

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 VACATING ORDER)
NO. 112-280 WHICH POOLED ALL)
INTERESTS WITHIN AN ESTABLISHED)
APPROXIMATE 363-ACRE DRILLING)
AND SPACING UNIT FOR THE)
FRUITLAND COAL SEAMS COVERING)
CERTAIN LANDS IN SECTIONS 6U AND)
7U, TOWNSHIP 34 NORTH, RANGE 6)
WEST, N.M.P.M. (S.U.L.), LA PLATA)
COUNTY, COLORADO.)

Cause No. 112
Docket No. 180900629
Type: POOLING

APPLICATION

Catamount Energy Partners LLC, Operator No. 10464, ("Catamount" or "Applicant"), by 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 vacating Order No. 112-280, which pooled all interests and approved cost recovery pursuant to Section 34-60-116, C.R.S., against all nonconsenting interests in the Morales 34-6-6U #2 well (API No. 05-067-09991) within the established approximate 363-acre drilling and spacing unit covering Lots 1 and 2 of Section 6U and the E/2 of Section 7U, Township 34 North, Range 6 West, N.M.P.M. (S.U.L.), La Plata County, Colorado for the development and production from the Fruitland Coal seams. In support thereof, Applicant states as follows:

1. Applicant is a limited liability company duly authorized to conduct business in the State of Colorado and is an operator in good standing with the Commission.
2. Applicant owns leasehold interests in the following lands ("Application Lands") and therefore has standing to file this application:

Township 34 North, Range 6 West, N.M.P.M. (S.U.L.)
Section 6U: Lots 1 and 2
Section 7U: E/2

La Plata County, Colorado.

A reference map of the Application Lands is attached hereto.

3. On June 17, 1988, the Commission issued Order No. 112-60, which established 320-acre drilling and spacing units for production of gas from the Fruitland coal seams, with the permitted well to be located no closer than 990 feet from any outer boundary of the unit, nor closer than 130 feet from any interior quarter section line. The Application Lands are subject to this Order.

4. On December 9, 2008, the Commission issued Order No. 112-215, which allowed up to four (4) wells to be drilled in each 320-acre drilling and spacing unit subject to the Order for the production of gas from the Fruitland coal seams, with the permitted wells to be located no closer than six hundred sixty (660) feet from the unit boundary, with no interior section line setback. The Order further requires that the wells drilled pursuant to this Order must comply with the provisions of the MOU between BP America Production Company and La Plata County. The Application Lands are subject to this Order.

5. On December 14, 2015, the Commission issued Order No. 112-246, which pooled all interests in the Application Lands for the development and operation of the Fruitland Coal seams, effective as of the date of the Application, for the drilling of the Morales 34-6-7 #1 well (API No. 05-067-09972) and subjected all nonconsenting interests to the cost recovery provisions of Section 34-60-116(7), C.R.S.

6. On May 8, 2016, pursuant to Order Nos. 112-215 and 112-246, Catamount spud the Morales 34-6-7 #1 well to produce gas and associated substances from the Fruitland Coal seams underlying the Application Lands.

7. Pursuant to Order No. 112-215, Catamount planned to drill and complete the Morales 34-6-6U #2 well (API No. 05-067-09991), with an anticipated spud date in December 2017, within the Application Lands to produce gas and associated substances from the Fruitland Coal seams. Catamount has not, however, drilled the Morales 34-6-6U #2 well.

8. On March 19, 2018, the Commission entered Order No. 112-280, which pooled all interests in the Application Lands in the Morales 34-6-6U #2 well for the development and operation of the Fruitland Coal Seams and was 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 Morales 34-6-6U #2 well. The order further subjected the following two non-consenting parties to cost-recovery provisions of Section 34-60-116, C.R.S:

BP America Production Company
737 N. Eldridge Parkway
Houston, TX 77079

Arnold Peterson
1822 42nd Avenue
Capitola, CA 95010

9. Following entry of Order No. 112-280, Catamount and BP America Production Company, a working interest owner within the Application Lands, have been cooperatively working to develop the Application Lands. As part of their agreed upon development plans, Catamount has withdrawn both its proposal to drill and its approved Application for Permit to Drill the Morales 34-6-6U #2 well and therefore requests that the Commission vacate Order No. 112-280.

10. The granting of this Application is 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 that were pooled under Order No. 112-280, 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).

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. Vacating Order No. 112-280, which pooled all interests in the Application Lands in the Morales 34-6-6U #2 well for the development and operation of the Fruitland Coal seams.

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

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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 21st day of June, 2018

Respectfully submitted,

WELBORN SULLIVAN MECK & TOOLEY, P.C.

By: _____


Joseph C. Pierzchala
Geoffrey W. Storm
Welborn Sullivan Meck & Tooley, P.C.
Attorney for Applicant
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Denver, CO 80202
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jpierzchala@wsmtlaw.com
gstorm@wsmtlaw.com

Applicant's Address:

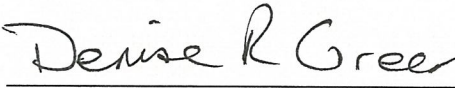
1801 Broadway, Suite 1000
Denver, CO 80202
Attn: Denise Greer, Landman
Phone: 720-484-2351

VERIFICATION

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

Denise R Greer, Senior Landman with Catamount Energy Partners LLC, upon oath deposes and says that she has read the foregoing Application and that the statements contained therein are true to the best of her knowledge, information and belief.

CATAMOUNT ENERGY PARTNERS LLC




Denise Greer, Landman

Subscribed and sworn to before me this 19th day of June, 2018 by Denise R. Greer, Senior Landman for Catamount Energy Partners LLC.

Witness my hand and official seal.

COLLEEN ANNE MCNEIL
Notary Public
State of Colorado
Notary ID # 20184023349
My Commission Expires 06-04-2022



Notary Public

Exhibit A

Addresses for the E/2 of Sections 7U and Lots 1 and 2 of Section 6U 34N-6W

Mineral Owners:

BP America Production Company
737 N Eldridge Parkway
Houston, TX 77079

Joel Lee Krueger and Margaret S. Krueger
259 Crowbar Creek Road
Bayfield, CO 81122

John W. Shaffer and Virginia E. Shaffer, in Joint Tenancy
150 South Camino Seco, #108
Tucson, AZ 85710

Edward L Hickman and Lois E. Hickman
14 East South Street
Bayfield, CO 81122

Robert G. Rhodes Trust
P.O. Box 671
Bayfield, CO 81122

William L. Hernstadt Trust, U/A/D March 16, 1950
Deutsche Bank Trust Co, NA, Trustee
P O Box 551697 M/S JCK 01-231
Jacksonville, FL 32255

Wm. W. McClure, Jr.
c/o First National Bank & Trust
P O Box 1
Tulsa, OK 74193

Lucy G. Moses Trust
Felix A. Fishman and Henry Schneider, & Deutsche Bank, Trustees
60 Wall Street
New York, NY 10005

Henry L. Moses Trust
Felix A. Fishman and Henry Schneider, & Deutsche Bank, Trustees
60 Wall Street
New York, NY 10005

Kirk M. Oglesby, Trustee under Trust Agreement dated 6/26/1980
1250 East 3rd Avenue
Broomfield, CO 80020

Paul L. Sisk and Helen I. Sisk Charitable Trust
Charles W. Harris, Ruth Sowards and Alva Jo Eaton, Trustees
5319 South Lewis Avenue, Suite 207
Tulsa, OK 74105

Diane Mahler Hale Trust
Diane Mahler Hale, Donald Scott Thorp, and James Michael Thorp, Trustees
7122 South Sheridan Road, Suite 2-554
Tulsa, OK 74133

Ellisa Loendorf
2718 South Oxford Drive
Stillwater, OK 74074

Jan Tiura
PO Box 301
Moss Beach, CA 94038

Richard Pellaccini
8053 Washington Avenue
Sebastopol, CA 95472

Shriner's Hospital for Crippled Children
2900 Rocky Point Drive
Tampa, FL 33607

Christian Science Church
210 Massachusetts Avenue
Boston, MA 02115

Father Flanagan's Boys Town
14100 Crawford Street
Boys Town, NE 68010

**Estate of L. H. Gezzale
c/o Susan Jane Martin**
3270 Gaddy Lane
Kelseyville, CA 95451

State of Colorado
1127 Sherman Street, Suite 300
Denver, CO 80203

**United States of America
Department of the Interior
Bureau of Land Management**
Attn: Patrick Gallagher
2850 Youngfield Street
Lakewood, CO 80215

PEC Minerals LP
14860 Montfort Drive, Suite 209
Dallas, TX 75254

Elizabeth Purdy
815 Loomis Street, # 2
Winfield, KS, 67156

Rosemary Archuleta-Trujillo Trust
1512 Zuni Drive
Farmington, NM 87401

Ulrey Family Trust
4614 47th Street
San Diego, CA 92115

Douglas Cameron McLeod
600 Grant Street, Suite 850
Denver, CO 80203

Betty A. Pennington
48255 East 88th Avenue
Bennett, CO 80102

Lottie May Merritt
207 Summer Place
Mount Juliet, TN 37122

Helen Marie Doxstater
8369 Beethoven Drive
Buena Park, CA 90621

Charlie Ward White
256 Maple Street
Madison, TN 37115

Juanita Joyce Brodie
PO Box 1473
White Horse, TN 37188

Cecil William Endeman
PO Box 161252
Austin, TX 78716

Carolyn Lorraine Sells
4835 Stewarts Ferry Pike
Mount Juliet, TN 37122

Jack, Lyon & Jones, PA
3400 TCBY Tower
425 W. Capitol Avenue
Little Rock, AR 72201

Clarence Giacomini
PO Box 113
Point Area, CA 95468

Wayne Giacomini
9881 Mobile Street
Commerce City, CO 80022

Dale Giacomini
2661 Road E
Redwood Valley, CA 95470

Delores and Charles Ledford
PO Box 94
Point Area, CA 95468

Ramona and Jack Vincent
2315 Squire Lane
Santa Rosa, CA 95404

Kendra Jauregui
15 Bulrush Court
American Canyon, CA 94503

**Jennifer Palmer, a/k/a Jennifer Marie
Saunders**
5017 McCloskey Court
Santa Rosa, CA 95409

Darla Doxstater
919 N Moro Lane
Anaheim, CA 92801

Yong Cha Van Straten
2922 Winchester Way
Rancho Cordova, CA 95670

Daryl Doxstater
18863 N 7th Dr
Glendale, AZ 85308

Ronald Bryant -Doxstater
P O Box 10054
Santa Ana, CA 92711

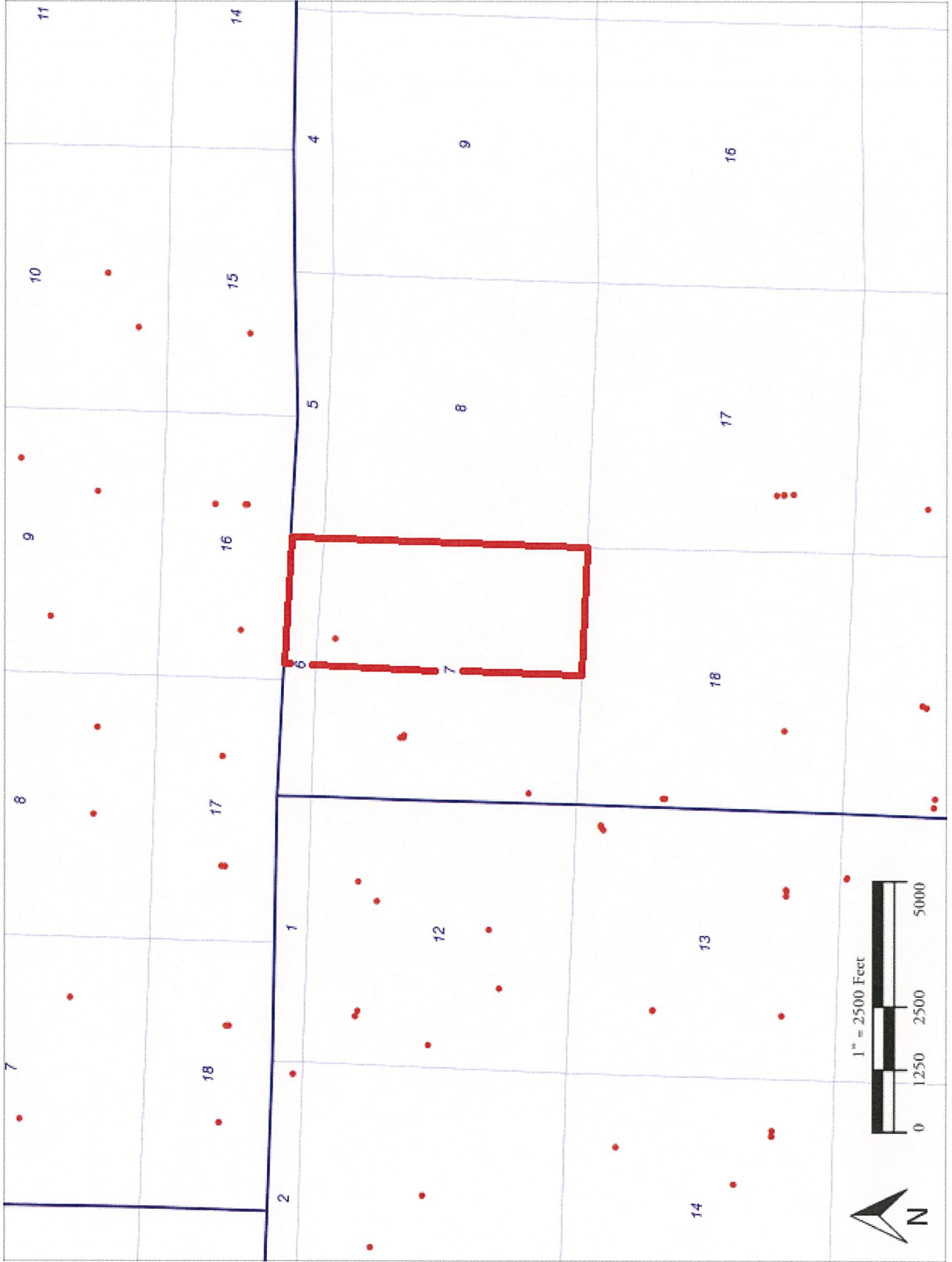
Kevin Doxstater
P O Box 640212
Bryce, UT 84764

Leasehold Interest Owners

BP America Production Company
737 N Eldridge Parkway
Houston, TX 77079

Catamount Energy Partners LLC
1801 Broadway, Suite 1000
Denver, CO 80202

Map of Application Lands: Sec. 6 Lots 1 & 2, Sec. 7 E/2, T34N, R6W, NMPM (SUL)



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AN ORDER VACATING ORDER NO. 112-280)	Docket No. 180900629
WHICH POOLED ALL INTERESTS WITHIN)	
AN ESTABLISHED APPROXIMATE 363-ACRE)	Type: POOLING
DRILLING AND SPACING UNIT FOR THE)	
FRUITLAND COAL SEAMS COVERING)	
CERTAIN LANDS IN SECTIONS 6U AND 7U,)	
TOWNSHIP 34 NORTH, RANGE 6 WEST,)	
N.M.P.M. (S.U.L.), LA PLATA COUNTY,)	
COLORADO.)	

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:

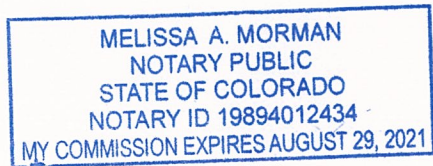
That I am the attorney for Catamount Energy Partners LLC and that on or before June 27, 2018, I caused a copy of the attached Application to be deposited in the United States mail, postage prepaid, addressed to the parties listed on Exhibit A to the Application.

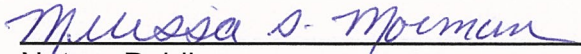


 Joseph C. Pierzchala

Subscribed and sworn to before me June 29, 2018.

Witness my hand and official seal.





 Notary Public
 My commission expires: 8/29/2021