

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

IN THE MATTER OF THE PROMULGATION AND ) CAUSE NO. 535  
ESTABLISHMENT OF FIELD RULES TO GOVERN )  
OPERATIONS FOR THE NIOBRARA FORMATION, ) DOCKET NO. 170500196  
UNNAMED FIELD, ARAPAHOE COUNTY, )  
COLORADO ) TYPE: POOLING

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

APPLICATION LANDS

Township 4 South, Range 65 West, 6th P.M.  
Section 34: All, less a 1.9-acre tract (containing 638.1 acres)  
Section 35: All

APPLICATION

On February 28, 2017, amended March 23, 2017, ConocoPhillips Company (Operator No. 19160) ("COPC" or "Applicant"), filed a verified Application pursuant to §34-60-116, C.R.S. for an order to:

1) Subject all nonconsenting interests to the cost recovery provisions of C.R.S. 34-60-116(7) underlying an approximate 1,278.1-acre drilling and spacing unit established for the Application Lands, effective as of the earlier of the date of Order No. 535-765, or the date that any of the costs specified in §34-60-116(7)(b), C.R.S., are first incurred for the drilling of State Bierstadt 4-65 35-34 1CH horizontal well (API No. Pending), the State Bierstadt 4-65 35-34 1DH horizontal well (API No. Pending), or the Little State Bierstadt 4-65 35 1V vertical well (API No. Pending) to the Niobrara Formation on the Application Lands.

APPLICABLE ORDERS AND RULES

(available online at: <http://cogcc.state.co.us>, under "Regulation," then select "Orders" or "Rules")

- On October 24, 2016, the Commission entered Order No. 535-740 which, among other things, established an approximate 1,280-acre drilling and spacing unit for the Application Lands and approved up to two horizontal wells within the drilling and spacing unit for the production of oil, gas and associated hydrocarbons from the Niobrara Formation, with the productive interval of the wellbore of each well to be located no closer than 460 feet from the unit boundaries and no closer than 150 feet from the productive interval of any other wellbore located in the unit, unless an exception is granted by the Director.
- January 30, 2017, the Commission entered Order No. 535-766 which, among other things, amended Order No. 535-740 to establish an approximate 1,278.1-acre drilling and spacing unit for the Application Lands and approved up to three horizontal wells within the unit, to be located on no more than three multi-well pads within the drilling and

spacing unit, or from a legal location on adjacent lands, unless the Director grants an exception, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation, with the productive interval of the wellbore of each well to be located no closer than 460 feet from the unit boundaries and no closer than 150 feet from the productive interval of any other wellbore located in the unit, unless an exception is granted by the Director.

- January 30, 2017, the Commission entered Order No. 535-765 which, among other things, pooled all interests within the approximate 1,278.1-acre drilling and spacing unit established by Order No. 535-766 for the Application Lands, effective as of the earlier of the date of the Application, or the date that any of the costs specified in §34-60-116(7)(b), C.R.S., are first incurred for the drilling of the State Bierstadt 4-65 35-34 4BH (API No. 05-005-07257) and the State Bierstadt 4-65 35-34 4AH (API No. 05-005-07258) to the Niobrara Formation on the Application Lands.
- On March 20, 2017, the Commission entered Order No. 535-779 which, among other things, approved COPC's application to allow up to six wells in order to efficiently and economically recover the oil, gas and associated hydrocarbons from the Niobrara Formation in the approximate 1,278.1-acre drilling and spacing unit established by Order No. 535-766 for the Application Lands, providing that the surface locations for the additional wells shall be located on no more than two pad locations within the unit or adjacent thereto, unless an exception is granted by the Director, and providing that the treated interval of the wellbores shall be located no closer than 460 feet from the unit boundaries and no closer than 150 feet from the treated interval of any other wellbore located in the unit, without exception being granted by the Director.

NOTICE IS HEREBY GIVEN, pursuant to §§ 34-60-101 to -130, C.R.S. and the Commission's Rules of Practice and Procedure, 2 CCR 404-1, that the Commission has scheduled this matter for hearing on:

Dates: May 1-2, 2017

Time: 9:00 a.m.

Place: Colorado Oil and Gas Conservation Commission  
The Chancery Building  
1120 Lincoln Street, Suite 801  
Denver, CO 80203

Additional information about the hearing on this Application will be in the Commission's Agenda, which is posted on the Commission website approximately 3 days before the hearing.

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.

At hearing, the Commission will consider the Application and enter an order pursuant to its authority under the statute. **Any interested party desiring to protest or intervene should file with the Commission a written protest or intervention in accordance with Rule 509., no later than April 17, 2017.** Such interested party shall, at the same time, serve a copy of the

protest or intervention to the person filing the application. One electronic (cogcc.hearings\_unit@state.co.us), one original and two 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 April 17, 2017.** Pursuant to Rule 511., if the matter is uncontested, it may be approved without a hearing.

OIL AND GAS CONSERVATION COMMISSION  
OF THE STATE OF COLORADO

By  \_\_\_\_\_  
Peter Gowen, Acting Secretary

Dated: March 27, 2017

Colorado Oil and Gas Conservation Commission  
1120 Lincoln Street, Suite 801  
Denver, Colorado 80203  
Website: <http://cogcc.state.co.us>  
Phone: (303) 894-2100  
Fax: (303) 894-2109

Attorneys for COPC:  
Jamie L. Jost  
Kelsey Wasylenky  
Jost Energy Law, P.C.  
1401 17<sup>th</sup> Street, Suite 370  
Denver, Colorado 80202  
Phone: (720) 446-5620  
[jjost@jostenergylaw.com](mailto:jjost@jostenergylaw.com)  
[kwasylenky@jostenergylaw.com](mailto:kwasylenky@jostenergylaw.com)