

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

IN THE MATTER OF THE APPLICATION OF  
HIGHPOINT OPERATING CORPORATION  
FOR AN ORDER TO AMEND ORDER NO. 421-  
110 TO REDUCE THE NUMBER OF  
HORIZONTAL WELLS TO SIXTEEN (16) AND  
TO REDUCE THE UNIT BOUNDARY  
SETBACKS TO 150 FEET FOR THE  
NIOBRARA AND FORT HAYS FORMATIONS  
AND 300 FEET FOR THE CODELL AND  
CARLILE FORMATIONS WITHIN AN  
APPROXIMATE 1,280-ACRE DRILLING AND  
SPACING UNIT ESTABLISHED FOR  
SECTIONS 11 AND 14, TOWNSHIP 10  
NORTH, RANGE 62 WEST, 6<sup>TH</sup> P.M., , FOR  
THE PRODUCTION OF OIL, GAS AND  
ASSOCIATED HYDROCARBONS FROM THE  
CODELL, CARLILE, FORT HAYS AND  
NIOBRARA FORMATIONS, HEREFORD  
FIELD, WELD COUNTY, COLORADO

CAUSE NO. 421

DOCKET NO. 180700\_\_\_\_

TYPE: SPACING

**APPLICATION**

HighPoint Operating Corporation (Operator No. 10071) ("HighPoint" or "Applicant"), by and through its attorneys, Jost Energy Law, P.C., respectfully submits this Application to the Oil and Gas Conservation Commission of the State of Colorado (the "Commission") for an order to amend Order No. 421-110 to 1) reduce the number of wells from twenty-one (21) to a total of up to sixteen (16) horizontal wells within an approximate 1280-acre stand-up exploratory drilling and spacing unit established by Order No. 421-110 for Sections 11 and 14, Township 10 North, Range 62 West, 6<sup>th</sup> P.M.; and 2) provide that the productive interval of any horizontal well in the unit shall be no closer than 150 feet from the boundaries of the unit for the Niobrara and Fort Hays Formations and no closer than 300 feet from the unit boundaries for the Codell and Carlile Formations, with 150' inter-well setbacks from any wellbore within the unit, for the production of oil, gas and associated hydrocarbons from the Codell, Carlile, Fort Hays and Niobrara Formations underlying the below-described lands. In support of its Application, Applicant states and alleges as follows:

1. Applicant is a corporation duly organized and authorized to conduct business in the State of Colorado, and is a registered operator in good standing with the Commission.

2. Applicant is an Owner as defined by the Colorado Oil and Gas Conservation Act and Commission Rules and owns leasehold interests or holds the right to operate on the following lands (hereafter "Application Lands"):

Township 10 North, Range 62 West, 6<sup>th</sup> P.M.

Section 11: All

Section 14: All

Weld County, Colorado, 1,280-acres, more or less.

A reference map of the Application Lands is attached hereto.

3. On June 27, 2011, the Commission entered Order No. 535-28 which, among other things, established 52 approximate 640-acre drilling and spacing units for certain lands, including Sections 11 and 14, Township 10 North, Range 62 West, 6<sup>th</sup> P.M., and approved one horizontal well within each unit, for the production of oil, gas, and associated hydrocarbons from the Niobrara Formation, provided that the surface location for any permitted horizontal well shall be located anywhere in the designated drilling and spacing unit, and the treated interval of the wellbore shall be no closer than 600 feet from the boundaries of the drilling and spacing unit without exception being granted by the Director.

4. On March 19, 2018, the Commission entered Order No. 421-110 which, among other things, 1) vacated two approximate 640-acre drilling and spacing units established by Order No. 535-28 for Sections 11 and 14, Township 10 North, Range 62 West, 6<sup>th</sup> P.M. for the production of oil, gas, and associated hydrocarbons from the Niobrara Formation; and 2) established an approximate 1,280-acre drilling and spacing unit for Sections 11 and 14, Township 10 North, Range 62 West, 6<sup>th</sup> P.M. for the Codell, Fort Hays, Carlile, and Niobrara Formations, and approve up to six new horizontal wells, for the production of oil, gas, and associated hydrocarbons from the Codell, Fort Hays, and Carlile Formations, and approve up to 15 new horizontal wells, for the production of oil, gas, and associated hydrocarbons from the Niobrara Formation, productive interval of any wellbore will be located no closer than 300 feet from the unit boundaries, and no closer than 150 feet from the productive interval of any other wellbore within the unit, unless an exception is granted by the Director.

5. The Commission records show that there are no vertical, directional or horizontal wells in the Application Lands. There is one expired APD for the Elk Creek #10-14H (API No. 05-123-33332). The expired permit is held by EOG Resources Inc. and expired on December 15, 2016.

6. To promote efficient drainage within the Codell, Carlile, Fort Hays and Niobrara Formations of the Application Lands, to protect correlative rights and to avoid waste, the Commission should: 1) amend Order No. 421-110 to reduce the number of wells from twenty-one (21) to a total of up to sixteen (16) horizontal wells within the approximate 1280-acre stand-up exploratory drilling and spacing unit established by

Order No. 421-110 for Sections 11 and 14, Township 10 North, Range 62 West, 6<sup>th</sup> P.M., for the production of oil, gas and associated hydrocarbons from the Codell, Carlile, Fort Hays and Niobrara Formations; and 2) provide that the productive interval of any horizontal well in the unit shall be no closer than 150 feet from the boundaries of the unit for the Niobrara and Fort Hays Formations and no closer than 300 feet from the unit boundaries for the Codell and Carlile Formations, with 150' inter-well setbacks from any wellbore within the unit, for the production of oil, gas and associated hydrocarbons from the Codell, Carlile, Fort Hays and Niobrara Formations underlying the Application Lands.

7. The above-proposed amendments to the drilling and spacing unit will allow efficient drainage of the Codell, Carlile Fort Hays and Niobrara Formations, will prevent waste, will not adversely affect correlative rights and will assure the greatest ultimate recovery of gas and associated hydrocarbon substances from the reservoirs. The unit of the size and shape specified above is not smaller than the maximum area that can be economically and efficiently drained by the proposed wells in the unit.

8. The Applicant is requesting to drill and complete up to sixteen (16) new horizontal wells within the unit in order to efficiently and economically recover the oil, gas and associated hydrocarbons from the Codell, Carlile, Fort Hays and Niobrara Formations within the approximate 1,280-acre drilling and spacing unit composed of the Application Lands and that there will be no adverse effect on correlative rights of adjacent owners.

9. The Applicant maintains that the wells proposed for the development of the Application Lands will be drilled from no more than four well pads, unless an exception is granted by the Director.

10. The productive interval of each proposed horizontal well shall be 150 feet from the boundaries of the unit for the Niobrara and Fort Hays Formations and no closer than 300 feet from the unit boundaries for the Codell and Carlile Formations and all horizontal wells shall be no closer than 150 feet from the productive interval of any other well within the unit, unless an exception is granted by the Director.

11. The undersigned certifies that copies of this Application will be served on each interested party within seven (7) days of the filing hereof, as required by Rule 503.e.

WHEREFORE, Applicant respectfully requests that this matter be set for hearing on July 30-31, 2018, that notice be given as required by law, and that upon such hearing this Commission enter its order to:

A. Amend Order No. 421-110 to reduce the number of wells from twenty-one (21) to a total of up to sixteen (16) horizontal wells within the approximate 1280-acre stand-up exploratory drilling and spacing unit established by Order No. 421-110 for Sections 11 and 14, Township 10 North, Range 62 West, 6<sup>th</sup> P.M., for the production of oil, gas and associated hydrocarbons from the Codell, Carlile, Fort Hays and Niobrara Formations;

B. Provide that the productive interval of any horizontal well in the unit shall be no closer than 150 feet from the boundaries of the unit for the Niobrara and Fort Hays Formations and no closer than 300 feet from the unit boundaries for the Codell and Carlile Formations; and not less than 150 feet from the productive interval of any other wellbore within the unit, and authorizing a total of four well pads in the unit, unless an exception is granted by the Director;

C. Find that the sixteen (16) horizontal wells with the 1280-acre drilling and spacing unit for the development of the Codell, Carlile, Fort Hays and Niobrara Formations on the Application Lands will prevent waste, protect correlative rights, and maximize the efficient and economic production of the Codell, Carlile, Fort Hays and Niobrara Formations on the Application Lands.

D. For such other findings and orders as the Commission may deem proper or advisable in this matter.

DATED May 31, 2018.

Respectfully submitted:

**HighPoint Operating Corporation**

By: 

Jamie L. Jost  
Kelsey H. Wasylenky  
Jost Energy Law, P.C.  
Attorneys for Applicant  
1401 17th Street, Suite 370  
Denver, Colorado 80202  
(720) 446-5620

Applicant's Address:  
HighPoint Operating Corporation  
ATTN: Teale Stone  
1099 18th Street, Suite 2300  
Denver, CO 80202

## VERIFICATION

STATE OF COLORADO )  
 ) ss.  
CITY AND COUNTY OF DENVER )

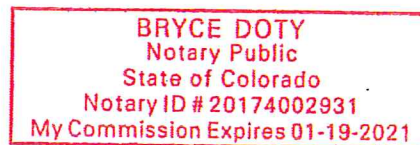
Teale Stone, of lawful age, being first duly sworn upon oath, deposes and says that he is a Landman for HighPoint Operating Corporation, and that he has read the foregoing Application and that the matters therein contained are true to the best of his knowledge, information and belief.

Teale Stone  
Landman  
HighPoint Operating Corporation

Subscribed and sworn to before me this 31<sup>st</sup> day of May, 2018.

Witness my hand and official seal.

[SEAL]

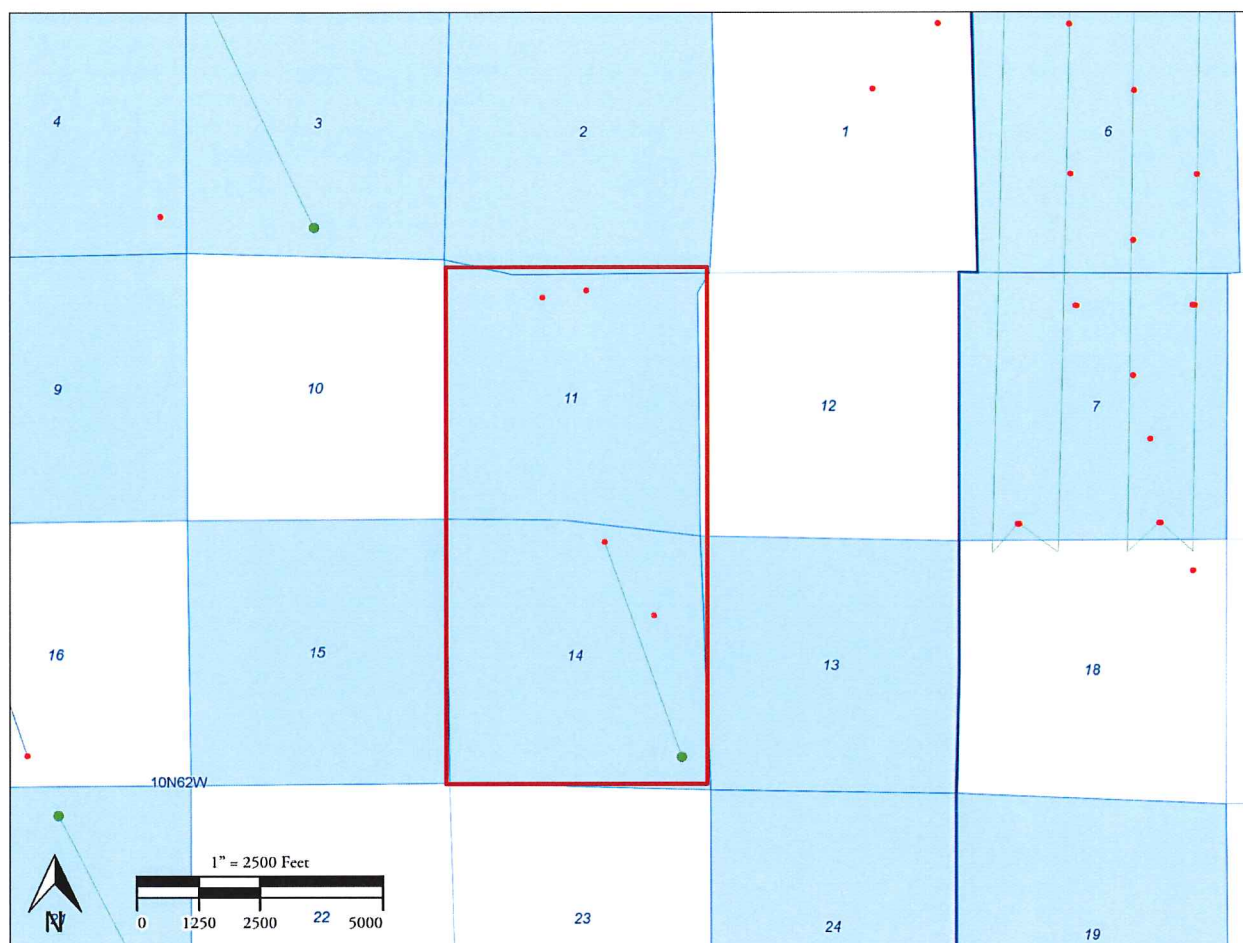


My commission expires: 1-19-2021

Notary Public

## Reference Map

Sections 11 and 14, Township 10 North, Range 62 West, 6<sup>th</sup> P.M.





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FORMATIONS AND 300 FEET FOR THE  
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WELD COUNTY, COLORADO

TYPE: SPACING

STATE OF COLORADO )  
 )ss.  
CITY AND COUNTY OF DENVER )

Jan L. M.

Kempster

KERRY LEBLEU  
NOTARY PUBLIC  
STATE OF COLORADO  
NOTARY ID 19934018734  
MY COMMISSION EXPIRES JULY 24, 2021

**Exhibit A**  
**HighPoint - SP Elk Creek DSU 11/14**

8 North, LLC, a Delaware Limited Liability  
Company  
370 17th Street, Suite 1350  
Denver, CO 80202

Fifth Creek Energy Operating Company,  
LLC  
5251 DTC Parkway, Suite 420  
Greenwood Village, CO 80111

Okcreek Oil & Gas, LLC  
475 17th Street  
Suite 1350  
Denver, CO 80202

Centennial Mineral Holdings, LLC, a Texas  
Limited Liability Company  
5950 Cedar Springs Road, Suite 200  
Dallas, TX 75235

Michael D. Konig  
57851 WCR 81  
Grover, Colorado 80729

PeakStar Resources, LP  
P. O. Box 10017  
Midland, TX 79702

Trevor S. Turmelle  
17521 Arratia  
El Paso, TX 79938

Justin McClelland  
505 La Fonda Dr  
Roswell, NM 88201

James M. Marbach  
1762 Queen Highway  
Carlsbad, NM 88220

Brian Soens and Brynn Soens, as joint  
tenants  
PO Box 66285  
Albuquerque, NM 87193

LeRoy Orville McClure  
c/o Linnie McClure Cary  
18451 North Olga Drive  
Alva, FL 33920

LeRoy Orville McClure  
c/o McClure, LLC  
70 Holt Road  
Highlands, NC 28741

Cheryl Welch Keyes  
15971 Grasshopper Court  
Fort Myers, Florida 33912

Okcreek Oil & Gas II, LLC  
475 17th Street, Suite 1350  
Denver, CO 80202

Elena Gooch  
1939 Bayview Drive  
Tierra Verde, Florida 33715

Mountaintop Minerals, LLC  
370 17th St., Ste 5300  
Denver, CO 80202

William Clyde Bashor  
57001 County Road 87  
Grover, CO 80729

Clinton Neil Bashor  
41455 WCR 106  
Briggsdale, CO 80611

David Leslie Bashor  
56971 WCR 87  
Grover, CO 80729

Edward E. Meyer  
35103 County Road 41  
Eaton, CO 80615

Randy R. Schneider  
15340 Fulton Street  
Brighton, CO 80602-5639



Denise Ellen Wehrer  
2711 South Acoma Street  
Englewood, CO 80110

Donald E. Roth  
2830 South Sherman Street  
Englewood, CO 80113

James Preston, Personal Representative of  
the Estate of Helen Hickam  
815 E. 9th Street  
Spencer, IA 51301

Vern Meyer  
4625 Venturi Lane  
Ft. Collins, CO 80525

Georgina Moncrief  
4625 Venturi Lane  
Ft. Collins, CO 80525

Joel Meyer  
4625 Venturi Lane  
Ft. Collins, CO 80525

Jessica Hoerner  
4625 Venturi Lane  
Ft. Collins, CO 80525

Joy Fraijo  
4625 Venturi Lane  
Ft. Collins, CO 80525

Elmer John Meyer c/o  
Edwin George Meyer  
217 N. 42nd Avenue  
Greeley, CO 80634

Jackie Qualls  
P.O. Box 31  
Ratcliff, AR 72951

Sandy Wood  
309 Linden Oaks Drive  
Ault, CO 80610

Jonathan William Meyer  
c/o Betty L. Meyer  
35103 County Road 41  
Eaton, CO 80605

Jonathan William Meyer  
c/o Evelyn Meyer  
607 15th Ave. Court  
Greeley, CO 80631

Jonathan William Meyer  
c/o Victoria Morris  
508 35th Street  
Evans, CO 80620

Jonathan William Meyer  
c/o Robert Meyer  
5921 5951 W 26th Street  
Greeley, CO 80634

Jonathan William Meyer  
c/o William Meyer  
1876 Ramsey Lane  
Ramona, CA 92065

Freida Mae Meyer  
209 3rd Street  
Ault, CO 80610

Edwin George Meyer  
217 N. 42nd Avenue  
Greeley, CO 80634

Raymond H. Meyer  
c/o Kevin McKenzie  
P.O. Box 254  
Pierce, CO 80650

Kim S. Barbour  
4535 W 14th Street  
Greeley, CO 80634

Larry Roy Meyer  
c/o Edwin George Meyer  
217 N. 42nd Avenue  
Greeley, CO 80634

Edna Mae Meyer  
c/o Edwin George Meyer  
217 N. 42nd Avenue  
Greeley, CO 80634

Jimmie Ray Meyer  
c/o Edwin George Meyer  
217 N. 42nd Avenue  
Greeley, CO 80634

Brenda Lee Johnson  
24630 Weld County Road 42  
Kersey, CO 80644

Jorge L. Arriessecq  
1604 9th Street  
Greeley, CO 80631

Richard S. Meyer  
2900 47th Ave  
Greeley, CO 80634

Lisa Marie Meyer  
P.O. Box 92793  
Albuquerque, NM 87199

David Allen Meyer  
479 C Vancouver Road SE  
Rio Rancho, NM 87124

Nadeen Kay Klatt  
7017 Aladar Dr.  
Windsor, CO 80550

Hugh V. Whittemore  
11955 Edison Road  
Yoder, CO 80864

Kirk D. Whittemore  
P.O. Box 11874  
Pueblo, CO 81001

Melany J. Whittemore  
3110-C Van Teylingen Drive  
Colorado Springs, CO 80917

Renee L. Johnson  
107 Riney B. Way  
Nicholasville, KY 40356

Terese A. Whittemore-Dills  
19720 Oasis Drive  
Peyton, CO 80831

Valery G. Bratt  
11 Moorland Close  
Embsay, Skipton, BD23 62G,  
United Kingdom

Kent L. Hamilton  
600 610 S Mission Ridge Ave.,  
Apt. 10  
Colby, KS 67701

Dawn M. Arthur  
3811 E. 122nd Ave.  
Thornton, CO 80241-3515

Marilyn J. Carmichael  
P.O. Box 111  
Husum, WA 98623

Helen Hickam  
c/o William A. Preston, III  
13202 Corak St.  
Baldwin Park, CA 91706

Ruthann Hybarger and John Hybarger  
3703 Mayland Avenue  
Baldwin Park, CA 91706

Harry Meyer  
PO BOX 96  
Johnstown, CO 80534

Forrest Fay Hamilton  
c/o Kent L. Hamilton  
790 D'Lao Drive Apt 3  
Goodland, KS 67735

Marilyn J. Carmichael, formerly known as,  
Marilyn J. Hamilton  
P.O. Box 111  
Husum, WA 98623

Leroy L. Lambertson and Laurretta C.  
Lambertson  
Route 1, Box 53  
Grover, CO 80729

Helen Preston  
c/o James Preston Personal Representative  
815 E. 9th Street  
Spencer, IA 51301

Shirley H. Bernhardt, by Kim S. Barbour,  
Conservator  
4535 W. 14th Street  
Greeley, CO 80634

Larry Roy Meyer  
c/o George Meyer  
217 N. 42nd Ave  
Greeley, CO 80634

Edna Mae Meyer  
c/o George Meyer  
217 N. 42nd Ave  
Greeley, CO 80634

Jimmie Ray Meyer  
c/o George Meyer  
217 N. 42nd Ave  
Greeley, CO 80634

Frieda Mae Meyer  
209 3rd Street  
Ault, CO 80610

Nadeen Klatt  
7017 Aladar Dr.  
Windsor, CO 80550

Helen Hickam  
c/o William A. Pearsom  
13202 Corak St.  
Baldwin Park, CA 91706

Marilyn J. Carmichael formerly known as  
Marilyn J. Hamilton  
P.O. Box 111  
Husum, WA 98623

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217 N. 42nd Ave  
Greeley, CO 80634

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217 N. 42nd Ave  
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607 15th Avenue Court  
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35103 County Road 41  
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Jonathan William Meyer  
c/o Victoria Morris  
508 35th Street  
Evans, CO 80620

Jonathan William Meyer  
c/o Chuck Meyer  
700 61st Ave.  
Greeley, CO 80634

Jonathan William Meyer  
c/o Chuck Meyer  
2734 25th Street  
Greeley, CO 80634

Virginia P. Lower  
3506 Newland Avenue  
Wheatridge, CO 80033

Arroyo Resources Ltd  
P.O. Box 2502  
Midland, TX 79702

Carolyn Bethanna Thompson Hammen  
Parthe and Mack Erwin Parthe  
9665 E. Catalina Dr.  
Prescott Valley, AZ 86314

Russell Lawrence Thompson  
263rd East Avenue  
Broken Arrow, OK 74014

Konig Investments LLC, a Colorado Limited  
Liability Company  
57851 WCR 81  
Grover, CO 80729

Clifton Edward Thompson  
203 Bartlett Avenue  
Joplin, MO 64804

Russell Lawrence Thompson  
60396 S 263rd East Avenue  
Broken Arrow, OK 74014-4450

Charlene R. Smith, also known as Carlene  
Carlton Smith  
127 N. West 98th Terrace  
Plantation, FL 33324

Amy Ann Harris  
1390 River Road West  
Green Cove Springs, FL 32043

Teresa Kay Fewell  
2909 Emerald Lake Drive  
Harlingen, TX 78550

James M. Konig  
57851 CR 81  
Grover, Colorado 80729

Marian E. Sierman  
42659 CR 112  
Grover, CO 80729

Norma Jean Smith also known as Norma  
Jean Westmoreland  
222 Skearmey  
P.O. Box 122  
Grover, CO 80729

Kent Kuster  
Colorado Department of  
Public Health & Environment  
4300 Cherry Creek Drive South  
Denver, CO 80246-1530

Brandon Marette  
Energy Liaison  
Colorado Parks and Wildlife  
Northeast Regional Office  
6060 Broadway  
Denver, CO 80216

Troy Swain  
Weld County  
Department of Planning Services  
1555 North 17<sup>th</sup> Avenue  
Greeley, CO 80631