

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

IN THE MATTER OF THE APPLICATION OF )	CAUSE NO.	407
THE PROMULGATION AND )		
ESTABLISHMENT OF FIELD RULES TO )	DOCKET NO.	170700437
GOVERN OPERATIONS FOR THE )		
NIOBRARA FORMATION, WATTENBERG )	TYPE:	POOLING
FIELD, WELD COUNTY, COLORADO )		

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

APPLICATION LANDS

Township 5 North, Range 64 West, 6<sup>th</sup> P.M.

Section 3: W $\frac{1}{2}$ NW $\frac{1}{4}$

Section 4: N $\frac{1}{2}$

Section 5: NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$

APPLICATION

On May 24, 2017, PDC Energy, Inc. (Operator No. 69175) ("PDC" 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 626.5125-acre designated horizontal wellbore spacing unit, for the development and operation of the Niobrara formation; and
- 2) Subject any non-consenting 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 Snowmass 5N Well (API No. 05-123-44886) ("Well").

APPLICABLE RULES AND ORDERS

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

- Rule 318A, as amended on August 8, 2011 addresses the drilling of horizontal wells under Rule 318A.a.(4)D. Rule 318A was originally established on April 27, 1998 to allow for certain drilling locations to drill or twin an existing well, deepen a well, or recomplete a well. Rule 318A also provided for the commingling of any or all of the Cretaceous Age formations from the Dakota formation to the surface. Rule 318A was first amended on December 5, 2005 to allow for interior infill and boundary wells and spacing units.
- 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-Niobrara formations, the Codell formation, and the Niobrara formation underlying certain lands,

including the Application Lands, with the permitted well locations in accordance with the provisions of Order 407-1.

- On February 14, 2017, the Commission entered Order No. 407-1884, which, among other things, pooled all non-consenting interests in a 240-acre wellbore spacing unit for the E $\frac{1}{2}$ W $\frac{1}{2}$  of Section 5 and E $\frac{1}{2}$ NW $\frac{1}{4}$  of Section 8, Township 5 North, Range 64 West, 6<sup>th</sup> P.M., for the Ehrlich 5J-223 Well (API No. 05-123-43541), from the Niobrara formation. Order No. 407-1884 is not affected by this Application, and proceeds from any shared lands will be accounted for in the production of the Well.
- On February 14, 2017, the Commission also entered Order No. 407-1885, which, among other things, pooled all non-consenting interests in a 240-acre wellbore spacing unit for the E $\frac{1}{2}$ W $\frac{1}{2}$  of Section 5 and E $\frac{1}{2}$ NW $\frac{1}{4}$  of Section 8, Township 5 North, Range 64 West, 6<sup>th</sup> P.M., for the Ehrlich 5M-343 Well (API No. 05-123-43546), from the Niobrara formation. Order No. 407-1885 is not affected by this Application, and proceeds from any shared lands will be accounted for in the production of the Well.
- On February 14, 2017, the Commission also entered order No. 407-1886, which, among other things, pooled all non-consenting interests in a 480-acre wellbore spacing unit for the W $\frac{1}{2}$  of Section 5 and NW $\frac{1}{4}$  of Section 8, Township 5 North, Range 64 West, 6<sup>th</sup> P.M., for the Ehrlich 5J-203 Well (API No. 05-123-43540), from the Niobrara formation. Order No. 407-1886 is not affected by this Application, and proceeds from any shared lands will be accounted for in the production of the Well.
- On February 14, 2017, the Commission also entered Order No. 407-1887, which, among other things, pooled all non-consenting interests in a 480-acre wellbore spacing unit for the W $\frac{1}{2}$  of Section 5 and NW $\frac{1}{4}$  of Section 8, Township 5 North, Range 64 West, 6<sup>th</sup> P.M., for the Ehrlich 5J-243 Well (API No. 05-123-43544), from the Niobrara formation. Order No. 407-1887 is not affected by this Application, and proceeds from any shared lands will be accounted for in the production of the Well.
- On February 14, 2017, the Commission also entered Order No. 407-1888, which, among other things, pooled all non-consenting interests in a 480-acre wellbore spacing unit for the W $\frac{1}{2}$  of Section 5 and NW $\frac{1}{4}$  of Section 8, Township 5 North, Range 64 West, 6<sup>th</sup> P.M., for the Ehrlich 5J-303 Well (API No. 05-123-43545), from the Niobrara formation. Order No. 407-1888 is not affected by this Application, and proceeds from any shared lands will be accounted for in the production of the Well.
- On February 14, 2017, the Commission also entered Order No. 407-1889, which, among other things, pooled all non-consenting interests in a 480-acre wellbore spacing unit for the W $\frac{1}{2}$  of Section 5 and NW $\frac{1}{4}$  of Section 8, Township 5 North, Range 64 West, 6<sup>th</sup> P.M., for the Ehrlich 5J-233 Well (API No. 05-123-43539), from the Niobrara formation. Order No. 407-1889 is not affected by this Application, and proceeds from any shared lands will be accounted for in the production of the Well.
- On February 14, 2017, the Commission also entered Order No. 407-1890, which, among other things, pooled all non-consenting interests in a 480-acre wellbore spacing unit for the E $\frac{1}{2}$ W $\frac{1}{2}$ , W $\frac{1}{2}$ E $\frac{1}{2}$  of Section 5 and E $\frac{1}{2}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$  of Section 8, Township 5 North, Range 64 West, 6<sup>th</sup> P.M., for the Ehrlich 5M-243 Well (API No. 05-123-43547), from the Niobrara formation. Order No. 407-1890 is not affected by this Application, and proceeds from any shared lands will be accounted for in the production of the Well.

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: July 24–25, 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 July 10, 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 July 10, 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 9, 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 PDC:  
Michael T. Jewell  
Courtney M. Shephard  
Burns, Figa & Will, P.C.  
6400 S. Fiddlers Green Cir. - Suite 1000  
Greenwood Village, Colorado 80111  
Phone: (303) 796-2626  
[mjewell@bfiwlaw.com](mailto:mjewell@bfiwlaw.com)  
[cshephard@bfiwlaw.com](mailto:cshephard@bfiwlaw.com)