

**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 NIOBRARA FORMATION,  
UNNAMED FIELD, ARAPAHOE COUNTY,  
COLORADO

CAUSE NO. 535  
DOCKET NO. 171000709  
TYPE: POOLING

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

APPLICATION LANDS

Township 4 South, Range 65 West, 6<sup>th</sup> P.M.

Section 17: All

Section 18: All

APPLICATION

On August 31, 2017, ConocoPhillips Company (Operator No. 19160) and its wholly owned subsidiary Burlington Resources Oil & Gas Company LP (Operator No. 26580) (together, "Applicant" or "COPC"), filed a verified application pursuant to §34-60-116, C.R.S., for an order to:

1. Amend Order No. 535-710 to pool all interests in an additional well, the Eastern Hills 4-65 17-18 2DH Well (API No. 05-005-07263), and to reflect a name change for the Eastern Hills 4-65 17-18 3H\_D Well (formerly the Eastern Hills 4-65 17-18 1DH) (API No. 05-005-07244) in an approximate 1,280-acre drilling and spacing unit established for the Application Lands for the development and operation of 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., are first incurred for the drilling of the Eastern Hills 4-65 17-18 2DH Well.
3. For such other findings and orders as the Commission may deem proper or advisable in this matter.

APPLICABLE ORDERS AND RULES

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

- On October 31, 2011, the Commission entered Order No. 535-97 which, among other things, established 25 approximate 640-acre drilling and spacing units for production of oil, gas and associated hydrocarbons from the Niobrara Formation, and approved up to two horizontal wells within each unit, with surface locations being located anywhere within the unit or surrounding lands, but providing that the lateral of such well may not enter the

Niobrara Formation any closer than 300 feet from the section line, with the treated interval of the permitted wellbore to be located no closer than 460 feet from the boundary of the unit and no closer than 920 feet from the treated interval of any other well in the unit producing from the Niobrara, without exception being granted by the Director.

- On July 28, 2014, the Commission entered Order No. 535-510 which, among other things, 1) vacated two approximate 640-acre drilling and spacing units established by Order No. 535-97 for Sections 17 and 18, Township 4 South, Range 65 West, 6<sup>th</sup> P.M.; and 2) established an approximate 1280-acre exploratory drilling and spacing unit for the Application Lands, and approved up to two horizontal wells within the unit, for the production of oil, gas, and associated hydrocarbons from the Niobrara Formation.
- On October 26, 2015, the Commission entered Order No. 535-710 which, among other things, pooled all interests in an approximate 1,280-acre drilling and spacing unit established for portions of Sections 17 and 18, Township 4 South, Range 65 West, 6<sup>th</sup> P.M., and subjected all nonconsenting interests to the cost recovery provisions of §34-60-116(7), C.R.S., for the drilling of the Eastern Hills 4-65 17-18 1DH Well (API No. 05-005-07244), for the development and operation of 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), 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 18, 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 BBC:  
Jamie L. Jost  
Kelsey 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)