

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 NIOBRARA, FORT HAYS, ) DOCKET NO. 180900685  
CODELL, AND CARLILE FORMATIONS, UNNAMED )  
FIELD, WELD COUNTY, COLORADO ) TYPE: SPACING

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

APPLICATION LANDS

Township 8 North, Range 61 West, 6<sup>th</sup> P.M.  
Section 28: N½

APPLICATION

On July 18, 2018, Mallard Exploration, LLC (Operator No. 10670) ("Mallard" or "Applicant"), filed a verified application pursuant to §34-60-116, C.R.S., for an order to:

1) Establish an approximate 320-acre drilling and spacing unit for the N½ of Section 28, Township 8 North, Range 61 West, 6<sup>th</sup> 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, Fort Hays, Codell, and Carlile Formations.

2) Provide that the productive interval of each proposed horizontal well shall be no closer than 600 feet from the boundaries of the proposed unit (regardless of lease lines within the unit), unless an exception is granted by the Director, and no closer than 150 feet from the productive interval of any other wellbore within the unit producing from the same source of supply, unless an exception is granted by the Director and approve up to two new well pads within the unit, or adjacent thereto, unless an exception is granted by the Director.

3) Find that the approximate 320-acre drilling and spacing unit for the development of oil, gas, and associated hydrocarbons from the Niobrara, Fort Hays, Codell, and Carlile Formations underlying the Application Lands will prevent waste, protect correlative rights, and maximize the efficient and economic production of the Niobrara, Fort Hays, Carlile, and Codell Formations in the N½ of Section 28, Township 8 North, Range 61 West, 6<sup>th</sup> P.M.

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 N½ of Section 28, Township 8 North, Range 61 West, 6<sup>th</sup> P.M. is subject to this Rule for the Niobrara, Fort Hays, Codell, and Carlile Formations.

- On February 22, 2011, the Commission entered Order No. 535-3, which established 160 approximate 640-acre drilling and spacing units, and approved one horizontal well in each unit for the Niobrara Formation. Section 28, Township 8 North, Range 61 West, 6<sup>th</sup> P.M. was subject to this Order for the Niobrara Formation.
- On July 24, 2014, the Commission entered Order No. 535-509 which, among other things, vacated an approximate 640-acre drilling and spacing unit established by Order No. 535-3 for Section 28, Township 8 North, Range 61 West, 6<sup>th</sup> P.M. and established an approximate 960-acre drilling and spacing unit for the S½ of Section 28 and Section 33, Township 8 North, Range 61 West, 6<sup>th</sup> P.M., and approve up to a total of 16 horizontal wells within the unit, for the production of oil, gas, and associated hydrocarbons from the Niobrara Formation. The N½ of Section 28, Township 8 North, Range 61 West, 6<sup>th</sup> P.M. was no longer subject to a spacing order and reverted to Rule 318.a.

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: September 17-18, 2018  
 Time: 9:00 a.m.  
 Place: Garfield County Sheriff's Annex - Rifle  
 106 County Road 333-A  
 Rifle, Colorado 81650

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 August 31, 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 September 3, 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: August 13, 2018

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 Applicant:  
Jamie L. Jost  
Jill D. Dorancy  
Jost Energy Law, P.C.  
1401 17<sup>th</sup> Street, Suite 370  
Denver, Colorado 80202  
(720) 446-5620  
[jjost@jostenergylaw.com](mailto:jjost@jostenergylaw.com)  
[jdorancy@jostenergylaw.com](mailto:jdorancy@jostenergylaw.com)