

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. 180900632
UNNAMED FIELD, ARAPAHOE COUNTY,)
COLORADO) TYPE: SPACING

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

APPLICATION LANDS

Township 4 South, Range 65 West, 6th P.M.

Section 1: All

Section 2: All

Township 4 South, Range 64 West, 6th P.M.

Section 6: All

APPLICATION

On June 21, 2018, ConocoPhillips Company (Operator No. 19160) and its wholly owned subsidiary Burlington Resources Oil & Gas LP (Operator No. 26580) (together, "COPC" or "Applicant"), filed a verified application pursuant to §34-60-116, C.R.S. for an order to:

1) Maintain an approximate 1,280-acre drilling and spacing unit established by Order No. 535-461 for Sections 1 and 2, Township 4 South, Range 65 West, 6th P.M. for the purposes of payment of proceeds from the Prosper Farms 4-65 2-1 #4AH Well (API No. 05-005-07249) and the Prosper Farms 4-65 2-1 #4CH Well (API No. 05-005-07250).

2) Vacate Order No. 535-486.

3) Vacate Order No. 535-685.

4) Maintain Order No. 535-767, which pooled all interests within the approximate 1,280-acre drilling and spacing unit established by Order No. 535-461 for Sections 1 and 2, Township 4 South, Range 65 West, 6th P.M. for the purposes of payment of proceeds from the Prosper Farms 4-65 2-1 #4AH Well (API No. 05-005-07249) and the Prosper Farms 4-65 2-1 #4CH Well (API No. 05-005-07250);

5) Maintain Order No. 535-790 for the purposes of payment of proceeds from the Prosper Farms 4-65 2-1 #4AH Well (API No. 05-005-07249) and the Prosper Farms 4-65 2-1 #4CH Well (API No. 05-005-07250).

6) Vacate the approximate 640-acre drilling and spacing unit established by Order No. 535-754 for Section 6, Township 4 South, Range 64 West, 6th P.M.

7) Establish an approximate 1,920-acre drilling and spacing unit for Sections 1 and 2, Township 4 South, Range 65 West, 6th P.M. and Section 6, Township 4 South, Range 64 West, 6th P.M. and approve up to one new horizontal well within the proposed unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

8) Provide that the productive interval any horizontal well to be no closer than 460 feet from the boundaries of the unit and not less than 150 feet from the productive interval of another well within the unit, and authorize up to one well pad in the unit, or adjacent thereto, unless an exception is granted by the Director.

9) Find that the approximate 1,920-acre drilling and spacing unit for the development of the Niobrara Formation on the Application Lands will prevent waste, protect correlative rights, and maximize the efficient and economic production of the Niobrara Formation in the Application Lands.

10) 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 November 29, 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, 6th P.M., 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. Section 6, Township 4 South, Range 64 West, 6th P.M., is subject to this Order.
- On December 12, 2011, the Commission entered Order No. 535-100 which, among other things, granted a well location exception to the requirements of Commission Rule 318.a. for the development and production of oil, gas and related hydrocarbons from the Niobrara Formation. Section 1, Township 4 South, Range 65 West, 6th P.M. is subject to this Order for the Niobrara Formation.
- On January 27, 2014, the Commission entered Order No. 535-461 which, among other things, established an approximate 1280-acre exploratory drilling and spacing unit for Sections 1 and 2, Township 4 South, Range 65 West, 6th P.M., and approved up to two horizontal wells within the unit for the production of oil, gas and associated hydrocarbons from the Niobrara Formation. The Application Lands are subject to this Order for the Niobrara Formation.
- On June 17, 2014, the Commission entered Order No. 535-486 which, among other things, pooled all interests in an approximate 1280-acre drilling and spacing unit established for Sections 1 and 2, Township 4 South, Range 65 West, 6th P.M., for the

development and operation of the Niobrara Formation, effective as of the earlier of the date of the Application, or the date that any of the costs specified in C.R.S. §34-60-116(7)(b)(II) are first incurred for the drilling of the Prosper Farms 4-65 1-2 1H Well and one additional well.

- On August 13, 2014, the Commission entered Order No. 535-519, which vacated two approximate 640-acre drilling and spacing units established by Order No. 535-97 for Sections 5 and 6, Township 4 South, Range 64 West, 6th P.M., and established an approximate 1280-acre exploratory drilling and spacing unit for Sections 5 and 6, Township 4 South, Range 64 West, 6th P.M., and approving a total of up to two horizontal wells with the productive interval of the wellbore to be located no closer than 460 feet from the unit boundaries, and no closer than 960 feet from the productive interval of any other wellbore located in the unit, without exception being granted by the Director, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.
- On July 20, 2015, the Commission entered Order No. 535-685 which, among other things, approved an additional two horizontal wells, for a total of up to four horizontal wells, in the approximate 1280-acre drilling and spacing unit established for Sections 1 and 2, Township 4 South, Range 65 West, 6th P.M., for the production of oil, gas, and associated hydrocarbons from the Niobrara Formation, providing that the productive interval of the wellbore shall be located no closer than 460 feet from the unit boundaries, and no closer than 150 feet from the productive interval of any other wellbore located in the unit, without exception granted by the Director. The Application Lands are subject to this Order for the Niobrara Formation.
- On October 26, 2015, the Commission entered Order No. 535-709 which vacated an approximate 1280-acre drilling and spacing unit established by Order No. 535-519 for Sections 5 and 6, Township 4 South, Range 64 West, 6th P.M. and established an approximate 1280-acre drilling and spacing unit for Sections 4 and 5, Township 4 South, Range 64 West, 6th P.M., for the production of oil, gas, and associated hydrocarbons from the Niobrara Formation.
- On December 20, 2016, the Commission entered Order No. 535-754 which, among other things, established an approximate 640-acre drilling and spacing unit for Section 6, Township 4 South, Range 64 West, 6th P.M., and approved one horizontal well within the unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.
- On January 30, 2017, the Commission entered Order No. 535-767 which, among other things, pooled all interests in an approximate 1,280-acre drilling and spacing unit established for Sections 1 and 2, Township 4 South, Range 65 West, 6th P.M., for the development and operation of the Wells in the Niobrara Formation, and subjected any nonconsenting interests to the cost recovery provisions of §34-60-116(7), C.R.S., effective as of the earlier of the date of this Application, or the date that the costs specified in C.R.S. § 34-60-116(7)(b) are first incurred for the drilling of the Prosper Farms 4-65 2-1 #4AH (API No. 05-005-07249) or the Prosper Farms 4-65 2-1 #4CH (API No. 05-005-07250) for the development of the Niobrara Formation.
- On May 12, 2017, the Commission entered Order No. 535-790 which subjected additional parties to Order No. 535-767 which pooled in an approximate 1,280-acre drilling and spacing unit established for Sections 1 and 2, Township 4 South, Range 65 West, 6th P.M.,

for the development and operation of the Wells in 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: September 17-18, 2018
Time: 9:00 a.m.
Place: Garfield County Sheriff's Annex - Rifle
106 County Road 333-A
Rifle, Colorado 81650

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 August 31, 2018.** 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 September 3, 2018, if a prehearing conference is requested by the Applicant, or any person who has filed a protest or intervention.** 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  _____
Julie Spence Prine, Secretary

Dated: August 8, 2018

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 Applicant:
Jamie L. Jost
Kelsey H. Wasylenky
Jost Energy Law, P.C.
1401 17th Street, Suite 370
Denver, Colorado 80203
(720) 446-5620
jjost@jostenergylaw.com

kwasylenky@jostenergylaw.com

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. 180900632
UNNAMED FIELD, ARAPAHOE COUNTY, COLORADO)
) TYPE: SPACING

SUMMONS BY PUBLICATION

THE PEOPLE OF THE STATE OF COLORADO

TO THE Following interested parties: **Heirs of Floyd M. Cox, Heirs of Harry E. Gardner,
Heirs of Jessie M. Gardner; and All unknown
persons who may claim any interest in the subject
matter of this action**

You are hereby summoned and may appear and respond to the Application filed with the Commission in this docket. Pursuant to Sections 34-60-101 – 130, C.R.S., ConocoPhillips Company (Operator No. 19160) and its wholly owned subsidiary Burlington Resources Oil & Gas LP (Operator No. 26580) (together, "Applicant"), filed an Application for an order to: 1) maintain an approximate 1,280-acre drilling and spacing unit established by Order No. 535-461 for Sections 1 and 2, Township 4 South, Range 64 West, 6th P.M. for the purposes of payment of proceeds from the Prosper Farms 4-65 2-1 #4AH Well (API No. 05-005-07249) and the Prosper Farms 4-65 2-1 #4CH Well (API No. 05-005-07250); 2) vacate Order No. 535-486; 3) vacate Order No. 535-685; 4) maintain Order No. 535-767 for the purposes of payment of proceeds from the Prosper Farms 4-65 2-1 #4AH Well (API No. 05-005-07249) and the Prosper Farms 4-65 2-1 #4CH Well (API No. 05-005-07250); 5) maintain Order No. 535-790 for the purposes of payment of proceeds from the Prosper Farms 4-65 2-1 #4AH Well (API No. 05-005-07249) and the Prosper Farms 4-65 2-1 #4CH Well (API No. 05-005-07250); 6) vacate the approximate 640-acre drilling and spacing unit established by Order No. 535-754 for Section 6, Township 4 South, Range 64 West, 6th P.M.; and 7) establish an approximate 1,920-acre drilling and spacing unit for Sections 1 and 2, Township 4 South, Range 65 West, 6th P.M. and Section 6, Township 4 South, Range 64 West, 6th P.M. and approve up to one new horizontal well within the proposed unit, for the production of oil, gas, and associated hydrocarbons from the Niobrara Formation:

Township 4 South, Range 65 West, 6th P.M.

Section 1: All
Section 2: All

Township 4 South, Range 64 West, 6th P.M.

Section 6: All

The Commission scheduled this matter for hearing on:

Date: September 17 - 18, 2018
Time: 9:00 a.m.
Place: Garfield County Sheriff's Annex - Rifle


106 County Road 333-A
Rifle, Colorado 81650

To oppose the Application, you must file with the Commission Secretary a protest pursuant to Commission Rule 509. You must file your protest on or before **August 31, 2018**. One electronic (cogcc.hearings_unit@state.co.us), one original and two copies of the protest shall be filed with the Commission. You must also serve a copy of the protest upon Applicant's attorney, listed below. If you file a protest, you must be able to participate in a prehearing conference during the week of **September 3, 2018, if a prehearing conference is requested by the Applicant, or any person who has filed a protest or intervention.**

If you fail to file a timely protest, the Commission may enter an order affecting your interests in the Application Lands without further notice. This matter may be continued to a future Commission hearing date, but that does not change your protest deadline.

A copy of the Application may be obtained from the Commission Secretary or Applicant's attorney.

OIL AND GAS CONSERVATION COMMISSION
OF THE STATE OF COLORADO

By 
Julie Spence Prine, Secretary

Dated: June 26, 2018

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 Applicant:
Jamie L. Jost
Kelsey H. Wasylenky
Jost Energy Law, P.C.
1401 17th Street, Suite 370
Denver, Colorado 80202
(720) 446-5620
jjost@jostenergylaw.com
kwasylenky@jostenergylaw.com