

BEFORE THE OIL & GAS CONSERVATION COMMISSION  
OF THE STATE OF COLORADO

IN THE MATTER OF AN APPLICATION BY ENCANA )  
OIL & GAS (USA) INC. FOR AN ORDER POOLING ALL ) CAUSE NO. 407  
INTERESTS IN TWO APPROXIMATE 240-ACRE )  
ESTABLISHED HORIZONTAL WELLBORE SPACING ) DOCKET NO. *To be assigned*  
UNITS LOCATED IN SECTIONS 11 AND 14, )  
TOWNSHIP 2 NORTH, RANGE 68 WEST, 6<sup>TH</sup> P.M., FOR )  
THE DEVELOPMENT/OPERATION OF THE CODELL )  
AND NIOBRARA FORMATIONS, WATTENBERG )  
FIELD, WELD COUNTY, COLORADO )

APPLICATION

Encana Oil & Gas (USA) Inc., acting by and through its authorized agent, Encana Services Company, Ltd. ("Encana" or "Applicant"), by and through its attorneys, Beatty & Wozniak, P.C., respectfully submits this Application to the Oil and Gas Conservation Commission of the State of Colorado (the "Commission") for an order pooling all interests in two approximate 240-acre horizontal wellbore spacing units established for certain portions of Sections 11 and 14, Township 2 North, Range 68 West, 6<sup>th</sup> P.M., for development and operation of the Codell and Niobrara Formations, as applicable. In support of its Application, Applicant states and alleges as follows:

1. Applicant is a corporation duly authorized to conduct business in the State of Colorado, and has registered as an operator with the Commission.
2. Applicant owns substantial leasehold interests in the below-listed lands:

Township 2 North, Range 68 West, 6<sup>th</sup> P.M.

Section 11: E½E½

Section 14: E½NE¼

Weld County, Colorado

These lands are hereinafter referred to as the "Application Lands" and depicted in Exhibit A attached hereto.

3. On April 27, 1998, the Commission adopted Rule 318A. which, among other things, allowed certain drilling locations to be utilized to drill or twin a well, deepen a well or recomplete a well and to commingle any or all of the Cretaceous Age Formations from the base of the Dakota Formation to the surface. On December 5, 2005, Rule 318A. was amended to allow interior infill and boundary wells to be drilled and wellbore spacing units to be established. On August 8, 2011, Rule 318A. was again amended to, among other things, address drilling of horizontal wells. The Application Lands are subject to Rule 318A. for the Codell and Niobrara Formations.

4. Pursuant to Rule 318A., Applicant designated an approximate 240-acre horizontal wellbore spacing unit, comprised of the Application Lands, for the Grant Hurt 1F-14H-G268 well (API No. 05-123-38131) for production of oil, gas and associated hydrocarbons from the

Niobrara Formation. Applicant notified all owners in the proposed wellbore spacing unit pursuant to Rule 318A.e.(6). Applicant did not receive objections to the establishment of the proposed horizontal wellbore spacing unit within the 30-day response period.

5. Pursuant to Rule 318A., Applicant also designated an approximate 240-acre horizontal wellbore spacing unit, comprised of the Application Lands, for the Grant Hurt 1G-14H-G268 well (API No. 05-123-38094) for production of oil, gas and associated hydrocarbons from the Codell Formation. Applicant notified all owners in the proposed wellbore spacing unit pursuant to Rule 318A.e.(6). Applicant did not receive objections to the establishment of the proposed horizontal wellbore spacing unit within the 30-day response period.

6. The Grant Hurt 1F-14H-G268 well and the Grant Hurt 1G-14H-G268 well are hereinafter referred to as the "Subject Wells."

7. Acting pursuant to the relevant provisions of §34-60-116(6) & (7), C.R.S., and Rule 530., Applicant seeks an order pooling all interests, including, but not limited to, any nonconsenting interests, in two approximate 240-acre horizontal wellbore spacing units established for the Application Lands for the development and operation of the Codell and Niobrara Formations, as applicable.

8. Applicant requests that the pooling order entered as a result of this Application be made effective as of the date of this Application.

9. Further, Applicant requests that the interests of any owners with whom the Applicant has been unable to secure a lease or other agreement to participate in the drilling of the Subject Wells, are made subject to the cost recovery provisions of §34-60-116(7), C.R.S.

10. The granting of this Application is in accord with the Oil and Gas Conservation Act, found at §34-60-101, *et seq.*, C.R.S., and the Commission rules.

11. Applicant requests that relief granted under this Application should be effective on oral order by the Commission, and Applicant hereby agrees to be bound by said oral order.

12. That the names and addresses of the interested parties (persons who own any interest in the mineral estate of the tracts to be pooled, except owners of overriding royalty interest) according to the information and belief of the Applicant are set forth in Exhibit B attached hereto. The Applicant shall submit a certificate of service for the Application within the seven days as required by Rule 503.e.

WHEREFORE, Applicant respectfully requests that this matter be set for hearing, that notice be given as required by law and that upon such hearing, this Commission enter its order:

A. Pooling all interests in two approximate 240-acre horizontal wellbore spacing units established for the Application Lands for the development and operation of the Codell and Niobrara Formations, as applicable, with the pooling order made effective as of the date of this Application.

B. Providing that the interests of any owners with whom the Applicant has been unable to secure a lease or other agreement to participate in the drilling of the Subject Wells, are pooled by operation of statute, pursuant to §34-60-116(6) & (7), C.R.S., and made subject to the cost recovery provisions thereof.

C. For such other findings and orders as the Commission may deem proper or advisable in the premises.

DATED this 28<sup>th</sup> day of August, 2014.

Respectfully submitted,

ENCANA OIL & GAS (USA) INC. acting by and through its authorized agent, Encana Services Company, Ltd.

By: 

Robert A. Willis (Colorado Bar No. 26038)

Jillian Fulcher (Colorado Bar No. 45010)

Beatty & Wozniak, P.C.

Attorneys for Applicant

216 16th Street, Suite 1100

Denver, Colorado 80202

(303) 407-4499

rwillis@bwenergylaw.com

jfulcher@bwenergylaw.com

Address of Applicant

Encana Oil & Gas (USA) Inc.

ATTN: Damian Westerman

307 17<sup>th</sup> Street, Suite 1700

Denver, Colorado 80202

## )

)

  
Damian Westerman

My commission expires: 9-27-2017



BEFORE THE OIL & GAS CONSERVATION COMMISSION  
OF THE STATE OF COLORADO

IN THE MATTER OF AN APPLICATION BY ENCANA )  
OIL & GAS (USA) INC. FOR AN ORDER POOLING ALL ) CAUSE NO. \_\_\_\_\_  
INTERESTS IN TWO APPROXIMATE 240-ACRE )  
ESTABLISHED HORIZONTAL WELLBORE SPACING ) DOCKET NO. *To be assigned*  
UNITS LOCATED IN SECTIONS 11 AND 14, )  
TOWNSHIP 2 NORTH, RANGE 68 WEST, 6<sup>TH</sup> P.M., FOR )  
THE DEVELOPMENT/OPERATION OF THE CODELL )  
AND NIOBRARA FORMATIONS, WATTENBERG )  
FIELD, WELD COUNTY, COLORADO )

AFFIDAVIT OF MAILING

STATE OF COLORADO )  
 )ss.  
CITY AND COUNTY OF DENVER )

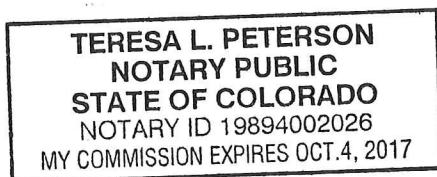
Jennifer Pittenger, of lawful age, and being first duly sworn upon her oath, states and declares:

That she is a Legal Assistant at Beatty & Wozniak, P.C., attorneys for Encana Oil & Gas (USA) Inc., and on or before September 4, 2014, caused a copy of the attached Application to be deposited in the United States Mail, postage prepaid, addressed to the parties listed on Exhibit B to the Application.

Jennifer Pittenger  
Jennifer Pittenger

Subscribed and sworn to before me this 28 day of August, 2014.

Witness my hand and official seal.



Teresa L. Peterson  
Notary Public

T2N, R68W  
Weld County

**Exhibit A**  
Application Map

Application Lands - 

5	4	3	2	1
	<b>T2N, R68W</b>			
8	9	10	11	12
17	16	15	14	13
20	21	22	23	24

## EXHIBIT B

### INTERESTED PARTIES

The names and addresses of the interested parties (persons who own any interest in the mineral estate of the tracts to be pooled, except owners of overriding royalty interest) according to the information and belief of the Applicant are set forth in this Exhibit B.

Encana Oil & Gas (USA) Inc.  
307 17th Street, Suite 1700  
Denver, Colorado 80202

Beatty & Wozniak, P.C.  
216 16th Street, Suite 1100  
Denver, Colorado 80202

Sun Secured Financing LLC  
27777 Franklin Rd Ste 200  
Southfield, MI 48030

Wilbur R. Hurt and Shirley J. Hurt,  
Trustees of the Hurt Family Revocable Trust  
dated June 12, 2008  
14278 Weld County Road 7  
Mead, CO 80542

K Triple M, LLC to March 14, 2016,  
then I & J Partnership LP  
746 Megan Ct.  
Longmont, CO 80501

Town of Firestone, Colorado  
151 Grant Ave  
PO Box 100  
Firestone, CO 80520-0100

Dean G. Mircos  
9885 Weld County Road 11  
Longmont, CO 80504

Frederick R. Webb and Gretchen L. Webb,  
joint tenants  
9715 County Rd. 11  
Longmont, CO 80504

Archdiocese of Denver,  
as Trustee for St. Theresa Parish  
1300 S Steele St  
Denver, CO 80210

Robert E. Konkle and Vivian J. Konkle,  
joint tenants  
9893 Weld County Road 11  
Longmont, CO 80501

Ronald L. DeVries  
Address Unknown

Nancy L. Bruckhauser and  
Karen A. Bruckhauser, joint tenants  
9629 County Rd 11  
Longmont, CO 80504-9454

Shirley A. Hurt and Wilbur R. Hurt,  
joint tenants  
14278 Weld County Road 7  
Mead, CO 80542

WF Quarter Circle, LLC  
c/o James T Flynn  
9163 County Road 28  
Platteville, CO 80651

Olivia Alvarez  
11446 Daisy Ct.  
Firestone, CO 80504

Daniel Richard Seiler and  
Carol Joyce Seiler, joint tenants  
9993 Weld County Road 11  
Longmont, CO 80501

Prairie Ridge Community Church Inc.  
9993 Weld County Road 11  
Longmont, CO 80504

Eloisa Morales D. Alvarez  
1418 Hilltop Dr  
Longmont, CO 80504-3011

V & K Powell Resources LLC  
925 Glenarbor Cir  
Longmont, CO 80504

Jeffery B. Bisgard and  
Sheila A. Romero-Bisgard, joint tenants  
9843 Weld County Road 11  
Longmont, CO 80504

Paul S. Halkin  
4895 W County Road 22  
Longmont, CO 80504

Kevin W. Flynn  
4969 Weld County Road 22  
Longmont, CO 80504

Sun Communities Operating  
Limited Partnership  
27777 Franklin Rd Ste 200  
Southfield, MI 48034

Susan A. Halkin  
4895 W County Road 22  
Longmont, CO 80504

BEFORE THE OIL & GAS CONSERVATION COMMISSION  
OF THE STATE OF COLORADO

IN THE MATTER OF AN APPLICATION BY )  
ENCANA OIL & GAS (USA) INC. FOR AN ) CAUSE NO. 407  
ORDER POOLING ALL INTERESTS IN TWO )  
APPROXIMATE 240-ACRE ESTABLISHED ) DOCKET NO. *To be assigned*  
HORIZONTAL WELLBORE SPACING UNITS )  
LOCATED IN SECTIONS 11 AND 14, ) INTAKE NO. 60  
TOWNSHIP 2 NORTH, RANGE 68 WEST, 6<sup>TH</sup> )  
P.M., FOR THE DEVELOPMENT/OPERATION )  
OF THE CODELL AND NIOBRARA )  
FORMATIONS, WATTENBERG FIELD, WELD )  
COUNTY, COLORADO )

SUPPLEMENTAL AFFIDAVIT OF MAILING

STATE OF COLORADO )  
 )ss.  
CITY AND COUNTY OF DENVER )

Jillian Fulcher, of lawful age, and being first duly sworn upon her oath, states and declares:

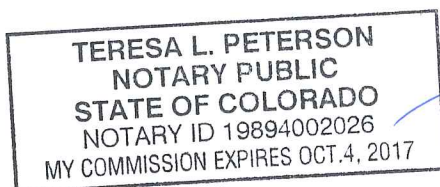
That she is the attorney for Encana Oil & Gas (USA) Inc., and that on or before September 11, 2014 she caused a copy of the above-captioned Application to be deposited in the United States Mail, postage prepaid, addressed to the parties listed below.

Great Western Oil & Gas Company  
1801 Broadway, Suite 500  
Denver, CO 80202

  
Jillian Fulcher

Subscribed and sworn to before me September 11, 2014.

Witness my hand and official seal.



  
Notary Public