

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 ) DOCKET NO. 181000789  
HAYES, 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 67 West, 6<sup>th</sup> P.M.

Section 13: All

Section 14: All

APPLICATION

On August 30, 2018, Enerplus Resources (USA) Corporation (Operator No. 10177) ("SRC" or "Applicant"), filed a verified application pursuant to §34-60-116, C.R.S., for an order to:

- 1) Vacate Order Nos. 535-2 and 535-109 as they apply to the Application Lands;
- 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 Niobrara, Fort Hayes, Codell, and Carlile Formations;
- 3) Approve the drilling of 12 horizontal wells in the proposed unit, to be drilled in a general east/west orientation;
- 4) Allow any horizontal wells to be drilled under this Application for production from the Niobrara, Fort Hayes, Codell, and Carlile Formations will be drilled from the surface of the drilling unit, or on adjacent lands with consent of the landowner, from no more than two surface locations, unless an exception is granted by the Director;
- 5) Allow for the wellbores of any horizontal wells to be drilled under this Application to enter the Niobrara, Fort Hayes, Codell, and Carlile Formations anywhere within the unit, or on adjacent lands, without exception being granted by the Director; and
- 6) Allow the treated intervals of the wellbores to be no closer than 600 feet from the boundaries of the proposed unit, with an inter-well setback no closer than 150 feet from the treated interval of a well producing from the same formation.

APPLICABLE ORDERS AND RULES

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

- On August 12, 2010, the Commission entered Order No. 535-2 which, among other things, established approximate 640-acre drilling and spacing units for Sections 13 and 14, Township 8 North, Range 67 West, 6<sup>th</sup> P.M., and other lands, for the production of gas and associated hydrocarbons from the Fort Hays, Carlile, Codell and Niobrara Formations, and authorized one horizontal well in each formation, with the initial formation penetration, lateral leg, and terminus (bottomhole location) of the permitted wells no closer than 600 feet from the boundaries of the unit and the initial formation penetration, lateral leg and terminus (bottomhole location) of the second well not closer than 1,200 feet from the first well.
- On December 12, 2011, the Commission entered Order No. 535 109 which, among other things, pooled all interests in the approximate 640-acre drilling and spacing unit established by Order No. 535-2 for Section 14, Township 8 North, Range 67 West, 6<sup>th</sup> P.M., for the development and operation of the Niobrara Formation.
- 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.

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 29-30, 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 three 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 15, 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 October 15, 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: September 29, 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:  
Jillian Fulcher  
James P. Parrot  
Jobediah J. Rittenhouse  
Beatty & Wozniak, P.C.  
216 16th Street, Suite 1100  
Denver, Colorado 80202  
(303) 407-4499  
[jfulcher@bwenerylaw.com](mailto:jfulcher@bwenerylaw.com)  
[jparrot@bwenerylaw.com](mailto:jparrot@bwenerylaw.com)  
[jrittenhouse@bwenerylaw.com](mailto:jrittenhouse@bwenerylaw.com)