

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

IN THE MATTER OF THE APPLICATION OF  
GREAT WESTERN OPERATING COMPANY,  
LLC FOR AN ORDER TO POOL ALL  
INTERESTS IN AN APPROXIMATE 560-ACRE  
DESIGNATED HORIZONTAL WELLBORE  
SPACING UNIT FOR PORTIONS OF  
SECTIONS 26, 27 AND 28, TOWNSHIP 6  
NORTH, RANGE 67 WEST, 6<sup>TH</sup> P.M., FOR THE  
CODELL FORMATION, WATTENBERG FIELD,  
WELD COUNTY, COLORADO

CAUSE NO. 407  
DOCKET NO.  
TYPE: POOLING

**APPLICATION**

COMES NOW Great Western Operating Company, LLC (Operator No. 10110) ("Great Western" 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 560-acre Wellbore Spacing Unit, as defined below, for the drilling of the Kodak North FD 28-122HC Well (API No. Pending) ("Well"), for the development of the Codell Formation on the following described lands:

Township 6 North, Range 67 West, 6<sup>th</sup> P.M.

Section 26: NW $\frac{1}{4}$

Section 27: N $\frac{1}{2}$

Section 28: E $\frac{1}{2}$ NE $\frac{1}{4}$

560 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 February 19, 1992, the Commission entered Order No. 407-87 (amended August 20, 1993) which, among other things, established 80-acre drilling and spacing units for the production of oil, gas and associated hydrocarbons from the Codell-Niobrara Formation underlying certain lands, including the Application Lands, with the permitted well locations in accordance with the provisions of Order No. 407-1.

5. On April 28, 2014, the Commission entered Order No. 407-1025, which among other things, approves the request for an order to pool all interests in nine (9) approximate 320-acre designated wellbore spacing units, including portions of the Application Lands, for the development of the Codell and Niobrara Formations. Order No. 407-1025 does not affect this Application.

6. On March 2, 2015, the Commission entered Order No. 407-1238, which among other things, approves the request for an order to pool all interests in seven (7) designated wellbore spacing units, including portions of the Application Lands, for the development of the Codell and Niobrara Formations. Order No. 407-1238 does not affect this Application.

7. On July 20, 2015, the Commission entered Order No. 407-1401, which among other things, approves the request for an order to pool all interests in two (2) approximate 560-acre wellbore spacing units, including portions of the Application Lands, for the development of the Codell and Niobrara Formations. Order No. 407-1401 does not affect this Application.

8. Applicant designated the 560-acre Wellbore Spacing Unit for the production of oil, gas, and associated hydrocarbons from the Codell Formation pursuant to Rule 318A and notified the appropriate parties under Rule 318A.

9. 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 Codell Formation underlying the following approximate 560-acre Wellbore Spacing Unit:

Township 6 North, Range 67 West, 6<sup>th</sup> P.M.

Section 26: NW $\frac{1}{4}$

Section 27: N $\frac{1}{2}$

Section 28: E $\frac{1}{2}$ NE $\frac{1}{4}$

(throughout as "Wellbore Spacing Unit").

10. 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 Codell Formation on the Application Lands.

11. 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.

12. 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 Codell 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 Codell 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 Codell 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 Codell 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:

**GREAT WESTERN OPERATING COMPANY,  
LLC**

By: \_\_\_\_\_

*Zachary P. Sears*

Jamie L. Jost

Zachary P. Sears

Burleson LLP

Attorneys for Applicant

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Applicant's Address:

Great Western Operating Company, LLC

ATTN: Hal Writer

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

IN THE MATTER OF THE APPLICATION OF GREAT WESTERN OPERATING COMPANY, LLC FOR AN ORDER TO POOL ALL INTERESTS IN AN APPROXIMATE 560-ACRE DESIGNATED HORIZONTAL WELLBORE SPACING UNIT FOR PORTIONS OF SECTIONS 26, 27 AND 28, TOWNSHIP 6 NORTH, RANGE 67 WEST, 6<sup>TH</sup> P.M., FOR THE CODELL FORMATION, WATTENBERG FIELD, WELD COUNTY, COLORADO

CAUSE NO. 407

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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 Great Western Operating Company, LLC, and that on or before the 1st 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

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

Witness my hand and official seal.

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

[SEAL]

My commission expires: June 24, 2018

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

**Exhibit A**  
**FP – Kodak North FD 28-122HC**

Kevin Raley  
112 Whitney Bay  
Windsor, CO 80550

Garry E. Kohler and  
Angela M. Kohler  
204 Whitney Bay  
Windsor, CO 80550

Raymond J. Woodward and  
Amanda P. Woodward,  
as Co-Trustees of the  
Woodward Caminho Trust,  
u/a/d April 30, 2013  
216 Whitney Bay  
Windsor, CO 80550

Shaun E. Walton  
2943 Heather Ave.  
Kingman, Arizona 86401

Sharon S. Lindell  
308 Whitney Bay  
Windsor, CO 80550

Carin B. Risinger and  
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328 Whitney Bay  
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Jennie Shih Chow  
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Richard Bornhoft  
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217 Whitney Bay  
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Marsha K. Coberly  
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Crystal C. Slade  
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Cornerstone Baptist Church  
of Windsor  
1200 Cornerstone Dr.  
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Cole Douglas Gorton and  
Jami Elaine Schell  
125 Rock Bridge Drive  
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Annamarie Therrien  
413 Whitney Harbor  
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Kerr-McGee Oil & Gas Onshore LP  
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for the life of Wilma Romero,  
then to Philipe Romero and  
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Susan Marleen Anderson, Trustee  
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January 18, 2013,  
Bridgett M. Niday, Trustee  
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