

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

IN THE MATTER OF THE PROMULGATION AND ESTABLISHMENT OF FIELD RULES TO GOVERN OPERATIONS IN THE WATTENBERG FIELD, WELD COUNTY, COLORADO

CAUSE NO. 407
DOCKET NO. 1101-UP-06



02297390

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

On December 19, 1983, the COGCC issued Order No. 407-1 (amended on March 29, 2000), which among other things, established 80-acre drilling and spacing units for the production of oil and/or gas and associated hydrocarbons from the Codell Formation underlying certain Lands 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 29, Township 4 North, Range 67 West, 6th P.M. is subject to this order.

On February 19, 1992, the COGCC issued Order No. 407-87 (amended August 20, 1993), which among other things, established 80-acre drilling and spacing units for the production of oil and/or gas from the Codell and Niobrara Formations underlying certain lands, with the permitted well locations in accordance with the provisions of Order No. 407-1. Section 29, Township 4 North, Range 67 West, 6th P.M. is subject to this order.

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 of the Cretaceous Age Formations from the base of the Dakota Formation to the surface. On December 5, 2005, Rule 318A, was amended to allow interior infill and boundary wells to be drilled and wellbore spacing units to be established. Rules 318A.a.(4)C. and 318A.e. provide that if a well is located less than 460 feet from the governmental quarter quarter section boundary, a wellbore spacing unit for such well shall be comprised of the four governmental quarter quarter sections nearest to the wellbore regardless of section or quarter section lines. Section 29, Township 4 North, Range 67 West, 6th P.M. is subject to this Rule for the Codell and Niobrara Formations.

On October 8 2010, Petroleum Development Corporation ("PDC" or "Applicant") by its attorneys, filed with the Commission a verified application for an order to: (1) pool all nonconsenting interests within a 160-acre designated wellbore spacing unit for the below-described lands (to accommodate the Reichert #29PDU Well (API No. 05-123-31079), which was spud on July 3, 2010, with a bottomhole location of 1,318 feet FSL and 2,443 feet FEL in the SW 1/4 SE 1/4 of Section 29, Township 4 North, Range 67 West, 6th P.M.), for the development and operation of the Codell and Niobrara Formations:

Township 4 North, Range 67 West, 6th P.M.
Section 29: E 1/2 SW 1/4 and W 1/2 SE 1/4

Weld County, Colorado

and, (2) pool all nonconsenting interests within a 160-acre designated wellbore spacing unit for the below-described lands (to accommodate the Reichert #29SDU Well (API No. 05-123-31091), which was spud on June 17, 2010, with a bottomhole location of 2,531 feet FSL and 1,240 feet FEL in the NE 1/4 SE 1/4 of said Section 29), for the development and operation of the Codell and Niobrara Formations:

Township 4 North, Range 67 West, 6th P.M.
Section 29: S 1/2 NE 1/4 and N 1/2 SE 1/4

Weld County, Colorado

Further, PDC requests that this pooling order be retroactive to the spud date of each well.

NOTICE IS HEREBY GIVEN, that the Oil and Gas Conservation Commission of the State of Colorado, pursuant to the above, has scheduled the above entitled matter for hearing on:

Date: Thursday, January 13, 2011
Friday, January 14, 2011

Time: 9:00 a.m.

Place: Suite 801, The Chancery Building
1120 Lincoln Street
Denver, Colorado 80203

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.

Pursuant to said hearing in the above-entitled matter at the time and place aforesaid, or at any adjourned meeting, the Commission will enter such orders as it deems appropriate to protect the health, safety and welfare of the public and to prevent the waste of oil and gas, either or both, in the operations of said field, and to carry out the purposes of the statute.

In accordance with Rule 509., any interested party desiring to protest the granting of the application or to intervene on the application should file with the Commission a written protest or intervention no later than December 30, 2010, briefly stating the basis of the protest or intervention. Such interested party shall, at the same time, serve a copy of the protest or intervention to the person filing the application. An original and 13 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 January 3, 2011. Pursuant to Rule 503.g., if a party who has received notice under Rule 503.b. wishes to receive further pleadings in the above-referenced matter, that party must file a protest or intervention in accordance with these rules. In accordance with the practices of the Commission, should no protests or interventions be filed in this matter by December 30, 2010, the Applicant may request that an administrative hearing be scheduled during the week of January 3, 2011. In the alternative, pursuant to Rule 511., if the matter is uncontested, the applicant may request, and the Director may recommend approval on the basis of the merits of the verified application and the supporting exhibits.

IN THE NAME OF THE STATE OF COLORADO OIL AND GAS CONSERVATION COMMISSION OF THE STATE OF COLORADO

By
Robert A. Willis, Acting Secretary

Dated at Suite 801
1120 Lincoln Street
Denver, Colorado 80203
December 6, 2010

Attorneys for Applicant:
Kenneth A. Wonsstolen/William E. Sparks
Beatty & Wozniak, P.C.
216 Sixteenth Street, Suite 1100
Denver, Colorado 80202
(303) 407-4499

The Tribune
December 11, 2010

Affidavit of Publication

STATE OF COLORADO

County of Weld.

ss.

I, Jennifer Usher

of said County of Weld, being duly sworn, say that I am an advertising clerk of

THE GREELEY TRIBUNE,

that the same is a daily newspaper of general circulation and printed and published in the City of Greeley, in said county and state; that the notice or advertisement, of which the annexed is a true copy, has been published in said daily newspaper for consecutive (days): that the notice was published in the regular and entire issue of every number of said newspaper during the period and time of publication of said notice, and in the newspaper proper and not in a supplement thereof; that the first publication of said notice was contained in the issue of the said newspaper bearing the date of the Eleventh day of December A.D. 2010 and the last publication thereof: in the issue of said newspaper bearing the date of the Eleventh day of December A.D. 2010 that said The Greeley Tribune has been published continuously and uninterruptedly during the period of at least six months next prior to the first issue thereof contained said notice or advertisement above referred to; that said newspaper has been admitted to the United States mails as second-class matter under the provisions of the Act of March 3, 1879, or any amendments thereof; and that said newspaper is a daily newspaper duly qualified for publishing legal notices and advertisements within the meaning of the laws of the State of Colorado.

December 11, 2010

Total Charges: \$160.83

Advertising Clerk

Subscribed and sworn to before me this 11th day of December 2010

My Commission Expires 6/14/2013

Notary Public

