

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

IN THE MATTER OF THE PROMULGATION AND	)	CAUSE NO. 535
ESTABLISHMENT OF FIELD RULES TO GOVERN	)	
OPERATIONS FOR THE NIOBARA FORMATION,	)	DOCKET NO. 180600401
UNNAMED FIELD, ARAPAHOE COUNTY,	)	
COLORADO	)	TYPE: POOLING

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

APPLICATION LANDS

Township 4 South, Range 64 West, 6<sup>th</sup> P.M.  
Section 19: All  
Section 20: All

APPLICATION

On April 11, 2018 (Amended May 7, 2018), ConocoPhillips Company (Operator No. 19160) and its wholly owned subsidiary Burlington Resources Oil & Gas LP (Operator No. 26580) (together, "COPC" or "Applicant"), filed a verified application pursuant to §34-60-116, C.R.S., for an order to:

- 1) Pool all interests in the Application Lands underlying an approximate 1,280-acre drilling and spacing unit established for the Application Lands, 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., are first incurred for the drilling of the Lussing Trust 4-64 19-20 3AH, Lussing Trust 4-64 19-20 3BH, Lussing Trust 4-64 19-20 3CH, Lussing Trust 4-64 19-20 3DH, Lussing Trust 4-64 19-20 4AH, Lussing Trust 4-64 19-20 4BH, Lussing Trust 4-64 19-20 4CH, Lussing Trust 4-64 19-20 4DH (API Nos. Pending) ("Wells").

APPLICABLE ORDERS AND RULES

(available online at: <http://coqcc.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, on unspaced lands, 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.
- On December 12, 2011, the Commission entered Order No. 535-100 which, among other things, granted a well location exception to the requirements of Commission Rule 318.a. for certain lands including Section 19, Township 4 South, Range 64 West, 6th P.M., for the development and production of oil, gas and related hydrocarbons from the Niobrara

Formation, providing: 1) that the surface location for each horizontal well drilled within a given section of said lands may be located anywhere within the section or on adjoining lands with appropriate surface owner approval; 2) the lateral of a given horizontal well may enter the Niobrara Formation no closer than 300 feet from the section line; 3) the treated interval within the Niobrara Formation may be located not closer than 460 feet from the section line; and 4) the distance between the treated interval of Niobrara wells within the Application Lands shall not be less than 920 feet. Section 19 of the Application Lands are subject to this Order.

- On September 16, 2013, the Commission entered Order No. 535-397 which, among other things, established two approximate 640-acre exploratory drilling and spacing units for Sections 20 and 28, Township 4 South, Range 64 West, 6th P.M., and approved up to two horizontal wells within each unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation, with the producing interval of such wells in the Niobrara Formation no closer than 460 feet from the boundaries of the spacing unit, and no closer than 920 feet from the producing interval of any other well producing from the common source of supply, without exception being granted by the Director. Section 20 of the Application Lands are subject to this Order.
- On September 16, 2013, the Commission entered Order No. 535-403 which, among other things, denied the request for an order to pool all interests within an approximate 640-acre drilling and spacing unit established for Sections 20 and 28, Township 4 South, Range 64 West, 6th P.M. to accommodate the Lussing Trust 20-1H Well and the Tebo 28-1H Well, for the development and operation of the Niobrara Formation. Section 20 of the Application Lands are subject to this Order.
- Concurrently with this Application, Applicant filed a concurrently spacing application which, among other things, requests an order to: 1) maintain the 640-acre drilling and spacing unit established by Order No. 535-397 for payment of production proceeds for Section 20, Township 4 South, Range 64 West, 6th P.M.; 2) establish an approximate 1,280-acre drilling and spacing unit for Sections 19 and 20, Township 4 South, Range 64 West, 6th P.M., and approve up to eight new horizontal wells in the unit for the production of oil, gas and associated hydrocarbons from the Niobrara Formation in the unit; 3) provide that the productive interval any horizontal well shall be no closer than 460 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 two new well pads in the unit, or adjacent thereto, unless an exception is granted by the Director; and 4) provide that the Watkins #4-64-19-1H (API No. 05-005-07173) be excluded from the proposed 1,280-acre unit and continue to be allocated on a lease basis for purposes of the payment of proceeds.

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: June 11-12, 2018

Time: 9:00 a.m.

Place: Lindou Auditorium  
Michener Library  
University of Northern Colorado (UNC)

501 20th Street  
Greeley, Colorado 80639

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 25, 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 May 28, 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: May 7, 2018

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