

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

IN THE MATTER OF THE APPLICATION OF )  
CATAMOUNT ENERGY PARTNERS LLC FOR )  
AN ORDER POOLING NONCONSENTING )  
INTERESTS IN THE FRUITLAND COAL )  
SEAMS COVERING CERTAIN LANDS IN )  
SECTION 32 OF TOWNSHIP 33 NORTH, )  
RANGE 5 WEST, N.M.P.M., ARCHULETA )  
COUNTY, COLORADO. )

CAUSE NO.: 112  
DOCKET NO.: 151200702  
TYPE: POOLING

APPLICATION

Catamount Energy Partners LLC ("Catamount" or "Applicant"), Operator No. 10464, by and through its attorneys, Welborn Sullivan Meck & Tooley, P.C., respectfully submits this Application to the Oil and Gas Conservation Commission of the State of Colorado ("Commission" or "COGCC") for an order pooling all non-consenting interests in an approximate 320-acre drilling and spacing unit established in the E½ of Section 32, Township 33 North, Range 5 West, N.M.P.M., Archuleta County, Colorado for the development and production from the Fruitland coal seams. In support thereof, the Applicant states as follows:

1. Applicant is a corporation duly authorized to conduct business in the State of Colorado.
2. Applicant owns a leasehold interest in the following lands ("Application Lands"):

Township 33 North, Range 5 West, N.M.P.M.  
Section 32: E½

Archuleta County, Colorado.

A reference map of the Application Lands is attached hereto.

3. On June 17, 1988, the Commission entered Order No. 112-60, which established 320-acre drilling and spacing units covering certain lands in Archuleta County, Colorado, with the units consisting of the N½ and S½ or the E½ and W½ of each section with the permitted well located, when north of the north line of Township 32 North, in the NW¼ and SE¼ of the section, and south of the north line of Township 32 North, in the NE¼ and SW¼ of the section, and no closer than 990 feet to any outer boundary of the unit and no closer than 130 feet to any interior quarter section line for the production of gas from the Fruitland Coal Seams. The Application Lands are subject to this Order.

4. On August 15, 1988, the Commission entered Order No. 112-61, which amended parts of Order No. 112-60 and established additional rules for the production of coalbed methane. The Application Lands are subject to this Order.

5. On December 17, 1990, the Commission entered Order No. 112-85 (corrected November 1999), which approved two additional field rules established for all wells producing from the Dakota, Mesaverde, Fruitland Pictured Cliffs, and Fruitland Coal formations to further protect the health, safety and welfare of citizens in the area. The Application Lands are subject to this Order.

6. On July 16, 2015, Applicant filed an application in Docket No. 150900522 for an order designating a 320-acre drilling and spacing unit pursuant to Order No. 112-85 covering the Application Lands and modifying Order No. 112-85 as it pertains to the Application Lands to allow two horizontal wells within the unit, reduce the existing unit boundary setback to 660 feet between the treated interval of each wellbore and the unit boundary, and vacate the interior quarter-section setback. No protests were filed in Docket No. 150900522, which is set to be heard at the October 26, 2015 COGCC hearing.

7. Applicant plans to drill and complete the Lamke 33-5-29 #1 well (API# Pending) with an anticipated spud date of February 15, 2016, in the E½ of Section 32, Township 33 North, Range 5 West, N.M.P.M., Archuleta County, Colorado with a surface location of 530 feet FSL and 199 feet FEL in Section 29. The above-described well is designed to test and produce gas and associated substances from the Fruitland coal seams underlying the Application Lands.

8. Applicant certifies that, at least 35 days prior to the date of the scheduled protest deadline for this Application, each owner which Applicant was able to locate, not already leased or voluntarily pooled, will be provided with the well proposal and information required by Rule 530 and tendered a reasonable offer to lease (if an unleased mineral owner), or participate and bear costs associated with the drilling and completion of the Lamke 33-5-29 #1 well.

9. Applicant requests that a pooling order be entered as a result of this Application and that it be made effective as of the earlier of the date of this Application, or the date costs specified in Section 34-60-116(7)(b)(II), C.R.S., are first incurred for the drilling of the Lamke 33-5-29 #1 well.

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

11. The names and addresses of the interested parties (persons who own an interest in the mineral estate of the tracts to be pooled, except owners of overriding royalty interest) are attached hereto and marked Exhibit A. Applicant certifies that copies of this Application will be served on all locatable interested parties within seven (7) days of the date hereof, as required by Commission Rule 507.b(2), and that at least thirty (35) days prior to the date of the scheduled protest deadline for this Application, each such owner not already leased or voluntarily pooled will be offered the opportunity to lease, or to participate in the drilling of the respective wells, and will be provided with the information required by Rule 530.

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. Providing that the pooling order is made effective as of the date of this Application, or the date that the costs specified in Section 34-60-116(7)(b)(II), C.R.S., are first incurred for the drilling of the Applicant's proposed Lamke 33-5-29 #1 well on the Application Lands, whichever is earlier;

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 Lamke 33-5-29 #1 well, are pooled by operation of statute, pursuant to Section 34-60-116(7), C.R.S., and made subject to the cost recovery provisions thereof; and

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

Dated this 8th day of October, 2015

Respectfully submitted,

WELBORN SULLIVAN MECK & TOOLEY, P.C.

By: 

Joseph C. Pierzchala  
Chelsey J. Russell  
Welborn Sullivan Meck & Tooley, P.C.  
Attorney for Applicant  
1125 - 17th Street, Suite 2200  
Denver, CO 80202  
303-830-2500  
jpierzchala@wsmtlaw.com  
crussell@wsmtlaw.com

Applicant's Address:

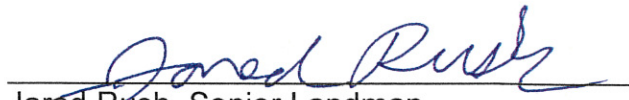
1801 Broadway, Suite 1000  
Denver, CO 80202  
Attn: Jared Rush, Senior Landman  
Phone: 720-484-2354

VERIFICATION

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

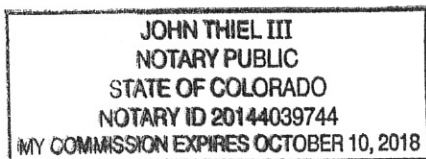
Jared Rush, Senior Landman with Catamount Energy Partners LLC, upon oath deposes and says that he has read the foregoing Application and that the statements contained therein are true to the best of his knowledge, information and belief.

CATAMOUNT ENERGY PARTNERS LLC

  
Jared Rush, Senior Landman

Subscribed and sworn to before me this 8<sup>th</sup> day of October, 2015 by Jared Rush, Regional Landman for Catamount Energy Partners LLC.

Witness my hand and official seal.



   
Notary Public  
My Commission Expires: 10/10/18

## EXHIBIT A

### Interested Parties

James T. Hintlian  
N. Winchester Place #303  
Winchester, MA 01890

Finney Land Co  
P.O. Box 2471  
Durango, CO 81302

Adelante Oil & Gas, LLC  
P.O. Box 2471  
Durango, CO 81302

Passport Energy LLC  
210 East Marcy, #8  
Sante Fe, NM 87501

Osage LLC  
105 Sol Y Lomas  
Sante Fe, NM 87505

Sandra S. Gould  
7318 Hickory Grove  
Wonder Lake, IL 60097

Peter D. Gajentan  
1104 Thornwood Dr.  
Oldsmar, FL 34677

John R. Bowmer  
2022 Clarienda Ave.  
Wichita Falls, TX 76308

Cynthia Bristol Bowmer Estate  
2022 Clarienda Ave.  
Wichita Falls, TX 76308

John S. Bristol  
unable to locate

Frances J. Bristol, deceased  
unable to locate

Suzanne Bristol  
1514 Tanglewood Dr.  
Wichita Falls, TX 76309

J. & M. Raymond, Ltd  
P.O. Box 291445  
Kerrville, TX 78029-1445

Tamacam LLC  
P.O. Box 291445  
Kerrville, TX 78029-1445

T.H. McElvain Oil & Gas LP  
1050 17th St, Suite 1800  
Denver, CO 80265-1801

Charles W. Gay  
P.O. Box 291445  
Kerrville, TX 78029-1445

Lorrayn Gay Hacker  
P.O. Box 291445  
Kerrville, TX 78029-1445

EXOK, Inc.  
6410 North Santa Fe  
Oklahoma City, OK 73116

Steven D. Bryant  
2005 Kiawah Circle  
Edmond, OK 73003

Clark Mineral Trust, LLC  
P.O. Box 2600  
Meeker, CO 81641

Adelante Oil & Gas, LLC  
P.O. Box 2471  
Durango, CO 81302

Angelyn Bryant (Olson?)  
2008 Red Prairie Drive  
Edmond, OK 73025-2554

Don C. Miner  
P.O. Box 2904  
McKinnon, WY 82938

David Brown  
970 South Taft  
Lakewood, CO 80228

Donald E. & Gloria J. Dayhuff  
2148 Pinon Dr.  
Erie, CO 80516

Life Royalties, Inc.  
3207 West 4th St  
Fort Worth, TX 76107

Patricia McDonald Chandler Trust  
475 17th St, Suite 1210  
Denver, CO 80202-4022

Oil Properties Holding II, LLC  
475 17th St, Suite 1210  
Denver, CO 80202-4022

Scott R. Ridl  
475 17th St, Suite 1210  
Denver, CO 80202-4022

Rawhide, LLC  
1225 17th St, Suite 2575  
Denver, CO 80202

Catamount Royalty Partners  
P.O. Box 22084  
Denver, CO 80202-0084

JDH Resources LLC  
6686 So Reed Way A-18  
Lakewood, CO 80214

Hershner LLC  
2788 South Langley Ct  
Denver, CO 80214

Betty Joanne Lamke, Life Estate  
8257 St Hwy 172  
Ignacio, CO 81137

William J. & Diane E. MacGuffie  
P.O. Box 1960  
Arboles, CO 81121

Joyce Land Research  
863 Main Ave  
Durango, CO 81301

Anne C.S. Finney Trust, dtd  
4/3/2002  
P.O. Box 2471  
Durango, CO 81302

James & Ann Shepherdson Living  
Trust  
14618 Hwy 151  
Pagosa Springs, CO 81147

Archuleta County Board of  
County Commissioners  
P.O. Box 1507  
Pagosa Springs, CO 81147

Nathan C. Shaw  
P.O. Box 781  
Warm Springs, OR 97761

Mavis Shaw  
P.O. Box 781  
Warm Springs, OR 97761

Jean Sheaks  
1475 Poli St  
Ventura, CA 93001

Verdia McGuire  
P.O. Box 971  
Canon City, CO 81212

Amelia Ann Metz  
368 CR 202  
Durango, CO 81301

Joyce Gideon  
4333 San Pedro NE Apt. F208  
Albuquerque, NM 87109

Joy Bowling  
2025 T Kings Royal Blvd  
Pueblo, CO 81005

Marie J. Salego  
102 N 30th Dr  
Phoenix, AZ 85009

Frank Gilbert Martinez  
102 N 30th Dr  
Phoenix, AZ 85009

Nick Joe Martinez, Jr.  
600 North Belardo Rd #2  
Palm Springs, CA 92262

Christopher Ray Hunt  
833 South Paradise Drive  
Gilbert, AZ 85223

Joseph Ray Hunt  
833 South Paradise Drive  
Gilbert, AZ 85223

Morrill E. Turner, deceased

Eric Woodsworth  
3333 E Florida Ave Apt 114  
Denver, CO 80210

Robyn Woodworth  
369 School Street  
Shelburne, VT 05482

Judith C. McDaniel  
160 E 38th St. Apt 34H  
New York, NY 10016

Frederick M. McDaniel  
1119 Verde Drive, Suite F  
Colorado Springs, CO 80910

Joan M. Kuhn  
50 Brookstone Ct. #C  
Durango, CO 81301

Petrox Resources, Inc.  
P.O. Box 2600  
Meeker, CO 81641

#### The Heirs of Evan G. Austin

Helen Klein Austin  
1624 Dover Rd  
Montrose, CO 81401

Stanley Eugene Austin  
140 West 22nd Street  
Durango, CO 81301

Nancy J. Lango  
2973 Windchase Ct  
Anchorage, AK 99507

Mildred M. Munro  
200 Andesite Dr  
Jacksonville, OR 97530

William H. Stagelman  
3810 Marcy Ct  
Anchorage, AK 99502

Gail L.S. Murphy  
P.O. Box 21597  
Albuquerque, NM 87154

Virginia Merry  
7413 Frank Place NE  
Albuquerque, NM 87109

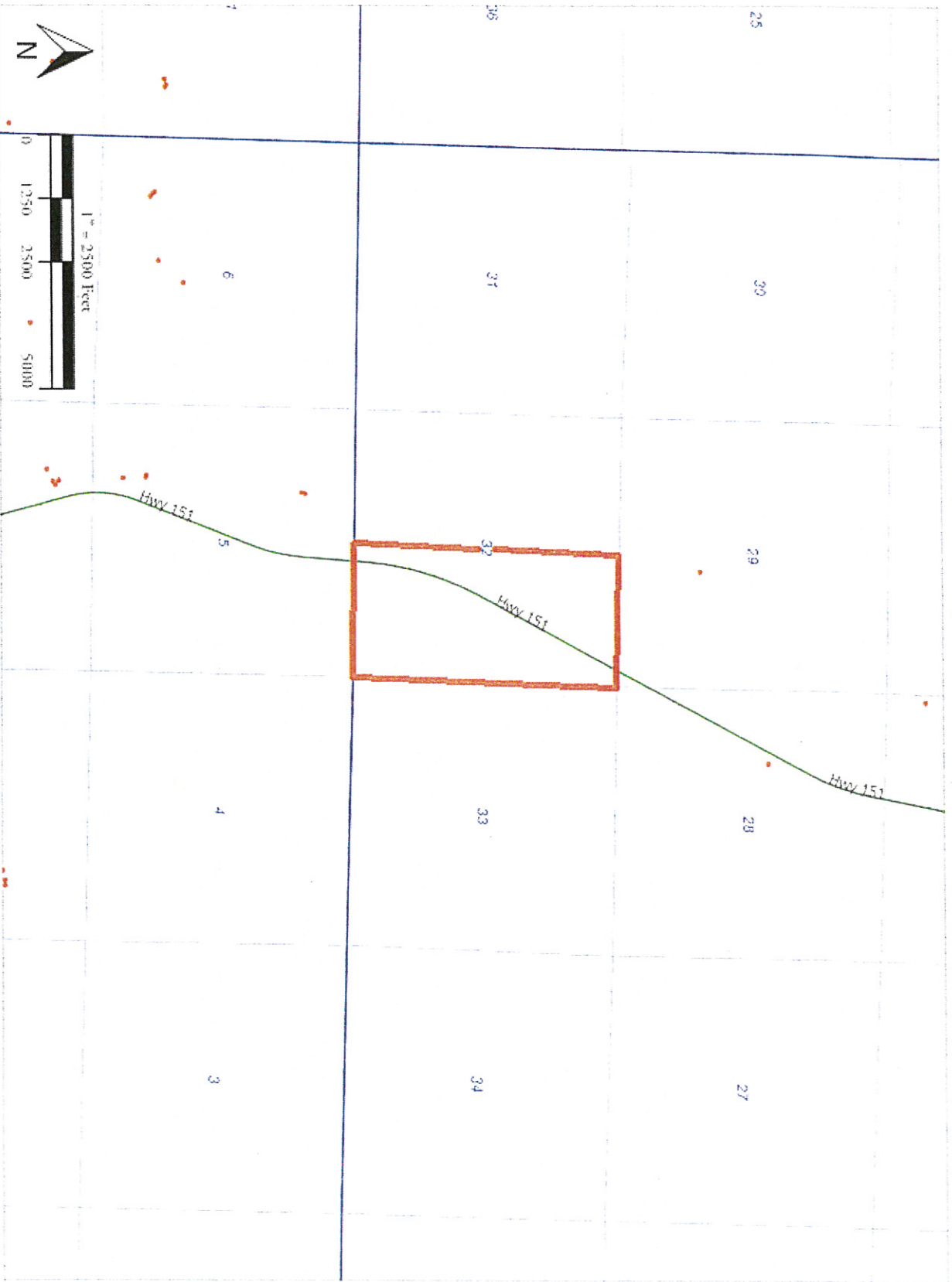
Peggy J. Waddell  
16475 Hwy 550  
Aztec, NM 87410

Linda A. Reed  
12600 E Jenan Dr  
Scottsdale, AZ 85259

Duane Keith Austin  
995 Salvia St  
Golden, CO 80401

Joyce L. Spicer  
4585 Panorama Dr  
La Mesa, CA 91941

Application Lands - E1/2 Section 32, Township 33 North, Range 5 West, N.M.P.M.





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

IN THE MATTER OF THE APPLICATION OF )  
CATAMOUNT ENERGY PARTNERS LLC FOR )  
AN ORDER POOLING NONCONSENTING )  
INTERESTS IN THE FRUITLAND COAL SEAMS )  
COVERING CERTAIN LANDS IN SECTION 32 )  
OF TOWNSHIP 33 NORTH, RANGE 5 WEST, )  
N.M.P.M., ARCHULETA COUNTY, COLORADO. )

CAUSE NO. 112

DOCKET NO.: 151200702

TYPE: POOLING

AFFIDAVIT OF MAILING

STATE OF COLORADO §  
§  
CITY AND COUNTY OF DENVER §

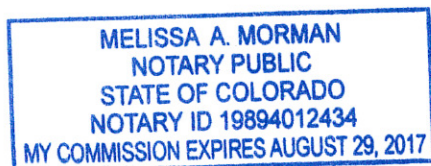
I, Joseph C. Pierzchala, of lawful age, and being first duly sworn upon my oath, state and declare:

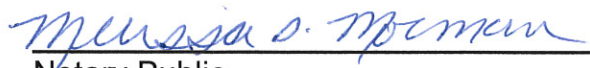
That I am the attorney for Catamount Energy Partners LLC and that on or before October 14, 2015, I caused a copy of the attached Application to be deposited in the United States mail, postage prepaid, addressed to the parties listed on Exhibit A to the Application.

  
\_\_\_\_\_  
Joseph C. Pierzchala

Subscribed and sworn to before me October 15, 2015

Witness my hand and official seal.



  
\_\_\_\_\_  
Notary Public  
My commission expires: 8/29/2017