

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

IN THE MATTER OF AN APPLICATION BY  
EXTRACTION OIL & GAS INC. FOR AN ORDER TO  
SUBJECT PREVIOUSLY UNNOTICED PARTIES TO  
ORDER NO. 407-2497, POOLING ALL INTERESTS  
IN AN APPROXIMATE 280-ACRE WELLBORE  
SPACING UNIT ESTABLISHED FOR PORTIONS OF  
SECTION 18, TOWNSHIP 4 NORTH, RANGE 68  
WEST, 6TH P.M., AND PORTIONS OF SECTION 13,  
TOWNSHIP 4 NORTH, RANGE 69 WEST, 6TH P.M.,  
FOR THE DEVELOPMENT/OPERATION OF THE  
NIOBRARA FORMATION, WATTENBERG FIELD,  
WELD AND LARIMER COUNTIES, COLORADO

CAUSE NO. 407

DOCKET NO.

TYPE: POOLING

**APPLICATION**

Extraction Oil & Gas Inc., Operator No. 10459 ("Extraction" or "Applicant"), by and through its attorneys, Beatty & Wozniak, P.C., respectfully submits this Application to the Oil and Gas Conservation Commission of the State of Colorado ("Commission") for an order declaring Commission Order No. 407-2497 applicable to include previously unnoticed parties. Commission Order No. 407-2497 pooled all interests in an approximate 280-acre wellbore spacing unit established for portions of Section 18, Township 4 North, Range 68 West, 6<sup>th</sup> P.M. and portions of Section 13, Township 4 North, Range 69 West, 6<sup>th</sup> P.M., for the development and operation of the Niobrara Formation. In support of its Application, Applicant states and alleges as follows:

1. Applicant is a corporation duly authorized to conduct business in the State of Colorado, and has registered as an operator with the Commission.

2. Applicant is an owner in the below-listed lands:

Township 4 North, Range 68 West, 6<sup>th</sup> P.M.  
Section 18: S $\frac{1}{2}$ SW $\frac{1}{4}$ ; SW $\frac{1}{4}$ SE $\frac{1}{4}$

Weld County, Colorado

Township 4 North, Range 69 West, 6<sup>th</sup> P.M.  
Section 13: S $\frac{1}{2}$ S $\frac{1}{2}$

Larimer County, Colorado  
***Wellbore Spacing Unit ("WSU") No. 1***

280 acres, more or less.

These lands are hereinafter referred to as the "Application Lands" and depicted in Exhibit A attached hereto.

3. 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. On August 8, 2011, Rule 318A. was again amended to, among other things, address drilling of horizontal wells. The Application Lands are subject to Rule 318A.

4. On June 11, 2018, the Commission entered Order No. 407-2497 which, among other things, pooled all interests in an approximate 280-acre wellbore spacing unit for the Application Lands, for the development and operation of the Niobrara Formation, and to subjected any nonconsenting interests to the cost recovery provisions of §34-60-116(7), C.R.S. for the drilling of the Enright 14N Well (API No. 05-123-46866).

5. Applicant has since identified one or more interested parties, identified on Exhibit B attached hereto, who did not receive notice of the pooling application in Order No. 407-2497.

6. Applicant is seeking to apply the cost recovery provisions of §34-60-116(7), C.R.S. to certain additional interested parties designated by an asterisk on Exhibit B.

7. Applicant requests that the Commission subject the unnoticed interested parties to Order No. 407-2497, and that said order be effective as of the date of the original pooling application.

8. 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.

9. Applicant requests that relief granted under this Application should be effective on oral order by the Commission, and Applicant hereby agrees to be bound by said oral order.

10. That the names and addresses of the interested parties (previously unnoticed persons own any interest in the mineral estate of the tracts to be pooled by Order No. 407-2497, except owners of overriding royalty interest) according to the information and belief of the Applicant are set forth in Exhibit B attached hereto. The Applicant shall submit a certificate of service for the Application within the seven days as required by Rule 503.e.

WHEREFORE, Applicant respectfully requests that this matter be set for hearing, that notice be given as required by law and that upon such hearing, this Commission enter its order:

A. Declaring Order No. 407-2497 applicable to previously unnoticed parties.

B. For such other findings and orders as the Commission may deem proper or advisable in the premises.

DATED this 18<sup>th</sup> day of October, 2018.

Respectfully submitted,

**EXTRACTION OIL & GAS INC.**

By: Jobediah Rittenhouse  
Jillian Fulcher  
James Parrot  
Jobediah Rittenhouse  
Beatty & Wozniak, P.C.  
Attorneys for Applicant  
216 16th Street, Suite 1100  
Denver, Colorado 80202  
(303) 407-4499  
jfulcher@bwenergylaw.com  
jparrot@bwenergylaw.com  
jrrittenhouse@bwenergylaw.com

Applicant's Address:  
Extraction Oil & Gas Inc.  
ATTN: Jason Rayburn  
370 17th Street, Suite 5300  
Denver, CO 80202

VERIFICATION

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

Annie Pierini, Landman for Extraction Oil & Gas Inc., upon oath deposes and says that she has read the foregoing Application and that the statements contained therein are true to the best of her knowledge, information, and belief.

EXTRACTION OIL & GAS INC.

Annie Pierini  
Annie Pierini

Subscribed and sworn to before me this 18 day of October, 2018,  
by Annie Pierini, Landman for Extraction Oil & Gas Inc.

Witness my hand and official seal:

My commission expires: 7/8/2020



[Signature]  
Notary Public

**Exhibit A**

Reference Map for Pooling Application

Township 4 North, Range 68 West, 6<sup>th</sup> P.M.

Section 18: S $\frac{1}{2}$ SW $\frac{1}{4}$ ; SW $\frac{1}{4}$ SE $\frac{1}{4}$

Weld County, Colorado

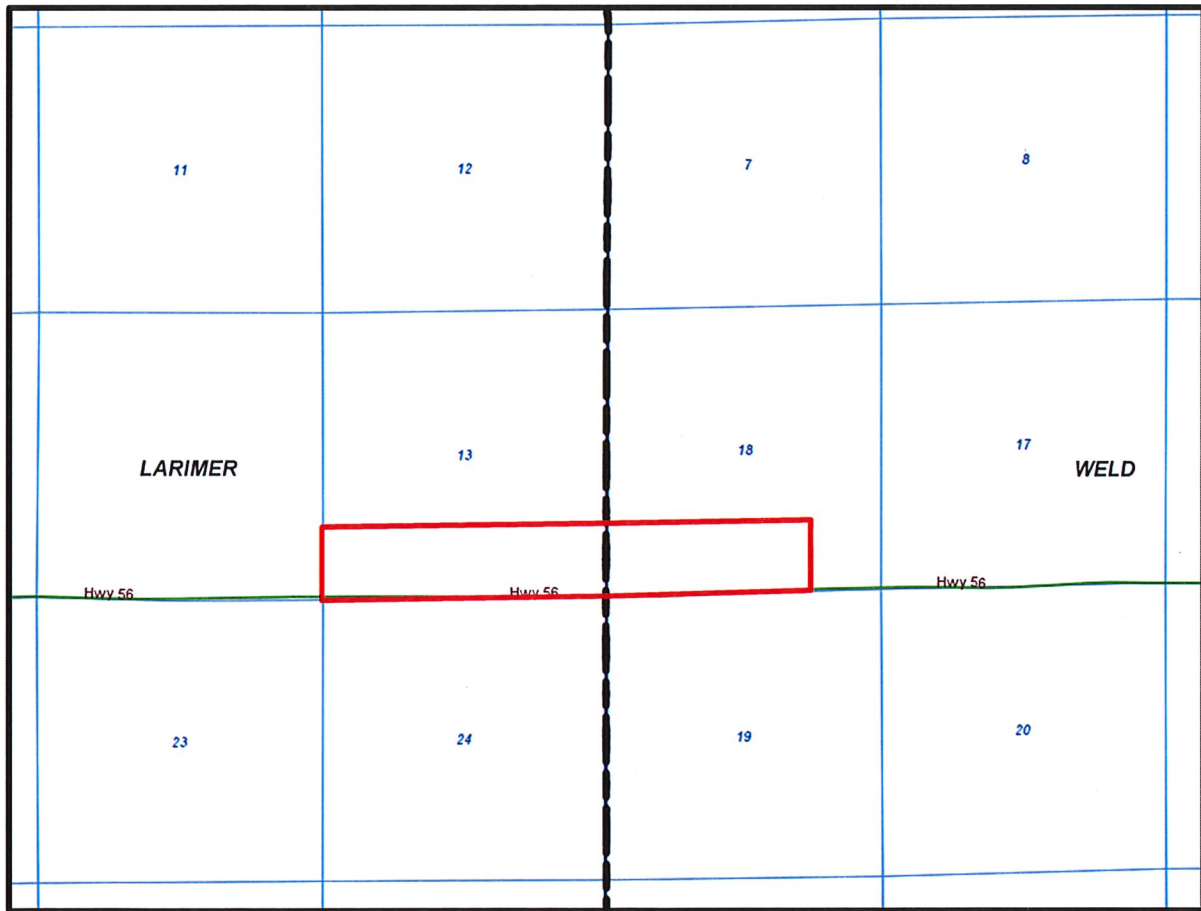
Township 4 North, Range 69 West, 6<sup>th</sup> P.M.

Section 13: S $\frac{1}{2}$ S $\frac{1}{2}$

Larimer County, Colorado

***Wellbore Spacing Unit ("WSU") No. 1***

280 acres, more or less



= Application Lands

Exhibit B

Norman R. Carter and Jennifer K. Carter  
524 East County Road 8  
Berthoud, CO 80513



**EXHIBIT A**

**INTERESTED PARTIES**

Norman R. Carter and Jennifer K. Carter  
524 East County Road 8  
Berthoud, CO 80513