

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

IN THE MATTER OF THE PROMULGATION AND ) CAUSE NO. 535  
ESTABLISHMENT OF FIELD RULES TO GOVERN )  
OPERATIONS FOR THE NIOBRARA FORMATION, ) DOCKET NO. 170600336  
UNNAMED FIELD, ARAPAHOE COUNTY, COLORADO )  
) TYPE: POOLING  
)

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

APPLICATION LANDS

Township 4 South, Range 64 West, 6<sup>th</sup> P.M.

Section 7: All

Section 8: All

APPLICATION

On April 13, 2017, ConocoPhillips Company (Operator No. 19160) ("COPC" or "Applicant"), filed a verified application pursuant to §34-60-116, C.R.S. for an order to:

- 1) Pool all interests in the Application Lands underlying an approximate 1,280-acre drilling and spacing unit established for the Application Lands, for the development and operation of the Niobrara Formation; and
- 2) Subject any non-consenting interests 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 that any of the costs specified in §34-60-116(7)(b), C.R.S., are first incurred for the drilling of the Tiberius 4-64 8-7 4CH well (API No. 05-005-07231)("Well").

APPLICABLE ORDERS AND RULES

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

- On October 31, 2011, the Commission entered Order No. 535-97, which established 25 approximate 640-acre drilling and spacing units for certain lands located in Townships 4 and 5 South, Ranges 64 and 65 West, and approved up to two horizontal wells within each unit, with surface locations being located anywhere within the unit or surrounding lands but the lateral of such well may not enter the Niobrara Formation any closer than 300 feet from the section line, with the treated interval of the permitted wellbore to be located no closer than 460 feet from the boundary of the unit and no closer than 920 feet from the treated interval of any other well in the unit producing from the Niobrara Formation, without exception being granted by the Director, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.
- On December 12, 2011, the Commission entered Order No. 535-100, which granted a

well location exception to the requirements of Commission Rule 318.a. for certain lands located in Township 4 South, Ranges 64 and 65 West, providing that the surface location for each horizontal well drilled within a given section of said lands may be located anywhere within the section or on adjoining lands with appropriate surface owner approval, the lateral of a given horizontal well may enter the Niobrara Formation no closer than 300 feet from the section line, the treated interval within the Niobrara Formation may be located not closer than 460 feet from the section line, and the distance between the treated interval of Niobrara wells within the Application Lands shall not be less than 920 feet; for the production of oil, gas, and other hydrocarbons from the Niobrara Formation.

- On December 15, 2014, the Commission entered Order No. 535-616 which, among other things, pooled all interests within an approximate 640-acre exploratory drilling and spacing unit established for Section 8, Township 4 South, Range 64 West, 6<sup>th</sup> P.M., and subjected any nonconsenting interests to the cost recovery provisions of §34-60-116(7), C.R.S. for the Tiberius 4-64 8 1H Well, for the development and operation of the Niobrara Formation. Order No. 535-616 includes portions of the Application Lands but does not affect this Application.
- On December 15, 2014, the Commission entered Order No. 535-613, which modified Order No. 535-97 to allow for the lateral of a given horizontal well to enter the Niobrara Formation anywhere within the approximate 640-acre drilling and spacing unit for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.
- On December 12, 2016, the Commission entered Order No. 535-753 which, among other things, 1) vacated an approximate 640-acre drilling and spacing unit established by Order No. 535-97 for Section 8, Township 4 South, Range 64 West, 6<sup>th</sup> P.M., for the production of oil, gas and associated hydrocarbons from the Niobrara Formation; 2) vacated Order No. 535-613; and 3) established an approximate 1280-acre drilling and spacing unit for Sections 7 and 8, Township 4 South, Range 64 West, 6<sup>th</sup> P.M., and approved up to one horizontal well within the unit, for the production of oil, gas, and associated hydrocarbons from the 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

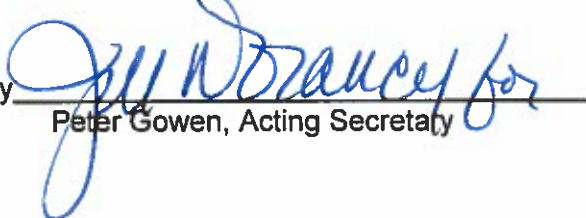
Additional information about the hearing on this Application will be in the Commission's Agenda, which is posted on the Commission website approximately 3 days before the hearing.

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  for  
Peter Gowen, Acting Secretary

Dated: May 2, 2017

Colorado Oil and Gas Conservation Commission  
1120 Lincoln Street, Suite 801  
Denver, Colorado 80203  
Website: <http://cogcc.state.co.us>  
Phone: (303) 894-2100  
Fax: (303) 894-2109

Attorneys for COPC:  
Jamie L. Jost  
Kelsey H. Wasylenky  
Jost Energy Law, P.C.  
1401 17<sup>th</sup> Street, Suite 370  
Denver, Colorado 80203  
(720) 446-5620  
[jjost@jostenergylaw.com](mailto:jjost@jostenergylaw.com)  
[kwasylenky@jostenergylaw.com](mailto:kwasylenky@jostenergylaw.com)