

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

IN THE MATTER OF THE PROMULGATION AND ) CAUSE NO. 407  
ESTABLISHMENT OF FIELD RULES TO GOVERN )  
OPERATIONS FOR THE NIOBRARA FORMATION, ) DOCKET NO. 170600351  
WATTENBERG FIELD, WELD COUNTY, )  
COLORADO ) TYPE: POOLING

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

APPLICATION LANDS

Township 5 North, Range 63 West, 6<sup>th</sup> P.M.

Section 30: E $\frac{1}{2}$ W $\frac{1}{2}$ , W $\frac{1}{2}$ E $\frac{1}{2}$

Section 31: E $\frac{1}{2}$ W $\frac{1}{2}$ , W $\frac{1}{2}$ E $\frac{1}{2}$

APPLICATION

On April 13, 2017, Bill Barrett Corporation (Operator No. 10071) ("BBC" or "Applicant"), filed a verified application pursuant to §34-60-116, C.R.S. for an order to:

- 1) Pool all interests in an approximate 640-acre wellbore spacing unit established for the Application Lands, for the development and operation of the Niobrara Formation.
- 2) 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 the Application, or the date that any of the costs specified in §34-60-116(7)(b), C.R.S., were first incurred for the drilling of the Peterson 5-63-30-0560C2B (API No. 05-123-44716) ("Well").

APPLICABLE ORDERS AND RULES

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

- On April 27, 1998, the Commission adopted Rule 318A, the Greater Wattenberg Area Special Well Location, Spacing and Unit Designation Rule.
- On February 19, 1992 (amended August 20, 1993), the Commission entered Order No. 407-87 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, with permitted well locations in accordance with the provisions of Order No. 407-1. The Application Lands are subject to this Order for the Codell and Niobrara Formations.
- On March 5, 2012, the Commission entered Order No. 407-573 which, among other things, pooled all interests in an approximate 160-acre designated wellbore spacing unit for Section 30, Township 5 North, Range 63 West, 6th P.M., to accommodate the planned Rothe BB30-23 Well, for the development and operation of the Codell and

Niobrara Formations. Order No. 407-573 includes portions of the Application Lands but does not affect this Application.

- On July 29, 2013, the Commission entered Order No. 407-839 which, among other things, pooled all interests in four approximate 160-acre designated wellbore spacing units established for Sections 19, 20, 29 and 33, Township 5 North, Range 63 West, 6th P.M., to accommodate the Peterson CX GH 30-26D Well, the Peterson CX GH 30-27D Well, the Peterson CX GH 30-28D Well and the Peterson CX GH 30-40D Well, for the development and operation of the Codell-Niobrara Formation. Order No. 407-839 contains portions of the Application Lands but does not affect this Application.
- On January 26, 2016, the Commission entered Order No. 407-1620 which, among other things, pooled all interests in an approximate 320-acre designated horizontal wellbore spacing unit established for portions of Sections 29 and 30, Township 5 North, Range 63 West, 6th P.M., and to subject all nonconsenting interests to the cost recovery provisions of §34-60-116(7), C.R.S., for the drilling of the R&R Farms 29i-221 Well, for the development and operation of the Niobrara Formation. Order No. 407-1620 contains portions of the Application Lands but does not affect this Application.
- On January 26, 2016, the Commission entered Order No. 407-1621 which, among other things, pooled all interests in an approximate 320-acre designated horizontal wellbore spacing unit established for portions of Sections 29 and 30, Township 5 North, Range 63 West, 6th P.M., and to subject all nonconsenting interests to the cost recovery provisions of §34-60-116(7), C.R.S., for the drilling of the R&R Farms 29i-401 Well, for the development and operation of the Codell Formation. Order No. 407-1621 contains portions of the Application Lands but does not affect this Application.
- On April 18, 2016, the Commission entered Order No. 407-1688 which, among other things, pooled all interests in an approximate 240-acre designated horizontal wellbore spacing unit, and to subject any non-consenting interests to the cost recovery provisions of §34-60-116(7), C.R.S., for the drilling of the R&R Farms 29i-321 well, for the development and operation of the Niobrara Formation. Order No. 407-1688 contains portions of the Application Lands but does not affect this Application.
- On March 2, 2017, BBC filed an Application in Docket No. 170500243 for an order to, among other things, establish an approximate 640-acre drilling and spacing unit for the Application Lands and approve up to six horizontal wells in the unit, for the production of oil, gas and associated hydrocarbons from the Codell and Niobrara Formations, with the productive interval of any horizontal well to be no closer than 460 feet from the unit boundaries, and not less than 150 feet from the productive interval of another well within the unit, unless an exception is granted by the Director; and to require that the approved wells be located on no more than three well pads within the unit, or adjacent thereto, unless an exception is granted by the Director. Docket No. 170500243 is set to be heard at the Commission's May 1-2, 2017 hearing. Docket No. 170500243 contains portions of the Application Lands but does not affect this Application.

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

Dates: July 24-25, 2017

Time: 9:00 a.m.

Place: Colorado Oil and Gas Conservation Commission  
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 May 26, 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 May 26, 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: June 15, 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 Applicant:  
Jamie L. Jost  
Kelsey H. Wasylenky  
Jost Energy Law, P.C.  
1401 17<sup>th</sup> Street, Suite 370  
Denver, Colorado 80203  
(720) 446-5620  
[jjost@jostenergylaw.com](mailto:jjost@jostenergylaw.com)  
[kwasylenky@jostenergylaw.com](mailto:kwasylenky@jostenergylaw.com)