

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

IN THE MATTER OF THE PROMULGATION) CAUSE NO. 407
AND ESTABLISHMENT OF FIELD RULES TO)
GOVERN OPERATIONS FOR THE CODELL) DOCKET NO. 1409-UP-258
AND NIOBRARA FORMATIONS,)
WATTENBERG FIELD, WELD COUNTY,)
COLORADO)

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

APPLICATION LANDS

Township 5 North, Range 66 West, 6th P.M. (WSU #1)

Section 3: NW $\frac{1}{4}$

Section 4: NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$

Township 5 North, Range 66 West, 6th P.M. (WSU #2)

Section 3: NW $\frac{1}{4}$

Section 4: NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$

Township 5 North, Range 66 West, 6th P.M. (WSU #3)

Section 3: NW $\frac{1}{4}$

Section 4: NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$

Township 5 North, Range 66 West, 6th P.M. (WSU #4)

Section 3: NW $\frac{1}{4}$

Section 4: NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$

APPLICATION

On July 17, 2014, Synergy Resources Corporation ("Synergy" or "Applicant") filed a verified application pursuant to §34-60-116, C.R.S., for an order to:

1) Pool all interests in four approximate 400-acre designated horizontal wellbore spacing units established for the Application Lands, for the development and operation of the Codell and Niobrara Formations; and

2) Subject any nonconsenting interests 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 that any of the costs specified in §34-60-116(7)(b), C.R.S., were first incurred for the drilling of the Kelly Farms #A-4-3CHZ Well (API No. 05-123-38138), Kelly Farms #22-4-3CHZ Well (API No. 05-123-38133), and Kelly Farms #12-4-3CHZ Well (API No. 05-123-38134), for the development and operation of the Codell Formation, and the Kelly Farms #A-4-3NHZ Well (API No. 05-123-38136), for the development and operation of the Niobrara Formation.

APPLICABLE RULES AND ORDERS

(available online at: <http://cogcc.state.co.us>, under "ORDERS")

- On April 27, 1998, the Commission adopted Rule 318A, the Greater Wattenberg Area Special Well Location, Spacing and Unit Designation Rule.
- On February 19, 1992, Order No. 407-87 (amended August 20, 1993) established 80-acre drilling and spacing units for the production of oil, gas and associated hydrocarbons from the Codell and Niobrara Formations, with the permitted well locations in accordance with the provisions of Order No. 407-1.

NOTICE IS HEREBY GIVEN, pursuant to: 1) the general jurisdiction granted to the Oil and Gas Conservation Commission of the State of Colorado under §34-60-105 C.R.S.; 2) specific powers granted pursuant to §34-60-106 C.R.S.; 3) the State Administrative Procedures Act at §24-4-105 C.R.S.; and 4) the Commission's Series 500 Rules at 2 CCR 404-1, that the Commission has scheduled the above-entitled matter for hearing on:

Date: Monday, September 15, 2014
Tuesday, September 16, 2014


Time: 9:00 a.m.

Place: Colorado Oil and Gas Conservation Commission
1120 Lincoln St., Suite 801
Denver, CO 80203

In accordance with the Americans with Disabilities Act, if any party requires special accommodations as a result of a disability for this hearing, please contact Margaret Humecki at (303) 894-2100 ext. 5139, prior to the hearing and arrangements will be made.

At hearing, the Commission will consider the Application and enter an order pursuant to its authority under the statute. **Any interested party desiring to protest or intervene should file with the Commission a written protest or intervention in accordance with Rule 509., no later than August 29, 2014.** Such interested party shall, at the same time, serve a copy of the protest or intervention to the person filing the application. One electronic (cogcc.hearings_unit@state.co.us), one original and two copies shall be filed with the Commission. **Anyone who files a protest or intervention must be able to participate in a prehearing conference during the week of August 29, 2014.** Pursuant to Rule 511., if the matter is uncontested, it may be approved without a hearing.

OIL AND GAS CONSERVATION COMMISSION
OF THE STATE OF COLORADO

By 
Robert J. Frick, Secretary

Dated: August 8, 2014

Colorado Oil and Gas Conservation Commission
1120 Lincoln Street, Suite 801
Denver, Colorado 80203
Website: <http://cogcc.state.co.us>
Phone: (303) 894-2100
Fax: (303) 894-2109

Attorneys for Applicant:
Randall J. Feuerstein, Esq.
Kevin K. Gallaway, Esq.
Dufford & Brown, P.C.
1700 Broadway, Suite 2100
Denver, Colorado 80290
(303) 861-8013