLICATION CHECKLIST**

#### ALL INFORMATION IN THE APPLICATION MUST BE SUPPORTED BY SIGNED AFFIDAVITS

| Case No.:   | 22827  |
|---|--|
| Hearing Date:   | 7/7/2022   |
| Applicant   | Colgate Operating, LLC   |
| Designated Operator & OGRID   | 371449   |
| Applicant's Counsel   | Hinkle Shanor LLP  |
| Case Title  | Application of Colgate Operating, LLC for Compulsory Pooling,  |
|   | Eddy County, New Mexico  |
| Entries of Appearance/Intervenors   | COG Operating LLC  |
| Well Family   | Dundee 4 Fed Com   |
| Formation/Pool  | Builder Fred Com   |
| Formation Name(s) or Vertical Extent  | Bone Spring  |
| Primary Product (Oil or Gas)  | Oil  |
| Pooling this vertical extent  | Bone Spring  |
| Pool Name and Pool Code   | Winchester, Bone Spring Pool (Code 65010)                      |
| Well Location Setback Rules   | Standard   |
| Spacing Unit Size   | 320-acre   |
| Spacing Unit  |  |
| Type (Horizontal/Vertical)  | Horizontal   |
| Size (Acres)  | 320  |
| Building Blocks   | quarter-quarter  |
| Orientation   | West/East  |
| Description: TRS/County   | S/2 N/2 of Sections 3 and 4, Township 20 South, Range 28 East, |
| ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,   | Eddy County  |
| Standard Horizontal Well Spacing Unit (Y/N), If No, describe  | Yes  |
| Other Situations  |  |
| Depth Severance: Y/N. If yes, description   | No   |
| Proximity Tracts: If yes, description   | No   |
| Proximity Defining Well: if yes, description  | N/A  |
| Well(s)   |  |
| Name & API (if assigned), surface and bottom hole location,   | Add wells as needed  |
| footages, completion target, orientation, completion status   |  |
| (standard or non-standard)  |  |
| Well #1   | Dundee 4 Fed Com 112H (API # pending)                          |
|   | SHL: 989' FNL & 170' FEL, Lot 1, Section 5, T20S-R28E          |
|   | BHL: 2286' FNL & 10' FEL, Unit H, Section 3, T20S-R28E         |
|   | Completion Target: First Bone Spring (Approx. 6,160' TVD)      |
|   | Well Orientation: West to East                                 |
| Well #2   | Dundee 4 Fed Com 122H (API # pending)                          |
|   | SHL: 987' FNL & 320' FEL, Lot 1, Section 5, T20S-R28E          |
|   | BHL: 2286' FNL & 10' FEL, Unit H, Section 3, T20S-R28E         |
|   | Completion Target: Second Bone Spring (Approx. 7,255' TVD)     |
|   | Well Orientation: West to East                                 |
| Well #3   | Dundee 4 Fed Com 132H (API # pending)                          |
|   | SHL: 988' FNL & 260' FEL, Lot 1, Section 5, T20S-R28E          |
|   | BHL: 2286' FNL & 10' FEL, Unit H, Section 3, T20S-R28E         |
|   | Completion Target: Third Bone Spring (Approx. 8,480' TVD)      |
|   | Well Orientation: West to East                                 |
|   |  |
|   |  |
| Horizontal Well First and Last Take Points<br>Released to Imaging: 7/5/2022 2:28-10 PM<br>Completion Target (Formation, TVD and MD) | Exhibit A-2  |
|   | Exhibit A-4  |

| Received by OCD: 7/5/2022 2:24:48 PM                          | Page 4 of 112          |
|---|------------------------|
| AFE Capex and Operating Costs                                 |                        |
| Drilling Supervision/Month \$                                 | \$8,000.00             |
| Production Supervision/Month \$                               | \$800.00               |
| Justification for Supervision Costs                           | Exhibit A              |
| Requested Risk Charge   | 200%                   |
| Notice of Hearing   |                        |
| Proposed Notice of Hearing                                    | Exhibit A-1            |
| Proof of Mailed Notice of Hearing (20 days before hearing)    | Exhibit C-3            |
| Proof of Published Notice of Hearing (10 days before hearing) | Exhibit C-4            |
| Ownership Determination                                       |                        |
| Land Ownership Schematic of Spacing Unit                      | Exhibit A-3            |
| Tract List (including lease numbers & owners)                 | Exhibit A-3            |
| Pooled Parties (including ownership type)                     | Exhibit A-3            |
| Unlocatable Parties to be Pooled                              | Exhibit A              |
| Ownership Depth Severance (including percentage above &       |                        |
| below)  | N/A                    |
| Joinder   |                        |
| Sample Copy of Proposal Letter                                | Exhibit A-4            |
| List of Interest Owners (ie Exhibit A of JOA)                 | Exhibit A-3            |
| Chronology of Contact with Non-Joined Working Interests       | Exhibit A-5            |
| Overhead Rates In Proposal Letter                             | Exhibit A-4            |
| Cost Estimate to Drill and Complete                           | Exhibit A-4            |
| Cost Estimate to Equip Well                                   | Exhibit A-4            |
| Cost Estimate for Production Facilities                       | Exhibit A-4            |
| Geology   |                        |
| Summary (including special considerations)                    | Exhibit B              |
| Spacing Unit Schematic  | Exhibit B-8            |
| Gross Isopach   | N/A                    |
| Well Orientation (with rationale)                             | Exhibit B              |
| Target Formation  | Exhibit B              |
| HSU Cross Section   | Exhibits B-6, B-7      |
| Depth Severance Discussion                                    | N/A                    |
| Forms, Figures and Tables                                     |                        |
| C-102   | Exhibit A-2            |
| Tracts  | Exhibit A-3            |
| Summary of Interests, Unit Recapitulation (Tracts)            | Exhibit A-3            |
| General Location Map (including basin)                        | Exhibit B-1            |
| Well Bore Location Map  | Exhibit B-8            |
| Structure Contour Map - Subsea Depth                          | Exhibits B-3, B-4, B05 |
| Cross Section Location Map (including wells)                  | Exhibit B-2            |
| Cross Section (including Landing Zone)                        | Exhibits B-6, B-7      |
| Additional Information  |                        |
| CERTIFICATION: I hereby certify that the information          |                        |
| provided in this checklist is complete and accurate.          |                        |
| Printed Name (Attorney or Party Representative):              | Dana S. Hardy          |
| Signed Name (Attorney or Party Representative):               | /s/ Dana S. Hardy      |
| Date:   | 7/5/2022               |
|   | -                      |

# 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. 22827** 

#### SELF-AFFIRMED STATEMENT OF MARK HADJIK

- 1. I am a Senior Landman at Colgate Operating, LLC ("Colgate") and am over 18 years of age. I have personal knowledge of the matters addressed herein and am competent to provide this Self-Affirmed Statement. I have previously testified before the New Mexico Oil Conservation Division ("Division") and my credentials as an expert in petroleum land matters were accepted and made a matter of record.
- 2. I am familiar with the land matters involved in the above-referenced case. Copies of Colgate's application and proposed hearing notice are attached as **Exhibit A-1**.
- 3. None of the parties proposed to be pooled in this case indicated opposition to this matter proceeding by affidavit, therefore I do not expect any opposition at hearing.
- 4. Colgate seeks an order pooling all uncommitted interests in the Winchester, Bone Spring Pool (Code 65010) within the Bone Spring formation underlying a 320-acre, more or less, standard horizontal spacing unit comprised of the S/2 N/2 of Sections 3 and 4, Township 20 South, Range 28 East, Eddy County, New Mexico ("Unit").
  - 5. The Unit will be dedicated to the following wells ("Wells"):
    - a. **Dundee 4 Fed Com 112H** well to be horizontally drilled from a surface hole location in Lot 1 of Section 5 to a bottom hole location in the SE/4 NE/4 (Unit H) of Section 3:

Colgate Operating, LLC Case No. 22827 Exhibit A

- b. **Dundee 4 Fed Com 122H** well to be horizontally drilled form a surface hole location in Lot 1 of Section 5 to a bottom hole location in the SE/4 NE/4 (Unit H) of Section 3; and
- c. **Dundee 4 Fed Com 132H** well to be horizontally drilled from a surface hole location in Lot 1 of Section 5 to a bottom hole location in the SE/4 NE/4 (Unit H) of Section 3.
- 6. The completed intervals of the Wells will be orthodox.
- 7. **Exhibit A-2** contains the C-102s for the Wells.
- 8. **Exhibit A-3** contains a plat identifying ownership by tract in the Unit. This exhibit also includes any applicable lease numbers, a unit recapitulation, and the interests Colgate seeks to pool highlighted in yellow. The exhibit also identifies any unlocatable interests.
- 9. **Exhibit A-4** contains a sample well proposal letter and AFEs sent to working interest owners for the Wells. The estimated costs reflected on the AFEs are fair and reasonable and comparable to the cost of other wells of similar depth and length drilled in the subject formation in the area.
- 10. Colgate has conducted a diligent search of all county public records including phone directories and computer databases.
- 11. In my opinion, Colgate made a good-faith effort to reach voluntary joinder of uncommitted interests in the Wells as indicated by the chronology of contact described in **Exhibit A-5**.
- 12. Colgate requests overhead and administrative rates of \$8,000 per month while the Well is being drilled and \$800 per month while the Well is producing. These rates are fair and are comparable to the rates charged by Colgate and other operators in the vicinity.

- 13. The attached exhibits were either prepared by me or under my supervision or were compiled from company business records.
- 14. In my opinion, the granting of Colgate's application would serve the interests of conservation, the protection of correlative rights, and the prevention of waste.
- 15. I understand this Self-Affirmed Statement will be used as written testimony in this case. I affirm that my testimony above is true and correct and is made under penalty of perjury under the laws of the State of New Mexico. My testimony is made as of the date next to my electronic signature below.

| Mattlejelik |           |
|-------------|-----------|
| , , ,       | 6/30/2022 |
| Mark Hajdik | Date      |

## 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.

| <b>CASE NO.</b> 22827 |  |
|-----------------------|--|
|-----------------------|--|

#### **APPLICATION**

Pursuant to NMSA § 70-2-17, Colgate Operating, LLC (OGRID No. 371449) ("Applicant") applies for an order pooling all uncommitted interests in the Bone Spring formation underlying a 320-acre, more or less, standard horizontal spacing unit comprised of the S/2N/2 of Sections 3 and 4, Township 20 South, Range 28 East, Eddy County, New Mexico ("Unit"). In support of its application, Applicant states the following.

- 1. Applicant is a working interest owner in the Unit and has the right to drill wells thereon.
- 2. The Unit will be dedicated to the following wells ("Wells"):
  - a. **Dundee 4 Fed Com 112H** well, which will be horizontally drilled from a surface hole location in Lot 1 of Section 5 to a bottom hole location in the SE/4 NE/4 (Unit H) of Section 3;
  - b. **Dundee 4 Fed Com 122H** well, which will be horizontally drilled from a surface hole location in Lot 1 of Section 5 to a bottom hole location in the SE/4 NE/4 (Unit H) of Section 3; and
  - c. **Dundee 4 Fed Com 132H** well, which will be horizontally drilled from a surface hole location in Lot 1 of Section 5 to a bottom hole location in the SE/4 NE/4 (Unit H) of Section 3.
- 3. The completed intervals of the Wells will be orthodox.

Colgate Operating, LLC Case No. 22827 Exhibit A-1

- 4. Applicant has undertaken diligent, good-faith efforts to obtain voluntary agreements from all interest owners to participate in the drilling of the Wells but has been unable to obtain voluntary agreements from all interest owners.
- 5. The pooling of uncommitted interests will avoid the drilling of unnecessary wells, prevent waste, and protect correlative rights.
- 6. In order to allow Applicant to obtain its just and fair share of the oil and gas underlying the subject lands, all uncommitted mineral interests in the Unit should be pooled and Applicant should be designated the operator of the Wells and Unit.

WHEREFORE, Applicant requests this application be set for hearing on June 2, 2022, and that after notice and hearing, the Division enter an order:

- A. Pooling all uncommitted interests in the Unit;
- B. Approving the Wells in the Unit;
- C. Designating Applicant as operator of the Unit and the Wells to be drilled thereon;
- D. Authorizing Applicant to recover its costs of drilling, equipping and completing the
   Wells;
- E. Approving the actual operating charges and costs of supervision while drilling and after completion, together with a provision adjusting the rates pursuant to the COPAS accounting procedures; and
- F. Imposing a 200% penalty for the risk assumed by Applicant in drilling and completing the Wells against any working interest owner who does not voluntarily participate in the drilling of the Wells.

Respectfully submitted,

#### HINKLE SHANOR LLP

/s/ Dana S. Hardy

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

Application of Colgate Operating, LLC for Compulsory Pooling, Eddy County, New Mexico. Applicant applies for an order pooling all uncommitted interests in the Bone Spring formation underlying a 320-acre, more or less, standard horizontal spacing unit comprised of the S/2N/2 of Sections 3 and 4, Township 20 South, Range 28 East, Eddy County, New Mexico ("Unit"). The Unit will be dedicated to the following wells ("Wells"): **Dundee 4 Fed Com 112H** well, which will be horizontally drilled from a surface hole location in Lot 1 of Section 5 to a bottom hole location in the SE/4 NE/4 (Unit H) of Section 3; **Dundee 4 Fed Com 122H** well, which will be horizontally drilled from a surface hole location in Lot 1 of Section 5 to a bottom hole location in the SE/4 NE/4 (Unit H) of Section 3; and **Dundee 4 Fed Com 132H** well, which will be horizontally drilled from a surface hole location in Lot 1 of Section 5 to a bottom hole location in the SE/4 NE/4 (Unit H) of Section 3. 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 12 miles northeast of Carlsbad, New Mexico.

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 Road, Aztec, NM 87410 Phone: (505) 334-6178 Fax: (505) 334-6170

1220 S. St. Francis Dr., Santa Fe, NM 87505 Phone: (505) 476-3460 Fax: (505) 476-3462

### State of New Mexico Energy, Minerals & Natural Resources Department OIL CONSERVATION DIVISION 1220 South St. Francis Dr. Santa Fe, NM 87505

Form C-102 Revised August 1, 2011 Submit one copy to appropriate District Office

AMENDED REPORT

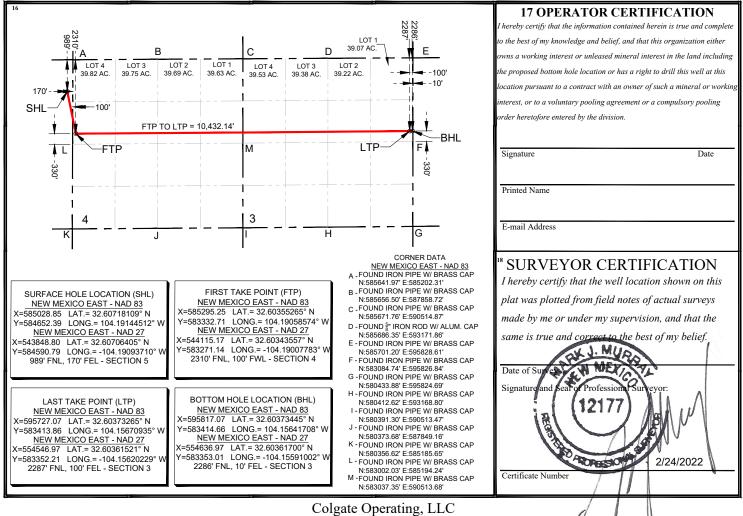
WELL LOCATION AND ACREAGE DEDICATION PLAT

| 1 API Number    |  | 2 Pool Code 3 Pool Name |               |               |  |
|-----------------|--|-------------------------|---------------|---------------|--|
|                 |  | 65010                   |               |               |  |
| 4 Property Code |  | 5 Pi                    | roperty Name  | 6 Well Number |  |
|                 |  | DUND                    | DEE 4 FED COM | 112H          |  |
| 7 OGRID No.     |  | 8 O                     | perator Name  | 9 Elevation   |  |
| 371449          |  | 3318.08'                |               |               |  |
|                 |  | 10 Sur                  | face Location |               |  |

| OL or lot no.                                    | Section | 1 ownship | Kange | Lot Ian | reet from the | North/South line | reet from the | East/ west line | County |  |  |
|--|---------|-----------|-------|---------|---------------|------------------|---------------|-----------------|--------|--|--|
| 1  | 5       | 20-S      | 28-E  |         | 989'          | NORTH            | 170'          | EAST            | EDDY   |  |  |
| " Bottom Hole Location If Different From Surface |         |           |       |         |               |                  |               |                 |        |  |  |
|  |         |           | 11 Bo | ttom Ho | le Location I | f Different Fro  | m Surface     | _               |        |  |  |

NORTH EAST EDDY 20-S 2286 10' 12 Dedicated Acres 13 Joint or Infill 14 Consolidation Code 15 Order No. 320

No allowable will be assigned to this completion until all interests have been consolidated or a non-standard unit has been approved by the



Case No. 22827 Exhibit A-2

<u>District I</u>
1625 N. French Dr., Hobbs, NM 88240
Phone: (575) 393-6161 Fax: (575) 393-0720
<u>District II</u>

811 S. First St., Artesia, NM 88210 Phone: (575) 748-1283 Fax: (575) 748-9720 <u>District III</u> 1000 Rio Brazos Road, Aztec, NM 87410 Phone: (505) 334-6178 Fax: (505) 334-6170

1220 S. St. Francis Dr., Santa Fe, NM 87505 Phone: (505) 476-3460 Fax: (505) 476-3462 State of New Mexico
Energy, Minerals & Natural Resources Department
OIL CONSERVATION DIVISION
1220 South St. Francis Dr.
Santa Fe, NM 87505

Form C-102 Revised August 1, 2011 Submit one copy to appropriate District Office

☐ AMENDED REPORT

#### WELL LOCATION AND ACREAGE DEDICATION PLAT

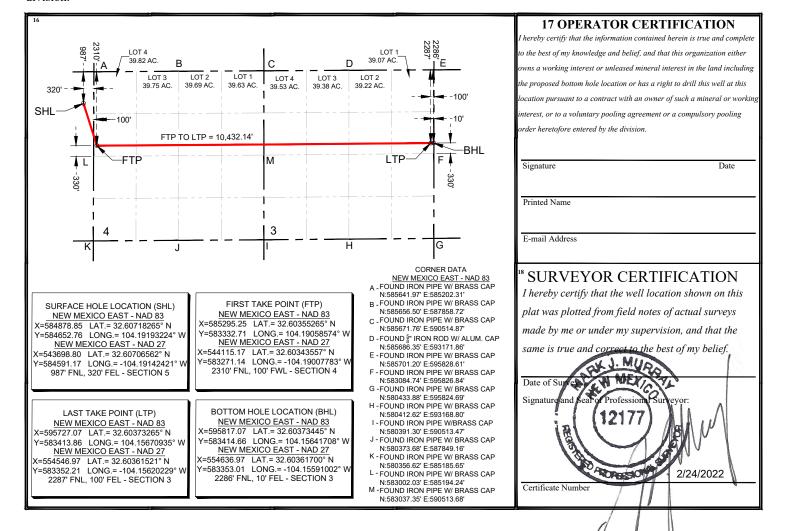
| 1 API Number          |  | 2 Pool Code<br>65010                |                             |  |  |  |  |
|-----------------------|--|-------------------------------------|-----------------------------|--|--|--|--|
| 4 Property Code       |  | 5 Property Name<br>DUNDEE 4 FED COM |                             |  |  |  |  |
| 7 OGRID No.<br>371449 |  | 8 O<br>Colga                        | <b>9 Elevation</b> 3318.60' |  |  |  |  |

<sup>10</sup> Surface Location

|  | UL or lot no. | Section | Township | Range | Lot Idn | Feet from the | North/South line | Feet from the | East/West line | County |
|--|---------------|---------|----------|-------|---------|---------------|------------------|---------------|----------------|--------|
|  | 1             | 5       | 20-S     | 28-E  |         | 987'          | NORTH            | 320'          | EAST           | EDDY   |
| " Bottom Hole Location If Different From Surface   |               |         |          |       |         |               |                  |               |                |        |
| UL or lot no. Section Township Range Lot Idn Feet from the North/South line Feet from the East/West line Count |               |         |          |       |         |               |                  |               | County         |        |
|  | 11            | 2       | 20.5     | 20 E  |         | 22861         | NORTH            | 10'           | FAST           | FDDV   |

12 Dedicated Acres 320 13 Joint or Infill 14 Consolidation Code 15 Order No.

No allowable will be assigned to this completion until all interests have been consolidated or a non-standard unit has been approved by the division.



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<u>District II</u>

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1220 S. St. Francis Dr., Santa Fe, NM 87505 Phone: (505) 476-3460 Fax: (505) 476-3462 State of New Mexico
Energy, Minerals & Natural Resources Department
OIL CONSERVATION DIVISION
1220 South St. Francis Dr.
Santa Fe, NM 87505

Form C-102 Revised August 1, 2011 Submit one copy to appropriate District Office

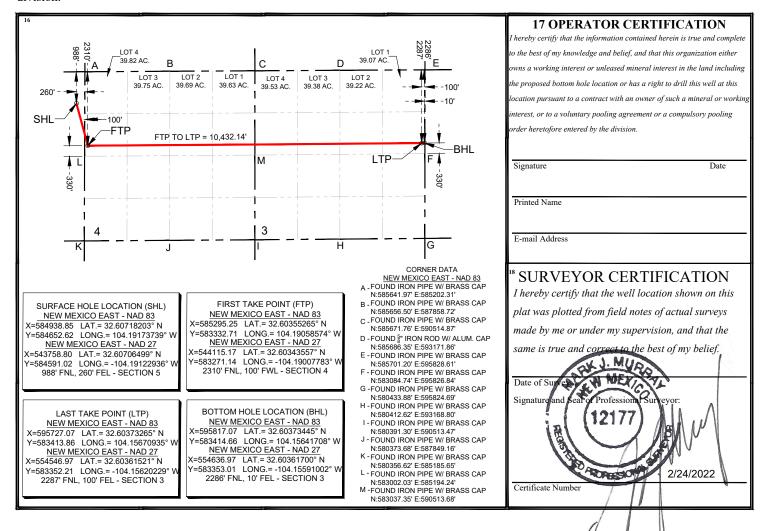
☐ AMENDED REPORT

#### WELL LOCATION AND ACREAGE DEDICATION PLAT

| 1 API Number |                                |   |          | 65    | 65010 Vinchester, Bone Spring Pool |               |                  |               |          |         |                         |
|--------------|--------------------------------|---|----------|-------|------------------------------------|---------------|------------------|---------------|----------|---------|-------------------------|
|              | 4 Property                     | Code  |          |       |                                    | 5 Property    | Name             |               |          | 6       | Well Number             |
|              |                                | DUNDEE 4 FED COM                                      |          |       |                                    |               |                  |               |          | 132H    |                         |
|              |                                | 7 OGRID No. 8 Operator Name 371449 COLGATE ENERGY LLC |          |       |                                    |               |                  |               |          |         | 9 Elevation<br>3318.33' |
|              | <sup>10</sup> Surface Location |   |          |       |                                    |               |                  |               |          |         |                         |
| ١            | UL or lot no.                  | Section   | Township | Range | Lot Idn                            | Feet from the | North/South line | Feet from the | East/Wes | st line | County                  |

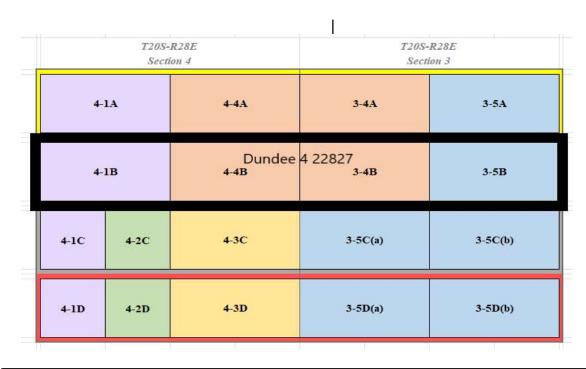
| 1  | 5       | 20-S     | 28-E  |         | 988'          | NORTH            | 260'          | EAST           | EDDY   |  |  |
|--|---------|----------|-------|---------|---------------|------------------|---------------|----------------|--------|--|--|
| " Bottom Hole Location If Different From Surface                             |         |          |       |         |               |                  |               |                |        |  |  |
| UL or lot no.  | Section | Township | Range | Lot Idn | Feet from the | North/South line | Feet from the | East/West line | County |  |  |
| Н  | 3       | 20-S     | 28-E  |         | 2286'         | NORTH            | 10'           | EAST           | EDDY   |  |  |
| 12 Dedicated Acres 320 13 Joint or Infill 14 Consolidation Code 15 Order No. |         |          |       |         |               |                  |               |                |        |  |  |

No allowable will be assigned to this completion until all interests have been consolidated or a non-standard unit has been approved by the division.



| DUNDEE 4 FED COM 112H, 122H, 132H (S/2N/2)    |                        |        |         |                     |
|---|------------------------|--------|---------|---------------------|
| WI OWNER                                      | TRACT                  | NET    | WI      | FORCE POOL INTEREST |
| Colgate Production, LLC                       | 4-1B, 4-4B, 3-4B, 3-5B | 266.92 | 83.41%  | Operator            |
| COG Operating LLC                             | 4-4B, 3-4B             | 48.18  | 15.06%  | No                  |
| Don Hofman*                                   | 4-4B                   | 0.18   | 0.06%   | Yes                 |
| Trustee(s) Samuel Max Mordka Trust            | 4-4B                   | 0.09   | 0.03%   | Yes                 |
| Trustee(s) Michelle A. Rubin Trust            | 4-4B                   | 0.09   | 0.03%   | Yes                 |
| E. O. Bufkin, Jr.                             | 3-4B                   | 2.40   | 0.75%   | Yes                 |
| C & J Investments                             | 3-4B                   | 0.80   | 0.25%   | Yes                 |
| Charles W. Seltzer, Trustee of the Charles W. |                        | 0.40   |         |                     |
| Seltzer Trust                                 | 3-4B                   | 0.40   | 0.12%   | Yes                 |
| Shauna Seltzer Redwine, Trustee of the Shauna |                        | 0.40   |         |                     |
| Seltzer Redwine Trust                         | 3-4B                   | 0.40   | 0.12%   | Yes                 |
| Michael Neitzel                               | 3-4B                   | 0.40   | 0.12%   | Yes                 |
| Karen Ralston Slade Revocable Trust           | 3-4B                   | 0.08   | 0.02%   | Yes                 |
| Kirk & Sweeney, Ltd. Co.                      | 3-4B                   | 0.08   | 0.02%   | Yes                 |
| *Unlocatable                                  |                        | 320.00 | 100.00% |                     |

Colgate Operating, LLC Case No. 22827 Exhibit A-3



| LESSEE OF RECORD | FORCE POOL | TRACT     |
|------------------|------------|-----------|
| James L Alford   | Yes        | 4-4B 3-4B |

### **OVERRIDING ROYALTY INTERESTS**

Realtimezone, Inc.

Long, LLC

Sandra Thoma

John Kyle Thoma, Trustee of the Cornerstone Family Trust

Susan S. Murphy, Trustee of the Susan S. Murphy

Marital Trust under Trust Agreement dated

November 15, 2012

Monarch Oil and Gas Inc.

Scott Exploration, Inc.

Stephen T. Mitchell

Qualia Interests, LLC

**Hutchings Oil Company** 

Pete Balog, Trustee of the Balog Family Trust

dated August 15, 2002

Valorie F. Walker, Trustee of the Jack V. Walker

Revocable Trust under Trust Agreement dated

May 21, 1981

Robert W. Hanagan

Natalie V. Hanagan

The Heirs and/or Devisees of the Estate of Harold Scott

Stephens Enterprises

Mark B. Murphy, Trustee of the Mark B. Murphy

Irrevocable Trust under Trust Agreement dated

December 11, 2012

OGI, Inc.

ROEC, Inc.

Doris R. Stinson

Energy Properties Limited, L.P.

Sam L. Shackelford

Robin K. Shackelford

William N. Heiss and Susan E. Heiss, Co-Trustees of the William N. Heiss Profit Sharing Plan

Robin L. Morgan

Elizabeth S. Shelton, Trustee of the Elizabeth S.

Shelton Living Trust, an inter vivos trust

Elizabeth Sherman Shelton, as Trustee of the

Prescott A. Sherman Grandchildren's Trust for the

Elizabeth Sherman Shelton, as Trustee of the

Prescott A. Sherman Grandchildren's Trust for the

Colgate Royalties, LP

John P. Conn and Eileen C. Knecht

Michael D. Hayes and Kathryn A. Hayes, as Co-

Trustees of the Hayes Revocable Trust

Trinity Royalty Holdings I, LP

Shelley Schutz Dominguez

Nuevo Seis, Limited Partnership

Adventure Exploration, L.P.

Paul Davis, Ltd.

PDIII Exploration, Ltd.

JB & PDIII Partners, LLC

Merrick Properties, LLC

MKL Minerals, LLC

Tar Creek, LLC



March 4, 2022 Via Certified Mail

COG Operating LLC 600 W Illinois Ave Midland, TX 79701

**RE:** Dundee 4 Fed Com – Well Proposals

Section 4: All, Section 3: All, T20S-R28E, Bone Spring and Wolfcamp Formation Eddy County, New Mexico

To Whom It May Concern:

Colgate Operating, LLC, as operator for Colgate Production, LLC ("Colgate"), hereby proposes the drilling and completion of the following eleven (11) wells, the Dundee 4 Fed Com 111H, 112H, 113H, 114H, 121H, 122H, 123H, 124H, 131H, 132H, 133H, 134H, 201H, 202H, & 203H at the following approximate locations within Township 20 South, Range 28 East:

#### 1. Dundee 4 Fed Com 111H

SHL: At a legal location in the NE/4NE/4 of Section 5

BHL: 10' FEL & 990' FNL of Section 3 FTP: 100' FWL & 990' FNL of Section 4 LTP: 100' FEL & 990' FNL of Section 3

TVD: 6,160'

TMD: Approximately 16,887'

Proration Unit: N2N2 of Sections 3 and 4

Targeted Interval: 1st Bone Spring Total Cost: See attached AFE

#### 2. Dundee 4 Fed Com 112H

SHL: At a legal location in the NE/4NE/4 of Section 5

BHL: 10' FEL & 2310' FNL of Section 3 FTP: 100' FWL & 2310' FNL of Section 4 LTP: 100' FEL & 2310' FNL of Section 3

TVD: 6,160'

TMD: Approximately 16,887'

Proration Unit: S2N2 of Sections 3 and 4

Targeted Interval: 1st Bone Spring Total Cost: See attached AFE

> 300 N. Marienfeld St., Suite 1000, Midland, Texas 79701 P: (432) 695-4222 | F: (432) 695-4063 www.ColgateEnergy.com

#### 3. Dundee 4 Fed Com 113H

SHL: At a legal location in the SE/4 of Section 5

BHL: 10' FEL & 1650' FSL of Section 3 FTP: 100' FWL & 1650' FSL of Section 4 LTP: 100' FEL & 1650' FSL of Section 3

TVD: 6,160'

TMD: Approximately 16,887'

Proration Unit: N2S2 of Sections 3 and 4

Targeted Interval: 1st Bone Spring Total Cost: See attached AFE

#### 4. Dundee 4 Fed Com 114H

SHL: At a legal location in the SE/4 of Section 5

BHL: 10' FEL & 330' FSL of Section 3 FTP: 100' FWL & 330' FSL of Section 4 LTP: 100' FEL & 330' FSL of Section 3

TVD: 6,160'

TMD: Approximately 16,887'

Proration Unit: S2S2 of Sections 3 and 4 Targeted Interval: 1<sup>st</sup> Bone Spring Total Cost: See attached AFE

#### 5. Dundee 4 Fed Com 121H

SHL: At a legal location in the NE/4NE/4 of Section 5

BHL: 10' FEL & 990' FNL of Section 3 FTP: 100' FWL & 990' FNL of Section 4 LTP: 100' FEL & 990' FNL of Section 3

TVD: 7255'

TMD: Approximately 17982'

Proration Unit: N2N2 of Sections 3 and 4

Targeted Interval: 2<sup>nd</sup> Bone Spring Total Cost: See attached AFE

#### 6. Dundee 4 Fed Com 122H

SHL: At a legal location in the NE/4NE/4 of Section 5

BHL: 10' FEL & 2310' FNL of Section 3 FTP: 100' FWL & 2310' FNL of Section 4 LTP: 100' FEL & 2310' FNL of Section 3

TVD: 7255'

TMD: Approximately 17982'

Proration Unit: S2N2 of Sections 3 and 4 Targeted Interval: 2<sup>nd</sup> Bone Spring

Total Cost: See attached AFE

#### 7. Dundee 4 Fed Com 123H

SHL: At a legal location in the SE/4 of Section 5

BHL: 10' FEL & 1650' FSL of Section 3 FTP: 100' FWL & 1650' FSL of Section 4 LTP: 100' FEL & 1650' FSL of Section 3

TVD: 7,509'

TMD: Approximately 12,794'

Proration Unit: N2S2 of Sections 3 and 4 Targeted Interval: 2<sup>nd</sup> Bone Spring Total Cost: See attached AFE

#### 8. Dundee 4 Fed Com 124H

SHL: At a legal location in the SE/4 of Section 5

BHL: 10' FEL & 330' FSL of Section 3 FTP: 100' FWL & 330' FSL of Section 4 LTP: 100' FEL & 330' FSL of Section 3

TVD: 7255'

TMD: Approximately 17982'

Proration Unit: S2S2 of Sections 3 and 4 Targeted Interval: 2<sup>nd</sup> Bone Spring Total Cost: See attached AFE

#### 9. Dundee 4 Fed Com 131H

SHL: At a legal location the NE/4NE/4 of Section 5

BHL: 10' FEL & 990' FNL of Section 3 FTP: 100' FWL & 990' FNL of Section 4 LTP: 100' FEL & 990' FNL of Section 3

TVD: 8480'

TMD: Approximately 19207'

Proration Unit: N2N2 of Sections 3 and 4

Targeted Interval: 3<sup>rd</sup> Bone Spring Total Cost: See attached AFE

#### 10. Dundee 4 Fed Com 132H

SHL: At a legal location the NE/4NE/4 of Section 5

BHL: 10' FEL & 2,310' FNL of Section 3 FTP: 100' FWL & 2,310' FNL of Section 4 LTP: 100' FEL & 2,310' FNL of Section 3

TVD: 8480'

TMD: Approximately 19207'

Proration Unit: S2N2 of Sections 3 and 4

Targeted Interval: 3<sup>rd</sup> Bone Spring Total Cost: See attached AFE

#### 11. Dundee 4 Fed Com 133H

SHL: At a legal location the SE/4 of Section 5 BHL: 10' FEL & 1,650' FSL of Section 3 FTP: 100' FWL & 1,650' FSL of Section 4 LTP: 100' FEL & 1,650' FSL of Section 3

TVD: 8480'

TMD: Approximately 19207'

Proration Unit: N2S2 of Sections 3 and 4 Targeted Interval: 3<sup>rd</sup> Bone Spring Total Cost: See attached AFE

#### 12. Dundee 4 Fed Com 134H

SHL: At a legal location in the SE/4 of Section 5

BHL: 10' FEL & 330' FSL of Section 3 FTP: 100' FWL & 330' FSL of Section 4 LTP: 100' FEL & 330' FSL of Section 3

TVD: 8480'

TMD: Approximately 19207'

Proration Unit: S2S2 of Sections 3 and 4 Targeted Interval: 3<sup>rd</sup> Bone Spring Total Cost: See attached AFE

#### 13. Dundee 4 Fed Com 201H

SHL: At a legal location in the NE/4NE/4 of Section 5

BHL: 10' FEL & 1,650' FNL of Section 3 FTP: 100' FWL & 1,650' FNL of Section 4 LTP: 100' FEL & 1,650' FNL of Section 3

TVD: 8825'

TMD: Approximately 19552' Targeted Interval: Wolfcamp XY Total Cost: See attached AFE

#### 14. Dundee 4 Fed Com 202H

SHL: At a legal location in the SE/4 of Section 5

BHL: 10' FEL & 2,310' FSL of Section 3 FTP: 100' FWL & 2,310' FSL of Section 4 LTP: 100' FEL & 2,310' FSL of Section 3

TVD: 8825'

TMD: Approximately 19552' Targeted Interval: Wolfcamp XY Total Cost: See attached AFE

#### 15. Dundee 4 Fed Com 203H

SHL: At a legal location in the SE/4SE/4 of Section 5

BHL: 10' FEL & 990' FSL of Section 3 FTP: 100' FWL & 990' FSL of Section 4 LTP: 100' FEL & 990' FSL of Section 3

TVD: 8825'

TMD: Approximately 19552'
Targeted Interval: Wolfcamp XY
Total Cost: See attached AFE

The locations, TVDs, and targets are approximate and subject to change dependent on surface or subsurface issues encountered. Colgate is proposing to drill these wells under the modified terms of the 1989 AAPL Operating Agreement and a form of said Operating Agreement is available upon request. The Operating Agreement has the following general provisions:

- -100%/300%/300% non-consent provisions
- \$8,000/\$800 drilling and producing rates
- Colgate Operating, LLC named as Operator

Please indicate your election to participate in the drilling and completion of the proposed wells in the space provided below. Please sign and return one copy of this letter, a signed copy of the proposed AFE, a signed copy of the insurance declaration and your geologic well requirements.

In the interest of time, should we not reach an agreement within thirty (30) days of the date of your receipt of this letter, Colgate will apply to the New Mexico Oil Conservation Division for compulsory pooling of your interest into a spacing unit for the proposed well. If you do not wish to participate, Colgate would be interested in acquiring your interest in the subject lands which is subject to further negotiation.

Thank you for your time and consideration, if you have any questions at all, please don't hesitate to contact me at 432.257.3886 or by email at mhajdik@colgateenergy.com.

Respectfully,

Mattlejelik

Mark Hajdik

Senior Staff Landman

**Enclosures** 

| Well Elections: (Please indicate your responses in the spaces below) |                      |                          |  |  |  |
|--|----------------------|--------------------------|--|--|--|
| Well(s)  | Elect to Participate | Elect to NOT Participate |  |  |  |
| Dundee 4 Fed Com 111H  |                      |                          |  |  |  |
| Dundee 4 Fed Com 112H  |                      |                          |  |  |  |
| Dundee 4 Fed Com 113H  |                      |                          |  |  |  |
| Dundee 4 Fed Com 114H  |                      |                          |  |  |  |
| Dundee 4 Fed Com 121H  |                      |                          |  |  |  |
| Dundee 4 Fed Com 122H  |                      |                          |  |  |  |
| Dundee 4 Fed Com 123H  |                      |                          |  |  |  |
| Dundee 4 Fed Com 124H  |                      |                          |  |  |  |
| Dundee 4 Fed Com 131H  |                      |                          |  |  |  |
| Dundee 4 Fed Com 132H  |                      |                          |  |  |  |
| Dundee 4 Fed Com 133H  |                      |                          |  |  |  |
| Dundee 4 Fed Com 134H  |                      |                          |  |  |  |
| Dundee 4 Fed Com 201H  |                      |                          |  |  |  |
| Dundee 4 Fed Com 202H  |                      |                          |  |  |  |
| Dundee 4 Fed Com 203H  |                      |                          |  |  |  |

| Company Name (If Applicable): |   |
|-------------------------------|---|
|                               |   |
| By:                           | _ |
| Printed Name:                 | _ |
| Date:                         |   |

#### Participate / Rejection Declaration

Please return this page to Colgate by the date specified in the letter, signed indicating your election to either participate in or reject this insurance program. If you reject the insurance coverage arranged by Colgate, then, to the extent that Colgate has an obligation to secure any such insurance on your behalf under any applicable agreements or otherwise, Colgate will be relieved of such obligation, and Colgate will assume that you maintain appropriate levels of insurance and will provide a current Certificate of Insurance upon request. If you fail to make an election within 30 days from receipt of this notice, you will be deemed a participant in the program as detailed on the attached and billed for your percentage participation as such.

- □ I hereby elect to participate in the insurance coverage arranged by Colgate Operating, LLC and understand that I will be charged for such participation.
- ☐ I hereby elect to reject the insurance coverage arranged by Colgate Operating, LLC.

| Agreed this  | day of             | , 2022 by:  |
|--------------|--------------------|-------------|
| Company Name | e (If Applicable): |             |
|              |                    |             |
| Signature    |                    |             |
| Printed Name |                    |             |
| Title        |                    | <del></del> |

Released to Imaging: 7/5/2022 2:28:10 PM

Colgate Energy 300 N. Marienfeld St., Ste. 1000 Midland, TX 79701 Phone (432) 695-4222 • Fax (432) 695-4063

#### ESTIMATE OF COSTS AND AUTHORIZATION FOR EXPENDITURE

| DATE:   | 3/3/2022                    |                     |                         | AFE NO.:                     | 0                         |
|---|-----------------------------|---------------------|-------------------------|------------------------------|---------------------------|
| WELL NAME:  | Dundee 4 Fed Com 112H       |                     |                         |                              | illman Ranch; BONE SPRING |
| OCATION:  | Section 5, Block T20S-R281  | Ē                   |                         |                              | 7' MD / 6160' TVI         |
| COUNTY/STATE:   | Eddy County, New Mexic      |                     |                         | LATERAL LENGTH:              | 10,400                    |
| Colgate WI:   |                             |                     |                         | DRILLING DAYS:               | 14.5                      |
| SEOLOGIC TARGET:  | FBSG                        |                     |                         | COMPLETION DAYS:             | 18.6                      |
| EMARKS:   | Duill a houizontal EBSC viv | all and complete AI | E includes duilling com | mlations flavyback and Initi | al AI install cost        |
| LEWIARKS:   | Dilli a norizontal FB3G w   | DRILLING            | COMPLETION              | pletions, flowback and Initi | TOTAL                     |
| INTANGIBLE O  | COSTS                       | COSTS               | COSTS                   | COSTS                        | COSTS                     |
| Land / Legal / Regulatory                                 | \$                          | 42,500              | \$                      | \$                           | \$ 42,500                 |
| Location, Surveys & Damag                                 | ges                         | 205,693             | 13,000                  | 25,000                       | 243,693                   |
| Freight / Transportation<br>Rental - Surface Equipment    | _                           | 34,270<br>70,439    | 30,250<br>153,700       | 13,060                       | 64,520<br>237,199         |
| Kental - Surface Equipment<br>Kental - Downhole Equipm    |                             | 145,281             | 26,250                  | 13,000                       | 171,531                   |
| Rental - Living Quarters                                  | -                           | 29,069              | 43,450                  |                              | 72,519                    |
| Directional Drilling, Surve                               | eys —                       | 258,752             |                         |                              | 258,752                   |
| l Drilling  |                             | 429,871             |                         |                              | 429,871                   |
| 2 Drill Bits<br>3 Fuel & Power                            |                             | 82,680<br>101,959   | 290,000                 |                              | 82,680<br>391,959         |
| Cementing & Float Equip                                   | _                           | 149,460             | 250,000                 |                              | 149,460                   |
| 5 Completion Unit, Swab, C                                | TU -                        |                     |                         | 24,000                       |                           |
| 6 Perforating, Wireline, Slic                             | kline                       | -                   | 282,875                 | 28,000                       | 310,875                   |
| 7 High Pressure Pump Truck                                |                             | -                   | 46,000                  | 18,000                       | 64,000                    |
| Completion Unit, Swab, C                                  | TU _                        | - (0.425            | 75,950                  |                              | 75,950                    |
| Mud Circulation System Mud Logging                        | _                           | 60,425<br>10,584    |                         |                              | 60,425<br>10,584          |
| 2 Logging / Formation Evalu                               | ation                       | 4,426               | 6,000                   |                              | 10,426                    |
| 3 Mud & Chemicals   | _                           | 203,751             | 285,841                 |                              | 489,592                   |
| 1 Water   | _                           | 31,270              | 437,000                 |                              | 468,270                   |
| 5 Stimulation   |                             | -                   | 483,149                 |                              | 483,149                   |
| 6 Stimulation Flowback & E<br>8 Mud / Wastewater Disposa  |                             | 138,945             | 102,125<br>44,000       |                              | 102,125<br>182,945        |
| 8 Mud / Wastewater Disposa<br>0 Rig Supervision / Enginee |                             | 64,419              | 102,075                 | 4,800                        | 171,294                   |
| 2 Drlg & Completion Overh                                 |                             | 5,625               | 102,073                 | 4,000                        | 5,625                     |
| 4 Vacuum Truck  | _                           |                     |                         | 2,000                        |                           |
| 5 Labor   | _                           | 103,986             | 50,000                  | 20,000                       | 173,986                   |
| 4 Proppant  |                             |                     | 880,000                 |                              | 880,000                   |
| 5 Insurance   | _                           | 8,950               | 14,494                  |                              | 8,950<br>14,494           |
| 7 Contingency<br>19 Plugging & Abandonment                | . <del>-</del>              | <del></del>         | 14,494                  |                              | 14,494                    |
| 7 Tugging & Abandonnien                                   | TOTAL INTANGIBLES >         | 2,182,354           | 3,366,160               | 134,860                      | 5,657,374                 |
|   | TOTAL INTANGIDELS           |                     |                         |                              |                           |
|   |                             | DRILLING<br>COSTS   | COMPLETION<br>COSTS     | PRODUCTION<br>COSTS          | TOTAL<br>COSTS            |
| TANGIBLE CO   | OSTS                        |                     | COSIS                   |                              |                           |
| 0 Surface Casing<br>1 Intermediate Casing                 | <b>5</b> _                  | 18,835<br>123,096   | <b>5</b>                | \$                           | \$ 18,835<br>123,096      |
| 2 Drilling Liner  | _                           | - 125,050           |                         |                              | 123,070                   |
| 3 Production Casing                                       | <del>-</del>                | 420,204             |                         |                              | 420,204                   |
| 4 Production Liner  | _                           | -                   |                         |                              | -                         |
| 5 Tubing  | _                           | -                   |                         | 85,500                       | 85,500                    |
| 6 Wellhead  | _                           | 46,640              |                         | 40,200                       | 86,840                    |
| 7 Packers, Liner Hangers<br>8 Tanks                       | _                           | 10,600              |                         | 7,500                        | 18,100                    |
| 69 Production Vessels                                     | _                           | <del></del>         |                         | 84,000                       | 84,000                    |
| 70 Flow Lines   | _                           |                     |                         | 94,800                       | 94,800                    |
| 71 Rod string   | -                           | -                   |                         |                              | -                         |
| 2 Artificial Lift Equipment                               | _                           | -                   |                         | 23,000                       | 23,000                    |
| 3 Compressor  | _                           | -                   |                         | 42,500                       | 42,500                    |
| 4 Installation Costs<br>5 Surface Pumps                   | _                           |                     |                         | 34,000<br>20,000             | 34,000<br>20,000          |
| 6 Downhole Pumps  | -                           | <del></del>         |                         | 20,000                       | 20,000                    |
| 7 Measurement & Meter Ins                                 | tallation                   | -                   |                         | 26,000                       | 26,000                    |
| 8 Gas Conditioning/Dehyd                                  |                             |                     |                         |                              | -                         |
| 9 Interconnecting Facility Pi                             | ping                        |                     |                         | 15,400                       | 15,400                    |
| 60 Gathering / Bulk Lines<br>61 Valves, Dumps, Controller | _                           |                     |                         | 40,000                       | 40,000                    |
| 2 Tank / Facility Containme                               |                             |                     |                         | 40,000                       | 40,000                    |
| 3 Flare Stack   |                             |                     |                         |                              |                           |
| 34 Electrical / Grounding                                 | _                           |                     |                         | -                            | -                         |
| 35 Communications / SCADA                                 | · _                         |                     |                         | 15,000                       | 15,000                    |
| 36 Instrumentation / Safety                               |                             |                     |                         |                              | -                         |
|   | TOTAL TANGIBLES >           | 619,374             | 0                       | 527,900                      | 1,147,27                  |
|   | TOTAL COSTS >               | 2,801,729           | 3,366,160               | 662,760                      | 6,804,64                  |
|   |                             | \$ 269              | \$ 324                  |                              | \$ 680                    |
| PARED BY Colgate Energ                                    | y:                          |                     |                         |                              |                           |
| Drilling Engineer:  | SS/RM/PS                    |                     |                         |                              |                           |
| Completions Engineer:                                     | BA/ML                       |                     |                         |                              |                           |
| Production Engineer:                                      |                             |                     |                         |                              |                           |
|   |                             |                     |                         |                              |                           |
| te Energy APPROVAL:                                       |                             |                     |                         |                              |                           |
| Co-CEO  |                             | Co-C                | EO                      | VP - Operation               | ns                        |
| Co-CEO  | WH                          | 20-2                | JW                      | Operation                    | CRM                       |
| VP - Land & Legal   |                             | VP - Geoscien       | nces                    |                              |                           |
| Ů   | BG                          |                     | SO                      |                              |                           |
| ODED ATIMIC DA DOSTO                                      | D ADDDOMAT.                 |                     |                         |                              |                           |
| OPERATING PARTNE  |                             |                     |                         |                              |                           |
| Company Name:   |                             |                     | Working Interest (%):   | Tax I                        | D:                        |
| Signed by:  |                             |                     | Date:                   |                              |                           |
|   |                             |                     | Date:                   |                              | _                         |
| Signed by.  |                             |                     |                         |                              |                           |
| Title:  |                             | <u> </u>            | Approval:               | Yes                          | No (mark one)             |

Colgate Energy 300 N. Marienfeld St., Ste. 1000 Midland, TX 79701 Phone (432) 695-4222 • Fax (432) 695-4063

#### ESTIMATE OF COSTS AND AUTHORIZATION FOR EXPENDITURE

| DATE:   | 3/3/2022  |  |   | AFE NO.:                                    | 0  |
|---|---|--|---|---|--|
| WELL NAME:  | Dundee 4 Fed Com 122F                             | 1  |   | FIELD:                                      | Old Millman Ranch; BONE SPRING                         |
| LOCATION:   | Section 5, Block T20S-R2                          | 28E  |   | MD/TVD:                                     | 17982' MD / 7255' TVD                                  |
| COUNTY/STATE:   | Eddy County, New Mex                              | rico   |   | LATERAL LENGTH:                             | 10,400   |
| Colgate WI:   |   |  |   | DRILLING DAYS:                              | 14.9   |
| GEOLOGIC TARGET:  | SBSG  |  |   | COMPLETION DAYS:                            | 18.6   |
|   | D. 111  |  |   |   | 17 10 1 17 1 1 1                                       |
| REMARKS:  | Drill a horizontal 2nd B                          | well and complete. A                           | FE includes drilling, cor                   | npletions, flowback ar                      | id Initial AL install cost                             |
| N. T. I. I. C. T. T. C.                                     | o o ma  | DRILLING<br>COSTS                              | COMPLETION<br>COSTS                         | PRODUCTION<br>COSTS                         | TOTAL<br>COSTS   |
| INTANGIBLE CO<br>1 Land / Legal / Regulatory                | DSTS \$   | 42,500   | C0313                                       | C0313                                       | \$ 42,500  |
| 2 Location, Surveys & Damage                                |   | 205,693  | 13,000                                      | 25,000                                      | 243,693  |
| 4 Freight / Transportation                                  |   | 34,270   | 30,250                                      |   | 64,520   |
| 5 Rental - Surface Equipment                                |   | 70,439   | 153,700                                     | 13,060                                      | 237,199  |
| 6 Rental - Downhole Equipme<br>7 Rental - Living Quarters   | nt  | 145,281<br>29,125                              | 26,250<br>43,450                            |   | 171,531<br>72,575                                      |
| 10 Directional Drilling, Survey                             | 7S  | 262,968  | 10/100                                      |   | 262,968  |
| 11 Drilling   |   | 429,871  |   |   | 429,871  |
| 12 Drill Bits   |   | 82,680   | 290,000                                     |   | 82,680   |
| 13 Fuel & Power<br>14 Cementing & Float Equip               |   | 101,959<br>149,460                             | 290,000                                     |   | 391,959<br>149,460                                     |
| 15 Completion Unit, Swab, CT                                | U   |  |   | 24,000                                      |  |
| 16 Perforating, Wireline, Slick                             | line  | -  | 282,875                                     | 28,000                                      | 310,875  |
| 17 High Pressure Pump Truck<br>18 Completion Unit, Swab, CT | <b>T</b> I  |  | 46,000                                      | 18,000                                      | 64,000   |
| 20 Mud Circulation System                                   | U   | 61,667   | 75,950                                      |   | 75,950<br>61,667                                       |
| 21 Mud Logging  |   | 10,821   |   |   | 10,821   |
| 22 Logging / Formation Evalua                               | ition   | 4,426  | 6,000                                       |   | 10,426   |
| 23 Mud & Chemicals<br>24 Water                              |   | 212,747  | 285,841<br>437,000                          |   | 498,587<br>468,270                                     |
| 24 Water<br>25 Stimulation                                  |   | 31,270   | 483,149                                     |   | 483,149  |
| 26 Stimulation Flowback & Di                                |   |  | 102,125                                     |   | 102,125  |
| 28 Mud / Wastewater Disposal                                |   | 138,945  | 44,000                                      |   | 182,945  |
| 30 Rig Supervision / Engineeri                              |   | 66,328   | 102,075                                     | 4,800                                       | 173,203  |
| 32 Drlg & Completion Overhe<br>34 Vacuum Truck              | au  | 5,625  |   | 2,000                                       | 5,625  |
| 35 Labor  |   | 103,986  | 50,000                                      | 20,000                                      | 173,986  |
| 54 Proppant   |   |  | 880,000                                     |   | 880,000  |
| 95 Insurance<br>97 Contingency                              |   | 9,530  | 14,494                                      |   | 9,530<br>14,494  |
| 99 Plugging & Abandonment                                   |   | <del></del>                                    | 14,474                                      |   | 14/474   |
| 00 0  | TOTAL INTANGIBLES >                               | 2,199,590                                      | 3,366,160                                   | 134,860                                     | 5,674,610  |
|   |   | DRILLING                                       | COMPLETION                                  | PRODUCTION                                  | TOTAL  |
| TANGIBLE CO   | STS   | COSTS  | COSTS                                       | COSTS                                       | COSTS  |
| 60 Surface Casing   | \$  | 18,835   | \$  | \$  | \$ 18,835  |
| 61 Intermediate Casing                                      |   | 123,096  |   |   | 123,096  |
| 62 Drilling Liner<br>63 Production Casing                   |   | 447,132  |   |   | 447,132  |
| 64 Production Liner   |   |  |   |   | - 117,102  |
| 65 Tubing   |   |  |   | 85,500                                      | 85,500   |
| 66 Wellhead   |   | 46,640   |   | 40,200                                      | 86,840   |
| 67 Packers, Liner Hangers<br>68 Tanks                       |   | 10,600   |   | 7,500                                       | 18,100   |
| 69 Production Vessels                                       |   |  |   | 84,000                                      | 84,000   |
| 70 Flow Lines   |   | -  |   | 94,800                                      | 94,800   |
| 71 Rod string   |   | -  |   | 22.000                                      | 23,000   |
| 72 Artificial Lift Equipment<br>73 Compressor               |   |  |   | 23,000<br>42,500                            | 42,500   |
| 74 Installation Costs                                       |   |  |   | 34,000                                      | 34,000   |
| 75 Surface Pumps  |   | -  |   | 20,000                                      | 20,000   |
| 76 Downhole Pumps<br>77 Measurement & Meter Insta           | .11.45  |  |   | 26,000                                      | 26,000   |
| 78 Gas Conditioning/ Dehydra                                |   |  |   | 26,000                                      | 20,000   |
| 79 Interconnecting Facility Pip                             |   |  |   | 15,400                                      | 15,400   |
| 80 Gathering / Bulk Lines                                   |   |  |   |   |  |
| 81 Valves, Dumps, Controllers                               |   |  |   | 40,000                                      | 40,000   |
| 82 Tank / Facility Containmen<br>83 Flare Stack             | ı   |  |   |   | <del></del>  |
| 84 Electrical / Grounding                                   |   |  |   | -   |  |
| 85 Communications / SCADA                                   |   |  |   | 15,000                                      | 15,000   |
| 86 Instrumentation / Safety                                 | TOTAL TANGIBLES >                                 | 646,303  |   | 527,900                                     | 1,174,203  |
|   | TOTAL COSTS >                                     | 2,845,893                                      | 3,366,160                                   | 662,760                                     | 6,848,813  |
|   | TOTAL COSTS >                                     |  |   | 002,700                                     |  |
| EDADED BY C. L. A. E.                                       |   | \$ 274   | \$ 324                                      |   | \$ 685   |
| EPARED BY Colgate Energy                                    | γ:  |  |   |   |  |
| Drilling Engineer:  | SS/RM/PS  |  |   |   |  |
| Completions Engineer:                                       | BA/ML   |  |   |   |  |
| Production Engineer:  | Levi Harris                                       |  |   |   |  |
|   |   |  |   |   |  |
| gate Energy APPROVAL:                                       |   |  |   |   |  |
| Co-CEO  |   | Co-C   | FO  | VP - Ope                                    | prations   |
| CO-CLO  | WH  | C0-C   |   | v1 - Opt                                    | CRM  |
| VP - Land & Legal   |   | VP - Geoscien                                  | ces   |   |  |
| -0.   | BG  |  | SO  |   |  |
|   |   |  |   |   |  |
|   |   |  |   |   |  |
| N OPERATING PARTNER   | APPROVAL:   |  |   |   |  |
|   |   |  |   |   |  |
| Company Name:   |   |  | Working Interest (%):                       |   | Tax ID:  |
| Signed by:  |   |  | Date:                                       |   |  |
| Signed by.  |   |  | _   | _   | _  |
| Title:  |   |  | Approval:                                   | Yes   | No (mark one)  |
| ts on this AFE are estimates only and may not be cons       | strued as ceilings on any specific item or the to | tal cost of the project. Tubing installation a | approved under the AFE may be delayed up to | a year after the well has been completed. I | n executing this AFE, the Participant agrees to pay it |

Colgate Energy 300 N. Marienfeld St., Ste. 1000 Midland, TX 79701 Phone (432) 695-4222 • Fax (432) 695-4063

#### ESTIMATE OF COSTS AND AUTHORIZATION FOR EXPENDITURE

|                           |  | ORIZATION FOR EXPENI   |   | 0   |
|---------------------------|--|--|---|---|
|                           |  |  |   | Aillman Ranch; BONE SPRING  |
|                           |  |  |   | 07' MD / 8480' TVI  |
|                           |  |  |   | 10,400  |
| Eddy County, New Mexi     |  |  |   | 20.8  |
| TRSC                      |  |  |   | 19  |
| 1000                      |  |  | COMPLETION DATS.  | 17  |
| Drill a horizontal 3rd BS |  |  |   |   |
| COSTS                     | COSTS  | COMPLETION   | COSTS   | TOTAL<br>COSTS  |
| \$                        | 42,500   | \$   | \$  | \$ 42,500   |
| ges                       |  |  | 25,000  | 245,601<br>64,520   |
|                           |  |  | 13.060  | 260,021   |
| ent -                     | 145,281  | 26,250   |   | 171,531   |
| -                         | 35,726   | 43,450   |   | 79,176  |
| eys                       |  |  |   | 320,916   |
| -                         |  |  |   | 566,837<br>72,080   |
| -                         | 142,742  | 300,000  |   | 442,742   |
| -                         | 149,460  |  |   | 149,460   |
| TU                        |  |  | 24,000  |   |
|                           | -  |  |   | 320,525   |
|                           | <del></del>  |  | 18,000  | 64,000<br>75,950  |
| -                         | 79,082   | 73,730   |   | 79,082  |
| -                         | 16,158   |  |   | 16,158  |
| ation                     | 7,419  | 6,000  |   | 13,419  |
| -                         |  |  |   | 578,875<br>519,246  |
| -                         | 31,2/0   |  |   | 562,286   |
| Disp -                    |  | 102,125  |   | 102,125   |
| al -                      | 138,945  | 44,000   |   | 182,945   |
| ring                      | 92,568   | 102,075  | 4,800   | 199,443   |
| eau                       | 7,875  |  | 2.000   | 7,875   |
| -                         | 103.986  | 50.000   |   | 173,986   |
| -                         |  | 1,029,600  |   | 1,029,600   |
| -                         | 10,180   |  |   | 10,180  |
|                           | -  | 16,869   | -   | 16,869  |
| _                         | -  |  |   |   |
| TOTAL INTANGIBLES >       |  |  |   | 6,367,94  |
| OSTS                      | DRILLING<br>COSTS  | COMPLETION<br>COSTS  | PRODUCTION<br>COSTS   | TOTAL<br>COSTS  |
| \$                        | 18,835   | \$   | \$  | <b>\$</b> 18,835  |
| -                         | 123,096  |  |   | 123,096   |
|                           | -  |  |   | -   |
| -                         |  |  |   | 477,257   |
| -                         | <del></del>  |  | 85,500  | 85,500  |
| -                         | 46,640   |  | 40,200  | 86,840  |
| -                         | 10,600   | -  | 7,500   | 18,100  |
|                           | -  |  | 04.000  | - 01.00/  |
| -                         |  |  |   | 84,000<br>94,800  |
| -                         |  |  | 71,000  |   |
| -                         | -  |  | 23,000  | 23,000  |
|                           | -  |  | 42,500  | 42,500  |
|                           |  |  |   | 34,000<br>20,000  |
| -                         | <del></del>  |  | 20,000  | 20,000  |
| tallation                 |  |  | 26,000  | 26,000  |
| ration                    |  |  | -   | -   |
| ping                      |  |  | 15,400  | 15,400  |
| ·s -                      |  |  | 40 000  | 40,000  |
|                           |  |  | 10,000  | - 10,000  |
| -                         |  |  |   | -   |
| -                         |  |  |   | -   |
| ٠.                        |  |  | 15,000  | 15,000  |
| TOTAL TANGIRLES >         | 676 428  |  | 527 900   | 1,204,32  |
|                           |  |  |   | 7,572,27  |
| 101.112 000101            |  |  | 002,700   |   |
|                           | \$ 311   | \$ 356   |   | \$ 728  |
| <u>,y.</u>                |  |  |   |   |
| SS/RM/PS                  |  |  |   |   |
|                           |  |  |   |   |
| Levi Harris               |  |  |   |   |
|                           |  |  |   |   |
|                           |  |  |   |   |
| WH                        | Co-C   | CEO  | VP - Operation  | Ons CRM   |
|                           | VD C :   | ***  |   | CKM   |
| BG                        | VI - Geosciei  | SO   |   |   |
|                           |  |  |   |   |
|                           |  |  |   |   |
| R APPROVAL:               |  |  |   |   |
| R APPROVAL:               |  | Working Interest (%):  | Tax   | ID:   |
|                           |  | _  | Tax   | ID:   |
|                           |  | Working Interest (%):  Date:   | Tax   | ID:   |
|                           | Eddy County, New Mexi TBSG  Drill a horizontal 3rd BS v  COSTS  ges ent  TU  Likine Li | Dundee 4 Fed Com 132H   Section 5, Block T205-R28E   Eddy County, New Mexico | Dundee 4 Fed Com 132H   Section 5, Block T205-R28E   Eddy Country, New Mexico | Dundest Fed Com 132H   Section 5, Block T205 R32E   Eddy County, New Mexic   Eddy County, New |

#### **Dundee 4 Communication Timeline**

March 2022 – Initial proposals sent for the Dundee 4 Wells

**March-Present 2022** – The following actions were taken for Estate of Don Hoffman and T E Ray Resources:

- From March to present non deliverable proposals were resent to additional addresses
- Colgate utilized a number of resources to locate parties or new addresses
  - o Researched online and county records
  - Utilized idiCore which is a subscription based online investigative search tool to locate last known addresses and other information about parties
  - Searched obituaries to identify possible heirs to send notice to
  - Searched Secretary of State website for details regarding entities that had bad delivery or were not locatable

**March 2022** – Rubin and Mordka elected to non consent the proposals. Neitzel and AGS Resources 2007 elected to participate and appears to intend to participate under the orders.

March-May 2022 – Exchanged correspondence with Kirk & Sweeney via email and they plan to participate pursuant to the orders closer to actual spud. Exchanged email and telephone conversations with various parties including Locker and Kennedy. Did not receive a final election or enter into JOA negotiations from several of the parties communicated with.

June 2022 – Negotiated JOA and finalized execution of JOA covering all spacing units with COG.

March 2022 to present – Several parties have not responded to the proposals that were received and two parties were completely unlocatable necessitating compulsory pooling.

Colgate Operating, LLC Case No. 22827 Exhibit A-5

# 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. 22827** 

## SELF-AFFIRMED STATEMENT OF DAVID DAGIAN

- 1. I am a geologist at Colgate Operating, LLC ("Colgate") and am over 18 years of age. I have personal knowledge of the matters addressed herein and am competent to provide this Self-Affirmed Statement. I have previously testified before the New Mexico Oil Conservation Division ("Division"), and my credentials as an expert in petroleum geology matters were accepted and made a matter of record.
  - 2. I am familiar with the geological matters that pertain to the above-referenced case.
- 3. **Exhibit B-1** is a regional locator map that identifies the Dundee project area, in proximity to the Capitan Reef within the Delaware Basin, for the Bone Spring horizontal spacing units that are the subject of these applications.
- 4. **Exhibit B-2** is a cross section location map for the proposed horizontal spacing unit ("Unit") within the Bone Spring formation. The approximate wellbore path for the proposed Dundee 4 Fed Com 112H, Dundee 4 Fed Com 122H, and Dundee 4 Fed Com 132H wells ("Wells") are represented by dashed lines. Existing producing wells in the targeted interval are represented by solid lines. This map identifies the cross-section running from A-A' with the cross-section well names and a black line in proximity to the proposed wells.
- 5. **Exhibit B-3** is a First Bone Spring (FBSG) Structure map on the top of the First Bone Spring formation in TVD subsea with a contour interval of 100 ft. The map identifies the

Colgate Operating, LLC Case No. 22827 Exhibit B approximate wellbore path for the Dundee 4 Fed Com 112H proposed Well with a green dashed line. It also identifies the location of the cross-section running from A-A' in proximity to the proposed well. The data points are indicated by red triangles. The map demonstrates the formation is gently dipping to the east-southeast in this area. I do not observe any faulting, pinch-outs, or geologic impediments to developing the targeted intervals with horizontal wells.

- 6. **Exhibit B-4** is a Second Bone Spring (SBSG) Structure map on the base of the Second Bone Spring formation in TVD subsea with a contour interval of 50 ft. The map identifies the approximate wellbore path for the Dundee 4 Fed Com 122H proposed Well with an orange dashed line. It also identifies the location of the cross-section running from A-A' in proximity to the proposed well. The data points are indicated by red triangles. The map demonstrates the formation is gently dipping to the east-southeast in this area. I do not observe any faulting, pinchouts, or geologic impediments to developing the targeted intervals with horizontal wells.
- 7. **Exhibit B-5** is a Third Bone Spring (TBSG) Structure map on the top of the Third Bone Spring formation in TVD subsea with a contour interval of 50 ft. The map identifies the approximate wellbore path for the Dundee 4 Fed Com 132H proposed Well with a red dashed line. It also identifies the location of the cross-section running from A-A' in proximity to the proposed well. The data points are indicated by red triangles. The map demonstrates the formation is gently dipping to the east-southeast in this area. I do not observe any faulting, pinch-outs, or geologic impediments to developing the targeted intervals with horizontal wells.
- 8. **Exhibit B-6** identifies three wells penetrating the targeted interval I used to construct a structural cross-section from A to A'. The structural cross section from west to east shows the regional dip to the East-Southeast for the Bone Spring Wells. I used these well logs because they penetrate the targeted interval, are of good quality, and are representative of the

geology in the area. The target zones for the proposed Wells are the Bone Spring formation, which is consistent across the units. The approximate well-path for the proposed Wells is indicated by dashed lines to be drilled from west to east across the units.

- 9. **Exhibit B-7** is a stratigraphic cross-section from A to A' using the representative wells identified on **Exhibit B-6**. It contains gamma ray, resistivity, and porosity logs. The cross section is oriented from west to east and is hung on the top of the Wolfcamp formation. The proposed landing zone for the Wells is labeled on the exhibit. The approximate well-path for the proposed well is indicated by dashed lines to be drilled from west to east across the units. This cross-section demonstrates the target interval is continuous across the Unit.
- 10. **Exhibit B-8** is a gun barrel diagram that shows the Dundee 4 Fed Com 112H, Dundee 4 Fed Com 122H, and Dundee 4 Fed Com 132H wells in the Bone Spring formation.
- 11. In my opinion, a laydown orientation for the Wells is appropriate to properly develop the subject acreage because of consistent rock properties throughout the Unit and is the preferred fracture orientation in this portion of the trend.
- 12. Based on my geologic study of the area, the targeted interval underlying the Unit is suitable for development by horizontal wells and the tracts comprising the Unit will contribute more or less equally to the production of the Wells.
- 13. In my opinion, the granting of Colgate's application will serve the interests of conservation, the protection of correlative rights, and the prevention of waste.
- 14. The exhibits attached hereto were either prepared by me or under my supervision or were compiled from company business records.
- 15. I understand this Self-Affirmed Statement will be used as written testimony in this case. I affirm my testimony in paragraphs 1 through 14 above is true and correct and is made under

penalty of perjury under the laws of the State of New Mexico. My testimony is made as of the date identified next to my signature below.

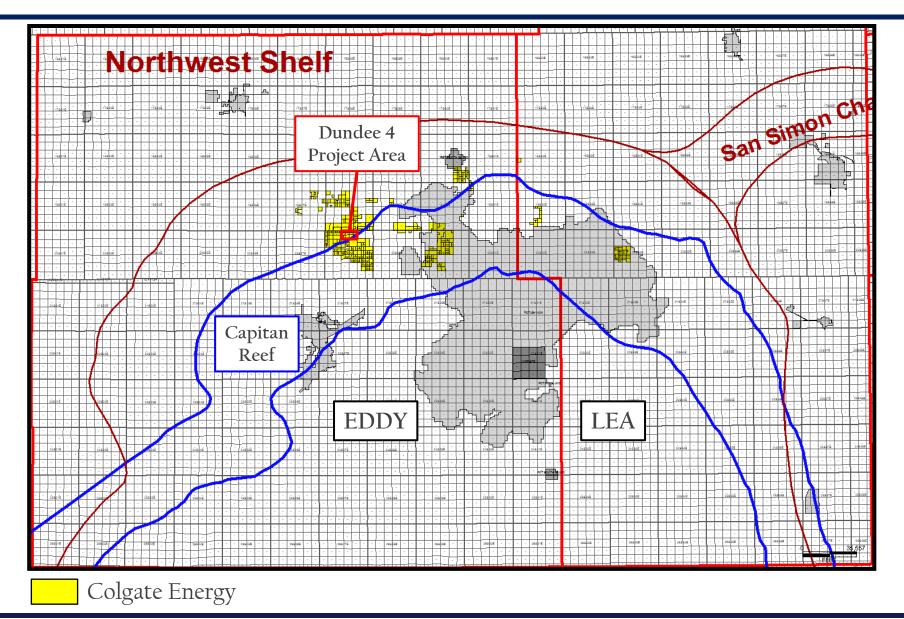
David DaGian

 $\frac{5/25/22}{\text{Date}}$ 

Colgate Operating, LLC Case No. 22827 Exhibit B-1



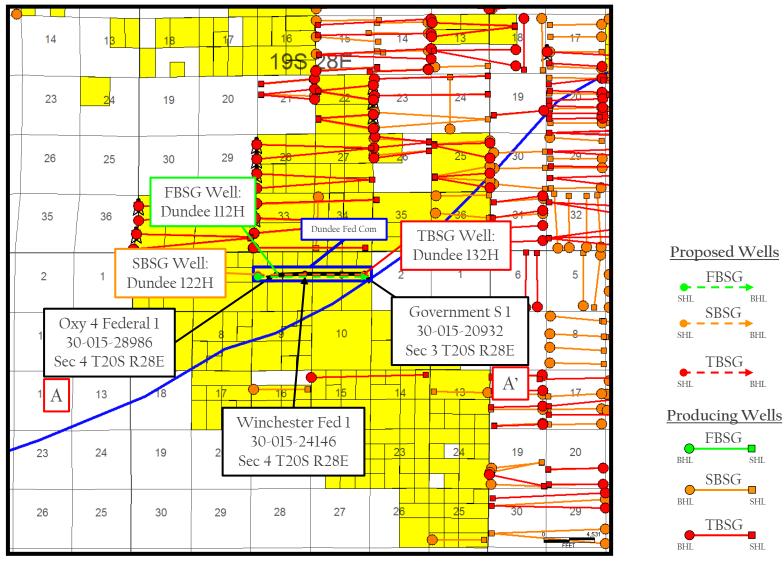




Colgate Operating, LLC Case No. 22827 Exhibit B-2







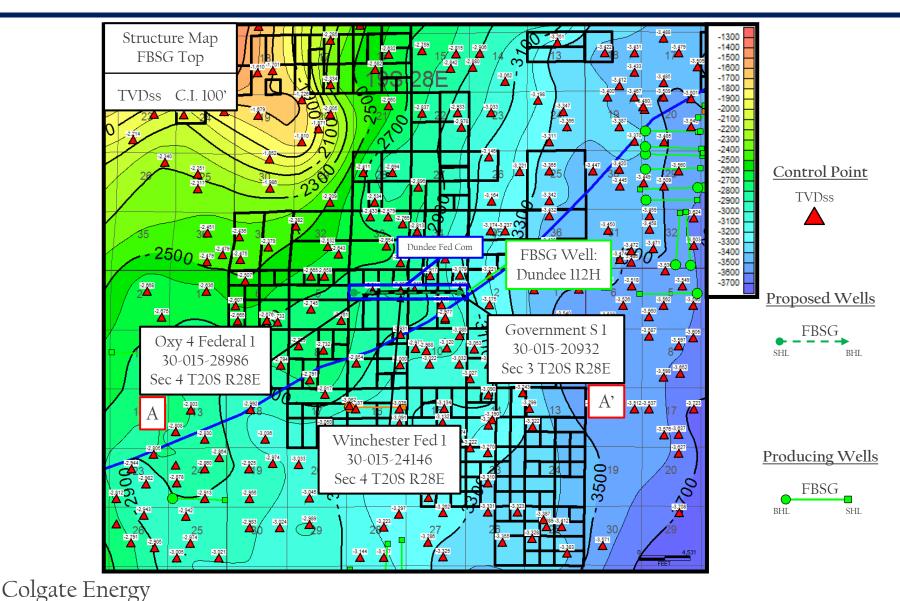
Colgate Energy

SHL

Colgate Operating, LLC Case No. 22827 Exhibit B-3

Exhibit B-3

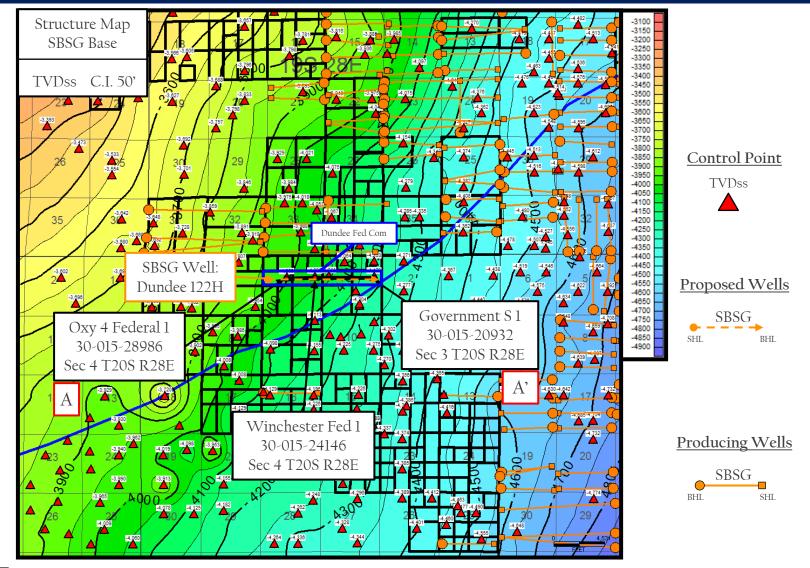




Colgate Operating, LLC Case No. 22827 Exhibit B-4

Exhibit B-4



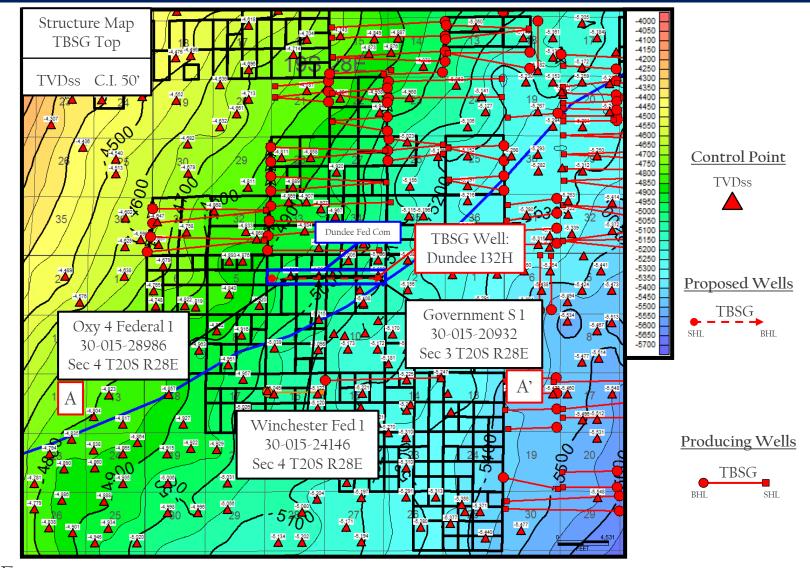


Colgate Energy

Colgate Operating, LLC Case No. 22827 Exhibit B-5

Exhibit B-5





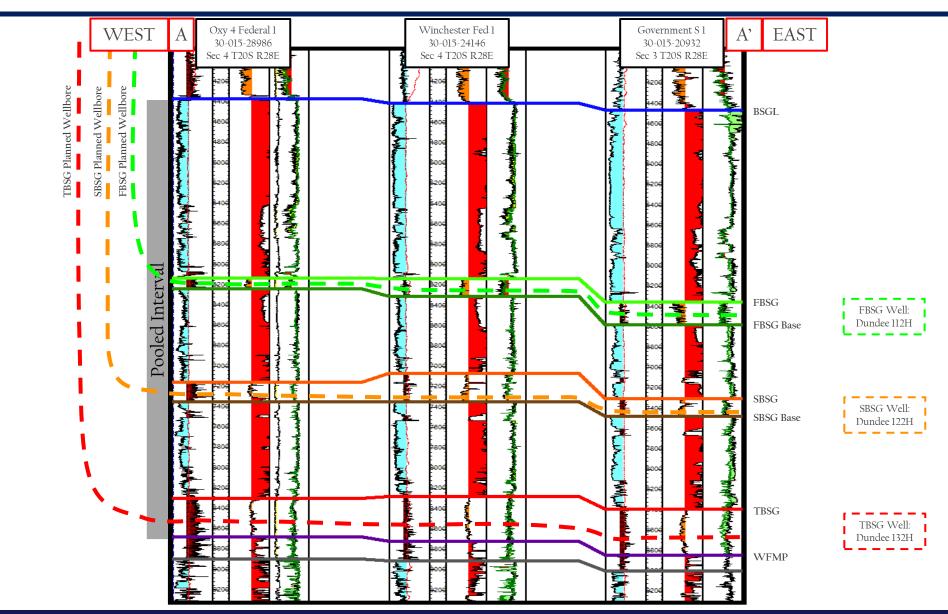
Colgate Energy

Sterirettural: ©2038:254001 A-A' Dundee 4 Fed Com 112H, 122H, 132H

Colgate Operating, LLC Case No. 22827 Exhibit B-6

Exhibit B-6



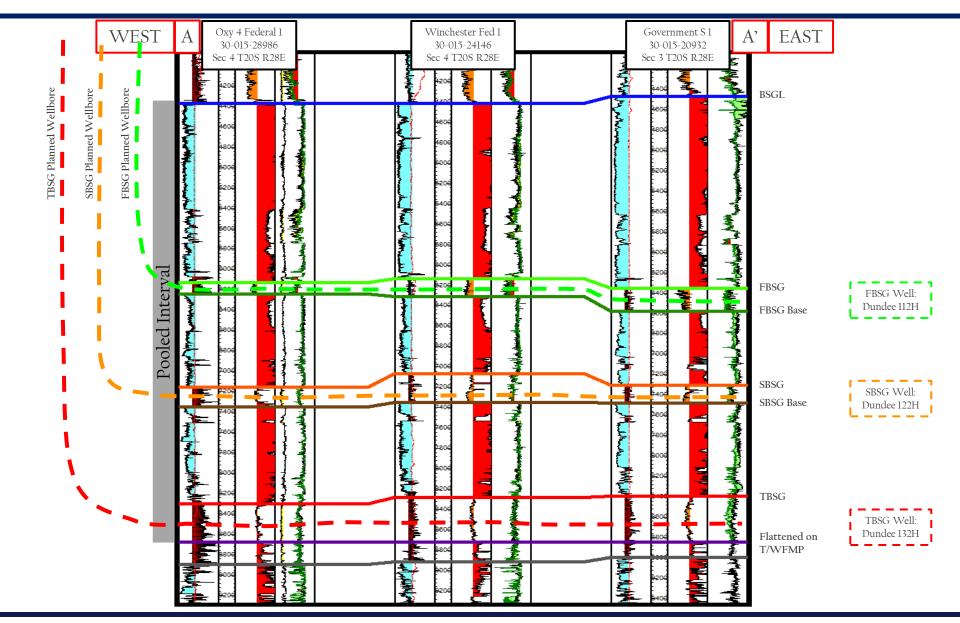


Strateigraphie Cross Section A-A' Dundee 4 Fed Com 112H, 122H, 132H

Colgate Operating, LLC Case No. 22827 Exhibit B-7

Exhibit B-7



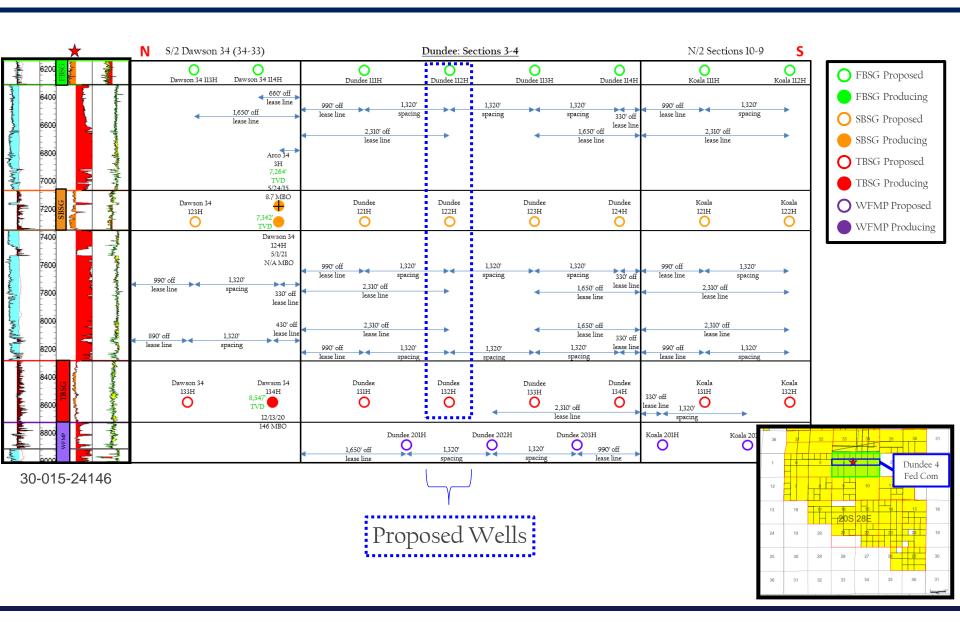


# Cretiv Bar PEP I YEVER 6 3 1118 FM Plan Dundee 4 Fed Com 112H, 122H, 132H

Colgate Operating, LLC Case No. 22827 Exhibit B-8







APPLICATIONS OF COLGATE OPERATING, LLC FOR COMPULSORY POOLING, EDDY COUNTY, NEW MEXICO.

**CASE NO. 22827** 

### SELF-AFFIRMED STATEMENT OF DANA S. HARDY

- I am attorney in fact and authorized representative of Colgate Operating LLC, the Applicant herein.
- 2. I am familiar with the Notice Letter attached as **Exhibit C-1** and caused the Notice Letter to be sent to the parties set out in the chart attached as **Exhibit C-2**.
- 3. The above-referenced Application was provided, along with the Notice Letters, to the recipients listed in Exhibit C-2.
- 4. Exhibit C-2 also provides the date each Notice Letter was sent and the date each return was received.
- 5. Copies of the certified mail green cards and white slips are attached as **Exhibit C-3** as supporting documentation for proof of mailing and the information provided on Exhibit C-2.
- 6. On May 18, 2022, I caused a notice to be published to all interested parties in the Carlsbad Current Argus. An Affidavit of Publication from the Legal Clerk of the Carlsbad Current Argus, along with a copy of the notice publication, is attached as **Exhibit C-4**.

> Colgate Operating, LLC Case No. 22827 Exhibit C



## 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

May 12, 2022

### <u>VIA CERTIFIED MAIL</u> RETURN RECEIPT REQUESTED

#### TO ALL PARTIES ENTITLED TO NOTICE

Re: Case No. 22827 – Applications of 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 **June 2**, **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: <a href="https://www.emnrd.nm.gov/ocd/hearing-info/">https://www.emnrd.nm.gov/ocd/hearing-info/</a>. 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 (<a href="https://www.apps.emnrd.state.nm.us/ocd/ocdpermitting/">https://www.apps.emnrd.state.nm.us/ocd/ocdpermitting/</a>) 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 Mark Hadjik at 432-257-3886 if you have any questions about this matter.

Sincerely,

/s/ Dana S. Hardy

Dana S. Hardy

Enclosure

Colgate Operating, LLC Case No. 22827 Exhibit C-1

PO BOX 10 ROSWELL, NEW MEXICO 88202 575-622-6510 (FAX) 575-623-9332

PO BOX 2068 SANTA FE, NEW MEXICO 87504 505-982-4554 (FAX) 505-982-8623 7601 JEFFERSON ST NE • SUITE 180 ALBUQUERQUE, NEW MEXICO 87109 505-858-8320 (FAX) 505-858-8321



### 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

May 12, 2022

### <u>VIA CERTIFIED MAIL</u> RETURN RECEIPT REQUESTED

### TO OVERRIDING ROYALTY INTEREST OWNERS SUBJECT TO NOTICE

Re: Case Nos. 22824, 22825, 22826, 22827, 22828, 22829, 22830, 22831, 22834 -

Applications of 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 **June 2**, **2022** beginning at 8:15 a.m.

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Please do not hesitate to contact Mark Hadjik at 432-257-3886 if you have any questions about this matter.

Sincerely,

/s/ Dana S. Hardy

Dana S. Hardy

Enclosure

PO BOX 10 ROSWELL, NEW MEXICO 88202 575-622-6510 (FAX) 575-623-9332

PO BOX 2068 SANTA FE, NEW MEXICO 87504 505-982-4554 (FAX) 505-982-8623 7601 JEFFERSON ST NE • SUITE 180 ALBUQUERQUE, NEW MEXICO 87109 505-858-8320 (FAX) 505-858-8321

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

Case No. 22827

#### NOTICE LETTERS

| PARTY   | NOTICE LETTER SENT | RETURN RECEIVED    |
|---|--------------------|--------------------|
| Edward O Bufkin JR  | 05/13/22           | 06/15/22 Return to |
| 3724 Wooded Creek Dr  |                    | Sender             |
| Farmers Branch, TX 75244  |                    | Vacant             |
| C & J Investments<br>101 E Lohman Ave<br>Las Cruces, NM 88001                     | 05/13/22           | 05/18/22           |
| Charles W. Seltzer Trust<br>214 W. Texas, Suite 509<br>Midland, Texas 79701       | 05/13/22           | 05/18/22           |
| COG Operating LLC<br>600 W Illinois Ave<br>Midland, TX 79701                      | 05/13/22           | 05/25/22           |
| Estate of Don Hoffman<br>c/o Donna Pharies<br>1408 E 10th St<br>Clovis, NM 88101  | 05/13/22           | 05/26/22           |
| Estate of Don Hoffman<br>6550 43rd St Unit 1000-216<br>Lubbock TX 79407           | 05/13/22           | 05/25/22           |
| Karen Ralston Slade Revocable<br>Trust<br>P.O. Box 210188<br>Bedford, Texas 76095 | 05/13/22           | 06/01/22           |
| Kirk & Sweeney Ltd. Co<br>PO Box 2125<br>Roswell, NM 88202                        | 05/13/22           | 05/20/22           |
| Michelle A. Rubin Trust<br>8718 Hamlin<br>Skokie, Illinois 60076                  | 05/13/22           | 06/01/22           |

Colgate Operating, LLC Case No. 22827 Exhibit C-2

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

Case No. 22827

## NOTICE LETTERS

| PARTY                        | NOTICE LETTER SENT | RETURN RECEIVED |
|------------------------------|--------------------|-----------------|
| Michael J. Neitzel           | 05/13/22           | 05/25/22        |
| 5220 Spring Valley Ste 510,  |                    |                 |
| Dallas, TX 75254             |                    |                 |
|                              |                    |                 |
| Samuel Max Mordka Trust      | 05/13/22           | 06/01/22        |
| 2652 Asbury Avenue           |                    | No Signature.   |
| Evanston, Illinois 60201     |                    |                 |
|                              |                    |                 |
| Shauna Seltzer Redwine Trust | 05/13/22           | 05/25/22        |
| 4406 San Carlos Drive        |                    |                 |
| Dallas, Texas 75205          |                    |                 |
|                              |                    |                 |

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

Case Nos. 22824-22831, & 22834

| PARTY                              | NOTICE LETTER SENT | RETURN RECEIVED          |
|------------------------------------|--------------------|--------------------------|
| Adventure Exploration L.P.         | 05/13/22           | Per USPS Tracking:       |
| P.O. Box 11354                     |                    |                          |
| Midland, TX 79702                  |                    | In Transit to Next       |
|                                    |                    | Facility as of 05/21/22. |
| Pete Balog, Trustee of the Balog   | 05/13/22           | 05/20/22                 |
| Family Trust dated August 15,      |                    |                          |
| 2002                               |                    |                          |
| 25812 South Danford Dr             |                    |                          |
| Sun Lake, AZ 85248                 |                    |                          |
| John P. Conn and Eileen C. Knecht  | 05/13/22           | 05/25/22                 |
| 19764 Lexington Dr                 |                    |                          |
| Biloxi, MS 39532                   |                    |                          |
| Shelley Schutz Dominguez           | 05/13/22           | 05/25/22                 |
| 725 Live Oak                       |                    |                          |
| El Paso, TX 79932                  |                    |                          |
| Energy Properties Limited, L.P.    | 05/13/22           | 06/01/22                 |
| PO Box 51408                       |                    |                          |
| Casper, WY 82605                   |                    |                          |
| FFF, Inc.                          | 05/13/22           | Per USPS Tracking:       |
| 2307 Stagecoach Dr                 |                    |                          |
| Las Cruces, NM 88011               |                    | Delivered, left with an  |
|                                    |                    | individual on 05/16/22.  |
| Frannifin Minerals, LLC            | 05/13/22           | 05/20/22                 |
| PO Box 13128                       |                    |                          |
| Las Cruces, NM 88013               |                    |                          |
| Natalie V. Hanagan                 | 05/13/22           | 06/07/22                 |
| 1922 18th Ave West                 |                    |                          |
| Williston, ND 58801                |                    |                          |
| Robert W. Hanagan                  | 05/13/22           | 06/01/22                 |
| PO Box 750                         |                    |                          |
| Big Horn, WY 82833                 |                    |                          |
| Michael D. Hayes and Kathryn A.    | 05/13/22           | 05/18/22                 |
| Hayes, as Co-Trustees of the Hayes |                    |                          |
| Revocable Trust                    |                    |                          |
| 3608 Meadowridge Lane              |                    |                          |
| Midland, TX 79707                  |                    |                          |
|                                    |                    |                          |
|                                    |                    |                          |

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

Case Nos. 22824-22831, & 22834

| William N. Heiss and Susan E.<br>Heiss, Co-Trustees of the William<br>N. Heiss Profit Sharing Plan<br>PO Box 2944<br>Casper, WY 82602 | 05/13/22 | 05/25/22                |
|---|----------|-------------------------|
| Hutchings Oil Company   | 05/13/22 | 05/25/22                |
| PO Box 1216   |          |                         |
| Albuquerque, NM 87103   |          |                         |
| JAB Investments, Inc.   | 05/13/22 | Per USPS Tracking:      |
| 612 W Plains Ave  |          |                         |
| Clovis, NM 88101  |          | Delivered, left with an |
|   |          | individual on 05/20/22. |
| JB & PDIII Partners, LLC  | 05/13/22 | 05/25/22                |
| P.O. Box 1811   |          |                         |
| Midland, TX 79702   |          |                         |
| Long, LLC   | 05/13/22 | 05/31/22 Return to      |
| 215 South State St #100   |          | sender. Vacant.         |
| Salt Lake City, UT 84111  |          |                         |
| Lowe Royalty Partners, LP   | 05/13/22 | 05/25/22                |
| 1717 W. 6th Street, Suite 470   |          |                         |
| Austin, Texas 78703   |          |                         |
| MKL Minerals LLC  | 05/13/22 | 05/18/22                |
| 1901 Ward   |          |                         |
| Midland, TX 79705   |          |                         |
| MW Oil Investment Company Inc.  | 05/13/22 | 05/25/22                |
| 2307 Stagecoach Dr  |          |                         |
| Las Cruces, NM 88011  |          |                         |
| MAP 98A-OK, an Oklahoma   | 05/13/22 | 05/20/22                |
| general partnership   |          |                         |
| 101 North Robinson, Suite 1000  |          |                         |
| Oklahoma City, OK 73102-5514  | 05/12/22 | 05/25/22                |
| MAP 98B-NET, a Texas general  | 05/13/22 | 05/25/22                |
| partnership   |          |                         |
| 101 North Robinson, Suite 1000  |          |                         |
| Oklahoma City, OK 73102-5514  | 05/13/22 | 05/25/22                |
| Merrick Properties, LLC<br>P.O. Box 144   | 03/13/22 | 03/23/22                |
| P.O. Box 144<br>Midland, TX 79702   |          |                         |
| IVIIIIIIIII, IA 19102   |          |                         |

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

Case Nos. 22824-22831, & 22834

| Stephen T. Mitchell              | 05/13/22   | 06/02/22                |
|----------------------------------|------------|-------------------------|
| 6212 Homestead Blvd              |            |                         |
| Midland, TX 79707                | 0.7/1.0/00 | 0.7/1.0/22              |
| Monarch Oil and Gas Inc.         | 05/13/22   | 05/18/22                |
| PO Box 1473                      |            |                         |
| Roswell, NM 88202                |            |                         |
| Robin L. Morgan                  | 05/13/22   | 05/18/22                |
| 135 Cottonwood Rd                |            |                         |
| Artesia, NM 88210                | 0.7/10/20  |                         |
| Motowi, LLC                      | 05/13/22   | Per USPS Tracking:      |
| 2307 Stagecoach Dr               |            |                         |
| Las Cruces, NM 88011             |            | Delivered, left with an |
|                                  | 0.7/10/20  | individual on 05/16/22. |
| Mark B. Murphy, Trustee of the   | 05/13/22   | 05/18/22                |
| Mark B. Murphy Irrevocable Trust |            |                         |
| under Trust Agreement dated      |            |                         |
| December 11, 2012                |            |                         |
| PO Drawer 1030                   |            |                         |
| Roswell, NM 88202                | 0.7/1.0/00 | 0.7/1.0/20              |
| Susan S. Murphy, Trustee of the  | 05/13/22   | 05/18/22                |
| Susan S. Murphy Marital Trust    |            |                         |
| under Trust Agreement dated      |            |                         |
| November 15, 2012                |            |                         |
| 706 Brazos St.                   |            |                         |
| Roswell, NM 88201                | 0.7/1.0/00 | 0.7/20/20               |
| Nuevo Seis, Limited Partnership  | 05/13/22   | 05/20/22                |
| PO Box 2588                      |            |                         |
| Roswell, NM 82202                | 05/12/22   | 05/05/02                |
| OGI, Inc.                        | 05/13/22   | 05/25/22                |
| PO Box 5686                      |            |                         |
| Pagosa Springs, CO 81147         | 0.7/1.0/00 | 0.7/0.7/0.0             |
| PDIII Exploration, LTD.          | 05/13/22   | 05/25/22                |
| P.O. Box 871                     |            |                         |
| Midland, Texas 79702             | 05/12/22   | 05/05/02                |
| Paul Davis, Ltd.                 | 05/13/22   | 05/25/22                |
| P.O. Box 871                     |            |                         |
| Midland, TX 79702                |            |                         |

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

Case Nos. 22824-22831, & 22834

| Qualia Interests, LLC PO Box 991      | 05/13/22 | 05/25/22                                    |
|---------------------------------------|----------|---|
| Midland, TX 79702                     |          |   |
| ROEC, Inc                             | 05/13/22 | 06/01/22 Return rec'd                       |
| 528 Corona St.                        |          | 06/20/22 D                                  |
| Denver, CO 80209                      |          | 06/28/22 Return to<br>Sender Rec'd – not at |
|                                       |          | this address                                |
| Realtimezone, Inc.                    | 05/13/22 | 05/20/22                                    |
| PO Box 1834                           | 03/13/22 | 03/20/22                                    |
| Roswell, NM 88202                     |          |   |
| S & E Royalty, LLC                    | 05/13/22 | 06/01/22                                    |
| 8470 West 4th Ave                     |          |   |
| Lakewood, CO 80226                    |          |   |
| Michelle R. (Hannifin) Sandoval       | 05/13/22 | Per USPS Tracking:                          |
| PO Box 131570                         |          | _   |
| Carlsbad, CA 92013                    |          | In Transit to Next                          |
|                                       |          | Facility as of 05/20/22.                    |
| Scott Exploration, Inc.               | 05/13/22 | 05/20/22                                    |
| PO Box 1834                           |          |   |
| Roswell, NM 88202                     |          |   |
| Harold Scott                          | 05/13/22 | 05/20/22                                    |
| 12025 N 1878 Rd                       |          |   |
| Sayre, OK 73662-7601                  |          |   |
| Robin K. Shackelford                  | 05/13/22 | Per USPS Tracking:                          |
| 108 Paradise Canyon                   |          |   |
| Ruidoso, NM 88345                     |          | Delivered, left with an                     |
| C I Cl1161                            | 05/12/22 | individual on 05/16/22.                     |
| Sam L. Shackelford<br>1096 Mechem Dr. | 05/13/22 | 05/25/22                                    |
| Ruidoso, NM 88211                     |          |   |
| Elizabeth Sherman Shelton, as         | 05/13/22 | 06/16/22                                    |
| Trustee of the Prescott A. Sherman    | 03/13/22 | Return to sender.                           |
| Grandchildren's Trust for the         |          | Unclaimed.                                  |
| benefit of Amy Shelton Murrell        |          | Chemine.                                    |
| 315 N Orchard Ln                      |          |   |
| Covington, LA 70433                   |          |   |
|                                       |          |   |

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

Case Nos. 22824-22831, & 22834

| Elizabeth Sherman Shelton, as      | 05/13/22 | 06/16/22                |
|------------------------------------|----------|-------------------------|
| Trustee of the Prescott A. Sherman |          |                         |
| Grandchildren's Trust for the      |          | Return to sender.       |
| benefit of Cristina Elizabeth      |          | Unclaimed.              |
| Shelton                            |          |                         |
| 315 N Orchard Ln                   |          |                         |
| Covington, LA 70433                |          |                         |
| Stelaron, Inc.                     | 05/13/22 | 06/01/22                |
| P.O. Box 7787                      |          |                         |
| Amarillo, Texas 79114              |          |                         |
| Stephens Enterprises               | 05/13/22 | 05/20/22                |
| 1001 Saunders Dr, Roswell          |          |                         |
| NM, 88201-1042                     |          |                         |
| Doris R. Stinson                   | 05/13/22 | 06/21/22                |
| 30 SKP Ranch RD 33                 |          | Return to sender.       |
| Lakewood, NM, 88254                |          |                         |
| Tar Creek, LLC                     | 05/13/22 | 05/25/22                |
| 2217 Cardinal Road                 |          |                         |
| Ardmore, OK 73401                  |          |                         |
| John Kyle Thoma, Trustee of the    | 05/13/22 | 06/02/22                |
| Cornerstone Family Trust           |          |                         |
| PO Box 558                         |          |                         |
| Peyton, Colorado 80831             |          |                         |
| Sandra Thoma                       | 05/13/22 | 06/15/22                |
| 789 West Hells Gate                |          | Return to sender.       |
| Strawn, TX 76475                   |          |                         |
| Trinity Royalty Holdings I LP      | 05/13/22 | Per USPS Tracking:      |
| 1330 Post Oak Blvd Ste 1888        |          |                         |
| Houston, TX 77056                  |          | Delivered, left with an |
|                                    |          | individual on 05/17/22. |
| Valorie F. Walker, Trustee of the  | 05/13/22 | 06/10/22                |
| Jack V. Walker Revocable Trust     |          | Return to sender.       |
| under Trust Agreement dated May    |          |                         |
| 21, 1981                           |          |                         |
| 4151 Woronzof Dr.                  |          |                         |
| Anchorage, AK 99517                |          |                         |
|                                    |          |                         |
|                                    |          |                         |

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

Case Nos. 22824-22831, & 22834

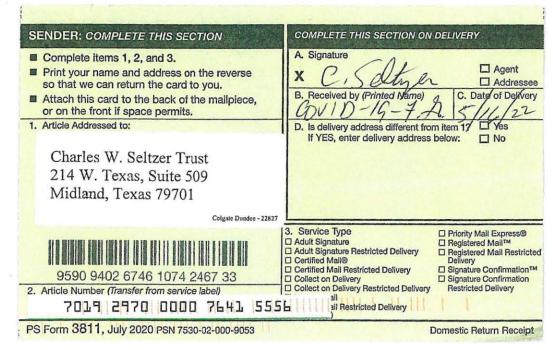
| Wambaugh Exploration LLC | 05/13/22 | Per USPS Tracking:      |
|--------------------------|----------|-------------------------|
| 4747 RESEARCH FOREST DR  |          |                         |
| STE 410                  |          | Delivered, left with an |
| THE WOODLANDS, TX 77381- |          | individual on 05/17/22. |
| 4903                     |          |                         |

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|      | Return Receipt (electronic) \$   Pastmark   |
| 2970 | Postage<br>\$   |
|      | Total Postage and Fees S  |
| 7014 | Sent To  C & J Investments  101 E Lohman Ave Las Cruces, NM 88001                           |
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| C & J Investments<br>101 E Lohman Ave<br>Las Cruces, NM 88001  |  |  |
| 9590 9402 6746 1074 2467 26  | □ Adult Signature     □ Adult Signature Restricted Delivery     □ Certified Mail®     □ Certified Mail Restricted Delivery     □ Collect on Delivery | ☐ Priority Mail Express®☐ Registered Mail™☐ Registered Mail Restricted Delivery☐ Signature Confirmation™☐ Signature Confirmation |
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Colgate Operating, LLC Case No. 22827 Exhibit C-3

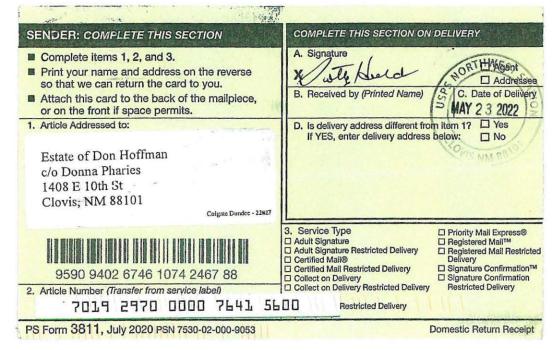
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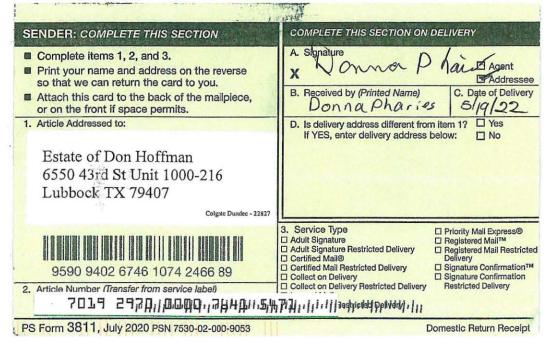




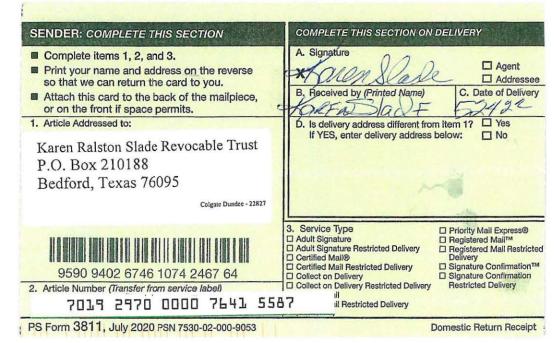




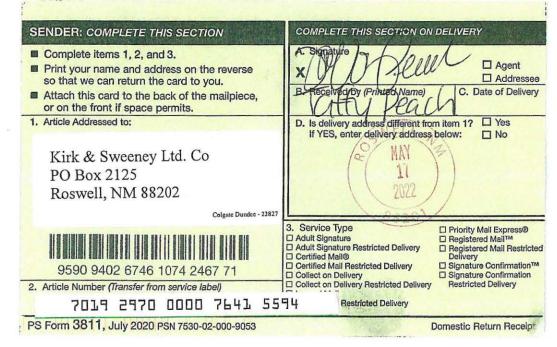




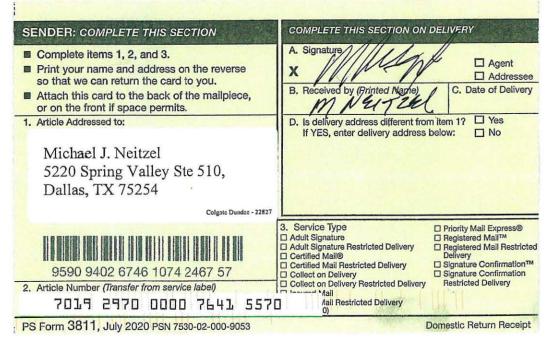




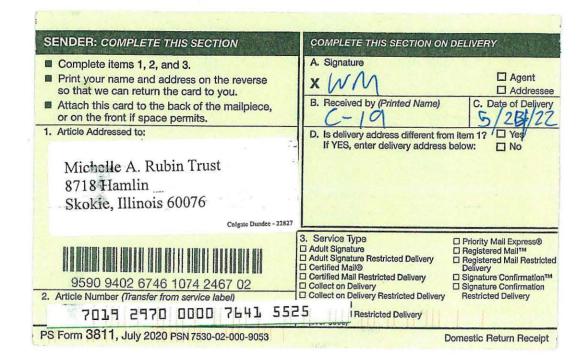








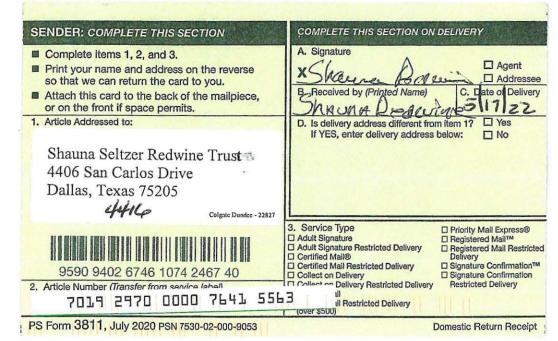
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| 9590 9402 6746 1074 2466 96 2. Article Number (Transfer from service label)   | 3. Service Type  |
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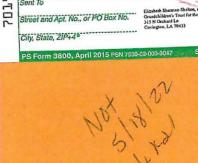
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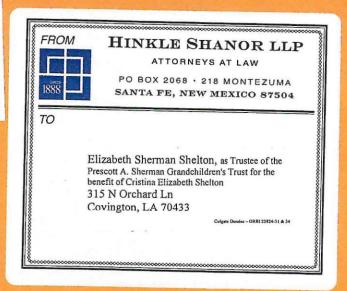
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FROM
HINKLE SHANOR LLP

ATTORNEYS AT LAW

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SANTA FE, NEW MEXICO 87504

TO

Elizabeth Sherman Shelton, as Trustee of the
Prescott A. Sherman Grandchildren's Trust for the
benefit of Amy Shelton Murrell
315 N Orchard Ln
Covington, LA 70433

Calgate Danalog - ORRI 221724-31 A 34

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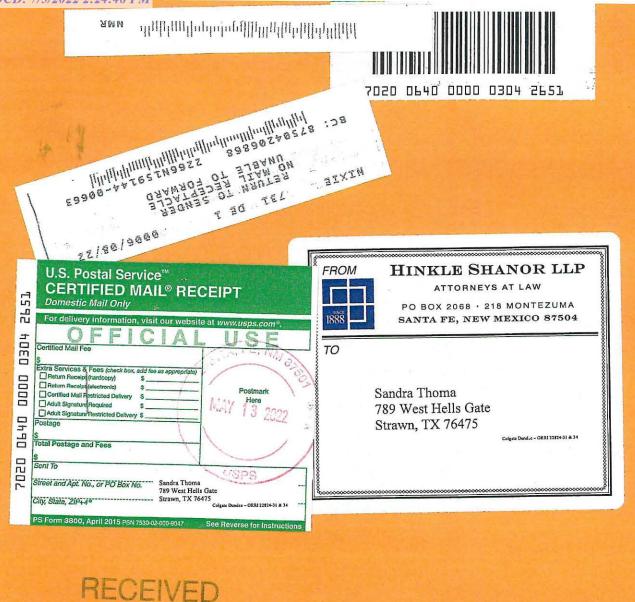
Page 69 of 112

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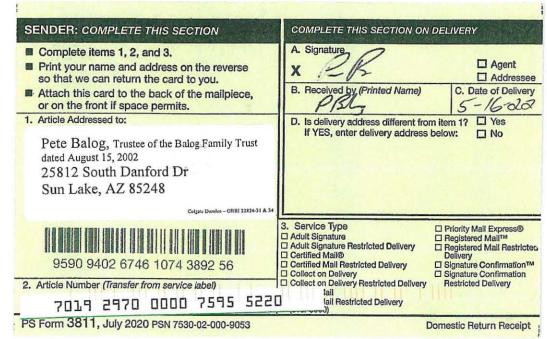




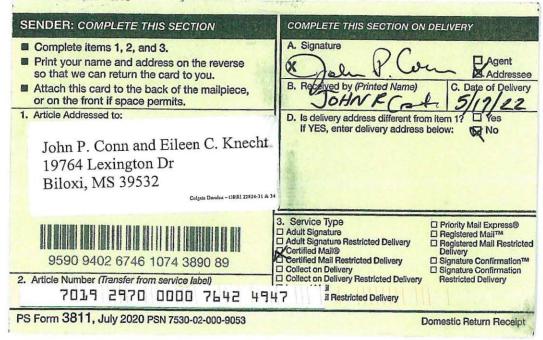








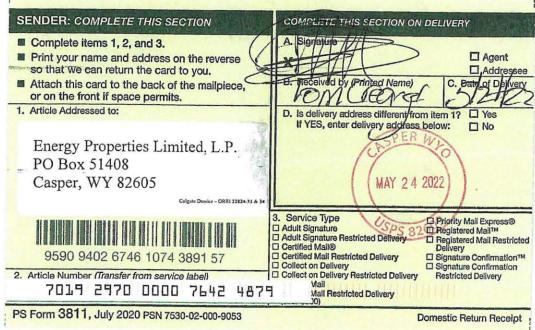




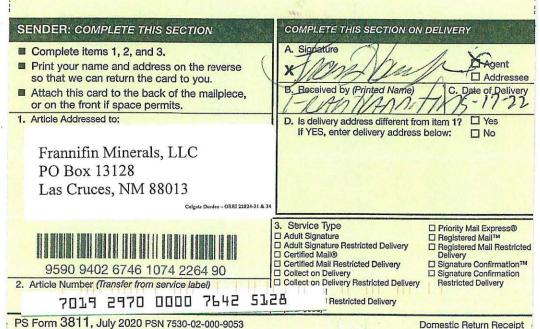


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| El Paso, TX 79932  |  |
| Colgsic Dundec - ORRI 22824-31 & 24  |  |
| 9590 9402 6746 1074 3890 58  | 3. Service Type  □ Adult Signature □ Adult Signature Restricted Delivery □ Certified Mail@ □ Certified Mail Restricted Delivery □ Collect on Delivery □ Collect on Delivery Restricted Delivery □ Collect on Delivery Restricted Delivery  |
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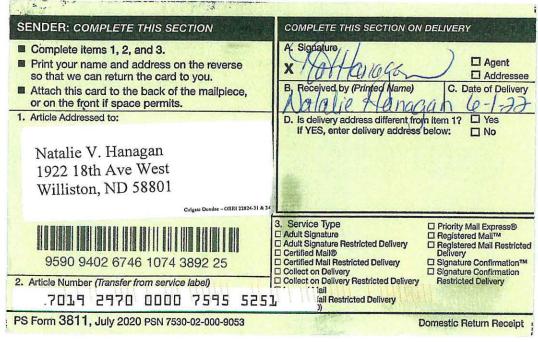




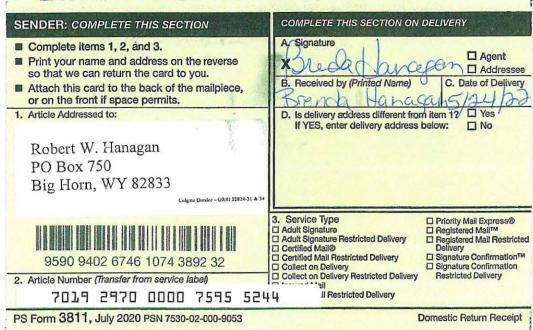




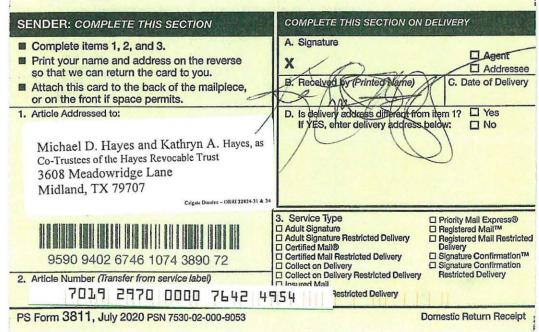




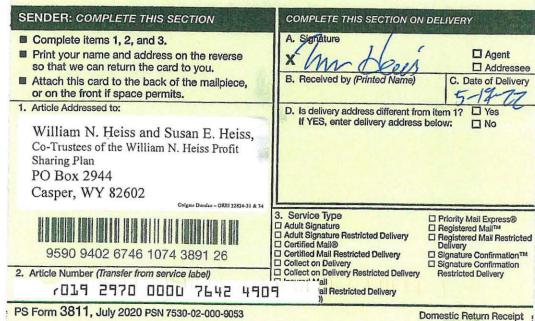




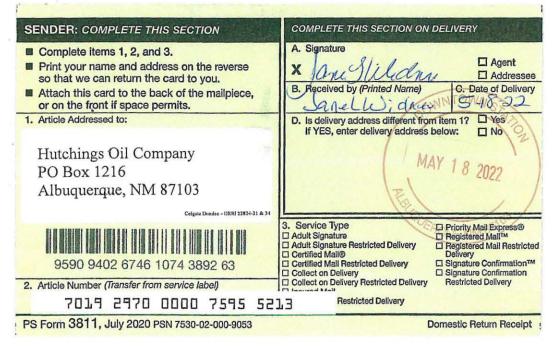




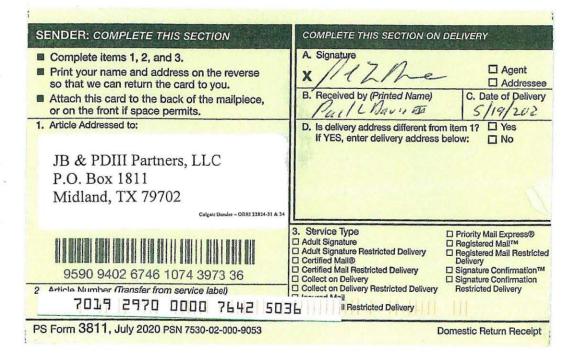




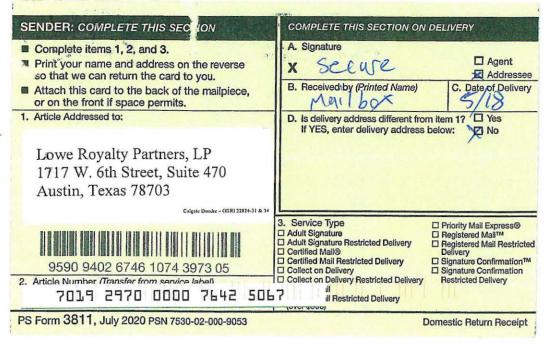




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| 0262 | Adult Signature Restricted Delivery \$   |
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| 7019 | Sine and Apt. No., or PO Box No.  Street and Apt. No., or PO Box No.  Midland, TX 79702                              |
|      | Collegis Durales - ORRI 22724-31 & 34  PS Form 3800, April 2015 PSN 7580-02-000-9047  See Reverse for Instruction    |
|      | PS Form 3800, April 2013 F3X 7355 32 375 3   |



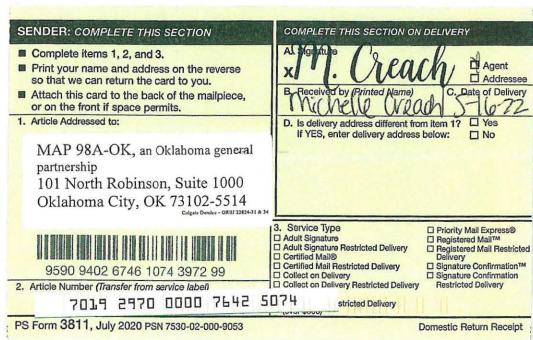








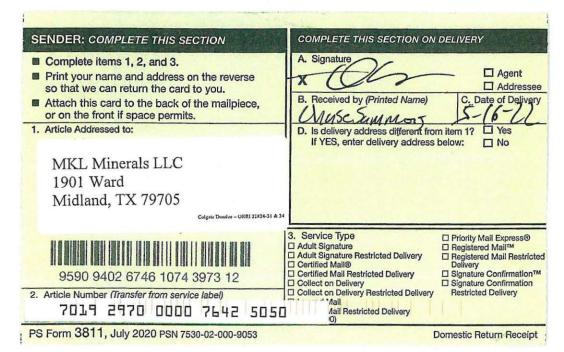








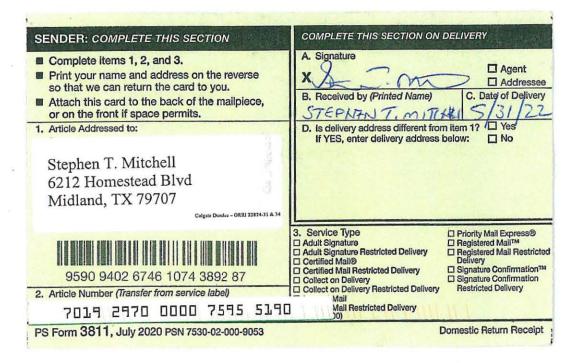
|                     | U.S. Postal Service™ CERTIFIED MAIL® RECEIPT  Domestic Mail Only  |
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| 2970 0000 7642 5050 | Certified Mail Fee  Extra Services & Fees (check box, add fee as appropriate)  Return Receipt (lardcopy)  Return Receipt (electronic)  Certified Mail Restricted Delivery  Adult Signature Restricted Delivery  Postage  Total Postage and Fees |
| 7019 2              | \$ Sent To  MKL Minerals LLC  1901 Ward Midland, TX 79705  City, State, ZIP+4*  PS Form 3800, April 2015 PSN 7530-02-000-9047  See Reverse for Instructions   |



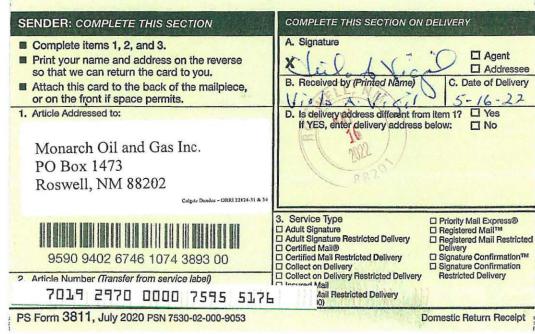


| SENDER: COMPLETE THIS SECTION  | COMPLETE THIS SECTION ON DELIVERY  |
|--|--|
| <ul> <li>Complete items 1, 2, and 3.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailplece, or on the front if space permits.</li> <li>1. Article Addressed to:</li> <li>Merrick Properties, LLC</li> <li>P.O. Box 144</li> <li>Midland, TX 79702</li> </ul> | A. Signature  X  Agent  Addresses  B. Réceived by (Printed Name)  C. Date of Delivery  D. Is delivery address different from item 1?  If YES, enter delivery address below:  |
| Colgate Dundee - ORRI 22824-31 & 34  |  |
| 9590 9402 6746 1074 3973 29  2. Article Number Transfer from service labell 7019 2970 0000 7642 50   | 3. Service Type  □ Adult Signature □ Adult Signature Restricted Delivery □ Certified Mail® □ Collect on Delivery □ Collect on Delivery □ Collect on Delivery Restricted Delivery |

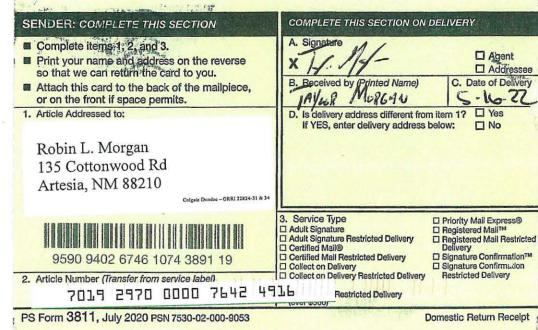
| 06                  | U.S. Postal Service™<br>CERTIFIED MAIL® RECEIPT<br>Domestic Mail Only  |   |
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| 2970 0000 7595 5190 | For delivery information, visit our website at www.usps.com®.  Certified Mail Fee \$  Extra Services & Fees (check box, add 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  \$ | ) |
| -                   | Stephen T. Mitchell   6212 Homestead Blvd   Midland, TX 79707  |   |



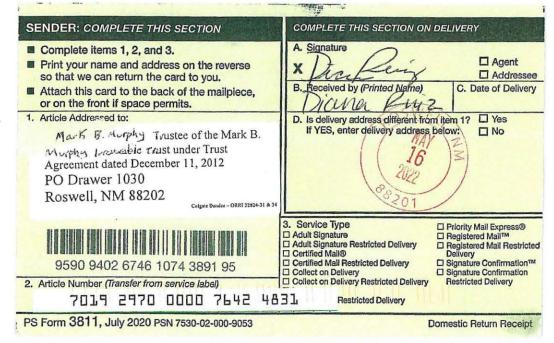




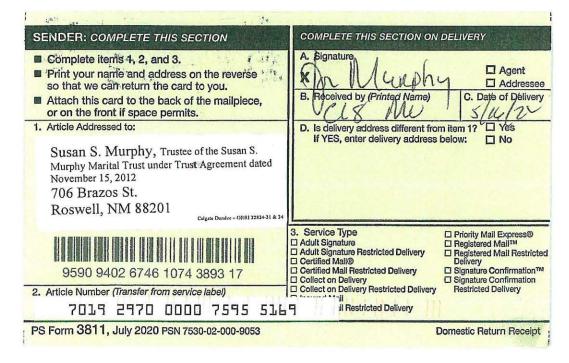








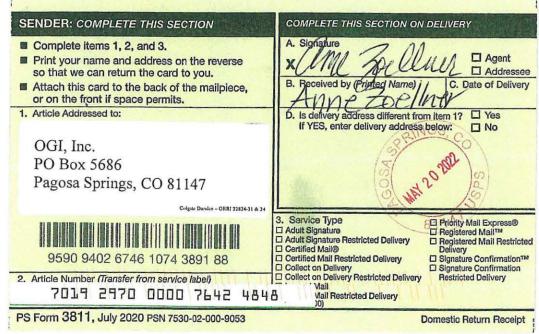
|   | Domestic Mail Only  |
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|   | For delivery information, visit our website at www.usps.com®.   |
|   | OFFICIAL USE  |
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|   | Sent To   |
| 1 | Susan S. Murphy, Trustee of the Susan S. Murphy Street and Apt. No., or PO Box No. Marital Trust under Trust Agreement dated November |
| 3 | Street and Apt. No., or PO Box No.  Marital Trust under Trust Agreement dated November 15, 2012                                       |
| • | 706 Brazos St.  |
| - | 706 Brazos St. Roswell, NM 88201 Colgate Dundee - ORRI 22824-31 & 34  |







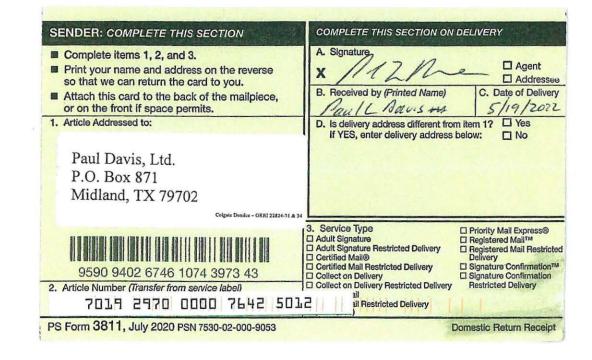








| ru<br> | U.S. Postal Service™ CERTIFIED MAIL® RECEIPT  Domestic Mail Only   |
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| 5075   | For delivery information, visit our website at www.usps.com <sup>a</sup> .   |
| 7642   | Certified Mail Fee \$ Extra Services & Fees (check box, add fee as appropriate)  |
| 0000   | Extra Services & Fees (check bax, add fee as appropriate)    Return Receipt (lectronic) \$   Postmark   Certified Mail Restricted Delivery \$   Adult Signature Required \$   Adult Signature Restricted Delivery \$ |
| 2970   | Postage \$ Total Postage and Fees  |
| 7019   | Sent To Street and Apt. No., or PO Box No. Paul Davis, Ltd. P.O. Box 871   |
| o=16   | City, State, ZIP+4 Midland, TX 79702 Colgate Dunder - ORRI 22824-31 & 34  PS Form 3800, April 2015 PSN 7530-02-000-9047. See Reverse for Instructions  |







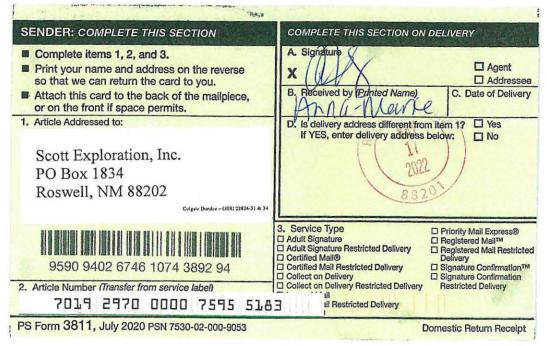




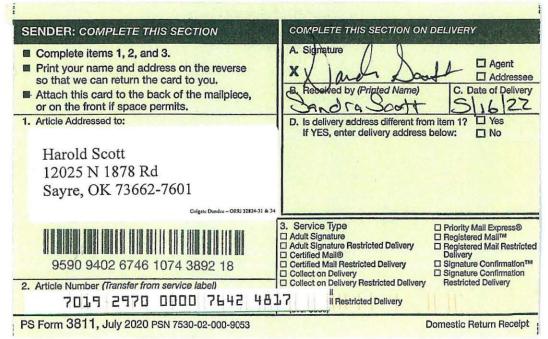




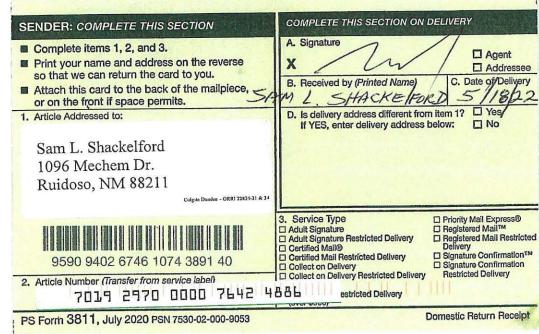




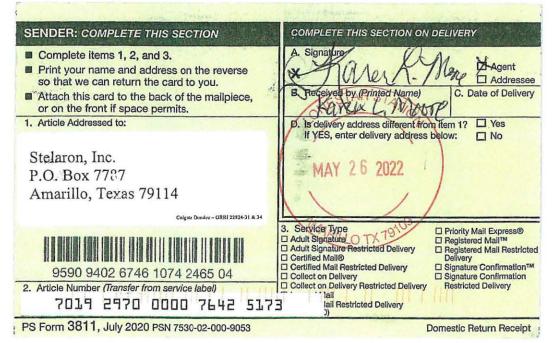




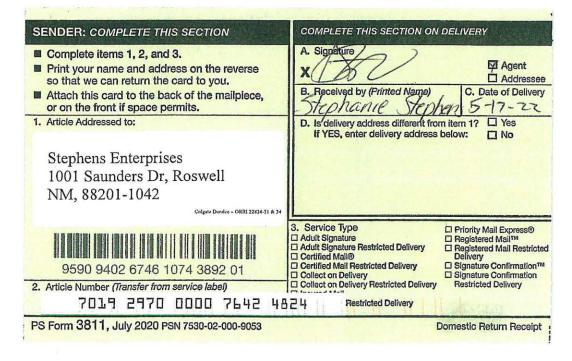




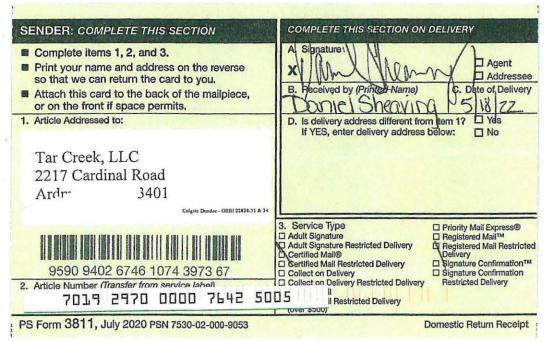




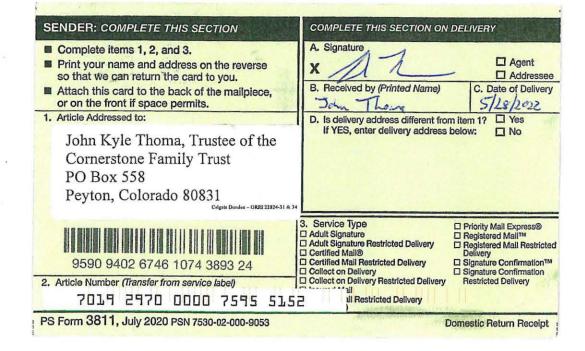








| J     | CERTIFIED MAIL® RECEIPT  Domestic Mail Only  |
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| 7     | For delivery information, visit our website at www.usps.com®.  |
| ם כ   | Certified Mail Fee \$ Extra Services & Fees (check box, add fee as appropriate)  |
|       | Return Receipt (hardcopy) \$     Return Receipt (electronic) \$     Cartified Meil Restricted Delivery \$     Adult Signature Required \$     Adult Signature Restricted Delivery \$     Adult Signature Restricted Delivery \$     Adult Signature Restricted Delivery \$ |
| 2     | Postage<br>\$<br>Total Postage and Fees  |
| 7     | \$ 1 1/323   |
| 7 7 7 | Sent To  John Kyle Thoma, Trustee of the Cornerstone Family Trust PO Box 558   |
| _     | City, State, ZIP+45 Peyton, Colorado 80831 Colgate Dundee - ORRI 22824-31 & 34   |



## Carlsbad Current Argus.

## Affidavit of Publication Ad # 0005261881 This is not an invoice

HINKLE SHANOR LLP POBOX 10

ROSWELL, NM 88202-0010

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:

05/18/2022

// Legal Clerk

Subscribed and sworn before me this May 18, 2022:

State of WI, County of Brown NOTARY PUBLIC

My commission expires

Ad # 0005261881 PO #: 5261881 # of Affidavits1

This is not an invoice

KATHLEEN ALLEN Notary Public State of Wisconsin

> Colgate Operating, LLC Case No. 22827 Exhibit C-4

This is to notify all interested parties, including COG Operating LLC; Estate of Don Hoffmann; Samuel Max Mordka Trust; Michael A. Rubin Trust; Edward O Bufkin Jr.; C&J Investments; Charles W. Seltzer Trust; Shauna Seltzer Redwine Trust; John Kyle Thoma, Trustee of the Cornerstone Family Trust; Susan S. Murphy, Trustee of the Susan S. Murphy, Trustee of the Susan S. Murphy Marital Trust under Trust Agreement dated November 15, 2021; Monarch Oil and Gas Inc.; Scott Exploration, Inc.; Stephen T. Mitchell; Qualia Interests, LLC; Hutchings Oil Company; Pete Balog, Trustee of the Balog Family Trust dated August 15, 2002; Valorie F. Walker, Trustee of the Jack V. Walker Revocable Trust under Trust Agreement date May 21, 1981; Robert W. Hanagan; Natalie V. Hanagan; Harold Scott; Stephens Enterprises; Mark B. Murphy, Trustee of the Mark B. Murphy, Trustee of the Mark B. Murphy, Trustee of the Mark B. Murphy, Irrustee of the William N. Heiss R. Stinson; Energy Properties Limited, L.P.; Sam L. Shackelford; Robin K. Shackelford; William N. Heiss and Susan E. Heiss, Co-Trustees of the William N. Heiss Profit Sharing Plan; Robin L. Morgan; Elizabeth S. Shelton, Trustee of the Elizabeth S. Shelton, Trustee of the Blizabeth S. Shelton, Trustee of the William N. Heiss Profit Sharing Plan; Robin L. Morgan; Elizabeth S. Shelton, Trustee of the William N. Heiss and Susan E. Heiss, Co-Trustees of the William N. Heiss and Susan E. Heiss, Co-Trustees of the William N. Heiss and Susan E. Heiss, Co-Trustee Of December 11, 2012; OGI, Inc.; ROEC, Inc.; Donin L. Morgan; Elizabeth S. Shelton, Trustee Of the Prescott A. Sherman Grand-children's Trust for the benefit of Amy Shelton Murrell; John P. Conn and Eileen C. Knecht; Michael D. Hayes and Kathryn A. Hayes, as Co-Trustees of the Hayes Revocable Trust; Trinity Royalty Huser, P. Map 98A-OK, an Oklahoma general partnership; Adventure Explor

tion in the SE/4 NE/4 (Unit H) of Section 3; and Dundee 4 Fed Com 132H well, which will be horizontally drilled from a surface hole location in Lot 1 of Section 5 to a bottom hole location in the SE/4 NE/4 (Unit H) of Section 3. 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 12 miles northeast of Carlsbad, New Mexico.