

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

IN THE MATTER OF THE APPLICATION OF WHITING OIL AND GAS CORPORATION FOR AN ORDER VACATING ORDER NO. 535-637 ESTABLISHING ONE 1280-ACRE DRILLING AND SPACING UNIT AND ESTABLISHING WELL LOCATION RULES APPLICABLE TO THE DRILLING AND PRODUCING OF WELLS FROM THE NIOBRARA AND CODELL FORMATIONS COVERING CERTAIN LANDS IN TOWNSHIP 9 NORTH, RANGE 57 WEST, 6TH P.M., WELD COUNTY, COLORADO.

Cause No. 535
Docket No. 160100025
Type: SPACING AND INCREASED DENSITY

APPLICATION

Whiting Oil and Gas Corporation ("Applicant"), Operator No. 96155, 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") for an order, vacating Order NO. 535-637, establishing one (1) approximate 1280-acre drilling and spacing unit and establishing well location rules applicable to the drilling of wells and producing of oil, gas and associated hydrocarbons from the Niobrara and Codell Formations covering certain lands in Weld County, Colorado. In support of its Application, Applicant states as follows:

- 1. Applicant owns leasehold interests in the following lands ("Application Lands"):
Township 9 North, Range 57 West, 6th P.M.
Section 18: All
Section 19: All

A reference map of the Application Lands is attached hereto.

2. On June 27, 2011, the Commission entered Order No. 535-42, which established eight (8) approximate 640-acre drilling and spacing units and approved one (1) horizontal well in each for the production of oil, gas and associated hydrocarbons from the Niobrara Formation. The Application Lands are subject to this Order for the Niobrara Formation.

3. On July 9, 2012, the Commission entered Order No. 535-267, which established three (3) approximate 640-acre drilling and spacing units and approved up to four (4) wells in each unit for the production of oil, gas and associated hydrocarbons from the Codell Formation. The Application Lands are subject to this Order for the Codell Formation.

4. On August 20, 2012, the Commission entered Order No. 535-193, which allowed for up to four (4) horizontal wells in three (3) previously established 640-acre drilling and spacing units, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation. The Application Lands are subject to this Order for the Niobrara Formation.

5. On March 2, 2015, the Commission entered Order No. 535-637, which 1) vacated two approximate 640-acre drilling and spacing units established by Order Nos. 535-42 and 535-174 for Sections 18 and 19, Township 9 North, Range 57 West, 6th P.M.; 2) vacated Order No. 535-193 for Sections 18 and 19, Township 9 North, Range 57 West, 6th P.M.; 3) established an approximate 1080-acre drilling and spacing unit for Sections 18 and 19, Township 9 North, Range 57 West, 6<sup>th</sup> P.M., and 4) approved up to 32 horizontal wells within the unit, for the production of oil, gas and associated hydrocarbons from the Niobrara and Codell Formations. All of Section 18 and the N $\frac{1}{2}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 19, Township 9 North, Range 57 West, 6th P.m. are subject to this Order.

6. The Niobrara Formation in the area of the Application Lands is defined as the stratigraphic equivalent of the interval between 5,777 feet (top of the Niobrara) and 6,101 feet (base of the Niobrara) as found in the Walker #3 Well located in Section 31, Township 10 North, Range 58 West, 6th P.M., Weld County, Colorado. The Niobrara Formation is a common source of supply under the Application Lands.

7. The Codell Formation in the area of the Application Lands is defined as the stratigraphic equivalent of the interval between 6,101 feet (top of Codell) and 6,115 feet (base of Codell) as found in the Walker #3 Well located in Section 31, Township 10 North, Range 58 West, 6th P.M., Weld County, Colorado. The Codell Formation is a common source of supply under the Application Lands.

8. Applicant has drilled, tested and completed wells in the Niobrara and Codell Formations on lands in close proximity to the Application Lands.

9. To promote efficient drainage of the Niobrara and Codell Formations within the Application Lands and to avoid waste, the Commission should vacate Order No. 535-637 in its entirety and establish one (1) approximate 1280-acre drilling and spacing unit covering the Application Lands described below for production of oil, gas and associated hydrocarbons from the Niobrara and Codell Formations:

Township 9 North, Range 57 West, 6th P.M.

Section 18: All

Section 19: All

10. Applicant is requesting to drill and complete one (1) horizontal well in the approximate 1280-acre drilling and spacing unit described above, with the option to drill and complete up to a total of thirty-two (32) horizontal wells in the unit for production of oil, gas and associated hydrocarbons from the Niobrara and Codell Formations in the Application Lands with the surface location to be located at a legal location in the above described drilling and spacing unit or on adjacent lands. Applicant further requests that the treated interval of each wellbore be no closer than 100 feet from the treated interval of any other wellbore producing from the Niobrara

and/or Codell formations, and no closer than 100 feet from a unit boundary unless such boundary abuts or corners lands for which the Commission has not at the time of the drilling permit application granted the right to locate the treated interval of the wellbore no closer than 100 feet from a unit boundary. If the Commission has not at the time of the drilling permit application granted to the owners of the adjacent or cornering lands the right to locate the treated interval of the wellbore no closer than 100 feet from a unit boundary, then the treated interval of the wellbore shall be located no closer than 300 feet from the unit boundary, without exception being granted by the Director.

11. Applicant requests authority to drill only those wells necessary to determine the well density which allows the most efficient drainage of the Niobrara and Codell Formations, prevents waste, does not adversely affect correlative rights, and assures the greatest ultimate recovery of oil, gas and associated hydrocarbon substances from the Niobrara and Codell Formations. Applicant further maintains that wells drilled in the above-proposed drilling and spacing unit will have no adverse effect on correlative rights of adjacent owners.

12. Applicant further requests that the wells are drilled from no more than eight (8) well pads within the unit.

13. The names and addresses of the interested parties according to the information and belief of the Applicant are set forth in Exhibit A attached hereto and made a part hereof, and the undersigned certifies that copies of this Application shall be served on each interested party within seven days after filing of the original application as required by Rules 503.e, 507.b.1, and 507.b.5.

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 consistent with Applicant's proposals as set forth above.

Dated this 23rd day of November, 2015.

Respectfully submitted,

WELBORN SULLIVAN MECK & TOOLEY, P.C.

By: Chelsey J. Russell

Chelsey J. Russell  
Joseph C. Pierzchala  
Welborn Sullivan Meck & Tooley, P.C.  
Attorneys for Applicant  
1125 - 17th Street, Suite 2200  
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crussell@wsmtlaw.com  
jpierzchala@wsmtlaw.com

Applicant's Address:

Whiting Oil and Gas Corporation  
1700 Broadway, Suite 2300  
Denver, CO 80290-2300

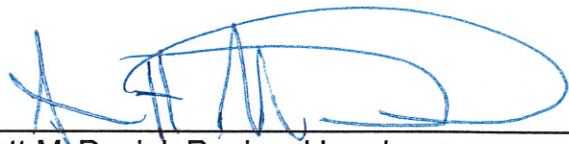
Attn: Scott McDaniel, Regional Land Manager  
Phone: 303-390-4261

VERIFICATION

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

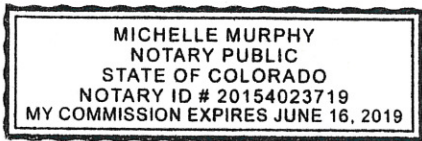
Scott McDaniel, Regional Landman with Whiting Oil and Gas Corporation, upon oath deposes and says that he has read the foregoing Application and that the statements contained therein are true to the best of his knowledge, information and belief.

WHITING OIL AND GAS CORPORATION

  
\_\_\_\_\_  
Scott McDaniel, Regional Landman

Subscribed and sworn to before me this 23<sup>rd</sup> day of November, 2015 by Scott McDaniel, Regional Landman for Whiting Oil and Gas Corporation.

Witness my hand and official seal.



  
\_\_\_\_\_  
Notary Public  
My Commission Expires: 6/16/19

## EXHIBIT A

### INTERESTED PARTIES

USA  
BLM Colorado State Office  
2850 Youngfield Street  
Lakewood, CO 80215-7093

Mr. David Bauer  
Weld County  
1111 H Street  
Greeley, CO 80632

The Prospect Company  
P.O. Box 1100  
Edmond, OK 73083-1100

Berenergy Corporation  
1801 California, Suite 3900  
Denver, CO 80201

Daven Corporation  
P.O. Box 5850  
Denver, CO 80217

Sport Resources, Inc.  
P.O. Box 5850  
Denver, CO 80217

ZAB, Inc.  
P.O. Box 5850  
Denver, CO 80217

Noble Energy WYCO LLC  
P.O. Box 910083  
Dallas, TX 75391-0083

Karl Alexander Brumage  
P.O. Box 307  
Florence, AZ 85232

Atomic Capital Minerals  
2777 Allen Parkway, Suite 1185  
Houston, TX 77019

Roy F. Sundberg  
3062 Kiowa Dr.  
Loveland, CO 80538

Annette S. Moline  
1284 West 101<sup>st</sup> Ave.  
Northglenn, CO 80260-6216

Joan Claudette Hamilton  
2557 South Dover Street, #25  
Lakewood, CO 80227-3153

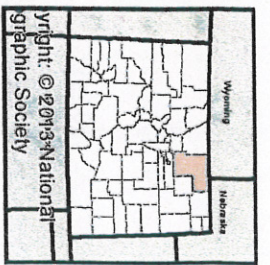
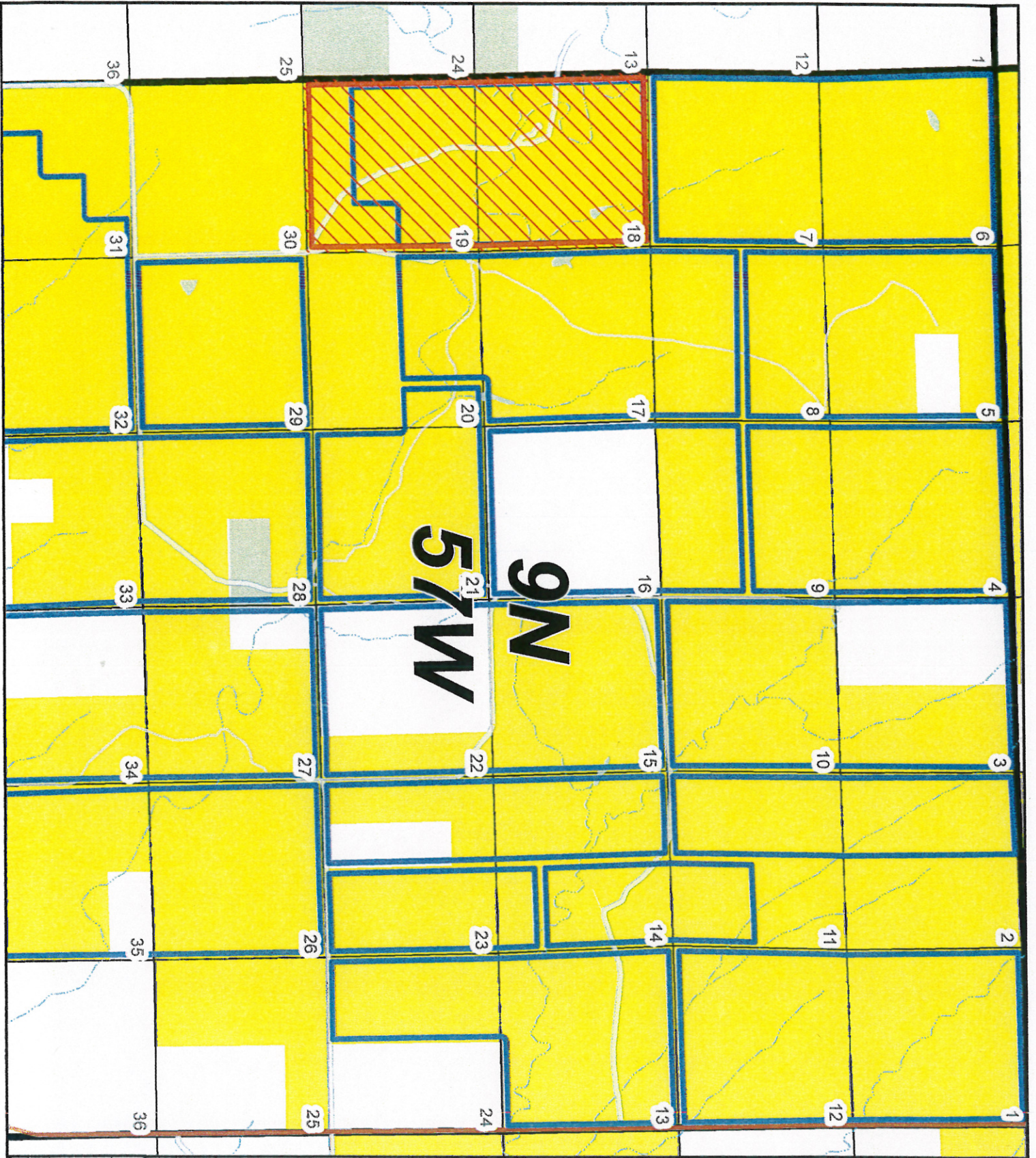
Matthew Brumage  
C/O Diane Boudreaux  
4398 Bell Mountain Drive  
Castle Rock, CO 80104

Kathleen D. Kerksiek and Carl J. Kerksiek  
24435 Highway 392  
Greeley, CO 80631

Kent Kuster  
Colorado Department of Public Health &  
Environment  
4300 Cherry Creek Drive South  
Denver, CO 80246-1530


Tom Schreiner  
Energy Liaison  
Colorado Parks and Wildlife  
Northeast Regional Office  
6060 Broadway  
Denver, CO 80216





-  Application Lands
-  Existing Spacing Units
-  WOGC Leasehold
-  Open Federal Land




  
**Reference Plat**  
 Weld County, Colorado  
 Scale: 1:45,704 | Projection: UTM Zone 13N  
 Date: 11/23/2015 | Author: Scott McDaniel



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535-637 ESTABLISHING ONE 1280-ACRE )  
DRILLING AND SPACING UNIT AND )  
ESTABLISHING WELL LOCATION RULES )  
APPLICABLE TO THE DRILLING AND )  
PRODUCING OF WELLS FROM THE )  
NIOBRARA AND CODELL FORMATIONS )  
COVERING CERTAIN LANDS IN TOWNSHIP )  
9 NORTH, RANGE 57 WEST, 6TH P.M., )  
WELD COUNTY, COLORADO. )

Cause No. 535

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AFFIDAVIT OF MAILING

STATE OF COLORADO §  
CITY AND COUNTY OF DENVER §

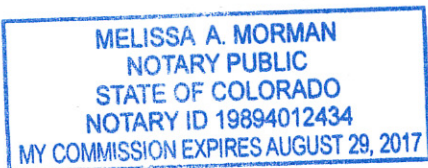
I, Chelsey J. Russell, of lawful age, and being first duly sworn upon my oath, state and declare:

That I am the attorney for Whiting Oil and Gas Corporation and that on or before November 30, 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.

Chelsey J. Russell  
Chelsey J. Russell

Subscribed and sworn to before me December 1, 2015.

Witness my hand and official seal.



Melissa A. Morman  
Notary Public  
My commission expires: 8/29/2017