

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

**APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21311,
EDDY COUNTY, NEW MEXICO**

**CASE NO. 21830
ORDER NO. R-21311
(Re-Open)**

**APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21312,
EDDY COUNTY, NEW MEXICO**

**CASE NO. 21831
ORDER NO. R-21312
(Re-Open)**

**APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21328,
EDDY COUNTY, NEW MEXICO**

**CASE NO. 21832
ORDER NO. R-21328
(Re-Open)**

**APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21329,
EDDY COUNTY, NEW MEXICO**

**CASE NO. 21833
ORDER NO. R-21329
(Re-Open)**

Examiner Docket: April 22, 2021

COLGATE EXHIBITS

**Black Diamond 34 Fed Com 122H / 34 Fed Com 132H
Black Diamond 34 Fed Com 131H /
Black Diamond 34 Fed Com 133H
Black Diamond 34 Fed Com 134H**



Earl E. DeBrine, Jr.
Lance D. Hough

 **MODRALL SPERLING**

500 Fourth Street NW, Suite 1000
P. O. Box 2168 / Albuquerque, NM 87103
Telephone 505.848.1800

edebrine@modrall.com

ldh@modrall.com

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

**APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21311,
EDDY COUNTY, NEW MEXICO**

**CASE NO. 21830
ORDER NO. R-21311
(Re-Open)**

**APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21312,
EDDY COUNTY, NEW MEXICO**

**CASE NO. 21831
ORDER NO. R-21312
(Re-Open)**

**APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21328,
EDDY COUNTY, NEW MEXICO**

**CASE NO. 21832
ORDER NO. R-21328
(Re-Open)**

**APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21329,
EDDY COUNTY, NEW MEXICO**

**CASE NO. 21833
ORDER NO. R-21329
(Re-Open)**

**Black Diamond 34 Fed Com 122H / 34 Fed Com 132H
Black Diamond 34 Fed Com 131H /
Black Diamond 34 Fed Com 133H
Black Diamond 34 Fed Com 134H**

- Exhibit A Self-Affirmed Declaration of Mark Hajdik
- A-1 Application for Case No. 21830
 - A-2 Application for Case No. 21831
 - A-3 Application for Case No. 21832
 - A-4 Application for Case No. 21833
 - A-5 Order No. R-21311
 - A-6 Order No. R-21312
 - A-7 Order No. R-21328
 - A-8 Order No. R-21329
- Exhibit B Affidavit of Lance D. Hough
- B-1 Hearing Notice
 - B-2 Certified Mail Log / Notice March 19, 2021
 Certified Mail Log / Report April 5, 2021
 - B-3 Affidavit of Publication

Earl E. DeBrine, Jr.
Lance D. Hough

 **MODRALL SPERLING**

500 Fourth Street NW, Suite 1000
P. O. Box 2168 / Albuquerque, NM 87103
Telephone 505.848.1800
edebrine@modrall.com
ldh@modrall.com

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

**APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21311,
EDDY COUNTY, NEW MEXICO**

**CASE NO. 21830
ORDER NO. R-21311
(Re-Open)**

**APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21312,
EDDY COUNTY, NEW MEXICO**

**CASE NO. 21831
ORDER NO. R-21312
(Re-Open)**

**APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21328,
EDDY COUNTY, NEW MEXICO**

**CASE NO. 21832
ORDER NO. R-21328
(Re-Open)**

**APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21329,
EDDY COUNTY, NEW MEXICO**

**CASE NO. 21833
ORDER NO. R-21329
(Re-Open)**

SELF-AFFIRMED DECLARATION OF MARK HAJDIK

STATE OF TEXAS)
) ss.
COUNTY OF MIDLAND)

Mark Hajdik declares and affirms, under penalty of perjury, as follows:

1. I am a landman for Colgate Operating, LLC (“Colgate”), over the age of 18 and have personal knowledge of the matters stated herein. I have previously been qualified to testify by the New Mexico Oil Conservation Division as an expert in petroleum land matters and my credentials were accepted and made part of the record in those proceedings.

2. I am familiar with the applications filed by Colgate in the above-referenced cases and the land matters involved. Pursuant to NMAC 19.15.4.12.A(1), the following information is submitted in support of the above referenced compulsory pooling applications filed by Colgate, which are attached hereto as **Exhibits A.1** through **A.4**.



3. In Case No. 21830, Colgate seeks an order from the Oil Conservation Division for the limited purposes of amending Order No. R-21311 to allow for a one-year extension of time to commence drilling the wells under the Order. The Division issued Order No. R-21311 on May 7, 2020, which designated Colgate as the operator of the unit and the Black Diamond 34 Fed Com 122H and Black Diamond 34 Fed Com 132H wells; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the S/2 N/2 of Section 34 and S/2 N/2 of the E/2 of Section 33, 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. Order No. R-21311 is attached hereto as **Exhibit A.5**.

4. In Case No. 21831, Colgate seeks an order from the Oil Conservation Division for the limited purposes of amending Order No. R-21312 to allow for a one-year extension of time to commence drilling the wells under the Order. The Division issued Order No. R-21312 on May 7, 2020, which designated Colgate as the operator of the unit and the Black Diamond 34 Fed Com 131H well; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the N/2 N/2 of Section 34 and N/2 N/2 of the E/2 of Section 33, 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. Order No. R-21312 is attached hereto as **Exhibit A.6**.

5. In Case No. 21832, Colgate seeks an order from the Oil Conservation Division for the limited purposes of amending Order No. R-21328 to allow for a one-year extension of time to

commence drilling the wells under the Order. The Division issued Order No. R-21328 on May 19, 2020, which designated Colgate as the operator of the unit and the Black Diamond 34 Fed Com 133H well; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the N/2 S/2 of Section 34 and N/2 S/2 of the E/2 of Section 33, 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. Order No. R-21328 is attached hereto as **Exhibit A.7**.

6. In Case No. 21833, Colgate seeks an order from the Oil Conservation Division for the limited purposes of amending Order No. R-21329 to allow for a one-year extension of time to commence drilling the wells under the Order. The Division issued Order No. R-21329 on May 19, 2020, which designated Colgate as the operator of the unit and the Black Diamond 34 Fed Com 134H well; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the S/2 S/2 of Section 34 and S/2 S/2 of the E/2 of Section 33, 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. Order No. R-21329 is attached hereto as **Exhibit A.8**.

7. Good cause exists for Colgate's requests for extensions of time because, due to recent market conditions and limitations from the COVID-19 pandemic, Colgate has adjusted its drilling schedule for this development.

8. Colgate requests that the deadline to commence drilling the wells under the Orders be extended for a year as follows:

Order R-21311: from May 7, 2021 to May 7, 2022

Order R-21312: from May 7, 2021 to May 7, 2022

Order R-21328: from May 19, 2021 to May 19, 2022

Order R-21329: from May 19, 2021 to May 19, 2022

9. No opposition is expected. Colgate, through its counsel, provided all working interest owners, any unleased mineral owners, and overriding royalty owners with notice of these applications. No parties have entered an appearance in opposition to these cases.

10. Colgate is in good standing under the statewide rules and regulations.

11. Based upon my knowledge of the land matters involved in these cases, education and training, it is my expert opinion that the granting of Colgate's application in these cases is in the interests of conservation and the prevention of waste.

12. The attachments to my declaration were prepared by me or compiled from company business records.

13. Pursuant to Rules 1-011 and 23-115 NMRA, I declare and affirm under penalty of perjury under the laws of the State of New Mexico that the foregoing statements are true and correct to the best of my knowledge and belief.

Date: 4/19/21



Mark Hajdik

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

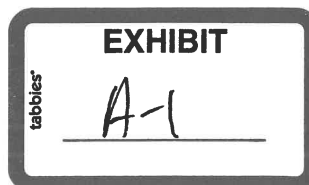
APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21311,
EDDY COUNTY, NEW MEXICO

CASE NO. _____
ORDER NO. R-21311
(Re-Open)

APPLICATION

Colgate Operating LLC (“Colgate”), OGRID Number 371449, through its undersigned attorney, files this application with the Oil Conservation Division (“Division”) for the limited purpose of amending Order No. R-21311 (“the Order”) to allow for an extension of time for drilling the well under the Order. In support of this application, Colgate states as follows:

1. The Division heard Case No. 21185 on April 30, 2020 and entered the Order on May 7, 2020.
2. The Order designated Colgate as the operator of the unit and the **Black Diamond 34 Fed Com 122H** and **Black Diamond 34 Fed Com 132H** wells; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the S/2 N/2 of Section 34 and S/2 N/2 of the E/2 of Section 33, Township 19 South, Range 29 East, NMPM, Eddy County, New Mexico.
3. Paragraph 19 of the Order states: “The Operator shall commence drilling the Well(s) within one year after the date of this Order; and complete each Well no later than one (1) year after the commencement of drilling the Well.” Paragraph 20 of the Order states: “This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by an amendment of this Order for good cause shown.”
4. Under the Order, Colgate would be required to commence drilling the well by May 7, 2021.



5. Colgate requests that the Order be re-opened and amended to allow Colgate an additional year to commence drilling the well under the Order.

6. Colgate requests this extension because there have been changes in Colgate's drilling schedule due to the COVID-19 pandemic and current market conditions.

7. Good cause exists for Colgate's request for an extension of time.

8. Colgate asks that the deadline to commence drilling the well be extended for a year from May 7, 2021 to May 7, 2022.

WHEREFORE, Colgate requests this application be set for hearing before an Examiner of the Oil Conservation Division on April 8, 2021, and after notice and hearing as required by law, the Division amend Order No. R-21311 to extend the time for Colgate to commence drilling the well under the Order for a year, through May 7, 2022.

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

By: 

Earl E. DeBrine
Deana M. Bennett
Lance D. Hough
Post Office Box 2168
500 Fourth Street NW, Suite 1000
Albuquerque, New Mexico 87103-2168
Telephone: 505.848.1800
edebrine@modrall.com
dmb@modrall.com
ldh@modrall.com
Attorneys for Applicant

(Re-Open) Application of Colgate Operating LLC to Amend Order No. R-21311, Eddy County, New Mexico. Applicant seeks an order from the Oil Conservation Division for the limited purposes of amending Order No. R-21311 to allow for a one-year extension of time to commence drilling the wells under the Order. The Division issued Order No. R-21311 on May 7, 2020, which designated Colgate as the operator of the unit and the **Black Diamond 34 Fed Com 122H** and **Black Diamond 34 Fed Com 132H** wells; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the S/2 N/2 of Section 34 and S/2 N/2 of the E/2 of Section 33, 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.

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

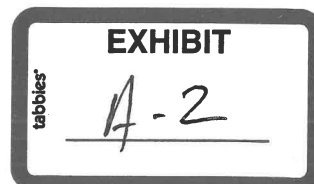
APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21312,
EDDY COUNTY, NEW MEXICO

CASE NO. _____
ORDER NO. R-21312
(Re-Open)

APPLICATION

Colgate Operating LLC (“Colgate”), OGRID Number 371449, through its undersigned attorney, files this application with the Oil Conservation Division (“Division”) for the limited purpose of amending Order No. R-21312 (“the Order”) to allow for an extension of time for drilling the well under the Order. In support of this application, Colgate states as follows:

1. The Division heard Case No. 21186 on April 30, 2020 and entered the Order on May 7, 2020.
2. The Order designated Colgate as the operator of the unit and the **Black Diamond 34 Fed Com 131H** well; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the N/2 N/2 of Section 34 and N/2 N/2 of the E/2 of Section 33, Township 19 South, Range 29 East, NMPM, Eddy County, New Mexico.
3. Paragraph 19 of the Order states: “The Operator shall commence drilling the Well(s) within one year after the date of this Order; and complete each Well no later than one (1) year after the commencement of drilling the Well.” Paragraph 20 of the Order states: “This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by an amendment of this Order for good cause shown.”
4. Under the Order, Colgate would be required to commence drilling the well by May 7, 2021.
5. Colgate requests that the Order be re-opened and amended to allow Colgate an additional year to commence drilling the well under the Order.

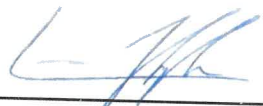


6. Colgate requests this extension because there have been changes in Colgate's drilling schedule due to the COVID-19 pandemic and current market conditions.
7. Good cause exists for Colgate's request for an extension of time.
8. Colgate asks that the deadline to commence drilling the well be extended for a year from May 7, 2021 to May 7, 2022.

WHEREFORE, Colgate requests this application be set for hearing before an Examiner of the Oil Conservation Division on April 8, 2021, and after notice and hearing as required by law, the Division amend Order No. R-21312 to extend the time for Colgate to commence drilling the well under the Order for a year, through May 7, 2022.

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

By: _____


Earl E. DeBrine
Deana M. Bennett
Lance D. Hough
Post Office Box 2168
500 Fourth Street NW, Suite 1000
Albuquerque, New Mexico 87103-2168
Telephone: 505.848.1800
edebrine@modrall.com
dmb@modrall.com
ldh@modrall.com
Attorneys for Applicant

(Re-Open) Application of Colgate Operating LLC to Amend Order No. R-21312, Eddy County, New Mexico. Applicant seeks an order from the Oil Conservation Division for the limited purposes of amending Order No. R-21312 to allow for a one-year extension of time to commence drilling the wells under the Order. The Division issued Order No. R-21312 on May 7, 2020, which designated Colgate as the operator of the unit and the **Black Diamond 34 Fed Com 131H** well; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the N/2 N/2 of Section 34 and N/2 N/2 of the E/2 of Section 33, 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.

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

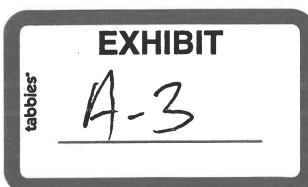
APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21328,
EDDY COUNTY, NEW MEXICO

CASE NO. _____
ORDER NO. R-21328
(Re-Open)

APPLICATION

Colgate Operating LLC (“Colgate”), OGRID Number 371449, through its undersigned attorney, files this application with the Oil Conservation Division (“Division”) for the limited purpose of amending Order No. R-21328 (“the Order”) to allow for an extension of time for drilling the well under the Order. In support of this application, Colgate states as follows:

1. The Division heard Case No. 21187 on April 30, 2020 and entered the Order on May 19, 2020.
2. The Order designated Colgate as the operator of the unit and the **Black Diamond 34 Fed Com 133H** well; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the N/2 S/2 of Section 34 and N/2 S/2 of the E/2 of Section 33, Township 19 South, Range 29 East, NMPM, Eddy County, New Mexico.
3. Paragraph 19 of the Order states: “The Operator shall commence drilling the Well(s) within one year after the date of this Order; and complete each Well no later than one (1) year after the commencement of drilling the Well.” Paragraph 20 of the Order states: “This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by an amendment of this Order for good cause shown.”
4. Under the Order, Colgate would be required to commence drilling the well by May 19, 2021.
5. Colgate requests that the Order be re-opened and amended to allow Colgate an additional year to commence drilling the well under the Order.



6. Colgate requests this extension because there have been changes in Colgate's drilling schedule due to the COVID-19 pandemic and current market conditions.

7. Good cause exists for Colgate's request for an extension of time.

8. Colgate asks that the deadline to commence drilling the well be extended for a year from May 19, 2021 to May 19, 2022.

WHEREFORE, Colgate requests this application be set for hearing before an Examiner of the Oil Conservation Division on April 8, 2021, and after notice and hearing as required by law, the Division amend Order No. R-21328 to extend the time for Colgate to commence drilling the well under the Order for a year, through May 19, 2022.

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

By: 

Earl E. DeBrine
Deana M. Bennett
Lance D. Hough
Post Office Box 2168
500 Fourth Street NW, Suite 1000
Albuquerque, New Mexico 87103-2168
Telephone: 505.848.1800
edebrine@modrall.com
dmb@modrall.com
ldh@modrall.com
Attorneys for Applicant

(Re-Open) Application of Colgate Operating LLC to Amend Order No. R-21328, Eddy County, New Mexico. Applicant seeks an order from the Oil Conservation Division for the limited purposes of amending Order No. R-21328 to allow for a one-year extension of time to commence drilling the wells under the Order. The Division issued Order No. R-21328 on May 19, 2020, which designated Colgate as the operator of the unit and the **Black Diamond 34 Fed Com 133H** well; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the N/2 S/2 of Section 34 and N/2 S/2 of the E/2 of Section 33, 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.

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

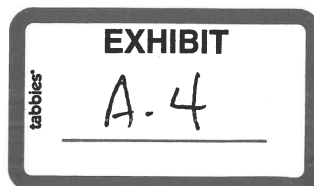
APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21329,
EDDY COUNTY, NEW MEXICO

CASE NO. _____
ORDER NO. R-21329
(Re-Open)

APPLICATION

Colgate Operating LLC (“Colgate”), OGRID Number 371449, through its undersigned attorney, files this application with the Oil Conservation Division (“Division”) for the limited purpose of amending Order No. R-21329 (“the Order”) to allow for an extension of time for drilling the well under the Order. In support of this application, Colgate states as follows:

1. The Division heard Case No. 21188 on April 30, 2020 and entered the Order on May 19, 2020.
2. The Order designated Colgate as the operator of the unit and the **Black Diamond 34 Fed Com 134H** well; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the S/2 S/2 of Section 34 and S/2 S/2 of the E/2 of Section 33, Township 19 South, Range 29 East, NMPM, Eddy County, New Mexico.
3. Paragraph 19 of the Order states: “The Operator shall commence drilling the Well(s) within one year after the date of this Order; and complete each Well no later than one (1) year after the commencement of drilling the Well.” Paragraph 20 of the Order states: “This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by an amendment of this Order for good cause shown.”
4. Under the Order, Colgate would be required to commence drilling the well by May 19, 2021.
5. Colgate requests that the Order be re-opened and amended to allow Colgate an additional year to commence drilling the well under the Order.



6. Colgate requests this extension because there have been changes in Colgate's drilling schedule due to the COVID-19 pandemic and current market conditions.
7. Good cause exists for Colgate's request for an extension of time.
8. Colgate asks that the deadline to commence drilling the well be extended for a year from May 19, 2021 to May 19, 2022.

WHEREFORE, Colgate requests this application be set for hearing before an Examiner of the Oil Conservation Division on April 8, 2021, and after notice and hearing as required by law, the Division amend Order No. R-21329 to extend the time for Colgate to commence drilling the well under the Order for a year, through May 19, 2022.

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

By: 

Earl E. DeBrine
Deana M. Bennett
Lance D. Hough
Post Office Box 2168
500 Fourth Street NW, Suite 1000
Albuquerque, New Mexico 87103-2168
Telephone: 505.848.1800
edebrine@modrall.com
dmb@modrall.com
ldh@modrall.com
Attorneys for Applicant

(Re-Open) Application of Colgate Operating LLC to Amend Order No. R-21329, Eddy County, New Mexico. Applicant seeks an order from the Oil Conservation Division for the limited purposes of amending Order No. R-21329 to allow for a one-year extension of time to commence drilling the wells under the Order. The Division issued Order No. R-21329 on May 19, 2020, which designated Colgate as the operator of the unit and the **Black Diamond 34 Fed Com 134H** well; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the S/2 S/2 of Section 34 and S/2 S/2 of the E/2 of Section 33, 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.

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

**IN THE MATTER OF APPLICATION FOR
COMPULSORY POOLING SUBMITTED BY
COLGATE OPERATING, LLC**

**CASE NO. 21185
ORDER NO. R-21311**

ORDER

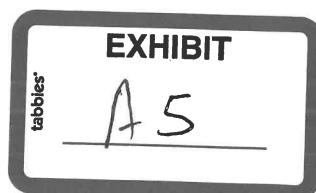
The Director of the New Mexico Oil Conservation Division (“OCD”), having heard this matter through a Hearing Examiner on April 30, 2020, and after considering the testimony, evidence, and recommendation of the Hearing Examiner, issues the following Order.

FINDINGS OF FACT

1. Colgate Operating, LLC (“Operator”) submitted an application (“Application”) to compulsory pool the uncommitted oil and gas interests within the spacing unit (“Unit”) described in Exhibit A. The Unit is expected to be a standard horizontal spacing unit. 19.15.16.15(B) NMAC. Operator seeks to be designated the operator of the Unit.
2. Operator will dedicate the well(s) described in Exhibit A (“Well(s)”) to the Unit.
3. Operator proposes the supervision and risk charges for the Well(s) described in Exhibit A.
4. Operator identified the owners of uncommitted interests in oil and gas minerals in the Unit and provided evidence that notice was given.
5. The Application was heard by the Hearing Examiner on the date specified above, during which Operator presented evidence through affidavits in support of the Application. No other party presented evidence at the hearing.

CONCLUSIONS OF LAW

6. OCD has jurisdiction to issue this Order pursuant to NMSA 1978, Section 70-2-17.
7. Operator is the owner of an oil and gas working interest within the Unit.
8. Operator satisfied the notice requirements for the Application and the hearing as required by 19.15.4.12 NMAC.
9. OCD satisfied the notice requirements for the hearing as required by 19.15.4.9 NMAC.
10. Operator has the right to drill the Well(s) to a common source of supply at the depth(s) and location(s) in the Unit described in Exhibit A.



11. The Unit contains separately owned uncommitted interests in oil and gas minerals.
12. Some of the owners of the uncommitted interests have not agreed to commit their interests to the Unit.
13. The pooling of uncommitted interests in the Unit will prevent waste and protect correlative rights, including the drilling of unnecessary wells.
14. This Order affords to the owner of an uncommitted interest the opportunity to produce his just and equitable share of the oil or gas in the pool.

ORDER

15. The uncommitted interests in the Unit are pooled as set forth in Exhibit A.
16. The Unit shall be dedicated to the Well(s) set forth in Exhibit A.
17. Operator is designated as operator of the Unit and the Well(s).
18. If the location of a well will be unorthodox under the spacing rules in effect at the time of completion, Operator shall obtain the OCD's approval for a non-standard location in accordance with 19.15.16.15(C) NMAC.
19. The Operator shall commence drilling the Well(s) within one year after the date of this Order, and complete each Well no later than one (1) year after the commencement of drilling the Well.
20. This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by an amendment of this Order for good cause shown.
21. The infill well requirements in 19.15.13.9 NMAC through 19.15.13.12 NMAC shall be applicable.
22. Operator shall submit to each owner of an uncommitted working interest in the pool ("Pooled Working Interest") an itemized schedule of estimated costs to drill, complete, and equip the well ("Estimated Well Costs").
23. No later than thirty (30) days after Operator submits the Estimated Well Costs, the owner of a Pooled Working Interest shall elect whether to pay its share of the Estimated Well Costs or its share of the actual costs to drill, complete and equip the well ("Actual Well Costs") out of production from the well. An owner of a Pooled Working Interest who elects to pay its share of the Estimated Well Costs shall render payment to Operator no later than thirty (30) days after the expiration of the election period, and shall be liable for operating costs, but not risk charges, for the well. An owner of a Pooled Working Interest who fails to pay its share of the Estimated Well Costs or who

elects to pay its share of the Actual Well Costs out of production from the well shall be considered to be a "Non-Consenting Pooled Working Interest."

24. No later than one hundred eighty (180) days after Operator submits a Form C-105 for a well, Operator shall submit to OCD and each owner of a Pooled Working Interest an itemized schedule of the Actual Well Costs. The Actual Well Costs shall be considered to be the Reasonable Well Costs unless OCD or an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If OCD or an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Reasonable Well Costs after public notice and hearing.
25. No later than sixty (60) days after the expiration of the period to file a written objection to the Actual Well Costs or OCD's order determining the Reasonable Well Costs, whichever is later, each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs shall pay to Operator its share of the Reasonable Well Costs that exceed the Estimated Well Costs, or Operator shall pay to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs its share of the Estimated Well Costs that exceed the Reasonable Well Costs.
26. The reasonable charges for supervision to drill and produce a well ("Supervision Charges") shall not exceed the rates specified in Exhibit A, provided however that the rates shall be adjusted annually pursuant to the COPAS form entitled "Accounting Procedure-Joint Operations."
27. No later than within ninety (90) days after Operator submits a Form C-105 for a well, Operator shall submit to OCD and each owner of a Pooled Working Interest an itemized schedule of the reasonable charges for operating and maintaining the well ("Operating Charges"), provided however that Operating Charges shall not include the Reasonable Well Costs or Supervision Charges. The Operating Charges shall be considered final unless OCD or an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If OCD or an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Operating Charges after public notice and hearing.
28. Operator may withhold the following costs and charges from the share of production due to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs: (a) the proportionate share of the Supervision Charges; and (b) the proportionate share of the Operating Charges.
29. Operator may withhold the following costs and charges from the share of production due to each owner of a Non-Consenting Pooled Working Interest: (a) the proportionate share of the Reasonable Well Costs; (b) the proportionate share of the Supervision and Operating Charges; and (c) the percentage of the Reasonable Well Costs specified as the charge for risk described in Exhibit A.

30. Operator shall distribute a proportionate share of the costs and charges withheld pursuant to paragraph 29 to each Pooled Working Interest that paid its share of the Estimated Well Costs.
31. Each year on the anniversary of this Order, and no later than ninety (90) days after each payout, Operator shall provide to OCD and each owner of a Non-Consenting Pooled Working Interest a schedule of the revenue attributable to a well and the Supervision and Operating Costs charged against that revenue.
32. Any cost or charge that is paid out of production shall be withheld only from the share due to an owner of a Pooled Working Interest. No cost or charge shall be withheld from the share due to an owner of a royalty interests. For the purpose of this Order, an unleased mineral interest shall consist of a seven-eighths (7/8) working interest and a one-eighth (1/8) royalty interest.
33. Except as provided above, Operator shall hold the revenue attributable to a well that is not disbursed for any reason for the account of the person(s) entitled to the revenue as provided in the Oil and Gas Proceeds Payment Act, NMSA 1978, Sections 70-10-1 *et seq.*, and relinquish such revenue as provided in the Uniform Unclaimed Property Act, NMSA 1978, Sections 7-8A-1 *et seq.*
34. The Unit shall terminate if (a) the owners of all Pooled Working Interests reach a voluntary agreement; or (b) the well(s) drilled on the Unit are plugged and abandoned in accordance with the applicable rules. Operator shall inform OCD no later than thirty (30) days after such occurrence.
35. OCD retains jurisdiction of this matter for the entry of such orders as may be deemed necessary.

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION



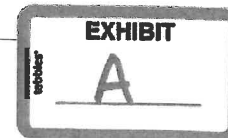
ADRIENNE SANDOVAL
DIRECTOR

AES/jag

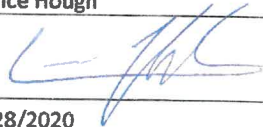
Date: 5/07/2020

Exhibit A

COMPULSORY POOLING APPLICATION CHECKLIST	
ALL INFORMATION IN THE APPLICATION MUST BE SUPPORTED BY SIGNED AFFIDAVITS	
Case: 21185	APPLICANT'S RESPONSE
Date	April 30, 2020
Applicant	Colgate Operating LLC
Designated Operator & OGRID (affiliation if applicable)	Colgate Operating, LLC (OGRID 14744)
Applicant's Counsel:	Modrall Sperling
Case Title:	APPLICATION OF COLGATE OPERATING LLC FOR COMPULSORY POOLING, EDDY COUNTY, NEW MEXICO, CASE NO. 21185
Entries of Appearance/Intervenors:	None
Well Family	Black Diamond
Formation/Pool	
Formation Name(s) or Vertical Extent:	Bone Spring Formation
Primary Product (Oil or Gas):	Oil
Pooling this vertical extent:	Bone Spring Formation
Pool Name and Pool Code:	Parkway; Bone Spring (Pool Code: 49622)
Well Location Setback Rules:	Latest Statewide Horizontal Rules Apply
Spacing Unit Size:	240 Acres
Spacing Unit	
Type (Horizontal/Vertical)	Horizontal
Size (Acres)	240 Acres
Building Blocks:	Quarter Quarter Sections
Orientation:	East to West
Description: TRS/County	S/2 N/2 of Section 34, and the S/2 N/2 of the E/2 of Section 33, Township 19 South, Range 29 East, NMMPM, Eddy County, New Mexico
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
Applicant's Ownership in Each Tract	Exhibit B.5-85
Well(s)	
Name & API (if assigned), surface and bottom hole location, footages, completion target, orientation, completion status (standard or non-standard)	See Exhibit B.3-85 and Exhibit B.4-85



Well #1	<p>Black Diamond 34 Fed Com 122H SHL: 1898 feet from the North line and 170 feet from the East line, (Unit H) of Section 34, Township 19 South, Range 29 East, NMPM. BHL: 1896 feet from the North line and 2650 feet from the West line, (Unit G) of Section 33, Township 19 South, Range 29 East, NMPM.</p> <p>Completion Target: 2nd Bone Spring at approx 7,967 feet TVD. Well Orientation: East to West Completion Location expected to be: standard</p>
Well #2	<p>Black Diamond 34 Fed Com 132H SHL: 1940 feet from the North line and 170 feet from the East line, (Unit H) of Section 34, Township 19 South, Range 29 East, NMPM. BHL: 2230 feet from the North line and 2625 feet from the East line, (Unit G) of Section 33, Township 19 South, Range 29 East, NMPM.</p> <p>Completion Target: 3rd Bone Spring at approx 8,992 feet TVD. Well Orientation: East to West Completion Location expected to be: standard</p>
Horizontal Well First and Last Take Points	Exhibit B.4-85
Completion Target (Formation, TVD and MD)	Exhibit B; Exhibit B.1; Exhibit B.3-85; Exhibit B.4-85; Exhibit C.3 through C.10
AFE Capex and Operating Costs	
Drilling Supervision/Month \$	8,000
Production Supervision/Month \$	800
Justification for Supervision Costs	Exhibit B.6-85 for AFEs
Requested Risk Charge	200%; see Exhibit B
Notice of Hearing	
Proposed Notice of Hearing	Exhibit D.1
Proof of Mailed Notice of Hearing (20 days before hearing)	Exhibit D.2
Proof of Published Notice of Hearing (10 days before hearing)	Exhibit D.3
Ownership Determination	
Land Ownership Schematic of the Spacing Unit	Exhibit B; Exhibit B.5-85
Tract List (including lease numbers and owners)	Exhibit B.5-85

Pooled Parties (including ownership type)	Exhibit B.5-85
Unlocatable Parties to be Pooled	Exhibit B.5-85; Exhibit D.2
Ownership Depth Severance (including percentage above & below)	None
Joinder	
Sample Copy of Proposal Letter	Exhibit B.1
List of Interest Owners (ie Exhibit A of JOA)	Exhibit B.5-85
Chronology of Contact with Non-Joined Working Interests	Exhibit B.2
Overhead Rates In Proposal Letter	Exhibit B.5-85
Cost Estimate to Drill and Complete	Exhibit B.6-85 for AFEs
Cost Estimate to Equip Well	Exhibit B.6-85 for AFEs
Cost Estimate for Production Facilities	Exhibit B.6-85 for AFEs
Geology	
Summary (including special considerations)	Exhibit C
Spacing Unit Schematic	Exhibits B.4-85, C.2, and C.3
Gunbarrel/Lateral Trajectory Schematic	Exhibit C.3
Well Orientation (with rationale)	Exhibit C
Target Formation	Exhibits C.3 through C.10
HSU Cross Section	Exhibits C.7 through C.10
Depth Severance Discussion	Exhibit B
Forms, Figures and Tables	
C-102	Exhibit C B.4-85
Tracts	Exhibit B.5-85
Summary of Interests, Unit Recapitulation (Tracts)	Exhibit B.5-85
General Location Map (including basin)	Exhibit C.1
Well Bore Location Map	Exhibits C.2 through C.10
Structure Contour Map - Subsea Depth	Exhibits C.4 and C.6
Cross Section Location Map (including wells)	Exhibit C.2
Cross Section (including Landing Zone)	Exhibits C.7 through C.10
Additional Information	
Special Provisions/Stipulations	None
CERTIFICATION: I hereby certify that the information provided in this checklist is complete and accurate.	
Printed Name (Attorney or Party Representative):	Lance Hough
Signed Name (Attorney or Party Representative):	
Date:	4/28/2020

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

**IN THE MATTER OF APPLICATION FOR
COMPULSORY POOLING SUBMITTED BY
COLGATE OPERATING, LLC**

**CASE NO. 21186
ORDER NO. R-21312**

ORDER

The Director of the New Mexico Oil Conservation Division (“OCD”), having heard this matter through a Hearing Examiner on April 30, 2020, and after considering the testimony, evidence, and recommendation of the Hearing Examiner, issues the following Order.

FINDINGS OF FACT

1. Colgate Operating, LLC (“Operator”) submitted an application (“Application”) to compulsory pool the uncommitted oil and gas interests within the spacing unit (“Unit”) described in Exhibit A. The Unit is expected to be a standard horizontal spacing unit. 19.15.16.15(B) NMAC. Operator seeks to be designated the operator of the Unit.
2. Operator will dedicate the well(s) described in Exhibit A (“Well(s)”) to the Unit.
3. Operator proposes the supervision and risk charges for the Well(s) described in Exhibit A.
4. Operator identified the owners of uncommitted interests in oil and gas minerals in the Unit and provided evidence that notice was given.
5. The Application was heard by the Hearing Examiner on the date specified above, during which Operator presented evidence through affidavits in support of the Application. No other party presented evidence at the hearing.

CONCLUSIONS OF LAW

6. OCD has jurisdiction to issue this Order pursuant to NMSA 1978, Section 70-2-17.
7. Operator is the owner of an oil and gas working interest within the Unit.
8. Operator satisfied the notice requirements for the Application and the hearing as required by 19.15.4.12 NMAC.
9. OCD satisfied the notice requirements for the hearing as required by 19.15.4.9 NMAC.
10. Operator has the right to drill the Well(s) to a common source of supply at the depth(s) and location(s) in the Unit described in Exhibit A.



11. The Unit contains separately owned uncommitted interests in oil and gas minerals.
12. Some of the owners of the uncommitted interests have not agreed to commit their interests to the Unit.
13. The pooling of uncommitted interests in the Unit will prevent waste and protect correlative rights, including the drilling of unnecessary wells.
14. This Order affords to the owner of an uncommitted interest the opportunity to produce his just and equitable share of the oil or gas in the pool.

ORDER

15. The uncommitted interests in the Unit are pooled as set forth in Exhibit A.
16. The Unit shall be dedicated to the Well(s) set forth in Exhibit A.
17. Operator is designated as operator of the Unit and the Well(s).
18. If the location of a well will be unorthodox under the spacing rules in effect at the time of completion, Operator shall obtain the OCD's approval for a non-standard location in accordance with 19.15.16.15(C) NMAC.
19. The Operator shall commence drilling the Well(s) within one year after the date of this Order, and complete each Well no later than one (1) year after the commencement of drilling the Well.
20. This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by an amendment of this Order for good cause shown.
21. The infill well requirements in 19.15.13.9 NMAC through 19.15.13.12 NMAC shall be applicable.
22. Operator shall submit to each owner of an uncommitted working interest in the pool ("Pooled Working Interest") an itemized schedule of estimated costs to drill, complete, and equip the well ("Estimated Well Costs").
23. No later than thirty (30) days after Operator submits the Estimated Well Costs, the owner of a Pooled Working Interest shall elect whether to pay its share of the Estimated Well Costs or its share of the actual costs to drill, complete and equip the well ("Actual Well Costs") out of production from the well. An owner of a Pooled Working Interest who elects to pay its share of the Estimated Well Costs shall render payment to Operator no later than thirty (30) days after the expiration of the election period, and shall be liable for operating costs, but not risk charges, for the well. An owner of a Pooled Working Interest who fails to pay its share of the Estimated Well Costs or who

elects to pay its share of the Actual Well Costs out of production from the well shall be considered to be a "Non-Consenting Pooled Working Interest."

24. No later than one hundred eighty (180) days after Operator submits a Form C-105 for a well, Operator shall submit to OCD and each owner of a Pooled Working Interest an itemized schedule of the Actual Well Costs. The Actual Well Costs shall be considered to be the Reasonable Well Costs unless OCD or an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If OCD or an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Reasonable Well Costs after public notice and hearing.
25. No later than sixty (60) days after the expiration of the period to file a written objection to the Actual Well Costs or OCD's order determining the Reasonable Well Costs, whichever is later, each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs shall pay to Operator its share of the Reasonable Well Costs that exceed the Estimated Well Costs, or Operator shall pay to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs its share of the Estimated Well Costs that exceed the Reasonable Well Costs.
26. The reasonable charges for supervision to drill and produce a well ("Supervision Charges") shall not exceed the rates specified in Exhibit A, provided however that the rates shall be adjusted annually pursuant to the COPAS form entitled "Accounting Procedure-Joint Operations."
27. No later than within ninety (90) days after Operator submits a Form C-105 for a well, Operator shall submit to OCD and each owner of a Pooled Working Interest an itemized schedule of the reasonable charges for operating and maintaining the well ("Operating Charges"), provided however that Operating Charges shall not include the Reasonable Well Costs or Supervision Charges. The Operating Charges shall be considered final unless OCD or an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If OCD or an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Operating Charges after public notice and hearing.
28. Operator may withhold the following costs and charges from the share of production due to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs: (a) the proportionate share of the Supervision Charges; and (b) the proportionate share of the Operating Charges.
29. Operator may withhold the following costs and charges from the share of production due to each owner of a Non-Consenting Pooled Working Interest: (a) the proportionate share of the Reasonable Well Costs; (b) the proportionate share of the Supervision and Operating Charges; and (c) the percentage of the Reasonable Well Costs specified as the charge for risk described in Exhibit A.

30. Operator shall distribute a proportionate share of the costs and charges withheld pursuant to paragraph 29 to each Pooled Working Interest that paid its share of the Estimated Well Costs.
31. Each year on the anniversary of this Order, and no later than ninety (90) days after each payout, Operator shall provide to OCD and each owner of a Non-Consenting Pooled Working Interest a schedule of the revenue attributable to a well and the Supervision and Operating Costs charged against that revenue.
32. Any cost or charge that is paid out of production shall be withheld only from the share due to an owner of a Pooled Working Interest. No cost or charge shall be withheld from the share due to an owner of a royalty interests. For the purpose of this Order, an unleased mineral interest shall consist of a seven-eighths (7/8) working interest and a one-eighth (1/8) royalty interest.
33. Except as provided above, Operator shall hold the revenue attributable to a well that is not disbursed for any reason for the account of the person(s) entitled to the revenue as provided in the Oil and Gas Proceeds Payment Act, NMSA 1978, Sections 70-10-1 *et seq.*, and relinquish such revenue as provided in the Uniform Unclaimed Property Act, NMSA 1978, Sections 7-8A-1 *et seq.*
34. The Unit shall terminate if (a) the owners of all Pooled Working Interests reach a voluntary agreement; or (b) the well(s) drilled on the Unit are plugged and abandoned in accordance with the applicable rules. Operator shall inform OCD no later than thirty (30) days after such occurrence.
35. OCD retains jurisdiction of this matter for the entry of such orders as may be deemed necessary.

**STATE OF NEW MEXICO
OIL CONSERVATION DIVISION**



**ADRIENNE SANDOVAL
DIRECTOR**

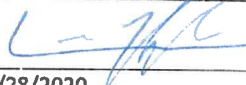
AES/jag

Date: 5/07/2020

Exhibit A

COMPULSORY POOLING APPLICATION CHECKLIST	
ALL INFORMATION IN THE APPLICATION MUST BE SUPPORTED BY SIGNED AFFIDAVITS	
Case: 21186	APPLICANT'S RESPONSE
Date	April 30, 2020
Applicant	Colgate Operating LLC
Designated Operator & OGRID (affiliation if applicable)	Colgate Operating, LLC (OGRID 14744)
Applicant's Counsel:	Modrall Sperling
Case Title:	APPLICATION OF COLGATE OPERATING LLC FOR COMPULSORY POOLING, EDDY COUNTY, NEW MEXICO, CASE NO. 21186
Entries of Appearance/Intervenors:	None
Well Family	Black Diamond
Formation/Pool	
Formation Name(s) or Vertical Extent:	Bone Spring Formation
Primary Product (Oil or Gas):	Oil
Pooling this vertical extent:	Bone Spring Formation
Pool Name and Pool Code:	Parkway; Bone Spring (Pool Code: 49622)
Well Location Setback Rules:	Latest Statewide Horizontal Rules Apply
Spacing Unit Size:	240 Acres
Spacing Unit	
Type (Horizontal/Vertical)	Horizontal
Size (Acres)	240 Acres
Building Blocks:	Quarter Quarter Sections
Orientation:	East to West
Description: TRS/County	N/2 N/2 of Section 34, and the N/2 N/2 of the E/2 of Section 33, Township 19 South, Range 29 East, NMPM, Eddy County, New Mexico
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
Applicant's Ownership in Each Tract	Exhibit B.5-86
Well(s)	
Name & API (if assigned), surface and bottom hole location, footages, completion target, orientation, completion status (standard or non-standard)	See Exhibit B.3-86 and Exhibit B.4-86

Well #1	Black Diamond 34 Fed Com 131H SHL: 990 feet from the North line and 170 feet from the East line, (Unit A) of Section 34, Township 19 South, Range 29 East, NMPM. BHL: 910 feet from the North line and 2650 feet from the West line, (Unit B) of Section 33, Township 19 South, Range 29 East, NMPM. Completion Target: 3rd Bone Spring at approx 8,995 feet TVD. Well Orientation: East to West Completion Location expected to be: standard
Horizontal Well First and Last Take Points	Exhibit B.4-86
Completion Target (Formation, TVD and MD)	Exhibit B; Exhibit B.1; Exhibit B.3-86; Exhibit B.4-86; Exhibit C.3 through C.10
AFE Capex and Operating Costs	
Drilling Supervision/Month \$	8,000
Production Supervision/Month \$	800
Justification for Supervision Costs	Exhibit B.6-86 for AFEs
Requested Risk Charge	200%; see Exhibit B
Notice of Hearing	
Proposed Notice of Hearing	Exhibit D.1
Proof of Mailed Notice of Hearing (20 days before hearing)	Exhibit D.2
Proof of Published Notice of Hearing (10 days before hearing)	Exhibit D.3
Ownership Determination	
Land Ownership Schematic of the Spacing Unit	Exhibit B; Exhibit B.5-86
Tract List (including lease numbers and owners)	Exhibit B.5-86
Pooled Parties (including ownership type)	Exhibit B.5-86
Unlocatable Parties to be Pooled	Exhibit B.5-86; Exhibit D.2
Ownership Depth Severance (including percentage above & below)	None
Joinder	
Sample Copy of Proposal Letter	Exhibit B.1
List of Interest Owners (ie Exhibit A of JOA)	Exhibit B.5-86
Chronology of Contact with Non-Joined Working Interests	Exhibit B.2
Overhead Rates In Proposal Letter	Exhibit B.5-86
Cost Estimate to Drill and Complete	Exhibit B.6-86 for AFEs
Cost Estimate to Equip Well	Exhibit B.6-86 for AFEs
Cost Estimate for Production Facilities	Exhibit B.6-86 for AFEs
Geology	
Summary (including special considerations)	Exhibit C

Spacing Unit Schematic	Exhibits B.4-86, C.2, and C.3
Gunbarrel/Lateral Trajectory Schematic	Exhibit C.3
Well Orientation (with rationale)	Exhibit C
Target Formation	Exhibits C.3 through C.10
HSU Cross Section	Exhibits C.7 through C.10
Depth Severance Discussion	Exhibit B
Forms, Figures and Tables	
C-102	Exhibit C B.4-86
Tracts	Exhibit B.5-86
Summary of Interests, Unit Recapitulation (Tracts)	Exhibit B.5-86
General Location Map (including basin)	Exhibit C.1
Well Bore Location Map	Exhibits C.2 through C.10
Structure Contour Map - Subsea Depth	Exhibits C.4 and C.6
Cross Section Location Map (including wells)	Exhibit C.2
Cross Section (including Landing Zone)	Exhibits C.7 through C.10
Additional Information	
Special Provisions/Stipulations	None
CERTIFICATION: I hereby certify that the information provided in this checklist is complete and accurate.	
Printed Name (Attorney or Party Representative):	Lance Hough
Signed Name (Attorney or Party Representative):	
Date:	4/28/2020

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

**IN THE MATTER OF APPLICATION FOR
COMPULSORY POOLING SUBMITTED BY
COLGATE OPERATING, LLC**

**CASE NO. 21187
ORDER NO. R-21328**

ORDER

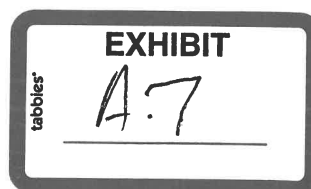
The Director of the New Mexico Oil Conservation Division (“OCD”), having heard this matter through a Hearing Examiner on April 30, 2020, and after considering the testimony, evidence, and recommendation of the Hearing Examiner, issues the following Order.

FINDINGS OF FACT

1. Colgate Operating, LLC (“Operator”) submitted an application (“Application”) to compulsory pool the uncommitted oil and gas interests within the spacing unit (“Unit”) described in Exhibit A. The Unit is expected to be a standard horizontal spacing unit. 19.15.16.15(B) NMAC. Operator seeks to be designated the operator of the Unit.
2. Operator will dedicate the well(s) described in Exhibit A (“Well(s)”) to the Unit.
3. Operator proposes the supervision and risk charges for the Well(s) described in Exhibit A.
4. Operator identified the owners of uncommitted interests in oil and gas minerals in the Unit and provided evidence that notice was given.
5. The Application was heard by the Hearing Examiner on the date specified above, during which Operator presented evidence through affidavits in support of the Application. No other party presented evidence at the hearing.

CONCLUSIONS OF LAW

6. OCD has jurisdiction to issue this Order pursuant to NMSA 1978, Section 70-2-17.
7. Operator is the owner of an oil and gas working interest within the Unit.
8. Operator satisfied the notice requirements for the Application and the hearing as required by 19.15.4.12 NMAC.
9. OCD satisfied the notice requirements for the hearing as required by 19.15.4.9 NMAC.
10. Operator has the right to drill the Well(s) to a common source of supply at the depth(s) and location(s) in the Unit described in Exhibit A.



11. The Unit contains separately owned uncommitted interests in oil and gas minerals.
12. Some of the owners of the uncommitted interests have not agreed to commit their interests to the Unit.
13. The pooling of uncommitted interests in the Unit will prevent waste and protect correlative rights, including the drilling of unnecessary wells.
14. This Order affords to the owner of an uncommitted interest the opportunity to produce his just and equitable share of the oil or gas in the pool.

ORDER

15. The uncommitted interests in the Unit are pooled as set forth in Exhibit A.
16. The Unit shall be dedicated to the Well(s) set forth in Exhibit A.
17. Operator is designated as operator of the Unit and the Well(s).
18. If the location of a well will be unorthodox under the spacing rules in effect at the time of completion, Operator shall obtain the OCD's approval for a non-standard location in accordance with 19.15.16.15(C) NMAC.
19. The Operator shall commence drilling the Well(s) within one year after the date of this Order, and complete each Well no later than one (1) year after the commencement of drilling the Well.
20. This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by an amendment of this Order for good cause shown.
21. The infill well requirements in 19.15.13.9 NMAC through 19.15.13.12 NMAC shall be applicable.
22. Operator shall submit to each owner of an uncommitted working interest in the pool ("Pooled Working Interest") an itemized schedule of estimated costs to drill, complete, and equip the well ("Estimated Well Costs").
23. No later than thirty (30) days after Operator submits the Estimated Well Costs, the owner of a Pooled Working Interest shall elect whether to pay its share of the Estimated Well Costs or its share of the actual costs to drill, complete and equip the well ("Actual Well Costs") out of production from the well. An owner of a Pooled Working Interest who elects to pay its share of the Estimated Well Costs shall render payment to Operator no later than thirty (30) days after the expiration of the election period, and shall be liable for operating costs, but not risk charges, for the well. An owner of a Pooled Working Interest who fails to pay its share of the Estimated Well Costs or who

elects to pay its share of the Actual Well Costs out of production from the well shall be considered to be a "Non-Consenting Pooled Working Interest."

24. No later than one hundred eighty (180) days after Operator submits a Form C-105 for a well, Operator shall submit to OCD and each owner of a Pooled Working Interest an itemized schedule of the Actual Well Costs. The Actual Well Costs shall be considered to be the Reasonable Well Costs unless OCD or an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If OCD or an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Reasonable Well Costs after public notice and hearing.
25. No later than sixty (60) days after the expiration of the period to file a written objection to the Actual Well Costs or OCD's order determining the Reasonable Well Costs, whichever is later, each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs shall pay to Operator its share of the Reasonable Well Costs that exceed the Estimated Well Costs, or Operator shall pay to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs its share of the Estimated Well Costs that exceed the Reasonable Well Costs.
26. The reasonable charges for supervision to drill and produce a well ("Supervision Charges") shall not exceed the rates specified in Exhibit A, provided however that the rates shall be adjusted annually pursuant to the COPAS form entitled "Accounting Procedure-Joint Operations."
27. No later than within ninety (90) days after Operator submits a Form C-105 for a well, Operator shall submit to OCD and each owner of a Pooled Working Interest an itemized schedule of the reasonable charges for operating and maintaining the well ("Operating Charges"), provided however that Operating Charges shall not include the Reasonable Well Costs or Supervision Charges. The Operating Charges shall be considered final unless OCD or an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If OCD or an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Operating Charges after public notice and hearing.
28. Operator may withhold the following costs and charges from the share of production due to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs: (a) the proportionate share of the Supervision Charges; and (b) the proportionate share of the Operating Charges.
29. Operator may withhold the following costs and charges from the share of production due to each owner of a Non-Consenting Pooled Working Interest: (a) the proportionate share of the Reasonable Well Costs; (b) the proportionate share of the Supervision and Operating Charges; and (c) the percentage of the Reasonable Well Costs specified as the charge for risk described in Exhibit A.

30. Operator shall distribute a proportionate share of the costs and charges withheld pursuant to paragraph 29 to each Pooled Working Interest that paid its share of the Estimated Well Costs.
31. Each year on the anniversary of this Order, and no later than ninety (90) days after each payout, Operator shall provide to OCD and each owner of a Non-Consenting Pooled Working Interest a schedule of the revenue attributable to a well and the Supervision and Operating Costs charged against that revenue.
32. Any cost or charge that is paid out of production shall be withheld only from the share due to an owner of a Pooled Working Interest. No cost or charge shall be withheld from the share due to an owner of a royalty interests. For the purpose of this Order, an unleased mineral interest shall consist of a seven-eighths (7/8) working interest and a one-eighth (1/8) royalty interest.
33. Except as provided above, Operator shall hold the revenue attributable to a well that is not disbursed for any reason for the account of the person(s) entitled to the revenue as provided in the Oil and Gas Proceeds Payment Act, NMSA 1978, Sections 70-10-1 *et seq.*, and relinquish such revenue as provided in the Uniform Unclaimed Property Act, NMSA 1978, Sections 7-8A-1 *et seq.*
34. The Unit shall terminate if (a) the owners of all Pooled Working Interests reach a voluntary agreement; or (b) the well(s) drilled on the Unit are plugged and abandoned in accordance with the applicable rules. Operator shall inform OCD no later than thirty (30) days after such occurrence.
35. OCD retains jurisdiction of this matter for the entry of such orders as may be deemed necessary.

**STATE OF NEW MEXICO
OIL CONSERVATION DIVISION**



**ADRIENNE SANDOVAL
DIRECTOR**


AES/jag

Date: 5/19/2020

Exhibit A

COMPULSORY POOLING APPLICATION CHECKLIST	
ALL INFORMATION IN THE APPLICATION MUST BE SUPPORTED BY SIGNED AFFIDAVITS	
Case: 21187	APPLICANT'S RESPONSE
Date	April 30, 2020
Applicant	Colgate Operating LLC
Designated Operator & OGRID (affiliation if applicable)	Colgate Operating, LLC (OGRID 14744)
Applicant's Counsel:	Modrall Spering
Case Title:	APPLICATION OF COLGATE OPERATING LLC FOR COMPULSORY POOLING, EDDY COUNTY, NEW MEXICO, CASE NO. 21187
Entries of Appearance/Intervenors:	None
Well Family	Black Diamond
Formation/Pool	
Formation Name(s) or Vertical Extent:	Bone Spring Formation
Primary Product (Oil or Gas):	Oil
Pooling this vertical extent:	Bone Spring Formation
Pool Name and Pool Code:	Parkway; Bone Spring (Pool Code: 49622)
Well Location Setback Rules:	Latest Statewide Horizontal Rules Apply
Spacing Unit Size:	240 Acres
Spacing Unit	
Type (Horizontal/Vertical)	Horizontal
Size (Acres)	240 Acres
Building Blocks:	Quarter Quarter Sections
Orientation:	East to West
Description: TRS/County	N/2 S/2 of Section 34, and the N/2 S/2 of the E/2 of Section 33, Township 19 South, Range 29 East, NMPM, Eddy County, New Mexico
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
Applicant's Ownership in Each Tract	Exhibit B.5-87
Well(s)	
Name & API (if assigned), surface and bottom hole location, footages, completion target, orientation, completion status (standard or non-standard)	See Exhibit B.3-87 and Exhibit B.4-87

Well #1	<p>Black Diamond 34 Fed Com 133H SHL: 1135 feet from the South line and 360 feet from the East line, (Unit P) of Section 34, Township 19 South, Range 29 East, NMPM. BHL: 1750 feet from the South line and 2626 feet from the East line, (Unit J) of Section 33, Township 19 South, Range 29 East, NMPM.</p> <p>Completion Target: 3rd Bone Spring at approx 9,005 feet TVD. Well Orientation: East to West Completion Location expected to be: standard</p>
Horizontal Well First and Last Take Points	Exhibit B.4-87
Completion Target (Formation, TVD and MD)	Exhibit B; Exhibit B.1; Exhibit B.3-87; Exhibit B.4-87; Exhibit C.3 through C.10
AFE Capex and Operating Costs	
Drilling Supervision/Month \$	8,000
Production Supervision/Month \$	800
Justification for Supervision Costs	Exhibit B.6-87 for AFEs
Requested Risk Charge	200%; see Exhibit B
Notice of Hearing	
Proposed Notice of Hearing	Exhibit D.1
Proof of Mailed Notice of Hearing (20 days before hearing)	Exhibit D.2
Proof of Published Notice of Hearing (10 days before hearing)	Exhibit D.3
Ownership Determination	
Land Ownership Schematic of the Spacing Unit	Exhibit B; Exhibit B.5-87
Tract List (including lease numbers and owners)	Exhibit B.5-87
Pooled Parties (including ownership type)	Exhibit B.5-87
Unlocatable Parties to be Pooled	Exhibit B.5-87; Exhibit D.2
Ownership Depth Severance (including percentage above & below)	None
Joinder	
Sample Copy of Proposal Letter	Exhibit B.1
List of Interest Owners (ie Exhibit A of JOA)	Exhibit B.5-87
Chronology of Contact with Non-Joined Working Interests	Exhibit B.2
Overhead Rates In Proposal Letter	Exhibit B.5-87
Cost Estimate to Drill and Complete	Exhibit B.6-87 for AFEs
Cost Estimate to Equip Well	Exhibit B.6-87 for AFEs
Cost Estimate for Production Facilities	Exhibit B.6-87 for AFEs
Geology	

Summary (including special considerations)	Exhibit C
Spacing Unit Schematic	Exhibits B.4-87, C.2, and C.3
Gunbarrel/Lateral Trajectory Schematic	Exhibit C.3
Well Orientation (with rationale)	Exhibit C
Target Formation	Exhibits C.3 through C.10
HSU Cross Section	Exhibits C.7 through C.10
Depth Severance Discussion	Exhibit B
Forms, Figures and Tables	
C-102	Exhibit C.4-87
Tracts	Exhibit B.5-87
Summary of Interests, Unit Recapitulation (Tracts)	Exhibit B.5-87
General Location Map (including basin)	Exhibit C.1
Well Bore Location Map	Exhibits C.2 through C.10
Structure Contour Map - Subsea Depth	Exhibits C.4 and C.6
Cross Section Location Map (including wells)	Exhibit C.2
Cross Section (including Landing Zone)	Exhibits C.7 through C.10
Additional Information	
Special Provisions/Stipulations	None
CERTIFICATION: I hereby certify that the information provided in this checklist is complete and accurate.	
Printed Name (Attorney or Party Representative):	Lance Hough
Signed Name (Attorney or Party Representative):	
Date:	5/12/2020

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

**IN THE MATTER OF APPLICATION FOR
COMPULSORY POOLING SUBMITTED BY
COLGATE OPERATING, LLC**

**CASE NO. 21188
ORDER NO. R-21329**

ORDER

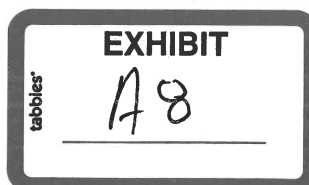
The Director of the New Mexico Oil Conservation Division (“OCD”), having heard this matter through a Hearing Examiner on April 30, 2020, and after considering the testimony, evidence, and recommendation of the Hearing Examiner, issues the following Order.

FINDINGS OF FACT

1. Colgate Operating, LLC (“Operator”) submitted an application (“Application”) to compulsory pool the uncommitted oil and gas interests within the spacing unit (“Unit”) described in Exhibit A. The Unit is expected to be a standard horizontal spacing unit. 19.15.16.15(B) NMAC. Operator seeks to be designated the operator of the Unit.
2. Operator will dedicate the well(s) described in Exhibit A (“Well(s)”) to the Unit.
3. Operator proposes the supervision and risk charges for the Well(s) described in Exhibit A.
4. Operator identified the owners of uncommitted interests in oil and gas minerals in the Unit and provided evidence that notice was given.
5. The Application was heard by the Hearing Examiner on the date specified above, during which Operator presented evidence through affidavits in support of the Application. No other party presented evidence at the hearing.

CONCLUSIONS OF LAW

6. OCD has jurisdiction to issue this Order pursuant to NMSA 1978, Section 70-2-17.
7. Operator is the owner of an oil and gas working interest within the Unit.
8. Operator satisfied the notice requirements for the Application and the hearing as required by 19.15.4.12 NMAC.
9. OCD satisfied the notice requirements for the hearing as required by 19.15.4.9 NMAC.
10. Operator has the right to drill the Well(s) to a common source of supply at the depth(s) and location(s) in the Unit described in Exhibit A.



11. The Unit contains separately owned uncommitted interests in oil and gas minerals.
12. Some of the owners of the uncommitted interests have not agreed to commit their interests to the Unit.
13. The pooling of uncommitted interests in the Unit will prevent waste and protect correlative rights, including the drilling of unnecessary wells.
14. This Order affords to the owner of an uncommitted interest the opportunity to produce his just and equitable share of the oil or gas in the pool.

ORDER

15. The uncommitted interests in the Unit are pooled as set forth in Exhibit A.
16. The Unit shall be dedicated to the Well(s) set forth in Exhibit A.
17. Operator is designated as operator of the Unit and the Well(s).
18. If the location of a well will be unorthodox under the spacing rules in effect at the time of completion, Operator shall obtain the OCD's approval for a non-standard location in accordance with 19.15.16.15(C) NMAC.
19. The Operator shall commence drilling the Well(s) within one year after the date of this Order, and complete each Well no later than one (1) year after the commencement of drilling the Well.
20. This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by an amendment of this Order for good cause shown.
21. The infill well requirements in 19.15.13.9 NMAC through 19.15.13.12 NMAC shall be applicable.
22. Operator shall submit to each owner of an uncommitted working interest in the pool ("Pooled Working Interest") an itemized schedule of estimated costs to drill, complete, and equip the well ("Estimated Well Costs").
23. No later than thirty (30) days after Operator submits the Estimated Well Costs, the owner of a Pooled Working Interest shall elect whether to pay its share of the Estimated Well Costs or its share of the actual costs to drill, complete and equip the well ("Actual Well Costs") out of production from the well. An owner of a Pooled Working Interest who elects to pay its share of the Estimated Well Costs shall render payment to Operator no later than thirty (30) days after the expiration of the election period, and shall be liable for operating costs, but not risk charges, for the well. An owner of a Pooled Working Interest who fails to pay its share of the Estimated Well Costs or who

elects to pay its share of the Actual Well Costs out of production from the well shall be considered to be a "Non-Consenting Pooled Working Interest."

24. No later than one hundred eighty (180) days after Operator submits a Form C-105 for a well, Operator shall submit to OCD and each owner of a Pooled Working Interest an itemized schedule of the Actual Well Costs. The Actual Well Costs shall be considered to be the Reasonable Well Costs unless OCD or an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If OCD or an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Reasonable Well Costs after public notice and hearing.
25. No later than sixty (60) days after the expiration of the period to file a written objection to the Actual Well Costs or OCD's order determining the Reasonable Well Costs, whichever is later, each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs shall pay to Operator its share of the Reasonable Well Costs that exceed the Estimated Well Costs, or Operator shall pay to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs its share of the Estimated Well Costs that exceed the Reasonable Well Costs.
26. The reasonable charges for supervision to drill and produce a well ("Supervision Charges") shall not exceed the rates specified in Exhibit A, provided however that the rates shall be adjusted annually pursuant to the COPAS form entitled "Accounting Procedure-Joint Operations."
27. No later than within ninety (90) days after Operator submits a Form C-105 for a well, Operator shall submit to OCD and each owner of a Pooled Working Interest an itemized schedule of the reasonable charges for operating and maintaining the well ("Operating Charges"), provided however that Operating Charges shall not include the Reasonable Well Costs or Supervision Charges. The Operating Charges shall be considered final unless OCD or an owner of a Pooled Working Interest files a written objection no later than forty-five (45) days after receipt of the schedule. If OCD or an owner of a Pooled Working Interest files a timely written objection, OCD shall determine the Operating Charges after public notice and hearing.
28. Operator may withhold the following costs and charges from the share of production due to each owner of a Pooled Working Interest who paid its share of the Estimated Well Costs: (a) the proportionate share of the Supervision Charges; and (b) the proportionate share of the Operating Charges.
29. Operator may withhold the following costs and charges from the share of production due to each owner of a Non-Consenting Pooled Working Interest: (a) the proportionate share of the Reasonable Well Costs; (b) the proportionate share of the Supervision and Operating Charges; and (c) the percentage of the Reasonable Well Costs specified as the charge for risk described in Exhibit A.

30. Operator shall distribute a proportionate share of the costs and charges withheld pursuant to paragraph 29 to each Pooled Working Interest that paid its share of the Estimated Well Costs.
31. Each year on the anniversary of this Order, and no later than ninety (90) days after each payout, Operator shall provide to OCD and each owner of a Non-Consenting Pooled Working Interest a schedule of the revenue attributable to a well and the Supervision and Operating Costs charged against that revenue.
32. Any cost or charge that is paid out of production shall be withheld only from the share due to an owner of a Pooled Working Interest. No cost or charge shall be withheld from the share due to an owner of a royalty interests. For the purpose of this Order, an unleased mineral interest shall consist of a seven-eighths (7/8) working interest and a one-eighth (1/8) royalty interest.
33. Except as provided above, Operator shall hold the revenue attributable to a well that is not disbursed for any reason for the account of the person(s) entitled to the revenue as provided in the Oil and Gas Proceeds Payment Act, NMSA 1978, Sections 70-10-1 *et seq.*, and relinquish such revenue as provided in the Uniform Unclaimed Property Act, NMSA 1978, Sections 7-8A-1 *et seq.*
34. The Unit shall terminate if (a) the owners of all Pooled Working Interests reach a voluntary agreement; or (b) the well(s) drilled on the Unit are plugged and abandoned in accordance with the applicable rules. Operator shall inform OCD no later than thirty (30) days after such occurrence.
35. OCD retains jurisdiction of this matter for the entry of such orders as may be deemed necessary.

**STATE OF NEW MEXICO
OIL CONSERVATION DIVISION**



**ADRIENNE SANDOVAL
DIRECTOR**

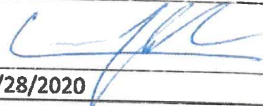
AES/jag

Date: 5/19/2020

Exhibit A

COMPULSORY POOLING APPLICATION CHECKLIST	
ALL INFORMATION IN THE APPLICATION MUST BE SUPPORTED BY SIGNED AFFIDAVITS	
Case: 21188	APPLICANT'S RESPONSE
Date	April 30, 2020
Applicant	Colgate Operating LLC
Designated Operator & OGRID (affiliation if applicable)	Colgate Operating, LLC (OGRID 14744)
Applicant's Counsel:	Modrall Sperling
Case Title:	APPLICATION OF COLGATE OPERATING LLC FOR COMPULSORY POOLING, EDDY COUNTY, NEW MEXICO, CASE NO. 21188
Entries of Appearance/Intervenors:	None
Well Family	Black Diamond
Formation/Pool	
Formation Name(s) or Vertical Extent:	Bone Spring Formation
Primary Product (Oil or Gas):	Oil
Pooling this vertical extent:	Bone Spring Formation
Pool Name and Pool Code:	Parkway; Bone Spring (Pool Code: 49622)
Well Location Setback Rules:	Latest Statewide Horizontal Rules Apply
Spacing Unit Size:	240 Acres
Spacing Unit	
Type (Horizontal/Vertical)	Horizontal
Size (Acres)	240 Acres
Building Blocks:	Quarter Quarter Sections
Orientation:	East to West
Description: TRS/County	S/2 S/2 of Section 34, and the S/2 S/2 of the E/2 of Section 33, Township 19 South, Range 29 East, NMPM, Eddy County, New Mexico
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
Applicant's Ownership in Each Tract	Exhibit B.5-88
Well(s)	
Name & API (if assigned), surface and bottom hole location, footages, completion target, orientation, completion status (standard or non-standard)	See Exhibit B.3-88 and Exhibit B.4-88

Well #1	<p>Black Diamond 34 Fed Com 134H SHL: 1090 feet from the South line and 360 feet from the East line, (Unit P) of Section 34, Township 19 South, Range 29 East, NMPM. BHL: 410 feet from the South line and 2626 feet from the East line, (Unit O) of Section 33, Township 19 South, Range 29 East, NMPM.</p> <p>Completion Target: 3rd Bone Spring at approx 9,025 feet TVD. Well Orientation: East to West Completion Location expected to be: standard</p>
Horizontal Well First and Last Take Points	Exhibit B.4-88
Completion Target (Formation, TVD and MD)	Exhibit B; Exhibit B.1; Exhibit B.3-88; Exhibit B.4-88; Exhibit C.3 through C.10
AFE Capex and Operating Costs	
Drilling Supervision/Month \$	8,000
Production Supervision/Month \$	800
Justification for Supervision Costs	Exhibit B.6-88 for AFEs
Requested Risk Charge	200%; see Exhibit B
Notice of Hearing	
Proposed Notice of Hearing	Exhibit D.1
Proof of Mailed Notice of Hearing (20 days before hearing)	Exhibit D.2
Proof of Published Notice of Hearing (10 days before hearing)	Exhibit D.3
Ownership Determination	
Land Ownership Schematic of the Spacing Unit	Exhibit B; Exhibit B.5-88
Tract List (including lease numbers and owners)	Exhibit B.5-88
Pooled Parties (including ownership type)	Exhibit B.5-88
Unlocatable Parties to be Pooled	Exhibit B.5-88; Exhibit D.2
Ownership Depth Severance (including percentage above & below)	None
Joinder	
Sample Copy of Proposal Letter	Exhibit B.1
List of Interest Owners (ie Exhibit A of JOA)	Exhibit B.5-88
Chronology of Contact with Non-Joined Working Interests	Exhibit B.2
Overhead Rates In Proposal Letter	Exhibit B.5-88
Cost Estimate to Drill and Complete	Exhibit B.6-88 for AFEs
Cost Estimate to Equip Well	Exhibit B.6-88 for AFEs
Cost Estimate for Production Facilities	Exhibit B.6-88 for AFEs
Geology	
Summary (including special considerations)	Exhibit C

Spacing Unit Schematic	Exhibits B.4-88, C.2, and C.3
Gunbarrel/Lateral Trajectory Schematic	Exhibit C.3
Well Orientation (with rationale)	Exhibit C
Target Formation	Exhibits C.3 through C.10
HSU Cross Section	Exhibits C.7 through C.10
Depth Severance Discussion	Exhibit B
Forms, Figures and Tables	
C-102	Exhibits B.4-88
Tracts	Exhibit B.5-88
Summary of Interests, Unit Recapitulation (Tracts)	Exhibit B.5-88
General Location Map (including basin)	Exhibit C.1
Well Bore Location Map	Exhibits C.2 through C.10
Structure Contour Map - Subsea Depth	Exhibits C.4 and C.6
Cross Section Location Map (including wells)	Exhibit C.2
Cross Section (including Landing Zone)	Exhibits C.7 through C.10
Additional Information	
Special Provisions/Stipulations	None
CERTIFICATION: I hereby certify that the information provided in this checklist is complete and accurate.	
Printed Name (Attorney or Party Representative):	Lance Hough
Signed Name (Attorney or Party Representative):	
Date:	4/28/2020

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

APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21311,
EDDY COUNTY, NEW MEXICO

CASE NO. 21830
ORDER NO. R-21311
(Re-Open)

APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21312,
EDDY COUNTY, NEW MEXICO

CASE NO. 21831
ORDER NO. R-21312
(Re-Open)

APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21328,
EDDY COUNTY, NEW MEXICO

CASE NO. 21832
ORDER NO. R-21328
(Re-Open)


APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21329,
EDDY COUNTY, NEW MEXICO

CASE NO. 21833
ORDER NO. R-21329
(Re-Open)

AFFIDAVIT OF LANCE D. HOUGH

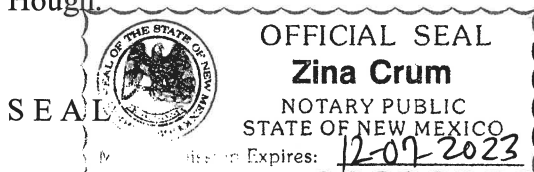
STATE OF NEW MEXICO)
)ss.
COUNTY OF BERNALILLO)


Lance D. Hough, attorney in fact and authorized representative of Cimarex Energy Co. (“Cimarex”), the Applicant herein, being first duly sworn, upon oath, states that the above-referenced Applications were provided under notices of hearing to parties entitled to notice; and that the following are attached hereto: a sample of said notice of hearing as **Exhibit B.1**, proof of mailed notice of hearing as **Exhibit B.2**, and proof of published notice of hearing as **Exhibit B.3**.



Lance D. Hough

SUBSCRIBED AND SWORN to before me this 5th day of April 2021 by Lance D. Hough.





Notary Public
My commission expires: 12-07-2023




MODRALL SPERLING
L A W Y E R S

March 19, 2021

Lance D. Hough
Tel: 505.848.1826
Fax: 505.848.9710
Lance.Hough@modrall.com

VIA CERTIFIED MAIL - RETURN RECEIPT REQUESTED

TO: AFFECTED PARTIES

This letter is to advise you that Colgate Operating LLC has filed the enclosed applications with the New Mexico Oil Conservation Division:

Case No. 21830: (Re-Open) Application of Colgate Operating LLC to Amend Order No. R-21311, Eddy County, New Mexico. Applicant seeks an order from the Oil Conservation Division for the limited purposes of amending Order No. R-21311 to allow for a one-year extension of time to commence drilling the wells under the Order. The Division issued Order No. R-21311 on May 7, 2020, which designated Colgate as the operator of the unit and the **Black Diamond 34 Fed Com 122H** and **Black Diamond 34 Fed Com 132H** wells; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the S/2 N/2 of Section 34 and S/2 N/2 of the E/2 of Section 33, 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.

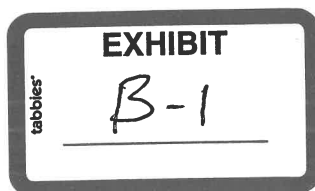
Case No. 21831: (Re-Open) Application of Colgate Operating LLC to Amend Order No. R-21312, Eddy County, New Mexico. Applicant seeks an order from the Oil Conservation Division for the limited purposes of amending Order No. R-21312 to allow for a one-year extension of time to commence drilling the wells under the Order. The Division issued Order No. R-21312 on May 7, 2020, which designated Colgate as the operator of the unit and the **Black Diamond 34 Fed Com 131H** well; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the N/2 N/2 of Section 34 and N/2 N/2 of the E/2 of Section 33, Township 19 South, Range 29 East, NMPM,

Modrall Spierling
Roehl Harris & Sisk P.A.

500 Fourth Street NW
Suite 1000
Albuquerque,
New Mexico 87102

PO Box 2168
Albuquerque,
New Mexico 87103-2168

Tel: 505.848.1800
www.modrall.com



AFFECTED PARTIES

Colgate / Order Amendments / Black Diamond 34 Fed Com 121, 131-134H Wells
March 19, 2021

Page 2

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.

Case No. 21832: (Re-Open) Application of Colgate Operating LLC to Amend Order No. R-21328, Eddy County, New Mexico. Applicant seeks an order from the Oil Conservation Division for the limited purposes of amending Order No. R-21328 to allow for a one-year extension of time to commence drilling the wells under the Order. The Division issued Order No. R-21328 on May 19, 2020, which designated Colgate as the operator of the unit and the **Black Diamond 34 Fed Com 133H** well; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the N/2 S/2 of Section 34 and N/2 S/2 of the E/2 of Section 33, 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.

Case No. 21833: (Re-Open) Application of Colgate Operating LLC to Amend Order No. R-21329, Eddy County, New Mexico. Applicant seeks an order from the Oil Conservation Division for the limited purposes of amending Order No. R-21329 to allow for a one-year extension of time to commence drilling the wells under the Order. The Division issued Order No. R-21329 on May 19, 2020, which designated Colgate as the operator of the unit and the **Black Diamond 34 Fed Com 134H** well; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the S/2 S/2 of Section 34 and S/2 S/2 of the E/2 of Section 33, 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.

These applications are expected to be set for hearing before a Division Examiner at **8:15 a.m. on April 8, 2021**. During the COVID-19 Public Health Emergency, the hearings will be conducted remotely. Instructions to appear can also be found by accessing <http://www.emnrd.state.nm.us/OCD/hearings.html> and

AFFECTED PARTIES

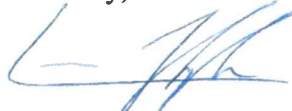
Colgate / Order Amendments / Black Diamond 34 Fed Com 121, 131-134H Wells
March 19, 2021

Page 3

scrolling down to "Hearing Notices" under "OCD Hearings." As a party who may be affected by these applications, we are notifying you of your right to appear at the hearing and participate in this case, including the right to present evidence either in support of or in opposition to the applications. Failure to appear at the hearings may preclude you from any involvement in this case at a later date.

You are further notified that if you desire to appear in these cases, then you are requested to file a Pre-Hearing Statement with the Division at least four business days in advance of a scheduled hearing before the Division or the Commission, but in no event later than 5:00 p.m. mountain time, on the Thursday preceding the scheduled hearing date, with a copy delivered to the undersigned.

Sincerely,



Lance D. Hough
Attorney for Applicant

EED/ldh/W4025968.DOCX
Enclosures: as stated

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

APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21311,
EDDY COUNTY, NEW MEXICO

CASE NO. _____
ORDER NO. R-21311
(Re-Open)

APPLICATION

Colgate Operating LLC (“Colgate”), OGRID Number 371449, through its undersigned attorney, files this application with the Oil Conservation Division (“Division”) for the limited purpose of amending Order No. R-21311 (“the Order”) to allow for an extension of time for drilling the well under the Order. In support of this application, Colgate states as follows:

1. The Division heard Case No. 21185 on April 30, 2020 and entered the Order on May 7, 2020.
2. The Order designated Colgate as the operator of the unit and the **Black Diamond 34 Fed Com 122H** and **Black Diamond 34 Fed Com 132H** wells; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the S/2 N/2 of Section 34 and S/2 N/2 of the E/2 of Section 33, Township 19 South, Range 29 East, NMPM, Eddy County, New Mexico.
3. Paragraph 19 of the Order states: “The Operator shall commence drilling the Well(s) within one year after the date of this Order; and complete each Well no later than one (1) year after the commencement of drilling the Well.” Paragraph 20 of the Order states: “This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by an amendment of this Order for good cause shown.”
4. Under the Order, Colgate would be required to commence drilling the well by May 7, 2021.

5. Colgate requests that the Order be re-opened and amended to allow Colgate an additional year to commence drilling the well under the Order.

6. Colgate requests this extension because there have been changes in Colgate's drilling schedule due to the COVID-19 pandemic and current market conditions.

7. Good cause exists for Colgate's request for an extension of time.

8. Colgate asks that the deadline to commence drilling the well be extended for a year from May 7, 2021 to May 7, 2022.

WHEREFORE, Colgate requests this application be set for hearing before an Examiner of the Oil Conservation Division on April 8, 2021, and after notice and hearing as required by law, the Division amend Order No. R-21311 to extend the time for Colgate to commence drilling the well under the Order for a year, through May 7, 2022.

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

By: 

Earl E. DeBrine
Deana M. Bennett
Lance D. Hough
Post Office Box 2168
500 Fourth Street NW, Suite 1000
Albuquerque, New Mexico 87103-2168
Telephone: 505.848.1800
edebrine@modrall.com
dmb@modrall.com
ldh@modrall.com
Attorneys for Applicant

(Re-Open) Application of Colgate Operating LLC to Amend Order No. R-21311, Eddy County, New Mexico. Applicant seeks an order from the Oil Conservation Division for the limited purposes of amending Order No. R-21311 to allow for a one-year extension of time to commence drilling the wells under the Order. The Division issued Order No. R-21311 on May 7, 2020, which designated Colgate as the operator of the unit and the **Black Diamond 34 Fed Com 122H** and **Black Diamond 34 Fed Com 132H** wells; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the S/2 N/2 of Section 34 and S/2 N/2 of the E/2 of Section 33, 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.

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

APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21312,
EDDY COUNTY, NEW MEXICO

CASE NO. _____
ORDER NO. R-21312
(Re-Open)

APPLICATION

Colgate Operating LLC (“Colgate”), OGRID Number 371449, through its undersigned attorney, files this application with the Oil Conservation Division (“Division”) for the limited purpose of amending Order No. R-21312 (“the Order”) to allow for an extension of time for drilling the well under the Order. In support of this application, Colgate states as follows:

1. The Division heard Case No. 21186 on April 30, 2020 and entered the Order on May 7, 2020.
2. The Order designated Colgate as the operator of the unit and the **Black Diamond 34 Fed Com 131H** well; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the N/2 N/2 of Section 34 and N/2 N/2 of the E/2 of Section 33, Township 19 South, Range 29 East, NMPM, Eddy County, New Mexico.
3. Paragraph 19 of the Order states: “The Operator shall commence drilling the Well(s) within one year after the date of this Order; and complete each Well no later than one (1) year after the commencement of drilling the Well.” Paragraph 20 of the Order states: “This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by an amendment of this Order for good cause shown.”
4. Under the Order, Colgate would be required to commence drilling the well by May 7, 2021.
5. Colgate requests that the Order be re-opened and amended to allow Colgate an additional year to commence drilling the well under the Order.

6. Colgate requests this extension because there have been changes in Colgate's drilling schedule due to the COVID-19 pandemic and current market conditions.

7. Good cause exists for Colgate's request for an extension of time.

8. Colgate asks that the deadline to commence drilling the well be extended for a year from May 7, 2021 to May 7, 2022.

WHEREFORE, Colgate requests this application be set for hearing before an Examiner of the Oil Conservation Division on April 8, 2021, and after notice and hearing as required by law, the Division amend Order No. R-21312 to extend the time for Colgate to commence drilling the well under the Order for a year, through May 7, 2022.

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

By: 

Earl E. DeBrine
Deana M. Bennett
Lance D. Hough
Post Office Box 2168
500 Fourth Street NW, Suite 1000
Albuquerque, New Mexico 87103-2168
Telephone: 505.848.1800
edebrine@modrall.com
dmb@modrall.com
ldh@modrall.com
Attorneys for Applicant

(Re-Open) Application of Colgate Operating LLC to Amend Order No. R-21312, Eddy County, New Mexico. Applicant seeks an order from the Oil Conservation Division for the limited purposes of amending Order No. R-21312 to allow for a one-year extension of time to commence drilling the wells under the Order. The Division issued Order No. R-21312 on May 7, 2020, which designated Colgate as the operator of the unit and the **Black Diamond 34 Fed Com 131H** well; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the N/2 N/2 of Section 34 and N/2 N/2 of the E/2 of Section 33, 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.

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

APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21328,
EDDY COUNTY, NEW MEXICO

CASE NO. _____
ORDER NO. R-21328
(Re-Open)

APPLICATION

Colgate Operating LLC (“Colgate”), OGRID Number 371449, through its undersigned attorney, files this application with the Oil Conservation Division (“Division”) for the limited purpose of amending Order No. R-21328 (“the Order”) to allow for an extension of time for drilling the well under the Order. In support of this application, Colgate states as follows:

1. The Division heard Case No. 21187 on April 30, 2020 and entered the Order on May 19, 2020.
2. The Order designated Colgate as the operator of the unit and the **Black Diamond 34 Fed Com 133H** well; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the N/2 S/2 of Section 34 and N/2 S/2 of the E/2 of Section 33, Township 19 South, Range 29 East, NMPM, Eddy County, New Mexico.
3. Paragraph 19 of the Order states: “The Operator shall commence drilling the Well(s) within one year after the date of this Order; and complete each Well no later than one (1) year after the commencement of drilling the Well.” Paragraph 20 of the Order states: “This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by an amendment of this Order for good cause shown.”
4. Under the Order, Colgate would be required to commence drilling the well by May 19, 2021.
5. Colgate requests that the Order be re-opened and amended to allow Colgate an additional year to commence drilling the well under the Order.

6. Colgate requests this extension because there have been changes in Colgate's drilling schedule due to the COVID-19 pandemic and current market conditions.

7. Good cause exists for Colgate's request for an extension of time.

8. Colgate asks that the deadline to commence drilling the well be extended for a year from May 19, 2021 to May 19, 2022.

WHEREFORE, Colgate requests this application be set for hearing before an Examiner of the Oil Conservation Division on April 8, 2021, and after notice and hearing as required by law, the Division amend Order No. R-21328 to extend the time for Colgate to commence drilling the well under the Order for a year, through May 19, 2022.

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

By: 

Earl E. DeBrine
Deana M. Bennett
Lance D. Hough
Post Office Box 2168
500 Fourth Street NW, Suite 1000
Albuquerque, New Mexico 87103-2168
Telephone: 505.848.1800
edebrine@modrall.com
dmb@modrall.com
ldh@modrall.com
Attorneys for Applicant

(Re-Open) Application of Colgate Operating LLC to Amend Order No. R-21328, Eddy County, New Mexico. Applicant seeks an order from the Oil Conservation Division for the limited purposes of amending Order No. R-21328 to allow for a one-year extension of time to commence drilling the wells under the Order. The Division issued Order No. R-21328 on May 19, 2020, which designated Colgate as the operator of the unit and the **Black Diamond 34 Fed Com 133H** well; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the N/2 S/2 of Section 34 and N/2 S/2 of the E/2 of Section 33, 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.

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

APPLICATION OF COLGATE OPERATING LLC
TO AMEND ORDER NO. R-21329,
EDDY COUNTY, NEW MEXICO

CASE NO. _____
ORDER NO. R-21329
(Re-Open)

APPLICATION

Colgate Operating LLC (“Colgate”), OGRID Number 371449, through its undersigned attorney, files this application with the Oil Conservation Division (“Division”) for the limited purpose of amending Order No. R-21329 (“the Order”) to allow for an extension of time for drilling the well under the Order. In support of this application, Colgate states as follows:

1. The Division heard Case No. 21188 on April 30, 2020 and entered the Order on May 19, 2020.
2. The Order designated Colgate as the operator of the unit and the **Black Diamond 34 Fed Com 134H** well; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the S/2 S/2 of Section 34 and S/2 S/2 of the E/2 of Section 33, Township 19 South, Range 29 East, NMPM, Eddy County, New Mexico.
3. Paragraph 19 of the Order states: “The Operator shall commence drilling the Well(s) within one year after the date of this Order; and complete each Well no later than one (1) year after the commencement of drilling the Well.” Paragraph 20 of the Order states: “This Order shall terminate automatically if Operator fails to comply with Paragraph 19 unless Operator obtains an extension by an amendment of this Order for good cause shown.”
4. Under the Order, Colgate would be required to commence drilling the well by May 19, 2021.
5. Colgate requests that the Order be re-opened and amended to allow Colgate an additional year to commence drilling the well under the Order.

6. Colgate requests this extension because there have been changes in Colgate's drilling schedule due to the COVID-19 pandemic and current market conditions.

7. Good cause exists for Colgate's request for an extension of time.

8. Colgate asks that the deadline to commence drilling the well be extended for a year from May 19, 2021 to May 19, 2022.

WHEREFORE, Colgate requests this application be set for hearing before an Examiner of the Oil Conservation Division on April 8, 2021, and after notice and hearing as required by law, the Division amend Order No. R-21329 to extend the time for Colgate to commence drilling the well under the Order for a year, through May 19, 2022.

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

By: 

Earl E. DeBrine
Deana M. Bennett
Lance D. Hough
Post Office Box 2168
500 Fourth Street NW, Suite 1000
Albuquerque, New Mexico 87103-2168
Telephone: 505.848.1800
edebrine@modrall.com
dmb@modrall.com
ldh@modrall.com
Attorneys for Applicant

(Re-Open) Application of Colgate Operating LLC to Amend Order No. R-21329, Eddy County, New Mexico. Applicant seeks an order from the Oil Conservation Division for the limited purposes of amending Order No. R-21329 to allow for a one-year extension of time to commence drilling the wells under the Order. The Division issued Order No. R-21329 on May 19, 2020, which designated Colgate as the operator of the unit and the **Black Diamond 34 Fed Com 134H** well; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the S/2 S/2 of Section 34 and S/2 S/2 of the E/2 of Section 33, 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.

Zina Crum
 Modrall Sperling
 500 4th Street NW
 Suite 1000
 Albuquerque NM 87102

PS Form 3877

Type of Mailing: CERTIFIED MAIL
 03/19/2021

Firm Mailing Book ID: 205471

Line	USPS Article Number	Name, Street, City, State, Zip	Postage	Service Fee	RR Fee	Rest.Del.Fee	Reference Contents
1	9314 8699 0430 0080 5777 00	A NELSON MUNCY 441 LONG COVE DRIVE FAIRVIEW TX 75069	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
2	9314 8699 0430 0080 5777 17	ALAN JOCHIMSEN 4209 CARDINAL LN MIDLAND TX 79707	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
3	9314 8699 0430 0080 5777 24	ALAN R HANNIFIN PO BOX 8874 DENVER CO 80201	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
4	9314 8699 0430 0080 5777 31	ARD ENERGY GROUP LTD PO BOX 101027 FORT WORTH TX 76185	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
5	9314 8699 0430 0080 5777 48	BABE DEVELOPMENT LLC PO BOX 758 ROSWELL NM 88202	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
6	9314 8699 0430 0080 5777 55	CAROL A SHUMATE P O BOX 80724 MIDLAND TX 79708	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
7	9314 8699 0430 0080 5777 62	CHEROKEE LEGACY MINERALS LTD PO BOX 3217 ALBANY TX 76430	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
8	9314 8699 0430 0080 5777 79	DELMAR HUDSON LEWIS LIVING TRUST PO BOX 840738 DALLAS TX 75284	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
9	9314 8699 0430 0080 5777 86	DEVARGAS STREET LLC 4613 LOS POBLANOS CIR NW ALBUQUERQUE NM 87107	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
10	9314 8699 0430 0080 5777 93	DOUGLAS LADSON MCBRIDE III PO BOX 1515 ROSWELL NM 88202	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
11	9314 8699 0430 0080 5778 09	FROST BANK TRUSTEE OF JOSEPHINE T. HUDSON TESTAMENTARY TRUST P.O. BOX 1600 SAN ANTONIO TX 78296	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
12	9314 8699 0430 0080 5778 16	GENE SHUMATE P O BOX 2473 MIDLAND TX 79702	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
13	9314 8699 0430 0080 5778 23	HANNIFIN FAMILY TRUST DTD 2/1/1994 PO BOX 218 MIDLAND TX 79702	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
14	9314 8699 0430 0080 5778 30	JAVELINA PARTNERS 616 TEXAS ST FORT WORTH TX 76102	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
15	9314 8699 0430 0080 5778 47	JOSEPHINE T. HUDSON TESTAMENTARY TRUST FBO J. TERRELL ARD P.O. BOX 1600 SAN ANTONIO TX 78296	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice

EXHIBIT
 B-2
 tables

Zina Crum
 Modrall Sperling
 500 4th Street NW
 Suite 1000
 Albuquerque NM 87102

PS Form 3877

Type of Mailing: CERTIFIED MAIL
 03/19/2021

Firm Mailing Book ID: 205471

Line	USPS Article Number	Name, Street, City, State, Zip	Postage	Service Fee	RR Fee	Rest.Del.Fee	Reference Contents
16	9314 8699 0430 0080 5778 54	JOYCO INVESTMENTS LLC PO BOX 2104 ROSWELL NM 88202	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
17	9314 8699 0430 0080 5778 61	JULIE SCOTT MCBRIDE PO BOX 1515 ROSWELL NM 88202	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
18	9314 8699 0430 0080 5778 78	K B LIMITED PARTNERSHIP PO DRAWER 2588 ROSWELL NM 88202	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
19	9314 8699 0430 0080 5778 85	KENEBREW MINERALS LP PO BOX 917 IDALOU TX 79329	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
20	9314 8699 0430 0080 5778 92	LINDY'S LIVING TRUST 4200 S HULEN SUITE 302 FT WORTH TX 76109	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
21	9314 8699 0430 0080 5779 08	LONG, LLC 215 SOUTH STATE ST, SUITE 100 SALT LAKE CITY UT 84111	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
22	9314 8699 0430 0080 5779 15	MARTIN B MUNCY 1204 NW 16TH ST ANDREWS TX 79714	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
23	9314 8699 0430 0080 5779 22	MICHELLE R SANDOVAL 974 MORGANSER LANE CARLSBAD CA 92011	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
24	9314 8699 0430 0080 5779 39	MONTY D & KAREN R MCLANE PO BOX 9451 MIDLAND TX 79708	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
25	9314 8699 0430 0080 5779 46	ONRR PO BOX 25627 DENVER CO 80225	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
26	9314 8699 0430 0080 5779 53	PENROC OIL CORPORATION PO BOX 2769 HOBBS NM 88241	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
27	9314 8699 0430 0080 5779 60	ROBERT & MAXINE HANNIFIN TST PO BOX 218 MIDLAND TX 79702	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
28	9314 8699 0430 0080 5779 77	RODERICK AND MARIAN DAVIS REV TR 8006 S QUEBEC AVE TULSA OK 74136	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
29	9314 8699 0430 0080 5779 84	SHAWN P. & FRANCES A. HANNIFIN 730 17TH STRBET, STE. 325 DENVER CO 80202	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
30	9314 8699 0430 0080 5779 91	STATES ROYALTY LIMITED PARTNERSHIP PO BOX 911 BRECKENRIDGE TX 76424	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice

Zina Crum
 Modrall Sperlberg
 500 4th Street NW
 Suite 1000
 Albuquerque NM 87102

PS Form 3877

Type of Mailing: CERTIFIED MAIL
 03/19/2021

Firm Mailing Book ID: 205471

Line	USFS Article Number	Name, Street, City, State, Zip	Postage	Service Fee	RR Fee	Rest.Del.Fee	Reference Contents
31	9314 8699 0430 0080 5780 04	SUE HANSON MCBRIDE PO BOX 3480 ROSWELL NM 88202	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
32	9314 8699 0430 0080 5780 11	ZORRO PARTNERS, LTD. 616 TEXAS STREET FORT WORTH TX 76102	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
33	9314 8699 0430 0080 5780 28	3SD Interests, LLC 221 Doran Road Lovington NM 88260	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
34	9314 8699 0430 0080 5780 35	Ashley Crow PO Box 97 Quanah TX 79252	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
35	9314 8699 0430 0080 5780 42	Borica Oh, Inc P.O Drawer H Fort Summer NM 88119	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
36	9314 8699 0430 0080 5780 59	Byron Bachschmid 1800 Hereford MIDLAND TX 79707	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
37	9314 8699 0430 0080 5780 66	Charles Jay Kinsolving HC 65 Box 209 Crossroads NM 88114	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
38	9314 8699 0430 0080 5780 73	Cieziński Trust 2737 81st Street Lubbock TX 79423	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
39	9314 8699 0430 0080 5780 80	Dean Kinsolving P.O. Box 325 Tatum NM 88267	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
40	9314 8699 0430 0080 5780 97	Eddy Rodriguez P.O. Box 691284 Houston TX 77269	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
41	9314 8699 0430 0080 5781 03	Francis G. Tracy PO Box 868 CARLSBAD NM 88221	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
42	9314 8699 0430 0080 5781 10	Hanson Operating Company 400 N Pennsylvania Ave # 1200 ROSWELL NM 88201	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
43	9314 8699 0430 0080 5781 27	Jon Cieziński 2737 81st Street Lubbock TX 79423	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
44	9314 8699 0430 0080 5781 34	L. Neil & Marilyn Burcham 665 La Melodia Drive Las Cruces NM 88011	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
45	9314 8699 0430 0080 5781 41	Norton LLC 60 Beach Avenue - Bay View South Dartmouth MS 02748	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice

MAR 13 2021

Zina Crum
 Modrall Sperling
 500 4th Street NW
 Suite 1000
 Albuquerque NM 87102

PS Form 3877

Type of Mailing: CERTIFIED MAIL
 03/19/2021

Firm Mailing Book ID: 205471

Line	USPS Article Number	Name, Street, City, State, Zip	Postage	Service Fee	RR Fee	Rest. Del. Fee	Reference Contents
46	9314 8699 0430 0080 5781 58	Patrick & Alice Morello Trust 3534 Gettysburg Pl Jefferson City MO 65109	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
47	9314 8699 0430 0080 5781 65	Robert L. & Patricia J. Dale 15419 Peach Hill Road Saratoga CA 95070	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
48	9314 8699 0430 0080 5781 72	Thunderbolt Petroleum LLC P.O. Box 10523 MIDLAND TX 79711	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
49	9314 8699 0430 0080 5781 89	Tim Jennings P.O. Box 1797 ROSWELL NM 88202	\$1.20	\$3.60	\$1.75	\$0.00	10091.0004 Blk Notice
Totals:			\$58.80	\$176.40	\$85.75	\$0.00	
Grand Total:						\$320.95	

List Number of Pieces Received at Post Office: _____ Dated: _____
 Postmaster: _____
 Name of receiving employee: _____

MAR 19 2021

Transaction Report Details - CertifiedPro.net

Firm Mail Book ID = 205471

Generated: 4/5/2021 12:53:20 PM

USPS Article Number	Date Created	Name 1	Name 2	Address1	City	State	Zip	Mailing Status	Service Options	Mail Delivery Date
9314869904300080578189	2021-03-19 10:38 AM	Tim Jennings		P.O. Box 1797	ROSWELL	NM	88202	Delivered	Return Receipt - Electronic, Certified Mail	2021-03-23 8:33 AM
9314869904300080578172	2021-03-19 10:38 AM	Thunderbolt Petroleum LLC		P.O. Box 10523	MIDLAND	TX	79711	Delivered	Return Receipt - Electronic, Certified Mail	2021-03-25 10:46 AM
9314869904300080578165	2021-03-19 10:38 AM	Robert L. & Patricia J. Dale		15419 Peach Hill Road	Saratoga	CA	95070	Delivered	Return Receipt - Electronic, Certified Mail	2021-03-23 2:05 PM
9314869904300080578158	2021-03-19 10:38 AM	Patrick & Alice Morello Trust		3534 Gettysburg Pl	Jefferson City	MO	65109	Delivered	Return Receipt - Electronic, Certified Mail	2021-03-25 2:38 PM
9314869904300080578141	2021-03-19 10:38 AM	Norton LLC		60 Besche Avenue - Bay View	South Dartmouth	MS	02748	Delivered	Return Receipt - Electronic, Certified Mail	2021-03-25 12:00 AM
9314869904300080578134	2021-03-19 10:38 AM	L. Neil & Marilyn Burcham		665 La Melioda Drive	Las Cruces	NM	88011	Delivered	Return Receipt - Electronic, Certified Mail	2021-03-24 1:04 PM
9314869904300080578127	2021-03-19 10:38 AM	Jon Ciezinski		2737 81st Street	Lubbock	TX	79423	Delivered	Return Receipt - Electronic, Certified Mail	2021-03-22 1:28 PM
9314869904300080578110	2021-03-19 10:38 AM	Hanson Operating Company		400 N Pennsylvania Ave # 1200	ROSWELL	NM	88201	Delivered	Return Receipt - Electronic, Certified Mail	2021-03-23 11:06 AM
9314869904300080578103	2021-03-19 10:38 AM	Francis G. Tracy		PO Box 868	CARLSBAD	NM	88221	Undelivered	Return Receipt - Electronic, Certified Mail	2021-03-23 10:18 AM
9314869904300080578097	2021-03-19 10:38 AM	Eddy Rodriguez		P.O. Box 693284	Houston	TX	77269	Undelivered	Return Receipt - Electronic, Certified Mail	2021-03-30 2:37 PM
9314869904300080578080	2021-03-19 10:38 AM	Dean Kinsolving		P.O. Box 325	Tatum	NM	88267	Delivered	Return Receipt - Electronic, Certified Mail	2021-03-22 1:28 PM
9314869904300080578073	2021-03-19 10:38 AM	Ciezinski Trust		2737 81st Street	Lubbock	TX	79423	Delivered	Return Receipt - Electronic, Certified Mail	2021-03-22 8:19 AM
9314869904300080578066	2021-03-19 10:38 AM	Charles Jay Kinsolving		HC 65 Box 209	Crossroads	NM	88114	Delivered	Return Receipt - Electronic, Certified Mail	2021-03-23 12:07 PM
9314869904300080578059	2021-03-19 10:38 AM	Byron Bachschmid		1800 Hereford	MIDLAND	TX	79707	Delivered	Return Receipt - Electronic, Certified Mail	2021-03-25 11:25 AM
9314869904300080578042	2021-03-19 10:38 AM	Borica Oil, Inc		P.O. Drawer H	Fort Sumner	NM	88119	Delivered	Return Receipt - Electronic, Certified Mail	2021-03-24 1:18 PM
9314869904300080578035	2021-03-19 10:38 AM	Ashley Crow		PO Box 97	Quannah	TX	79252	Delivered	Return Receipt - Electronic, Certified Mail	
9314869904300080578028	2021-03-19 10:38 AM	SSD Interests, LLC		221 Doran Road	Lovington	NM	88260	Delivered	Return Receipt - Electronic, Certified Mail	
9314869904300080578011	2021-03-19 10:38 AM	ZORRO PARTNERS, LTD.		616 TEXAS STREET	ROSWELL	TX	76102	Undelivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577953	2021-03-19 10:38 AM	SUE HANSON MCRBIDE		PO BOX 3480	FORT WORTH	TX	76202	Delivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577946	2021-03-19 10:38 AM	STATES ROYALTY LIMITED PARTNERSHIP		PO BOX 911	BRECKENRIDGE	NM	76424	Delivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577939	2021-03-19 10:38 AM	SHAWN P. & FRANCES A. HANNIFIN		730 17TH STREET, STE. 325	DENVER	CO	80202	Delivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577932	2021-03-19 10:38 AM	RODERICK AND MARIAN DAVIS REV TR		8006 S QUABEC AVE	TULSA	OK	74136	Delivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577925	2021-03-19 10:38 AM	ROBERT & MAXINE HANNIFIN TST		PO BOX 218	MIDLAND	TX	79702	Undelivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577918	2021-03-19 10:38 AM	MICHELLE R SANDOVAL		PO BOX 2769	HOBBS	NM	88241	Delivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577911	2021-03-19 10:38 AM	MARTIN B MUNOY		PO BOX 25627	DENVER	CO	80225	Undelivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577908	2021-03-19 10:38 AM	LONG, LLC		PO BOX 9451	MIDLAND	TX	79708	Delivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577892	2021-03-19 10:38 AM	LINDYS LIVING TRUST		974 MORGANSER LANE	CARLSBAD	CA	92011	Delivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577885	2021-03-19 10:38 AM	KENEBREW MINERALS LP		1204 NW 16TH ST	ANDREWS	TX	79714	Undelivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577878	2021-03-19 10:38 AM	K B LIMITED PARTNERSHIP		215 SOUTH STATE ST, SUITE 100	SALT LAKE CITY	UT	84111	Delivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577871	2021-03-19 10:38 AM	GENE SHUMATE		4200 S HULEN SUITE 302	FT WORTH	TX	76109	Undelivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577864	2021-03-19 10:38 AM	JULIE SCOTT MCRBIDE		PO DRAWER 2588	IDALOU	TX	79329	Delivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577857	2021-03-19 10:38 AM	JOYCO INVESTMENTS LLC		PO BOX 1515	ROSWELL	NM	88202	Delivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577847	2021-03-19 10:38 AM	JOSEPHINE T. HUDSON TESTAMENTARY TRUST	FBO J. TERRELLAND	PO BOX 2104	ROSWELL	NM	88202	Delivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577830	2021-03-19 10:38 AM	JAVELINA PARTNERS		P.O. BOX 1600	SAN ANTONIO	TX	78296	Delivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577779	2021-03-19 10:38 AM	HANNIFIN FAMILY TRUST DTD 2/17/994		616 TEXAS ST	FORT WORTH	TX	76102	Undelivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577778	2021-03-19 10:38 AM	DELMAR HUDSON LEWIS LIVING TRUST		P O BOX 2473	MIDLAND	TX	79702	Delivered	Return Receipt - Electronic, Certified Mail	
93148699043000805777762	2021-03-19 10:38 AM	CHEROKEE LEGACY MINERALS LTD		PO BOX 1600	SAN ANTONIO	TX	78296	Delivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577748	2021-03-19 10:38 AM	CAROL A SHUMATE		4613 LOS POBLANOS CIR NW	ALBUQUERQUE	NM	87107	Delivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577731	2021-03-19 10:38 AM	BABE DEVELOPMENT LLC		PO BOX 3217	DALLAS	TX	75284	Undelivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577724	2021-03-19 10:38 AM	ARD ENERGY GROUP LTD		P O BOX 80724	ALBANY	TX	76430	Delivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577717	2021-03-19 10:38 AM	ALAN R HANNIFIN		PO BOX 758	ROSWELL	NM	88202	Delivered	Return Receipt - Electronic, Certified Mail	
9314869904300080577700	2021-03-19 10:38 AM	ALAN JOCHIMSEN		PO BOX 8374	FORT WORTH	NM	76185	Delivered	Return Receipt - Electronic, Certified Mail	
		ALAN NELSON MUNOY		4209 CARDINAL LN	MIDLAND	TX	79707	Undelivered	Return Receipt - Electronic, Certified Mail	
				441 LONG COVE DRIVE	FAIRVIEW	TX	75069	Delivered	Return Receipt - Electronic, Certified Mail	

Carlsbad Current Argus

PART OF THE USA TODAY NETWORK

Affidavit of Publication

Ad # 0004654043

This is not an invoice

MODRALL SPERLING
POBOX 2168

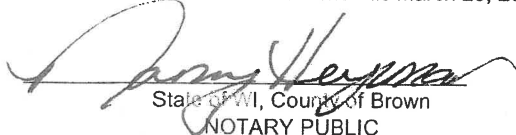
ALBUQUERQUE, NM 87103

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 on the date as follows, to wit:

03/23/2021


Legal Clerk

Subscribed and sworn before me this March 23, 2021:


State of WI, County of Brown
NOTARY PUBLIC
S.B. 23
My commission expires

CASE NO. 21830: Notice to all affected parties, as well as their heirs and devisees, of BORICA OIL, INC; BYRON BACHSCHMID; CIEZINSKI TRUST; DEAN KINSOLVING; CHARLES JAY KINSOLVING; 3SD INTERESTS, LLC; ASHLEY CROW; DEVARGAS STREET, LLC; FRANCIS G. TRACY; HANSON OPERATING COMPANY; JON CIEZINSKI; EDDY RODRIGUEZ; L. NEIL & MARILYN BURCHAM; NORTON LLC; PATRICK & ALICE MORELLO TRUST; PENROC OIL CORPORATION; LONG LLC; ROBERT L. & PATRICIA J. DALE; THUNDERBOLT PETROLEUM LLC; TIM JENNINGS; SHAWN P. & FRANCES A. HANNIFIN; JOSEPHINE T. HUDSON TESTAMENTARY TRUST; FROST BANK TRUSTEE OF JOSEPHINE T. HUDSON TESTAMENTARY TRUST; K B LIMITED PARTNERSHIP; KENEBREW MINERALS LP; LINDYS LIVING TRUST; ONRR; PENROC OIL CORPORATION; GENE SHUMATE; CAROL A SHUMATE; ARD ENERGY GROUP LTD; BABE DEVELOPMENT LLC; CHEROKEE LEGACY MINERALS LTD; DELMAR HUDSON LEWIS LIVING TRUST; DEVARGAS STREET LLC; ALAN R HANNIFIN; HANNIFIN FAMILY TRUST DTD 2/1/1994; JAVELINA PARTNERS; ALAN JOCHIMSEN; JOYCO INVESTMENTS LLC; SUE HANSON MCBRIDE; JULIE SCOTT MCBRIDE; DOUGLAS LADSON MCBRIDE III; MONTY D & KAREN R MCLANE; A NELSON MUNCY; MARTIN B MUNCY; ROBERT & MAXINE HANNIFIN TST; RODERICK AND MARIAN DAVIS REV TR; MICHELLE R SANDOVAL; STATES ROYALTY LIMITED PARTNERSHIP; ZORRO PARTNERS, LTD.; and LONG, LLC of Colgate Operating, LLC's Application to Amend Order No. R-21311, Eddy County, New Mexico. The State of New Mexico through its Oil Conservation Division, hereby gives notice that the Division will conduct a public hearing at 8:15 a.m. on April 8, 2021 to consider this application. Due to state building closures during the COVID-19 Public Health Emergency, the hearing will be conducted remotely. You may access the instructions to appear at <http://www.emnrd.state.nm.us/OCD/hearings.html>. Applicant seeks an order from the Oil Conservation Division for the limited purposes of amending Order No. R-21311 to allow for a one-year extension of time to commence drilling the wells under the Order. The Division issued Order No. R-21311 on May 7, 2020, which designated Colgate as the operator of the unit and the Black Diamond 34 Fed Com 122H and Black Diamond 34 Fed Com 132H wells; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the S/2 N/2 of Section 34 and S/2 N/2 of the E/2 of Section 33, 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.
#4654043, Current Argus, Mar. 23, 2021

Ad # 0004654043
PO #: No. 21830
of Affidavits 1

This is not an invoice

NANCY HEYRMAN
Notary Public
State of Wisconsin

EXHIBIT
B-3

Affidavit of Publication

Ad # 0004654073

This is not an invoice

MODRALL SPERLING
POBOX 2168

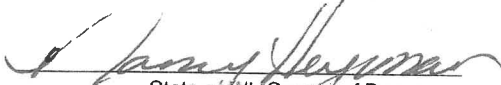
ALBUQUERQUE, NM 87103

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 on the date as follows, to wit:

03/23/2021


Legal Clerk

Subscribed and sworn before me this March 23, 2021:


State of WI, County of Brown
NOTARY PUBLIC
03.15.21
My commission expires

CASE NO. 21831: Notice to all affected parties, as well as their heirs and devisees, of BORICA OIL, INC; BYRON BACHSCHMID; CIEZINSKI TRUST; DEAN KINSOLVING; CHARLES JAY KINSOLVING; 3SD INTERESTS, LLC; ASHLEY CROW; DEVARGAS STREET, LLC; FRANCIS G. TRACY; HANSON OPERATING COMPANY; JON CIEZINSKI; EDDY RODRIGUEZ; L. NEIL & MARILYN BURCHAM; NORTON LLC; PATRICK & ALICE MORELLO TRUST; PENROC OIL CORPORATION; LONG LLC; ROBERT L. & PATRICIA J. DALE; THUNDERBOLT PETROLEUM LLC; TIM JENNINGS; SHAWN P. & FRANCES A. HANNIFIN; JOSEPHINE T. HUDSON TESTAMENTARY TRUST; FROST BANK TRUSTEE OF JOSEPHINE T. HUDSON TESTAMENTARY TRUST; K B LIMITED PARTNERSHIP; KENEBREW MINERALS LP; LINDYS LIVING TRUST; ONRR; PENROC OIL CORPORATION; GENE SHUMATE; CAROL A SHUMATE; ARD ENERGY GROUP LTD; BABE DEVELOPMENT LLC; CHEROKEE LEGACY MINERALS LTD; DELMAR HUDSON LEWIS LIVING TRUST; DEVARGAS STREET LLC; ALAN R HANNIFIN; HANNIFIN FAMILY TRUST DTD 2/1/1994; JAVELINA PARTNERS; ALAN JOCHIMSEN; JOYCO INVESTMENTS LLC; SUE HANSON MCBRIDE; JULIE SCOTT MCBRIDE; DOUGLAS LADSON MCBRIDE III; MONTY D & KAREN R MCLANE; A NELSON MUNCY; MARTIN B MUNCY; ROBERT & MAXINE HANNIFIN TST; RODERICK AND MARIAN DAVIS REV TR; MICHELLE R SANDOVAL; STATES ROYALTY LIMITED PARTNERSHIP; ZORRO PARTNERS, LTD.; and LONG, LLC of Colgate Operating, LLC's Application to Amend Order No. R-21312, Eddy County, New Mexico. The State of New Mexico through its Oil Conservation Division, hereby gives notice that the Division will conduct a public hearing at 8:15 a.m. on April 8, 2021 to consider this application. Due to state building closures during the COVID-19 Public Health Emergency, the hearing will be conducted remotely. You may access the instructions to appear at <http://www.emnrd.state.nm.us/OCD/hearings.html>. Applicant seeks an order from the Oil Conservation Division for the limited purposes of amending Order No. R-21312 to allow for a one-year extension of time to commence drilling the wells under the Order. The Division issued Order No. R-21312 on May 7, 2020, which designated Colgate as the operator of the unit and the Black Diamond 34 Fed Com 131H well; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the N/2 N/2 of Section 34 and N/2 N/2 of the E/2 of Section 33, 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.
#4654073, Current Argus, Mar. 23, 2021

NANCY HEYRMAN
Notary Public
State of Wisconsin

Ad # 0004654073
PO #: NO. 21831
of Affidavits 1

This is not an invoice

Carlsbad Current Argus.

PART OF THE USA TODAY NETWORK

Affidavit of Publication

Ad # 0004654078


This is not an invoice

MODRALL SPERLING
POBOX 2168

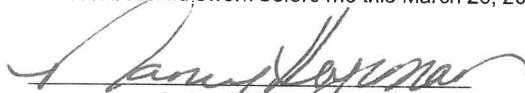
ALBUQUERQUE, NM 87103

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 on the date as follows, to wit:

03/23/2021


Legal Clerk

Subscribed and sworn before me this March 23, 2021:


State of WI, County of Brown
NOTARY PUBLIC
5.15.23
My commission expires

CASE NO. 21832: Notice to all affected parties, as well as their heirs and devisees, of BORICA OIL, INC; BYRON BACHSCHMID; CIEZINSKI TRUST; DEAN KINSOLVING; CHARLES JAY KINSOLVING; 3SD INTERESTS, LLC; ASHLEY CROW; DEVARGAS STREET, LLC; FRANCIS G. TRACY; HANSON OPERATING COMPANY; JON CIEZINSKI; EDDY RODRIGUEZ; L. NEIL & MARILYN BURCHAM; NORTON LLC; PATRICK & ALICE MORELLO TRUST; PENROC OIL CORPORATION; LONG LLC; ROBERT L. & PATRICIA J. DALE; THUNDERBOLT PETROLEUM LLC; TIM JENNINGS; SHAWN P. & FRANCES A. HANNIFIN; JOSEPHINE T. HUDSON TESTAMENTARY TRUST; FROST BANK TRUSTEE OF JOSEPHINE T. HUDSON TESTAMENTARY TRUST; K B LIMITED PARTNERSHIP; KENEBREW MINERALS LP; LINDYS LIVING TRUST; ONRR; PENROC OIL CORPORATION; GENE SHUMATE; CAROL A SHUMATE; ARD ENERGY GROUP LTD; BABE DEVELOPMENT LLC; CHEROKEE LEGACY MINERALS LTD; DELMAR HUDSON LEWIS LIVING TRUST; DEVARGAS STREET LLC; ALAN R HANNIFIN; HANNIFIN FAMILY TRUST DTD 2/1/1994; JAVELINA PARTNERS; ALAN JOCHIMSEN; JOYCO INVESTMENTS LLC; SUE HANSON MCBRIDE; JULIE SCOTT MCBRIDE; DOUGLAS LADSON MCBRIDE III; MONTY D & KAREN R MCLANE; A NELSON MUNCY; MARTIN B MUNCY; ROBERT & MAXINE HANNIFIN TST; RODERICK AND MARIAN DAVIS REV TR; MICHELLE R SANDOVAL; STATES ROYALTY LIMITED PARTNERSHIP; ZORRO PARTNERS, LTD.; and LONG, LLC of Colgate Operating, LLC's Application to Amend Order No. R-21328, Eddy County, New Mexico. The State of New Mexico through its Oil Conservation Division, hereby gives notice that the Division will conduct a public hearing at 8:15 a.m. on April 8, 2021 to consider this application. Due to state building closures during the COVID-19 Public Health Emergency, the hearing will be conducted remotely. You may access the instructions to appear at <http://www.emnrd.state.nm.us/OCD/hearings.html>. Applicant seeks an order from the Oil Conservation Division for the limited purposes of amending Order No. R-21328 to allow for a one-year extension of time to commence drilling the wells under the Order. The Division issued Order No. R-21328 on May 19, 2020, which designated Colgate as the operator of the unit and the Black Diamond 34 Fed Com 133H well; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the N/2 S/2 of Section 34 and N/2 S/2 of the E/2 of Section 33, Township 19 South, Range 29 East, NMPPM, 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.
#4654078, Current Argus, Mar. 23, 2021

Ad # 0004654078
PO #: NO. 21832
of Affidavits 1

This is not an invoice

NANCY HEYRMAN
Notary Public
State of Wisconsin

Carlsbad Current Argus

PART OF THE USA TODAY NETWORK

Affidavit of Publication

Ad # 0004654090

This is not an invoice

MODRALL SPERLING
POBOX 2168

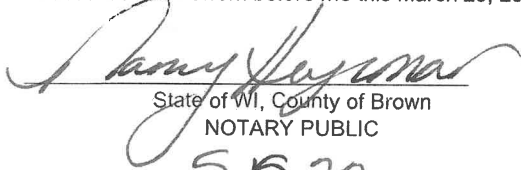
ALBUQUERQUE, NM 87103

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 on the date as follows, to wit:

03/23/2021


Legal Clerk

Subscribed and sworn before me this March 23, 2021:


State of WI, County of Brown
NOTARY PUBLIC
5.15.23
My commission expires

CASE NO. 21833: Notice to all affected parties, as well as their heirs and devisees, of BORICA OIL, INC; BYRON BACHSCHMID; CIEZINSKI TRUST; DEAN KINSOLVING; CHARLES JAY KINSOLVING; 3SD INTERESTS, LLC; ASHLEY CROW; DEVARGAS STREET, LLC; FRANCIS G. TRACY; HANSON OPERATING COMPANY; JON CIEZINSKI; EDDY RODRIGUEZ; L. NEIL & MARILYN BURCHAM; NORTON LLC; PATRICK & ALICE MORELLO TRUST; PENROC OIL CORPORATION; LONG LLC; ROBERT L. & PATRICIA J. DALE; THUNDERBOLT PETROLEUM LLC; TIM JENNINGS; SHAWN P. & FRANCES A. HANNIFIN; JOSEPHINE T. HUDSON TESTAMENTARY TRUST; FROST BANK TRUSTEE OF JOSEPHINE T. HUDSON TESTAMENTARY TRUST; K B LIMITED PARTNERSHIP; KENEBREW MINERALS LP; LINDYS LIVING TRUST; ONRR; PENROC OIL CORPORATION; GENE SHUMATE; CAROL A SHUMATE; ARD ENERGY GROUP LTD; BABE DEVELOPMENT LLC; CHEROKEE LEGACY MINERALS LTD; DELMAR HUDSON LEWIS LIVING TRUST; DEVARGAS STREET LLC; ALAN R HANNIFIN; HANNIFIN FAMILY TRUST DTD 2/1/1994; JAVELINA PARTNERS; ALAN JOCHIMSEN; JOYCO INVESTMENTS LLC; SUE HANSON MCBRIDE; JULIE SCOTT MCBRIDE; DOUGLAS LADSON MCBRIDE III; MONTY D & KAREN R MCLANE; A NELSON MUNCY; MARTIN B MUNCY; ROBERT & MAXINE HANNIFIN TST; RODERICK AND MARIAN DAVIS REV TR; MICHELLE R SANDOVAL; STATES ROYALTY LIMITED PARTNERSHIP; ZORRO PARTNERS, LTD.; and LONG, LLC of Colgate Operating, LLC's Application to Amend Order No. R-21329, Eddy County, New Mexico. The State of New Mexico through its Oil Conservation Division, hereby gives notice that the Division will conduct a public hearing at 8:15 a.m. on April 8, 2021 to consider this application. Due to state building closures during the COVID-19 Public Health Emergency, the hearing will be conducted remotely. You may access the instructions to appear at <http://www.emnrd.state.nm.us/OCD/hearings.html>. Applicant seeks an order from the Oil Conservation Division for the limited purposes of amending Order No. R-21329 to allow for a one-year extension of time to commence drilling the wells under the Order. The Division issued Order No. R-21329 on May 19, 2020, which designated Colgate as the operator of the unit and the Black Diamond 34 Fed Com 134H well; and pooled uncommitted interest owners in a 240-acre, more or less, Bone Spring horizontal spacing unit comprised of the S/2 S/2 of Section 34 and S/2 S/2 of the E/2 of Section 33, 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. #4654090, Current Argus, Mar. 23, 2021

Ad # 0004654090
PO #: 21833
of Affidavits 1

This is not an invoice

NANCY HEYRMAN
Notary Public
State of Wisconsin