

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 AND	)	DOCKET NO. 170900600
NIOBRARA FORMATIONS, 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, 6<sup>th</sup> P.M.  
Section 32: All

On July 13, 2017, Cub Creek Energy, LLC (Operator No. 10542) ("Cub Creek" or "Applicant"), filed a verified application ("Application") pursuant to §34-60-116, C.R.S., for an order to:

1) Pool all interests in an approximate 640-acre drilling and spacing unit established for the Application Lands, for development and operation of the Codell and Niobrara Formations, with the pooling order effective as of the date of the Application.

2) 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 certain authorized wells, for production of oil, gas and associated hydrocarbons from the Codell-Niobrara Formation, having been pooled by operation of statute, pursuant to §34-60-116(6) & (7), C.R.S., are made subject to cost recovery and risk penalties provided therein, for the drilling and operation of 16 horizontal wells within the Application Lands (the "Pietrzak Wells"):

<i>Well Name / Number</i>	<i>API No.</i>	<i>Target Formation</i>
Pietrzak 3	Pending	Niobrara
Pietrzak 4	Pending	Niobrara
Pietrzak 5	Pending	Codell
Pietrzak 6	Pending	Niobrara
Pietrzak 7	Pending	Niobrara
Pietrzak 8	Pending	Codell
Pietrzak 9	Pending	Niobrara
Pietrzak 10	Pending	Niobrara
Pietrzak 15	Pending	Niobrara
Pietrzak 16	Pending	Niobrara

Pietrzak 17	Pending	Codell
Pietrzak 18	Pending	Niobrara
Pietrzak 19	Pending	Niobrara
Pietrzak 20	Pending	Codell
Pietrzak 21	Pending	Niobrara
Pietrzak 22	Pending	Niobrara

**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. 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 Cretaceous Age Formations from the base of the Dakota Formation to the surface. Rule 318A. supersedes all prior Commission drilling and spacing orders affecting well location and density requirements of Greater Wattenberg Area wells. On December 5, 2005, Rule 318A. was amended, among other things, 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, among other things, to address drilling of horizontal wells. The Application Lands are subject to Rule 318A. for the Codell and Niobrara Formations.
- On or about May 1, 2017, the Commission issued Order No. 407-1958 which, among other things, established an approximate 640-acre drilling and spacing unit for the Application Lands, and authorized the drilling of 20 horizontal wells within the unit, for the production of oil, gas and associated hydrocarbons from the Codell and Niobrara Formations (with 14 wells for the Niobrara Formation and 6 wells from the Codell 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: September 11-12, 2017

Time: 9:00 a.m.

Place: Durango Public Library  
Program Room #2  
1900 E 3rd Avenue  
Durango, CO 81301

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 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 accommodations 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 desired to protest or intervention should file with the Commission a written protest or intervention in accordance with Rule 509. no later than August 28, 2017.** Such interested party shall, at the same time, serve a copy of the protest of 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 August 28, 2017.** Pursuant to Rule 511., if the matter is contested, it may be approved without a hearing.

OIL AND GAS CONSERVATION COMMISSION OF  
THE STATE OF COLORADO

By:   
James P. Rouse, Acting Secretary

Dated: August 1, 2017

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

Attorneys for Applicant:  
Robert A. Willis  
The Shanor Group LLC  
600 Seventeenth Street, Suite 2800  
Denver, CO 80202  
Phone: (303) 995-5120  
[rwillis@shanorgroup.com](mailto:rwillis@shanorgroup.com)