

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 CODELL-NIOBRARA) DOCKET NO. 170600327
FORMATION, WATTENBERG FIELD, WELD)
COUNTY, COLORADO) TYPE: POOLING

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

APPLICATION LANDS

Township 3 North, Range 68 West, 6th P.M.
Section 8: All

APPLICATION

On April 13, 2017, Incline Niobrara Partners, LP, ("Incline" or "Applicant") filed a verified application pursuant to §34-60-116, C.R.S., for an order to:

- 1) Modify Order No. 407-1547 which pooled all interests in an approximate 640-acre drilling and spacing unit for the Application Lands, for the development and operation of the Codell-Niobrara Formation and subjected any nonconsenting parties to the cost recovery provisions of §34-60-116(7), C.R.S., for the drilling of the Wells, to exclude Incline as a nonconsenting interest owner within the unit; and
- 2) Deem any Rule 530 election notices as stale and require the operator to reissue election notices.

APPLICABLE RULES AND ORDERS

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

- On April 27, 1998, the Commission adopted Rule 318A, the Greater Wattenberg Area Special Well Location, Spacing and Unit Designation Rule. Section 8, Township 3 North, Range 68 West, 6th P.M. is subject to this Rule for the Niobrara and Codell Formations.
- On December 19, 1983 (amended March 29, 2000), the Commission entered Order No. 407-1 which, among other things, established 80-acre drilling and spacing units for the production of oil, gas and associated hydrocarbons from the Codell Formation, with the unit to be designated by the operator drilling the first well in the quarter section. The permitted well shall be located in the center of either 40-acre tract within the unit with a tolerance of 200 feet in any direction. The operator shall have the option to drill an additional well on the undrilled 40-acre tract in each 80-acre drilling and spacing

unit. Section 8, Township 3 North, Range 68 West, 6th P.M. is subject to this Order for the Codell Formation.

- On February 19, 1992 (amended August 20, 1993), the Commission entered Order No. 407-87 which, among other things, established 80-acre drilling and spacing units for the production of oil, gas and associated hydrocarbons from the Codell and Niobrara Formations, with the permitted well locations in accordance with the provisions of Order No. 407-1. Section 8, Township 3 North, Range 68 West, 6th P.M. is subject to this Order for the Codell and Niobrara Formations.
- On December 8, 2015, the Commission entered Order No. 407-1547 which among other things, established an approximate 640-acre drilling and spacing unit for the Application Lands, and approved a total of up to nineteen horizontal wells within the unit, for the production of oil, gas and associated hydrocarbons from the Codell-Niobrara Formation, and pooled all interests within the approximate 640-acre drilling and spacing unit, for the development and operation of the Codell-Niobrara Formation.

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: June 12-13, 2017
Time: 9:00 a.m.
Place: Rio Blanco County Courthouse
555 Main Street
Meeker, CO 81641

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 May 26, 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 May 26, 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 Gowen, Acting Secretary

Dated: May 8, 2017

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