

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

IN THE MATTER OF THE PROMULGATION AND) CAUSE NO. 407
ESTABLISHMENT OF FIELD RULES TO GOVERN)
OPERATIONS FOR THE NIOBRARA FORMATION,) DOCKET NO. 170300127
WATTENBERG FIELD, WELD COUNTY,)
COLORADO) TYPE: POOLING

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

APPLICATION LANDS

Township 6 North, Range 62 West, 6th P.M.
Section 10: S $\frac{1}{2}$ S $\frac{1}{2}$
Section 11: S $\frac{1}{2}$ SW $\frac{1}{4}$
Section 14: N $\frac{1}{2}$ NW $\frac{1}{4}$
Section 15: N $\frac{1}{2}$ N $\frac{1}{2}$

APPLICATION

On or before January 19, 2017, Bill Barrett Corporation ("BBC" or "Applicant") filed a verified application pursuant to §34-60-116, C.R.S., for an order:

1) Pooling all interests in an approximate 480-acre designated horizontal Wellbore Spacing Unit on the Application Lands for the development of the Will Trust 6-62-10-6462B2B Well (API No. 05-123-44133) in the Niobrara Formation.

2) 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 Will Trust 6-62-10-6462B2B Well in the Wellbore Spacing Unit for the development and operation of the Niobrara Formation on the Application Lands.

3) Providing that the interests of any owners with whom the Applicant has been unable to secure an 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 Will Trust 6-62-10-6462B2B Well drilled to develop and operate the Niobrara Formation in the 480-acre Wellbore Spacing Unit comprising the Application Lands.

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

APPLICABLE ORDERS AND RULES

(available online at: <http://cogcc.state.co.us>, under "Regulation," then select "Orders" or "Rules")

- On April 27, 1998, the Commission adopted Rule 318A, the Greater Wattenberg Area Special Well Location, Spacing and Unit Designation Rule. The Application Lands are subject to this Rule for the Niobrara and Codell Formations.
- On February 22, 2011 (corrected April 4, 2013), the Commission entered Order Nos. 407-779 and 535-4 which, among other things, established 74 approximate 640-acre drilling and spacing units for certain lands in Townships 4, 5 and 6 North, Ranges 61 and 62, 6th P.M., and allowed one horizontal well in each unit, with the treated interval of the permitted wellbore to be located no closer than 460 feet from the boundaries of the proposed unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation. These orders include portions of the Application Lands but do not affect this Application.
- On June 27, 2011, the Commission entered Order No. 535-50 which, among other things, pooled all nonconsenting interests in the approximate 640-acre drilling and spacing unit established for Section 15, Township 6 North, Range 62 West, 6th P.M., for the development and operation of the Niobrara Formation. This order includes portions of the Application Lands but does not affect this Application.
- On June 17, 2013, the Commission entered Order Nos. 407-811 and 535-360 which, among other things, pooled all interests in an approximate 640-acre drilling and spacing unit established for Section 14, Township 6 North, Range 62 West, 6th P.M., to accommodate the Dutch Lake 12-14H Well, for the development and operation of the Niobrara Formation. These orders include portions of the Application Lands but do not affect this Application.
- On July 29, 2013, the Commission entered Order Nos. 407-822 and 535-382 which, among other things, 1) approved an additional seven horizontal wells, for a total of up to eight horizontal wells, within an approximate 640-acre drilling and spacing unit established for Section 10, Township 6 North, Range 62 West, 6th P.M., for the production of oil, gas, and associated hydrocarbons from the Niobrara Formation, and 2) established an approximate 640-acre drilling and spacing unit, and approved up to four horizontal wells within the unit, for the production of oil, gas, and associated hydrocarbons from the Codell Formation. These orders include portions of the Application Lands but do not affect this Application.
- On October 28, 2013, the Commission entered Order No. 407-879 which, among other things, 1) approved an additional seven horizontal wells, for a total of up to

eight horizontal wells, within an approximate 640-acre drilling and spacing unit established for Section 14, Township 6 North, Range 62 West, 6th P.M., for the production of oil, gas, and associated hydrocarbons from the Niobrara Formation, and 2) established an approximate 640-acre drilling and spacing unit, and approve one horizontal well within the unit, for the production of oil, gas, and associated hydrocarbons from the Codell Formation. This order includes portions of the Application Lands but does not affect this Application.

- On January 27, 2014, the Commission entered Order No. 407-915 which, among other things, pooled all interests within an approximate 640-acre drilling and spacing unit established for Section 10, Township 6 North, Range 62 West, 6th P.M. to accommodate the Dutch Lake #08-10H Well, for the development and operation of the Niobrara Formation. This order includes portions of the Application Lands but does not affect this Application.
- On March 17, 2014, the Commission entered Order No. 407-943 which, among other things, 1) maintained two approximate 640-acre drilling and spacing units established by Order Nos. 407-779 and 535-4 for Sections 11 and 14, Township 6 North, Range 62 West, 6th P.M., for existing wells completed to the Niobrara Formation; 2) vacated Order No. 407-879; 3) established an approximate 1,280-acre drilling and spacing unit and approve a total of up to 16 horizontal wells within the unit for the production of oil, gas and associated hydrocarbons from the Niobrara Formation; and 4) established an approximate 1,280-acre drilling and spacing unit and approve a total of up to four horizontal wells within the unit, for the production of oil, gas and associated hydrocarbons from the Codell Formation. This order includes portions of the Application Lands but does not affect this Application.
- On March 17, 2014, the Commission entered Order No. 407-946 which, among other things, 1) maintained two approximate 640-acre drilling and spacing units established for Sections 15 and 22, Township 6 North, Range 62 West, 6th P.M., for existing wells completed to the Niobrara Formation; 2) vacated Order No. 407-901 (which applied to Section 22, Township 6 North, Range 62 West, 6th P.M.); 3) established an approximate 1,280-acre drilling and spacing unit and approve a total of up to 16 horizontal wells within the unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation; and 4) established an approximate 1,280-acre drilling and spacing unit and approve a total of up to four horizontal wells within the unit, for the production of oil, gas and associated hydrocarbons from the Codell Formation. This order includes portions of the Application Lands but does not affect this Application.
- On July 20, 2015, the Commission entered Order No. 407-1323 which, among other things, pooled all interests within an approximate 1280-acre drilling and spacing unit established for Sections 15 and 22, Township 6 North, Range 62 West, 6th P.M.,

and to subject any nonconsenting interests to the cost recovery provisions of §34-60-116(7), C.R.S. for the Will 6-62-15-0362AH2 Well, for the development and operation of the Codell and Niobrara Formations. This order includes portions of the Application Lands but does not affect this Application.

- On July 20, 2015, the Commission entered Order No. 407-1391 which, among other things, pooled all interests within two approximate 640-acre designated wellbore spacing units established for certain portions of Sections 15, 16, 21 and 22, Township 6 North, Range 62 West, 6th P.M., and to subject any nonconsenting interests to the cost recovery provisions of §34-60-116(7), C.R.S., for the drilling of the Will 6-62-15-0164BH2 Well (WSU No. 1) and the Will 6-62-15-0164C2B Well (WSU No. 2) for the development and operation of the Niobrara Formation. Order No. 407-1391 is a wellbore-specific order and does not affect this Application. This order includes portions of the Application Lands but does not affect this Application.
- On October 26, 2015, the Commission entered Order No. 407-1457 which, among other things, 1) maintained the approximate 640-acre drilling and spacing units established by Order Nos. 407-779 and 535-4, for Sections 10, 11 and 14, Township 6 North, Range 62 West, 6th P.M., for existing production of oil, gas and associated hydrocarbons from the Niobrara Formation, but only until such time as the unconventional resource unit is pooled by Commission Order; 2) maintained Order Nos. 407-811 and 535-360, which pooled all interests in an approximate 640-acre drilling and spacing unit established for Section 14, Township 6 North, Range 62 West, 6th P.M., to accommodate the Dutch Lake 12-14H Well, for the development and operation of the Niobrara Formation, but only until such time as the unconventional resource unit is pooled by Commission Order; 3) vacated Order Nos. 407-822 and 535-382; 4) maintained Order No. 407-915 which pooled all interests within an approximate 640-acre drilling and spacing unit established for Section 10, Township 6 North, Range 62 West, 6th P.M., to accommodate the Dutch Lake #08-10H, for the development and operation of the Niobrara Formation, but only until such time as the unconventional resource unit is pooled by Commission Order; 5) maintained an approximate 1,280-acre drilling and spacing unit established by Order No. 407-943 for Sections 11 and 14, Township 6 North, Range 62 West, 6th P.M., for existing production of oil, gas and associated hydrocarbons from the Niobrara Formation, but only until such time as the unconventional resource unit is pooled by Commission Order; 6) vacated an approximate 1,280-acre drilling and spacing unit established by Order No. 407-943 for Sections 11 and 14, Township 6 North, Range 62 West, 6th P.M., for the production of oil, gas, and associated hydrocarbons from the Codell Formation; and 7) established an approximate 1,920-acre unconventional resource unit for Sections 10, 11 and 14, Township 6 North, Range 62 West, 6th P.M., for the production of oil, gas and associated hydrocarbons from the Codell and Niobrara Formations. This order includes portions of the Application Lands but does not affect this Application.

- On June 6, 2016, the Commission entered Order No. 407-1701 which, among other things, pooled all interests in an approximate 1,920-acre unconventional resource unit established by Order No. 407-1457 for Sections 10, 11 and 14, Township 6 North, Range 62 West, 6th P.M., and subjected the nonconsenting parties to the cost recovery provisions of §34-60-116(7), C.R.S. effective as of the earlier of the date of the Application or the date the costs specified in §34-60-116(7)(b), C.R.S. were first incurred for the drilling of the Ruh 6-62-11-0758B2 Well, Ruh 6-62-11-0659A2 Well, Ruh 6-62-11-0659B2 Well, and Ruh 6-62-11-0560A2 Well (collectively, the “Ruh Wells”), for development and operation of the Codell and Niobrara Formations. This order includes portions of the Application Lands but does not affect this Application.

NOTICE IS HEREBY GIVEN, pursuant to §§ 34-60-101 to -130, C.R.S. and the Commission’s Rules of Practice and Procedure, 2 CCR 404-1, that the Commission has scheduled this matter for hearing on:

Date: March 20-21, 2017

Time: 9:00 a.m.

Place: The Larimer County Conference Center at The Ranch
 First National Bank Building
 5280 Arena Circle
 Loveland, CO 80538

Additional information about the hearing on this Application will be in the Commission’s Agenda, which is posted on the Commission website approximately 3 days before the hearing.

In accordance with the Americans with Disabilities Act, if any party requires special accommodations as a result of a disability for this hearing, please contact Margaret Humecki at (303) 894-2100 ext. 5139, prior to the hearing and arrangements will be made.

At hearing, the Commission will consider the Application and enter an order pursuant to its authority under the statute. **Any interested party desiring to protest or intervene should file with the Commission a written protest or intervention in accordance with Rule 509, no later than March 6, 2017.** Such interested party shall, at the same time, serve a copy of the protest or intervention to the person filing the application. One electronic (cogcc.hearings_unit@state.co.us), one original and two copies shall be filed with the Commission. **Anyone who files a protest or intervention must be able to participate in a prehearing conference during the week of March 6, 2017.** Pursuant to Rule 511, if the matter is uncontested, it may be approved without a hearing.

OIL AND GAS CONSERVATION COMMISSION
 OF THE STATE OF COLORADO

By *Peter J. Bowen*
 for Julie Murphy, Secretary

Dated: February 6, 2017

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