

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

IN THE MATTER OF AN APPLICATION BY KERR-MCGEE OIL & GAS ONSHORE LP FOR AN ORDER POOLING ALL INTERESTS IN AN APPROXIMATE 320-ACRE DESIGNATED HORIZONTAL WELLBORE SPACING UNIT FOR PORTIONS OF SECTIONS 9, 16, AND 21, TOWNSHIP 2 NORTH, RANGE 67 WEST, 6TH P.M., FOR THE DEVELOPMENT/OPERATION OF THE CODELL FORMATION, WATTENBERG FIELD, WELD COUNTY, COLORADO

CAUSE NO. 407

DOCKET NO.

TYPE: POOLING

**APPLICATION**

Kerr-McGee Oil & Gas Onshore LP (Operator No. 47120) ("Kerr-McGee" 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 pooling all interests in an approximate 320-acre designated horizontal wellbore spacing unit for portions of Sections 9, 16, and 21, Township 2 North, Range 67 West, 6<sup>th</sup> P.M., for the development and operation of the Codell Formation. In support of its Application, Applicant states and alleges as follows:

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

2. Applicant owns a leasehold interest in the below-listed lands:

Township 2 North, Range 67 West, 6<sup>th</sup> P.M.

Section 9: SE $\frac{1}{4}$ SW $\frac{1}{4}$

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

Section 21: NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; E $\frac{1}{2}$ NW $\frac{1}{4}$

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

320 acres, more or less, Weld County, Colorado.

These lands are hereinafter collectively 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 recompleat 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. Upon information and belief, Applicant designated an approximate 320-acre horizontal wellbore spacing unit comprised of the Application Lands, for the below-described well, for the production of oil, gas, and associated hydrocarbons from the Codell Formation. Applicant notified all owners in the proposed wellbore spacing unit pursuant to Rule 318A.e.(5). Applicant did not receive objections to the establishment of the proposed designated horizontal wellbore spacing unit within the 30-day response period:

a. Reese 21-7HZ Well (API No. 05-123-47868) - Codell Formation - WSU No. 1.

This well is hereinafter referred to as the "Subject Well."

5. Acting pursuant to the relevant provisions of §34-60-116(6) & (7), C.R.S., and Rule 530., Applicant seeks an order pooling all interests, including, but not limited to, any nonconsenting interests, in WSU No. 1 established for the Application Lands, for the development and operation of the Codell Formation.

6. Applicant requests that the Commission's pooling order be made 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 Subject Well within WSU No. 1.

7. Further, Applicant requests 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 the Subject Well, are made subject to the cost recovery provisions of §34-60-116(7), C.R.S., effective as of the earlier of the date of the Application, or the date the costs specified in §34-60-116(7)(b), C.R.S. are first incurred for the drilling of the Subject Well.

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. The undersigned certifies that copies of this Application will be served on each interested party as required by Rule 507 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, that notice be given as required by law and that upon such hearing, the Commission enter its order:

A. Pooling all interests in WSU No. 1 established for the Application Lands, for the development and operation of the Codell Formation, 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 Subject Well within WSU No. 1.

B. 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 the Subject Well, are made subject to the cost recovery provisions of §34-60-116(7), C.R.S., effective as of the earlier of the date of the Application, or the date the costs specified in §34-60-116(7)(b), C.R.S. are first incurred for the drilling of the Subject Well.

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

DATED this 29<sup>th</sup> of November, 2018.

Respectfully submitted,

**KERR-MCGEE OIL & GAS ONSHORE LP**

By: Jobediah Rittenhouse  
James Parrot  
Jillian Fulcher  
Jobediah Rittenhouse  
Beatty & Wozniak, P.C.  
Attorneys for Applicant  
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Denver, Colorado 80202  
(303) 407-4499  
jparrot@bwenerylaw.com  
jfulcher@bwenerylaw.com  
jrittenhouse@bwenerylaw.com

Applicant's Address:  
Kerr-McGee Oil & Gas Onshore LP  
ATTN: Justin Shoulders  
1099 18<sup>th</sup> Street, Suite 1480  
Denver, Colorado 80202

## VERIFICATION

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

Justin Shoulders, Landman for Kerr-McGee Oil & Gas Onshore LP, upon oath deposes and says that he has read the foregoing Application and that the statements contained therein are true to the best of his knowledge, information, and belief.

KERR-MCGEE OIL &amp; GAS ONSHORE LP


  
Justin Shoulders

Subscribed and sworn to before me this 28<sup>th</sup> day of November, 2018,  
by Justin Shoulders, Landman for Kerr-McGee Oil & Gas Onshore LP.

Witness my hand and official seal.

My commission expires: 11/7/2024

CELESTE C CARDOSO  
NOTARY PUBLIC  
STATE OF COLORADO  
NOTARY ID 20134060883  
MY COMMISSION EXPIRES 11/07/2021

  
\_\_\_\_\_  
Notary Public

## Exhibit A

### Reference Map for Pooling Application

Township 2 North, Range 67 West, 6<sup>th</sup> P.M.

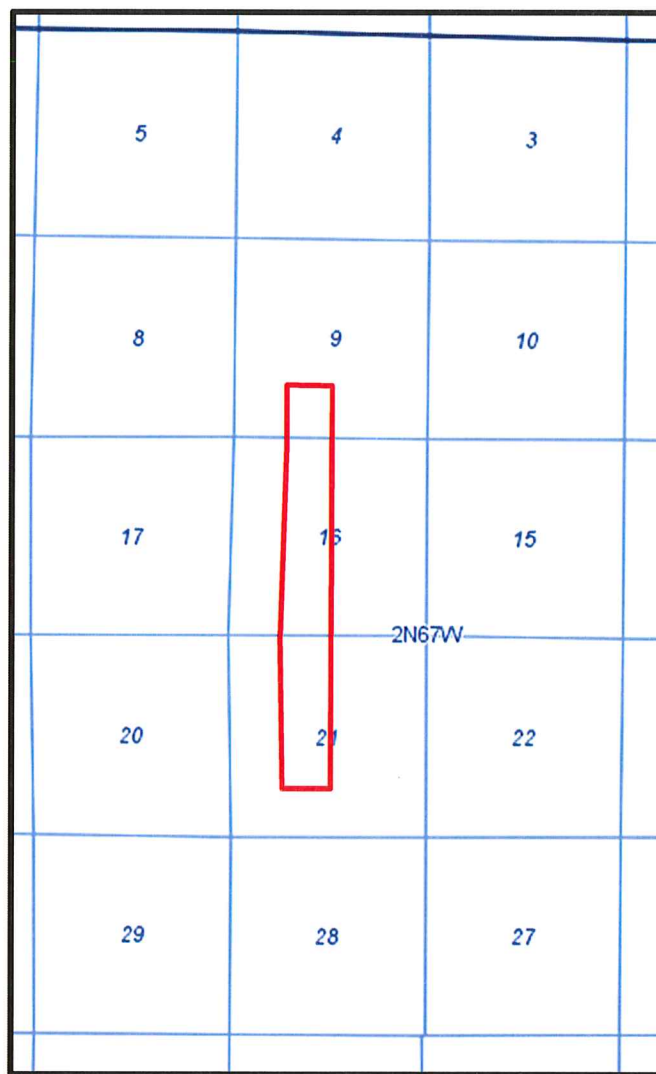
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### ***Wellbore Spacing Unit ("WSU") No. 1***

320 acres, more or less, Weld County, Colorado



 = Application Lands

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TYPE: POOLING

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

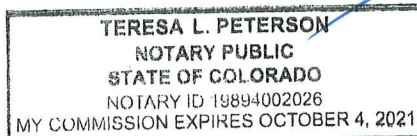
That she is a Legal Assistant at Beatty & Wozniak, P.C., attorneys for Kerr-McGee Oil & Gas Onshore LP, and on or before the 6<sup>th</sup> day of December, 2018, caused a copy of the attached Application to be deposited in the United States Mail, postage prepaid, addressed to the parties listed on **Exhibit A** attached hereto.

# Jo Cooks

Subscribed and sworn to before me this 29 day of November, 2018

Witness my hand and official seal.

**Notary Public**



## EXHIBIT A

### INTERESTED PARTIES

The names and addresses of the interested parties (persons who own any interest in the mineral estate of the tracts to be pooled, except owners of overriding royalty interest) according to the information and belief of the Applicant are set forth in this **Exhibit A**.

Bartels Minerals LLC a Colorado limited  
liability company  
3620 W. 10th St.  
Greeley, CO 80634

Carol Roberts, Personal Representative of  
the Estate of Terry Ruth Gardner  
1129 19th Ave.  
Boulder, CO 80501

ECM Resources, Inc.  
PO Box 3668  
Littleton, CO 80161

John F. Leonard and Patricia Ann Wilson,  
Trustees of the John F. Leonard Living Trust  
dated April 6, 1993  
417 Pamela Drive  
Loveland, CO 80537

Justine M. Moore  
2420 West 80th  
Denver, CO 80221

Kay Kugel Sachs  
2640 Elmhurst Circle  
Longmont, CO 80503

Mary L. LaPoint  
1719 Viscounti Drive  
Sandy, UT 84093

Myrtle A. Telep  
2315 54th Avenue  
Greeley, CO 80634

PATRICIA A JONES  
13600 WCR 11  
Longmont, CO 80504

Patricia Ann Kugel  
PO Box 6103  
Galena, IL 61036

Richard J. Bartels and Robbin L. Peppler, as  
Trustees of the Grandchildren's Trust II  
2131 62nd Ave.  
Greeley, CO 80634

Ruth Martin  
8592 CR 24  
Fort Lupton, CO 80621

The Gary P. Kugel Trust fbo Janice K. Kugel  
under will dated December 7, 2009  
2432 10th Street  
Boulder, CO 80304

Tina Kay Sprague  
818 Busch Street  
Longmont, CO 80501

Extraction Oil & Gas, Inc.  
370 17th St., Ste. 5300  
Denver, CO 80202

Bryan Kugel and Nancy Kugel, Co-Trustees  
of the Bryan Kugel Living Trust dated August  
9, 2000  
16484 CR 1060  
Lamont, OK 74643

Centennial Band of the West, formerly First  
National Bank of Longmont, Successor  
Trustee of the Tina Kay Sprague Trust  
818 Busch Street  
Longmont, CO 80501

John David Johnson And Judith Nix Johnson,  
Trustees Of The John David Johnson And  
Judith Nix Johnson Revocable Trust UTA  
8/12/2004  
1280 Vista Del Monte  
Las Cruces, NM 88007

Judith N. Johnson  
1280 Vista Del Monte  
Las Cruces, NM 88007

Kathryn B. Stahlman and Robbin L. Peppler,  
as Trustees of the Grandchildren's Trust I  
2131 62nd Ave.  
Greeley, CO 80634

Marilyn R. Hunt Revoacable Living Trust  
7900 W. Harvard Pl.  
Lakewood, CO 80227

Mindy Rene Sprague  
10732 WCR 17  
Longmont, CO 80504

Nancy E. Brown  
2808 Bent Ave.  
Cheyenne, WY 82001

Patricia A. Wilcox Living Trust dated April 24,  
1996  
417 Pamela Drive  
Loveland, CO 80537

Paul L. McCullis  
PO Box 3248  
Littleton, CO 80161

Robert B. Brown  
1038 East Bryan Ave.  
Salt Lake City, UT 84105

State of Colorado  
1127 Sherman Street, Ste. 300  
Denver, CO 80203

The John D. Stephenson Family Trust  
1575 Ocean Shore Blvd. #602  
Ormond Beach, FL 32176

Crestone Peak Resources Holdings LLC  
1801 California St., Ste. 2500  
Denver, CO 80202

Kerr-McGee Oil & Gas Onshore LP  
Attn: Justin Shoulders  
1099 18th Street, Suite 1480  
Denver, Colorado 80202