

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

IN THE MATTER OF THE APPLICATION)
OF SWN PRODUCTION COMPANY,)
LLC FOR AN ORDER POOLING ALL)
INTERESTS IN THE NIOBRARA)
FORMATION IN AN APPROXIMATE)
1200.00-ACRE DRILLING AND)
SPACING UNIT FOR THE NIOBRARA)
FORMATION LOCATED IN SECTIONS)
26, 27, 34, & 35, TOWNSHIP 7 NORTH,)
RANGE 92 WEST, 6th P.M. IN MOFFAT)
COUNTY, COLORADO)

Docket No. 150300078

AMENDED APPLICATION

Whereas Southwestern Energy Production Company filed an application to statutorily pool the lands below on December 22, 2014 ("Original Application"); and

Whereas Southwestern Energy Production Company subsequently changed its name with the Colorado Secretary of State and with the Colorado Oil & Gas Conservation Commission as Operator #10396; and

Whereas Southwestern (as defined below) will submit hearing notices for delivery to interested parties and for publication;

Southwestern hereby submits this Amended Application with changes to the Original Application in bold:

SWN Production Company, LLC ("Southwestern"), by and through its attorneys, Burns, Figa, & Will, P.C., respectfully submits this Amended Application to the Oil and Gas Conservation Commission of the State of Colorado (the "Commission") for an order pooling all interests for the development of the Niobrara formation on the following described lands:

Township 7 North, Range 92 West, 6th P.M.

Section 26: W/2

Section 27: ALL

Section 34: N/2N/2

Section 35: N/2NW

Moffat County, Colorado, containing approximately 1200.00 acres ("Application Lands")

In support of its Application, Southwestern states and alleges as follows:

1. Southwestern is a corporation duly authorized to do business in Colorado and is registered as an operator in good standing with the Commission.

2. Southwestern is an owner with the right to drill into and produce from the Application Lands.

3. Southwestern makes this Application in conjunction with another Application to establish an approximate 1200.00-acre drilling and spacing unit and to approve up to forty (40) horizontal wells and four (4) vertical wells within the unit Lands subject to Commission Rule 318.a., the Application Lands of which are currently under no specific Commission orders. Surface locations for these wells shall be limited to eight (8) well pads.

4. Southwestern, pursuant to the provisions of C.R.S. § 34-60-116(6-7) and Rule 530, seeks an order pooling all interests, including, but not limited to, any nonconsenting interests, in the Application Lands for the development of the Niobrara formation.

5. Southwestern requests that the Commission's pooling order be made effective as of the earlier date of this Application, or the date that the costs specified in C.R.S. § 34-60-116(7)(b)(II) are first incurred for the drilling of a horizontal well to the Niobrara formation on the Application Lands.

6. Southwestern certifies that copies of this Application will be served on all owners of the mineral estate, as indicated and required by Rule 507.b(2), underlying the Application Lands to be pooled within seven (7) days of the date hereof, and that at least thirty-five (35) days prior to the hearing on this matter, each such interest owner not already leased or voluntarily pooled will be offered the opportunity to lease, or to participate in the drilling of the well, and will be provided with the information required by Rule 530. The list of such interested parties is attached as Exhibit A.

7. In order to prevent waste and to protect correlative rights, all interests in the Application Lands should be pooled for the orderly development of the Niobrara formation.

WHEREFORE, Southwestern respectfully requests that this matter be set for hearing at the next available opportunity, that notice be given as required by law, and that the Commission enter an Order:

- A. Pooling all interests in the Application Lands for the development of the Niobrara formation;

- B. Providing that the Commission's pooling order is made effective as of the earlier date of the Application, or the date that the costs specified in C.R.S. § 34-60-116(7)(b)(II) are first incurred for the drilling of a horizontal well to the Niobrara formation on the Application Lands;
- C. Providing that the interests of any owners with whom Southwestern has been unable to secure a lease or other agreement to participate in the drilling of the authorized well(s) are pooled by operation of statute, pursuant to C.R.S. § 34-60-116(7), and made subject to the cost recovery provisions thereof with respect to all wells drilled to develop the Niobrara formation in the drilling unit comprised of the Application Lands;
- D. Providing for such other findings and order as the Commission may deem proper or advisable in this matter.

DATED as of the 22nd day of December, 2014, and amended on this 29th day of January, 2015.

Respectfully submitted,

SWN Production Company, LLC

By: 

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