

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

IN THE MATTER OF THE PROMULGATION AND  
ESTABLISHMENT OF FIELD RULES TO GOVERN  
OPERATIONS FOR THE CODELL, FORT HAYS,  
CARLILE, AND NIOBRARA FORMATIONS,  
HEREFORD FIELD, WELD COUNTY, COLORADO

CAUSE NO. 421

DOCKET NO. 171000708

TYPE: SPACING

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

APPLICATION LANDS

Township 10 North, Range 63 West, 6<sup>th</sup> P.M.

Section 8: All

Section 17: All

APPLICATION

On August 31, 2017, amended September 20, 2017, Fifth Creek Energy Operating Company, LLC (Operator No. 10629) ("Fifth Creek" or "Applicant"), filed a verified application pursuant to §34-60-116, C.R.S., for an order to:

1. Vacate a 640-acre drilling and spacing unit established by Order No. 535-28 for Section 8, Township 10 North, Range 63 West, 6<sup>th</sup> P.M.;
2. Establish an approximate 1,280-acre drilling and spacing unit for the Application Lands for the production of oil, gas, and associated hydrocarbons from the Codell, Fort Hays, Carlile, and Niobrara Formations; and
3. Approve up to 21 horizontal wells within the unit, with six new horizontal wells in the unit in order to efficiently and economically develop and recover the oil, gas, and associated hydrocarbons from the Codell, Fort Hays and Carlile Formations and 15 horizontal wells in the unit in order to efficiently and economically develop and recover the oil, gas and associated hydrocarbons from the Niobrara Formation.
4. Require that the productive interval of each proposed horizontal well in the approximate 1,280-acre drilling and spacing unit shall be no closer than 300 feet from the boundaries of the unit and all horizontal wells shall be no closer than 150 feet from the productive interval of another well producing from the same source of supply within the unit, unless an exception is granted by the Director.
5. Applicant stated that the wells will be drilled from no more than five well pads within the proposed drilling and spacing unit, to be located within such unit or adjacent thereto, unless an exception is granted by the Director.
6. For such other findings and orders as the Commission may deem proper or advisable in this matter.

APPLICABLE RULES AND ORDERS

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

- Rule 318.a. of the Commission Rules provides a well to be drilled 2,500 feet or greater shall be located not less than 600 feet from any lease line, and shall be located not less than 1,200 feet from any other producible oil or gas well when drilling to the same common source of supply, unless authorized by the Commission upon hearing. Rule 318.a. applies to the Codell, Fort Hays and Carlile Formations on the Application Lands.
- On June 27, 2011, the Commission entered Order No. 535-28 which, among other things, established fifty-two (52) approximate 640-acre drilling and spacing units for certain lands located in Townships 10 and 11 North, Ranges 59, 60, 62 through 64, 66, and 67 West, 6<sup>th</sup> P.M., and approved one horizontal well within each unit, for the production of oil, gas, and associated hydrocarbons from the Niobrara Formation, providing that the surface location for any permitted horizontal well shall be located anywhere in the designated drilling and spacing unit, and the treated interval of the wellbore shall be no closer than 600 feet from the boundaries of the drilling and spacing unit without exception being granted by the Director. Section 8 of the Application Lands is subject to Order No. 535-28 for the Niobrara Formation.

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:

Date: October 30-31, 2017

Time: 9:00 a.m.

Place: The Colorado Oil and Gas Conservation Commission  
The Chancery Building  
1120 Lincoln St. 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 October 16, 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](mailto: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 October 16, 2017, if a prehearing conference is requested by the Applicant, or any person who has filed a protest or intervention. 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   
Julie Spence Prine, Secretary

Dated: September 25, 2017

Colorado Oil and Gas Conservation Commission  
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