

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

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| IN THE MATTER OF THE APPLICATION OF<br>PDC ENERGY, INC. FOR AN ORDER TO<br>POOL ALL INTERESTS IN AN APPROXIMATE<br>320-ACRE DESIGNATED HORIZONTAL<br>WELLBORE SPACING UNIT FOR PORTIONS<br>OF SECTIONS 28 AND 29, TOWNSHIP 5<br>NORTH, RANGE 63 WEST, 6 <sup>TH</sup> P.M., FOR THE<br>NIOBRARA FORMATION, WATTENBERG<br>FIELD, WELD COUNTY, COLORADO | CAUSE NO. 407<br><br>DOCKET NO.<br><br>TYPE: POOLING |
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**APPLICATION**

COMES NOW PDC Energy, Inc. (Operator No. 69175) ("PDC" or "Applicant"), by its attorneys, Burleson LLP, and makes this application to the Oil and Gas Conservation Commission of the State of Colorado ("Commission") for an order to pool all interests within an approximate 320-acre Wellbore Spacing Unit, as defined below, for the drilling of the Trimar Farms 29Y-341 Well (API No. 05-123-41766) ("Well"), for the development of the Niobrara Formation on the following described lands:

Township 5 North, Range 63 West, 6<sup>th</sup> P.M.

Section 28: W $\frac{1}{2}$ W $\frac{1}{2}$

Section 29: E $\frac{1}{2}$ E $\frac{1}{2}$

320 acres, more or less, Weld County, Colorado.

Hereinafter "Application Lands"

In support thereof, Applicant states and alleges as follows:

1. Applicant is a corporation duly authorized to conduct business in the State of Colorado, and is a registered operator in good standing with the Commission.
2. Applicant owns certain leasehold interests in the Application Lands.
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.

4. On June 27, 2011, the Commission entered Order No. 535-40, which among other things, approves the request for an order to establish an approximate 640-acre drilling and spacing unit, for the development of the Codell and Niobrara Formations. Order No. 535-40 does not affect this Application.

5. On May 29, 2012, the Commission entered Order No. 407-634, which among other things, approves the request for an order to allow additional wells within an approximate 640-acre drilling and spacing unit, for the development of the Niobrara Formation. Order No. 407-634 does not affect this Application.

6. Applicant designated the 320-acre Wellbore Spacing Unit for the production of oil, gas, and associated hydrocarbons from the Niobrara Formation pursuant to Rule 318A and notified the appropriate parties under Rule 318A.

7. Applicant, pursuant to Commission Rule 530 and/or the provisions of C.R.S. § 34-60-116 (6) and (7), hereby requests an order to pool all interests, including but not limited to, any non-consenting interests, in the Application Lands in the Niobrara Formation underlying the following approximate 320-acre Wellbore Spacing Unit:

Township 5 North, Range 63 West, 6<sup>th</sup> P.M.

Section 28:  $W\frac{1}{2}W\frac{1}{2}$

Section 29:  $E\frac{1}{2}E\frac{1}{2}$

(throughout as "Wellbore Spacing Unit").

8. Applicant requests that the Commission's pooling order be made effective as of the earlier of the date of this Application, or the date that the costs specified in C.R.S. § 34-60-116(7)(b) are first incurred for the drilling of the Well to the Niobrara Formation on the Application Lands.

9. Applicant certifies that copies of this Application will be served on all persons owning an interest in the mineral estate of the tracts to be pooled within seven (7) days of the date hereof, as required by Rule 503.e., and that at least thirty-five (35) days prior to the hearing on this matter, each such interest owner not already leased or voluntarily pooled will be offered the opportunity to lease, or to participate in the drilling of the Well, and will be provided with the information required by Rule 530 as applicable. The list of such interested parties is attached hereto as Exhibit A.

10. That in order to prevent waste and to protect correlative rights, all interests in the Wellbore Spacing Unit should be pooled for the orderly development of the Niobrara Formation, including any non-consenting interests therein.

WHEREFORE, Applicant requests that this matter be set for hearing at the next available opportunity, that notice be given as required by law, and that upon such hearing, the Commission enter its order:

A. Pooling all interests in the Application Lands and the Wellbore Spacing Unit for the development of the Niobrara Formation.

B. Providing that the Commission's pooling order is made effective as of the earlier of the date of this Application, or the date that any of the costs specified in C.R.S. § 34-60-116(7)(b) are first incurred for the drilling of the Well in the Wellbore Spacing Unit to the Niobrara Formation on the Application Lands.

C. 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 Well are pooled by operation of statute, pursuant to C.R.S. § 34-60-116(6) and (7), and made subject to the cost recovery provisions thereof with respect to the Well drilled to develop the Niobrara Formation in the Wellbore Spacing Unit comprising the Application Lands.

D. For such other findings and orders as the Commission may deem proper or advisable in this matter.

WHEREFORE, Applicant respectfully requests that this matter be set for hearing in January 2016, that notice be given as required by law, and that upon such hearing, the Commission enter its order consistent with Applicant's request as set forth above.

Dated: November 25, 2015.

Respectfully submitted:

**PDC ENERGY, INC.**

By: 

\_\_\_\_\_  
Jamie L. Jost  
Zachary P. Sears  
Burleson LLP  
Attorneys for Applicant  
1700 Lincoln St., Suite 1300  
Denver, Colorado 80203  
(303) 801-3200

Applicant's Address:  
PDC Energy, Inc.  
ATTN: Josh Wagner  
1775 Sherman Street, Suite 3000  
Denver, CO 80203

VERIFICATION

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

Josh Wagner, of lawful age, being first duly sworn upon oath, deposes and says that he is a Senior Regional Landman for PDC Energy, Inc., and that he has read the foregoing Application and that the matters therein contained are true to the best of his knowledge, information and belief.

  
\_\_\_\_\_  
Josh Wagner  
Senior Regional Landman  
PDC Energy, Inc.

Subscribed and sworn to before me this 24<sup>th</sup> day of November 2015.

Witness my hand and official seal.

[SEAL] 

My commission expires: 3/5/2018

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

BEFORE THE OIL AND GAS CONSERVATION COMMISSION  
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IN THE MATTER OF THE APPLICATION OF  
PDC ENERGY, INC. FOR AN ORDER TO  
POOL ALL INTERESTS IN AN APPROXIMATE  
320-ACRE DESIGNATED HORIZONTAL  
WELLBORE SPACING UNIT FOR PORTIONS  
OF SECTIONS 28 AND 29, TOWNSHIP 5  
NORTH, RANGE 63 WEST, 6<sup>TH</sup> P.M., FOR THE  
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FIELD, WELD COUNTY, COLORADO

CAUSE NO. 407  
DOCKET NO.  
TYPE: POOLING

AFFIDAVIT OF MAILING

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

I, Zachary P. Sears of lawful age, and being first duly sworn upon my oath, state and declare that I am the attorney for PDC Energy, Inc., and that on or before the 1<sup>st</sup> day of December 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.

Zachary P. Sears  
Zachary P. Sears

Subscribed and sworn to before me this 25<sup>th</sup> day of November 2015.

Witness my hand and official seal.

[SEAL]

RACHEL FLEMING  
NOTARY PUBLIC  
STATE OF COLORADO  
NOTARY ID 20144025048  
MY COMMISSION EXPIRES JUNE 24, 2018

My commission expires: June 24, 2018

Rachel Fleming  
Notary Public

**Exhibit A**  
**FP – Trimar Farms 29Y-341**

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

James Robert Mondt, Trustee  
5170 Alta Court  
Clarkston, MI 48348

Holmes Eastern Company, LLC  
410 17th Street, Suite 1320  
Denver, CO 80202

Twyla Louise Jorgensen  
911 S. Hickory Street  
Sapulpa, OK 74066

Double Eagle Energy Rockies, LLC  
1401 Ballinger Street, Suite 203  
Fort Worth, TX 76102

Henry Karre  
P.O. Box 42  
Nunn, CO 80648

Bill Barrett Corporation  
1099 18<sup>th</sup> Street, Suite 2300  
Denver, CO 80202

Holly Ann King  
339 50th Avenue Place  
Greeley, CO 80634

Anadarko E&P Onshore LLC  
1099 18th Street, Suite 1800  
Denver, CO 80202

Jo Anne McCargar  
20427 MCR 3  
Wiggins, CO 80654

Nancy Colleen Baird  
P.O. Box 1634  
Weldon, CA 93283

Ervin L. and Patsy Mondt, JT  
4260 Beechwood Pl  
Riverside, CA 92506-1152

Dorothy Baldwin  
No Known Address

Jack F. Mondt  
No Known Address

Estate of Eva Pearl Humphrey  
No Known Address

William E. and Jo Ann Mondt, JT  
870 Falcon Ridge Ct.  
Eaton, CO 80615

Estate of Marjory J. Peterson  
1500 Center St., Apt. 601  
Rogers, AR 72756

Judy Ord  
1955 Highway 136  
Guide Rock, NE 68942

Estate of Rudolph Fredrich  
No Known Address

Herman G. and  
Dorothy Peterson, JT  
30584 WCR 380  
Kersey, CO 80644

Betty Hatfield  
P.O. Box 31  
Kersey, CO 80644

Randy Peterson  
616 Riversider Court  
Greeley, CO 80634

Larry Peterson  
15251 Weld County Road 86  
Pierce, CO 80650

Richard Peterson  
230 Dancer Road  
Arthur, NE 69121

Bill Peterson  
1604 N. Oak Street  
Burnett, TX 78611

Cody P. Peterson  
22971 County Road 53  
Kersey, CO 80644

Lance T. Peterson  
3554 Meadowlark Drive  
Casper, WY 82604

Travis W. Peterson  
3122 X Ave.  
Elberon, IW 52225

Troy S. Peterson  
P.O. Box 91  
Story, WY 82842

John Peterson  
616 Riversider Court  
Greeley, CO 80634

LeRoy D. Peterson  
43776 US Highway 34  
Orchard, CA 80649

Preston Henry Lee Karre Trust  
4012 Maverick Lane  
Evans, CO 80620

Lynn D. Redman  
3637 Olympic Blvd.  
Billings, MT 80202

Terry D. Redman  
621 17th Street, Suite 1520  
Denver, CO 80293

State of Colorado,  
Dept. Natural Resources  
1313 Sherman Street, Room 718  
Denver, CO 80203

Magnus Eugene Tappan  
1137 E. Racine Drive  
Casa Grande, AZ 85122

Twyla Anna Marie Karre Trust,  
Cache Bank and Trust, Trustee  
4601 West 20th Street  
Greeley, CO 80634

William Henry Peterson, Trustee  
WHP Mineral Trust  
1604 N. Oak Street  
Burnett, TX 78611