

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

IN THE MATTER OF THE PROMULGATION ) CAUSE NO. 421  
AND ESTABLISHMENT OF FIELD RULES TO )  
GOVERN OPERATIONS FOR THE CODELL, ) DOCKET NO. 180300152  
FORT HAYS, CARLILE, AND NIOBRARA )  
FORMATIONS, HEREFORD FIELD, WELD ) TYPE: SPACING  
COUNTY, COLORADO )

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

APPLICATION LANDS

Township 11 North, Range 64 West, 6<sup>th</sup> P.M.

Section 23: All

Section 26: All

APPLICATION

On January 17, 2018, 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) Maintain an approximate 640-acre drilling and spacing unit established by Order No. 421-3 for Section 23, Township 11 North, Range 64 West, 6<sup>th</sup> P.M., for purposes of payment of proceeds from the Lion Creek #06-23H (API No. 05-123-32698), for the production of oil, gas and associated hydrocarbons from the Niobrara Formation;
- 2) Vacate an approximate 640-acre drilling and spacing unit established by Order Nos. 407-481 and 535-77 for Section 26, Township 11 North, Range 64 West, 6<sup>th</sup> P.M., for the production of oil, gas and associated hydrocarbons from the Niobrara Formation;
- 3) Establish an approximate 1,280-acre drilling and spacing unit for Sections 23 and 26, Township 11 North, Range 64 West, 6<sup>th</sup> P.M. for the Codell, Fort Hays, Carlile and Niobrara Formations and approve up to six new horizontal wells for the production of oil, gas and associated hydrocarbons from the Codell, Fort Hays and Carlile Formations, and up to 15 new horizontal wells for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.
- 4) Provide that the productive interval any horizontal well in the proposed unit shall be no closer than 300 feet from the boundaries of the unit and not less than 150 feet from the productive interval of another well within the unit, and authorizing up to five well pads in the unit, unless an exception is granted by the Director.
- 5) Find that the approximate 1,280-acre drilling and spacing unit for the development of the Codell, Fort Hays, Carlile and Niobrara Formations on the Application Lands, with the requested number of wells and the requested boundary setbacks, will prevent waste, protect correlative rights, and maximize the efficient and economic production of the Codell, Fort Hays, Carlile and Niobrara Formations on the Application Lands.

6) 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")

- Rule 318.a. of the Rules and Regulations of the Oil and Gas Conservation Commission requires that wells drilled in excess of 2,500 feet in depth be located not less than 600 feet from any lease line, and located not less than 1,200 feet from any other producible or drilling oil or gas well when drilling to the same common source of supply. The Application Lands are subject to this Rule for the Codell, Fort Hays, and Carlile Formations.
- On October 21, 2010, the Commission entered Order No. 421-3 which, among other things, established 83 approximate 640-acre drilling and spacing units for certain lands, including Section 23, Township 11 North, Range 64 West, 6<sup>th</sup> P.M., for the production of oil and gas and associated hydrocarbons from the Niobrara Formation, with no more than one horizontal well to be drilled in each unit from a surface location anywhere in the unit with the horizontal leg and bottom-hole location to be not closer than 600 feet from the boundaries of each unit.
- On September 19, 2011, the Commission entered Order Nos. 407-481 and 535-77 which, among other things, established two approximate 640-acre drilling and spacing units for Section 20, Township 4 North, Range 62 West, 6<sup>th</sup> P.M. and Section 26, Township 11 North, Range 64 West, 6<sup>th</sup> P.M., and approved one horizontal well within each unit for the production of oil, gas, and related hydrocarbons 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: March 19-20, 2018  
Time: 9:00 a.m.  
Place: Colorado Oil and Gas Conservation Commission  
The Chancery Building  
1120 Lincoln Street, Suite 801  
Denver, Colorado 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 March 5, 2018. 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 March 5, 2018, 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: February 7, 2018

Colorado Oil and Gas Conservation Commission  
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