

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

IN THE MATTER OF THE APPLICATION OF
GREAT WESTERN OPERATING COMPANY,
LLC FOR AN ORDER TO POOL ALL
INTERESTS IN THREE APPROXIMATE 1040-
ACRE DESIGNATED HORIZONTAL
WELLBORE SPACING UNITS FOR PORTIONS
OF SECTIONS 4, 9, 16 AND 21, TOWNSHIP 1
SOUTH, RANGE 67 WEST, 6TH P.M., FOR THE
DEVELOPMENT OF THE CODELL AND
NIOBRARA FORMATIONS, WATTENBERG
FIELD, ADAMS COUNTY, COLORADO

CAUSE NO. 407

DOCKET NO. 180900 _____

TYPE: POOLING

APPLICATION

COMES NOW Great Western Operating Company, LLC (Operator No. 10110) ("Great Western" or "Applicant"), by its attorneys, Jost Energy Law, P.C., and makes this application to the Oil and Gas Conservation Commission of the State of Colorado ("Commission") for an order to pool all interests in three approximate 1040-acre designated horizontal wellbore spacing units, as defined below, for the drilling of the ("Wells"), for the development and operation of the Codell and Niobrara Formations on the following described lands:

Township 1 South, Range 67 West, 6th P.M.

Section 4: W $\frac{1}{2}$ E $\frac{1}{2}$, E $\frac{1}{2}$ W $\frac{1}{2}$

Section 9: W $\frac{1}{2}$ E $\frac{1}{2}$, E $\frac{1}{2}$ W $\frac{1}{2}$

Section 16: W $\frac{1}{2}$ E $\frac{1}{2}$, E $\frac{1}{2}$ W $\frac{1}{2}$

Section 21: NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$

Wellbore Spacing Unit Nos. 1-3 (1040 acres)

Seltzer LD 21-031HC (Codell) (Doc. No. 401491243)

Seltzer LD 21-032HN (Niobrara) (Doc. No. 401491150)

Seltzer LD 21-032HNX (Niobrara) (Doc. No. 401491099)

Hereinafter "Application Lands."

In support thereof, Applicant states and alleges as follows:

1. Applicant is a limited liability company duly 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 Oil and Gas Conservation Act and owns certain leasehold interests or has the right to operate leasehold interests in the Application Lands.

3. On April 27, 1998, the Commission adopted Rule 318A, the Greater Wattenberg Area Special Well Location, Spacing and Unit Designation Rule. The Application Lands are subject to this Rule for the Niobrara and Codell Formations.

4. On February 19, 1992, the Commission entered Order No. 407-87 (amended August 20, 1993) which, among other things, established 80-acre drilling and spacing units for the production of oil, gas and associated hydrocarbons from the Codell and Niobrara Formations underlying certain lands, with permitted well locations in accordance with the provisions of Order No. 407-1. The Application Lands are subject to this Order for the Niobrara and Codell Formations.

5. Applicant designated the three approximate 1040-acre designated wellbore spacing units, for the production of oil, gas and associated hydrocarbons from the Codell and Niobrara Formations pursuant to Rule 318A and notified the appropriate parties under Rule 318A.

6. Applicant, pursuant to Commission Rule 530 and/or the provisions of §34-60-116(6) and (7), C.R.S., hereby requests an order to pool all interests in the three approximate 1040-acre designated wellbore spacing units established for the Application Lands for the development and operation of the Wells in the Niobrara and Codell Formations, and to subject 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 § 34-60-116(7)(b), C.R.S., are first incurred for the drilling of the Wells to the Niobrara or Codell Formations.

7. Applicant certifies that copies of this Application will be served on all persons owning an interest in the mineral estate of the tracts to be pooled within seven (7) days of the date hereof, as required by Rule 503.e., and that at least sixty (60) days prior to the hearing on this matter, each such interest owner not already leased or voluntarily pooled will be offered the opportunity to lease, or to participate in the drilling of the respective Wells, and will be provided with the information required by Rule 530 as applicable.

8. That in order to prevent waste and to protect correlative rights, all interests in WSU #1, WSU #2, and WSU #3 should be pooled for the orderly development and operation of the Codell and Niobrara Formations, including any non-consenting interests therein.

9. The granting of this Application is in accord with the Oil and Gas Conservation Act, found at §§ 34-60-101 et seq., C.R.S., and the Commission Rules.

WHEREFORE, Applicant requests that this matter be set for hearing on September 17, 2018, that notice be given as required by law, and that upon such hearing, the Commission enter its order to:

A. Pool all interests in three approximate 1040-acre designated horizontal wellbore spacing units on the below-described Application Lands for the development and operation of the Niobrara and Codell Formations:

Township 1 South, Range 67 West, 6th P.M.

Section 4: W¹/₂E¹/₂, E¹/₂W¹/₂

Section 9: W¹/₂E¹/₂, E¹/₂W¹/₂

Section 16: W¹/₂E¹/₂, E¹/₂W¹/₂

Section 21: NE¹/₄NW¹/₄, NW¹/₄NE¹/₄

Wellbore Spacing Unit Nos. 1-3 (1040 acres)

Seltzer LD 21-031HC (Codell) (Doc. No. 401491243)

Seltzer LD 21-032HN (Niobrara) (Doc. No. 401491150)

Seltzer LD 21-032HNX (Niobrara) (Doc. No. 401491099)

B. Provide that the Commission's pooling order is made effective as of the earlier of the date of this Application, or the date that any of the costs specified in C.R.S. § 34-60-116(7)(b) are first incurred for the drilling of each Well in WSU #1, WSU #2 and WSU #3 for the development of the Niobrara and Codell Formations on the Application Lands.

C. 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 a horizontal well, or who have failed to make a timely election to lease or participate, are pooled by operation of statute, pursuant § 34-60-116(6) and (7), to C.R.S. and made subject to the cost recovery provisions thereof with respect to any horizontal well drilled to develop the Niobrara and Codell Formations in the drilling and spacing unit comprising the Application Lands.

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

Dated: July 19, 2018.

Respectfully submitted:

GREAT WESTERN OPERATING COMPANY, LLC

By:

A handwritten signature in blue ink, appearing to read "Jill Dorancy", is written over a horizontal line.

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Applicant's Address:
Great Western Operating Company, LLC
ATTN: Matthew Acree
1801 Broadway, Suite 500
Denver, CO 80202

The Double Arrow Ranch Trust under Trust Agreement dated October 26, 2000
7415 S. 170th St.
Omaha, NE 68136

Carol Ann Tveitmoe
9155 Ellis Way
Arvada, CO 80005

Patricia A. Schreiner
7650 E. 160th Avenue
Brighton, CO 80602-7536

The Farmers Reservoir and Irrigation Company
80 South 27th Ave.
Brighton, CO 80601

Neldon W. Jackson and Karna Jackson, joint tenants
8191 E. 156th Court
Thornton, CO 80602

John R. Hicks and Laura J. Hicks, joint tenants
8171 E. 156th Court
Thornton, CO 80602

Joseph E. Morris and Julie L. Morris, joint tenants
8151 E. 156th Court
Thornton, CO 80602

Todd D. Belleau and Jill A. Belleau, joint tenants
8182 E. 157th Court
Brighton, CO 80602

Terry L. Penna and Sharon Penna
8202 E. 157th Court
Thornton, CO 80602

Beau Beyer and Jenna Beyer, joint tenants
8193 E. 157th Court
Thornton, CO 80602

City of Thornton
9500 Civic Center Drive
Thornton, CO 80229

Bryan Fuller and Beverly Fuller, joint tenants
8173 E. 157th Court
Thornton, CO 80602

State of Colorado
1127 Sherman St., #300
Denver, CO 80203

Kortum Investment Company, LLLP
15A Marlborough Rd.
Shalimar, FL 32579

Patricia A. Castrodale
4 Sears Court
Keokuk, IA 52632

E-470 Public Highway Authority
22470 E. 6th Ave. Parkway, Suite 110
Aurora, CO 80018

Paul E. Edwards and Verlyn J. Edwards, Joint Tenants
7900 E. 168th Avenue
Brighton, CO 80602

Mary V. Peterson and Charlie G. Peterson, III, as Trustees under the Mary V. Peterson Trust dated 6/21/2001
87 Brookgreen Circle South
Montgomery, TX 77356

Mary V. Peterson and Charlie G. Peterson, III, as Trustees under the Mary V. Peterson Trust dated 6/21/2001
7100 West 44th Ave, #201
Wheat Ridge, CO 80003

ChasMar Partners, LLLP
7 Circle Drive
Wheat Ridge, CO 80215

ChasMar Partners, LLLP
7100 West 44th Ave., #201
Wheat Ridge, CO 80003

Ern Limited Partnership
7100 West 44th Ave., #201
Wheat Ridge, CO 80003

Highland Realty Corporation
1854 Race St.
Denver, CO 80206

Highland Realty Corporation
7100 West 44th Ave., #201
Wheat Ridge, CO 80003

Great Western Operating Company, LLC
ATTN: Matthew Acree
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