

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

**APPLICATION OF DEVON ENERGY PRODUCTION
COMPANY, L.P., FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO.**

CASE NO. 20529

**APPLICATION OF DEVON ENERGY PRODUCTION
COMPANY, L.P., FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO.**

CASE NO. 20530

REQUEST FOR CONTINUANCE OF JUNE 13, 2019 HEARING

Colgate Energy, LLC (“Colgate”) respectfully requests that the hearing in case Nos. 20529 and 20530 scheduled for June 13, 2019 be continued to August 22, 2019. In support thereof Colgate states:

1. Devon Energy Production Company, L.P. (“Devon”) filed its applications for an order pooling all mineral interests in the Bone Spring horizontal spacing units in the S/2 of Section 32 and the SW/4 of Section 33, Township 19 South, Range 29 East, NMPM, Eddy County, New Mexico, for its proposed Uraninite wells.

2. Colgate holds a majority of interests in the Bone Spring formation in the S/2 of Section 32 and the SW/4 of Section 33, Township 19 South, Range 29 East, NMPM, Eddy County, New Mexico.

4. Colgate has proposed an alternative development plan for drilling horizontal wells which conflict with Devon’s plans for development in these Sections. Colgate is in the process of sending well proposals and intends to file a separate case for compulsory pooling. Colgate needs additional time to investigate title, send well proposals and seek voluntary pooling, and

prepare an application of its own in the event it is unable to reach agreement for voluntary pooling.

5. The issues regarding competing development proposals are complex, and Colgate needs at least sixty (60) days to determine if it can reach voluntary pooling with working interest owners concerning its proposal, submit its application, and prepare for hearing on Devon's competing proposal.

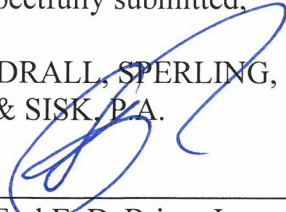
6. Colgate requests that Case Nos. 20529 and 20530 be continued to a future Examiner Hearing Docket schedule or to a mutually agreeable special Examiner docket date and be heard with the case that will be filed for Colgate's competing proposal.

7. Devon agreed to continue the hearing on its applications until the next available Examiner Hearing Docket of July 25, 2019 but opposes any further continuance beyond this date. Colgate is submitting this Request because it has determined a longer period continuance is warranted to afford Colgate, a majority interest holder, an adequate opportunity to contest Devon's competing proposal and for its competing development proposal to be heard by the Division.

WHEREFORE, Colgate Energy, LLC respectfully requests that this case be continued to the Examiner Hearing Docket on August 22, 2019 or a mutually convenient special Examiner docket near the end of August 2019.

Respectfully submitted,

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

By: 

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served on the following counsel of record by electronic mail on June 10, 2019:

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