

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

IN THE MATTER OF AN APPLICATION BY PDC  
ENERGY, INC. FOR AN ORDER POOLING ALL  
INTERESTS IN AN APPROXIMATE 320-ACRE  
DESIGNATED HORIZONTAL WELLBORE SPACING  
UNIT ESTABLISHED FOR SECTIONS 17 AND 18,  
TOWNSHIP 4 NORTH, RANGE 67 WEST, 6<sup>TH</sup> P.M.,  
FOR THE DEVELOPMENT/OPERATION OF THE  
NIOBRARA FORMATION, WATTENBERG FIELD,  
WELD COUNTY, COLORADO

CAUSE NO. 407

DOCKET NO. *To be  
assigned*

**APPLICATION**

PDC Energy, Inc., Operator No. 69175, ("PDC" 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 ("Commission") for an order pooling all interests in an approximate 320-acre horizontal wellbore spacing unit established for certain portions of Sections 17 and 18, Township 4 North, Range 67 West, 6<sup>th</sup> P.M., for the development and operation of the Niobrara Formation. 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 4 North, Range 67 West, 6<sup>th</sup> P.M.

Section 17: W $\frac{1}{2}$ W $\frac{1}{2}$

Section 18: E $\frac{1}{2}$ E $\frac{1}{2}$

Wellbore Spacing Unit ("WSU") No. 1

320 acres, more or less, 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.

4. Pursuant to Rule 318A., Applicant designated an approximate 320-acre horizontal wellbore spacing unit, comprised of the Application Lands, for the below-described well, for the 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.(5). Applicant did not receive objections to the establishment of the proposed horizontal wellbore spacing unit within the 30-day response period:

a. Rieder #18Y-301 Well (API No. 05-123-40566) – Niobrara Formation – WSU #1.

This well is hereinafter referred to as the “Subject Well.”

5. 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 WSU No. 1, established for the Application Lands, for the development and operation of the Niobrara Formation.

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

7. 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 Well, are made subject to the cost recovery provisions of §34-60-116(7), C.R.S., effective as of the earlier of the date of the Application, or the date the costs specified in §34-60-116(7)(b), C.R.S. are first incurred for the drilling of the Subject Well.

8. 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.

9. 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.

10. 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 WSU No. 1 established for the Application Lands, for the development and operation of the Niobrara Formation, 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 Well, 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, effective as of the earlier of the date of the Application, or the date the costs specified in §34-60-116(7)(b), C.R.S. are first incurred for the drilling of the Subject Well.

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

DATED this 20 day of May, 2015.

Respectfully submitted,

**PDC ENERGY, INC.**

By: 

James Parrot  
Jillian Fulcher  
Beatty & Wozniak, P.C.  
Attorneys for Applicant  
216 16th Street, Suite 1100  
Denver, Colorado 80202  
(303) 407-4499  
jparrot@bwenergylaw.com  
jfulcher@bwenergylaw.com

Address of Applicant


PDC Energy, Inc.  
Joshua Wagner  
Senior Regional Landman  
1775 Sherman Street, Suite 3000  
Denver, Colorado 80203

VERIFICATION

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

Joshua Wagner, Senior Regional Landman for PDC Energy, Inc., upon oath deposes and says that he has read the foregoing Application and that the statements contained therein are true to the best of his knowledge, information and belief.

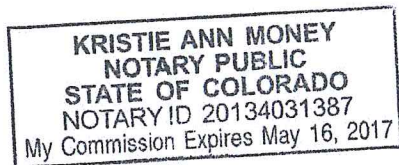
PDC ENERGY, INC.


  
\_\_\_\_\_  
Joshua Wagner

Subscribed and sworn to before me this 20<sup>th</sup> day of May, 2015, by Joshua Wagner, Senior Regional Landman for PDC Energy, Inc.

Witness my hand and official seal.

My commission expires: 5/16/17



  
\_\_\_\_\_  
Notary Public

## Exhibit A

### Reference Map for Pooling Application

Township 4 North, Range 67 West, 6<sup>th</sup> P.M.

Section 17:  $W\frac{1}{2}W\frac{1}{2}$

Section 18:  $E\frac{1}{2}E\frac{1}{2}$

|    |        |    |    |        |       |
|----|--------|----|----|--------|-------|
|    | Hwy 60 |    |    | Hwy 60 |       |
| 11 | 12     | 7  | 8  | 9      |       |
| 14 | 13     | 18 | 17 | 16     |       |
| 23 | 24     | 19 | 20 | 21     | 4N67W |
| 26 | 25     | 30 | 29 | 28     |       |
|    |        |    |    |        |       |

## 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.

PDC Energy, Inc.  
1775 Sherman Street, Suite 3000  
Denver, Colorado 80203

Synergy Resources Corporation  
20203 Highway 60 Platteville Colorado 80651  
Platteville, Colorado 80651

Minuja Oil & Gas, LLC  
500 N. Shoreline Blvd. Room 322  
Corpus Christi, TX 78401 Attn: Kathy Molpus

HKN Bakken, Inc.  
180 State St. Ste. 200  
Southlake, TX 76092

Gerrity Bakken, LLC  
9137 E. Mineral Cir. Ste. 240  
Centennial, Colorado 80112

Gene J. Mulligan & Ann Rita Mulligan, JT  
3024 Routt Circle  
Lakewood, Colorado 80215

Welco, Ltd  
111 Michigan Ave. #301  
East Lansing, Michigan 48823

Mitchel Phillips  
6208 O'Bannon  
Las Vegas, Nevada 89102

Velma Montoya Thompson  
6970 Los Tilos Road  
Los Angeles, California 90068

Howard Kaplan  
700 N. Washington  
Lansing, Michigan 48906

Marius Schwartz  
3905 Jocelyn St. NW  
Washington, D.C. 20015

Bret L. Thompson  
6970 Los Tilos Road  
Los Angeles, California 90068

Albert Smiley  
Lake Mohonk  
New Paltz, New York 12561

Hyman Thompson c/o Velma Montoya Thompson  
6970 Los Tilos Rd  
Los Angeles, CA 90068

Hyman Thompson c/o Kenneth Cheng  
26922 Highwood Circle  
Laguna Hills, CA 92653

Kent T. Bowden  
508 W. Grand River  
Lansing, Michigan 48906

Joe A. Montoya  
451 Dolores Drive  
Milpitas, California 95035

Dorothy R. Weber  
106 St. Ives North  
Lansing, Michigan 48906

William S. Spielman  
935 Rosewood Avenue  
East Lansing, Michigan 48823

Ampetro, Inc.  
Ampetro 1985-I  
352 Banuelo  
Henderson, Nevada 89014

Heirs/Devisees of Clarence W. Weber, Jr.  
(No Address Available)

Arlene Wind  
8276 Blackwood Drive  
Windsor, CO 80550

Sauer South, LLC  
6681 Weld County Rd. 50  
Johnstown, CO 80534

Richard L. Carlson  
21657 Weld County Rd. 15  
Johnstown, CO 80534

Norma J. Stremme  
21607 Weld County Rd. 15  
Johnstown, CO 80534

Joylyn E. Baldwin  
1902 24th Ave.  
Greeley, CO 80634

Glenn A. Welham  
2208 Squire St.  
Longmont, CO 80651

Ellen B. Jaksoniak  
566 West Peakview Ave.  
Littleton, CO 80120

Michael Stanley Welham  
12186 Melody Drive, #304  
Denver, CO 80234

Terry Lane Welham  
HC 1, Box 5026  
Yucca Valley, CA 92284

Frank Wind  
8276 Blackwood Drive  
Windsor, CO 80550

Donald E. IV Roy  
21769 Weld County Rd. 15  
Johnstown, CO 80534

Massey Farms, LLP  
23570 East Moraine Place  
Aurora, CO 80016

Lori D. Rieder  
7525 Weld County Rd. 50  
Johnstown, CO 80534

Jack E. Welham  
152 Silver Willow Rd.  
Golden, CO 80401

Joyce Middleton  
Graystone Motel  
843 Louisville Hwy.  
Goodlettsville, TN 37072

Norma Jean Mayes  
120 Grape St.  
Ft. Collins, CO 80524

Stephen L. Beren  
855 South Serrano, #41  
Los Angeles, CA 90005

Angie M. Evans  
21045 County Road 15  
Johnstown, CO 80534

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AFFIDAVIT OF MAILING

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

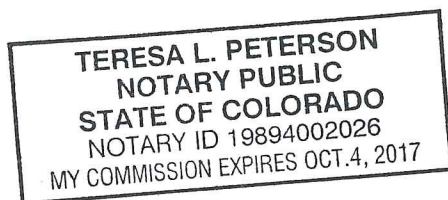
Jennifer Pittenger, of lawful age, and being first duly sworn upon her oath, states and declares:

That she is a Legal Assistant at Beatty & Wozniak, P.C., attorneys for PDC Energy, Inc., and on or before May 27, 2015, 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

Subscribed and sworn to before me this 20<sup>th</sup> day of May, 2015.

Witness my hand and official seal.



  
\_\_\_\_\_  
Notary Public



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TOWNSHIP 4 NORTH, RANGE 67 WEST, 6TH P.M., )  
FOR THE DEVELOPMENT/OPERATION OF THE )  
NIOBRARA FORMATION, 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 an Attorney at Beatty & Wozniak, P.C., attorneys PDC Energy, Inc., Operator No. 69175, and on or before June 8, 2015, caused a copy of the attached Application to be deposited in the United States Mail, postage prepaid, addressed to the parties listed below:

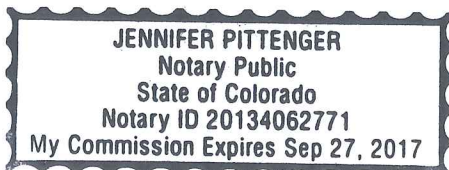
Norma Mayes  
3598 W. 21<sup>st</sup> Street Road  
Greeley, CO 80634

Joyce Middleton  
3598 W. 21<sup>st</sup> Street Road  
Greeley, CO 80634

  
Jillian Fulcher

Subscribed and sworn to before me this 8<sup>th</sup> day of June, 2015.

Witness my hand and official seal.



  
Notary Public