

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

IN THE MATTER OF ALLEGED VIOLATIONS OF THE) CAUSE NO. 1V
RULES AND REGULATIONS OF THE COLORADO)
OIL AND GAS CONSERVATION COMMISSION BY)
MAGPIE OPERATING, INC., WASHINGTON,)
LARIMER, ADAMS AND LINCOLN COUNTIES,) DOCKET NO. 150900157
COLORADO) TYPE: ENFORCEMENT

NOTICE AND APPLICATION FOR HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

Pursuant to Rule 522.e.(2), the Colorado Oil and Gas Conservation Commission ("Commission" or "COGCC") Staff will apply to the Commission at its September 14 and 15, 2015 hearing for an Order Finding Violation ("OFV") against Magpie Operating, Inc. ("Magpie") (Operator No. 52530). This Notice and Application is being served to adjudicate the allegations made in the below-described Notices of Alleged Violation ("NOAV"), the allegations of which are incorporated herein.

Magpie is the operator of record of the following wells:

- a. Little Beaver Unit 53 (API No. 05-121-06178), Washington County, Colorado;
- b. Proctor-Skaer 1-A (API No. 05-069-06159), Larimer County, Colorado;
- c. Fahk-Garrett 3 (API No. 05-001-06011), Adams County, Colorado; and
- d. Safranek-State 2-30 (API No. 05-073-06189), Lincoln County, Colorado.

On April 2, 2015, COGCC Staff issued NOAVs to Magpie for the Little Beaver Unit 53 (NOAV No. 200428452), Proctor-Skaer 1-A (NOAV No. 200428456), and Fahk-Garrett 3 (NOAV No. 200428457) for violations of COGCC Rules of Practice and Procedure, 2 CCR 404-1 ("Rule" or "Rules") 326.b.

On April 19, 2013, COGCC Staff inspected the Safranek-State 2-30 Well and observed violations of COGCC Rules. These violations were not corrected within the time frames set forth in the inspection reports.

On December 3, 2014, COGCC Staff issued NOAV No. 200418517 to Magpie for violations of the following Rules at the Safranek-State 2-30 Well:

- a. Rule 210.d. (Signs and Markers);
- b. Rule 326 (Mechanical Integrity Testing);
- c. Rule 603.f. (Waste, Trash, Debris, and Unused Equipment);
- d. Rule 605.a. (Oil and Gas Facilities);
- e. Rule 1002.f. (Stormwater Management); and
- f. Rule 1003.a. (Interim Reclamation).

COGCC Staff requests that Magpie be found in violation of rules cited above and assessed a penalty pursuant to Rule 523, and other relief as authorized by law.

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

Date: Monday, September 14, 2015
Tuesday, September 15, 2015

Time: 9:00 a.m.

Place: Western State Colorado University
University Center, South Ballroom
600 North Adams Street
Gunnison, CO 81231

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.

Pursuant to said hearing in the above-entitled matter at the time and place aforesaid, or at any adjourned meeting, the Commission will enter such orders as it deems appropriate to protect the health, safety and welfare of the public and to prevent the waste of oil and gas, either or both, in the operations of said field, and to carry out the purposes of the statute.

In accordance with Rule 509, any interested party desiring to protest the granting of the application or to intervene on the application should file with the Commission a written protest or intervention no later than August 31, 2015, briefly stating the basis of the protest or intervention. One electronic, 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 31, 2015.

OIL AND GAS CONSERVATION COMMISSION
OF THE STATE OF COLORADO

By  _____
Julie Murphy, Secretary

Dated: July 31, 2015

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