

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

**APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21294,
EDDY COUNTY, NEW MEXICO**

**CASE NO. 21828
ORDER NO. R-21294
(Re-Open)**

**APPLICATION OF COLGATE OPERATING LLC
TO NUNC PRO TUNC AMEND ORDER NO. R-21226,
EDDY COUNTY, NEW MEXICO**

**CASE NO. 21829
ORDER NO. R-21226
(Re-Open)**

CONSOLIDATED PRE-HEARING STATEMENT

Colgate Operating, LLC (“Colgate”) submits this Consolidated Pre-Hearing Statement for the above-referenced cases pursuant to the rules of the Oil Conservation Division.

APPEARANCES

APPLICANT

Colgate Operating, LLC

ATTORNEY

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Deana M. Bennett
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INTERESTED PARTY

Alpha Energy Partners, LLC

ATTORNEY

James Bruce
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STATEMENT OF CASES

In Case No. 21828, Colgate seeks an order from the Oil Conservation Division for the limited purposes of amending Order No. R-21294 to allow for a one-year extension of time to

commence drilling the wells under the Order. The Division issued Order No. R-21294 on April 28, 2020, which designated Colgate as the operator of the unit and the Silver Bar 35 Fed State Com 133H well; and pooled uncommitted interest owners in a 320-acre, more or less, Bone Spring horizontal spacing unit comprised of the N/2 S/2 of Section 35 and N/2 S/2 of Section 36, Township 19 South, Range 29 East, NMPM, Eddy County, New Mexico. The Order requires commencement of drilling the wells within one year of the date of the Order unless Colgate obtains an extension by an amendment of this Order for good cause shown. Good cause exists for Colgate’s request for an extension of time due to current market conditions.

In Case No. 21829, Colgate seeks an order from the Oil Conservation Division for the limited purposes of retroactively amending Order No. R-21226 to allow for a one-year extension of time to commence drilling the wells under the Order. Colgate asks that the order extending the time for drilling be entered *nunc pro tunc* effective as of the date this Application was filed. The Division issued Order No. R-21226 on April 4, 2020, which designated Colgate as the operator of the unit and the **Silver Bar 35 Fed State Com 134H** well; and pooled uncommitted interest owners in a 320-acre, more or less, Bone Spring horizontal spacing unit comprised of the S/2 S/2 of Section 35 and S/2 S/2 of Section 36, Township 19 South, Range 29 East, NMPM, Eddy County, New Mexico. The Order requires commencement of drilling the wells within one year of the date of the Order unless Colgate obtains an extension by an amendment of this Order for good cause shown. Good cause exists for Colgate’s request for an extension of time due to current market conditions.

PROPOSED EVIDENCE

APPLICANT:


<u>WITNESS</u>	<u>ESTIMATED TIME</u>	<u>EXHIBITS</u>
Mark Hajdik – Landman	Approx. 2 Minutes	Approx. 5

PROCEDURAL ISSUES

Colgate is aware of an entry of appearance by Alpha Energy Partners, LLC (“Alpha”) in these two cases, is in discussions with Alpha to reach a resolution in advance of the April 8th case, and intends to present its evidence by affidavit in the event matters are resolved with Alpha.

Respectfully submitted,

MODRALL, SPERLING, ROEHL, HARRIS
& SISK, P.A.

By: _____

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