

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

IN THE MATTTTER OF THE HEARING CALLED
BY THE OIL CONSERVATION DIVISION FOR
THE PURPOSE OF CONSIDERING:

Application of Colgate Operating, LLC, Case No. 21941
to Amend Order No. R-21405, Order No. R-21405
Eddy County, New Mexico.

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

THURSDAY, JUNE 3, 2021

This matter came on for hearing before the
New Mexico Oil Conservation Division, William
Brancard Hearing Examiner, Leonard Lowe Legal
Examiner, on Thursday, June 3, 2021 via the
Webex Video Conferencing Platform.

Reported by: Mary Therese Macfarlane
New Mexico CCR No. 122
PAUL BACA COURT REPORTERS
500 Fourth Street NW, Suite 105
Albuquerque, New Mexico 87102
(505) 843-9241.

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A P P E A R A N C E S

FOR COLGATE OPERATING, LLC: Lance Hough, Esq.
Modrall Sperling
P.O Box 2168
Albuquerque, NM
(505) 848-1845
ldh@modrall.com

C O N T E N T S

CASE NUMBER 21941	PAGE
CASE CALLED:	3
TAKEN UNDER ADVISEMENT:	5

E X H I B I T I N D E X

COLGATE OPERATING, LLC, EXHIBITS:	PAGE
A Self-Affirmed Declaration of Mark Hajdik	5
A-1 Application	5
A-2 Order No. 21405	5
B Affidavit of Lance D. Hough	5
B-1 Hearing Notice	5
B-2 Certified Mail Log/Notice May 13, 2021 Certified Mail Log/Report June 1, 2021	5
B-3 Affidavit of Publication	5

1 (Time noted 8:58 a.m.)

2 HEARING EXAMINER BRANCARD: With that, we have
3 Case 21941, No. 18 on the docket, Colgate Operating, LLC.
4 Modrall Sperling.

5 MR. HOUGH: Good morning, Mr. Examiner. Lance
6 Hough of Modrall Sperling on behalf of Colgate Operating,
7 LLC.

8 HEARING EXAMINER BRANCARD: All right,
9 Mr. Hough.

10 This case is going by itself?

11 MR. HOUGH: Yes. This one in particular.

12 HEARING EXAMINER BRANCARD: Thank you. Are
13 there any interested parties in Case No. 21941? (Note:
14 Pause.) Hearing none, please proceed.

15 MR. HOUGH: Thank you, Mr. Examiner.

16 In this case Colgate seeks an Order for the
17 limited purpose of amending Order 21405 to allow for a
18 one-year extension to commence drilling operations.

19 The Division entered this Order on July 29,
20 2020, so that would make the one-year extension for July
21 29, 2022.

22 Provided in support of this application are
23 the exhibits we submitted, to include Exhibit A, the
24 Self-Affirmed Declaration of Mark Hajdik. Within there
25 includes the description of the dedicated acreage and

1 wells, which are in the Rincon family.

2 He also provides that good cause exists for
3 Colgate's from request for extension of time. Due to the
4 recent market conditions and the Covid pandemic Colgate
5 has had to adjust it's drilling schedule for this
6 development.

7 Also included is the Application itself and
8 then Order 21405. And included as Exhibit B is the
9 affidavit from me with respect to Notice, and attached to
10 that you will see as B-1 the Hearing Notice, and B-2,
11 which is the Confirmation of Mailing, as well as the
12 status of the mailings. And B-3 is the Affidavit of
13 Publication showing that we published Notice in a
14 newspaper of local circulation.

15 To be clear that is a one-year extension to
16 July 29, 2022.

17 So with that, unless there is any
18 questions, I request these exhibits be admitted into the
19 record and this matter be taken under advisement.

20 HEARING EXAMINER BRANCARD: Thank you.

21 Mr. Lowe, any questions?

22 EXAMINER LOWE: I don't have any questions.

23 Thank you.

24 HEARING EXAMINER BRANCARD: Thank you. Are
25 there any other interested persons in Case No. 21941?

1 Hearing none, the exhibits will be admitted
2 into the record and the case will be taken under
3 advisement.

4 (Time noted 9:01 a.m.)

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1 STATE OF NEW MEXICO)

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REPORTER'S CERTIFICATE

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I, MARY THERESE MACFARLANE, New Mexico Reporter

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CCR No. 122, DO HEREBY CERTIFY that on Thursday, June 3,

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2021, the proceedings in the above-captioned matter were

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taken before me; that I did report in stenographic

10

shorthand the proceedings set forth herein, and the

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foregoing pages are a true and correct transcription to

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the best of my ability and control.

13

I FURTHER CERTIFY that I am neither employed by

14

nor related to nor contracted with (unless excepted by the

15

rules) any of the parties or attorneys in this case, and

16

that I have no interest whatsoever in the final

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disposition of this case in any court.

18

/s/ Mary Macfarlane

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MARY THERESE MACFARLANE, CCR

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NM Certified Court Reporter No. 122

License Expires: 12/31/2021

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