

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

**APPLICATION OF COLGATE OPERATING,
LLC TO POOL ADDITIONAL INTEREST
AND RECORD TITLE OWNERS UNDER
ORDER NO. R-21438,
EDDY COUNTY, NEW MEXICO.**

**CASE NO. 22568
ORDER NO. R-21438 (Re-Open)**

PRE-HEARING STATEMENT

Colgate Operating, LLC (“Applicant”) submits its Pre-Hearing Statement pursuant to the rules of the Oil Conservation Division.

APPEARANCES

APPLICANT

Colgate Operating, LLC

ATTORNEYS

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INTERESTED PARTIES

No other parties of record.

ATTORNEYS

STATEMENT OF THE CASE

On August 24, 2020, the Division entered Order No. R-21438 (“Order”) in Case No. 21078, which pooled all uncommitted interests in the Winchester; Bone Spring Pool (Pool Code 65010) within the Bone Spring formation in a 320-acre, more or less, standard horizontal spacing unit (“HSU”) comprised of the N/2 S/2 of Section 27 and the N/2 S/2 of Section 28, Township 19

South, Range 28 East, Eddy County, New Mexico (“Unit”). The Order further dedicated the Unit to the Big Burro 27 State Com 123H and Big Burro 27 State Com 133H wells (“Wells”) and designated Applicant as operator of the Unit and Wells. The interests of certain record title owners were not pooled under the terms of the Order nor have the record title owners agreed to pool their interests into the unit. Additionally, since the entry of the Order, the record title owners have failed or refused to sign a communitization agreement. Applicant requests that the record title owners of the additional uncommitted interests be pooled under the terms of Order No. R-21438. The Wells are located approximately 19 miles southeast of Artesia, New Mexico.

PROPOSED EVIDENCE

| <u>Witness</u> | <u>Occupation</u> | <u>Estimated Time</u> | <u>Exhibits</u> |
|-----------------------|--------------------------|------------------------------|------------------------|
| Mark Hadjik | Landman | Affidavit | Approx. 7 |

PROCEDURAL MATTERS

Applicant will present its case by affidavit if there is no opposition to its application.

Respectfully submitted,

HINKLE SHANOR, LLP

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State of New Mexico
Energy, Minerals and Natural Resources
Oil Conservation Division
1220 S. St Francis Dr.
Santa Fe, NM 87505

QUESTIONS

Action 84025

QUESTIONS

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| Operator: V-F PETROLEUM INC P.O. Box 1889 Midland, TX 79702 | OGRID: 24010 |
| | Action Number: 84025 |
| | Action Type: [HEAR] Prehearing Statement (PREHEARING) |

QUESTIONS

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