

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

IN THE MATTER OF THE PROMULGATION AND) CAUSE NO. 407
ESTABLISHMENT OF FIELD RULES TO GOVERN)
OPERATIONS FOR THE NIOBRARA FORMATION,) DOCKET NO. 190100139
WATTENBERG FIELD, WELD COUNTY,)
COLORADO) TYPE: POOLING

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

APPLICATION LANDS

Township 5 North, Range 61 West, 6th P.M.

Section 35: All

Section 36: All

APPLICATION

On November 29, 2018, HighPoint Operating Corporation (Operator No. 10071) ("HighPoint" or "Applicant"), filed a verified application ("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.

2) Provide that any party who fails to make a timely election to lease or to participate is pooled by operation of statute, pursuant to C.R.S. § 34-60-116(6) and (7), and made subject 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 Anschutz Coffelt 5-61-35-1609B Well (API No. Pending), the Anschutz Coffelt 5-61-35-1724B Well (API No. Pending), the Anschutz Coffelt 5-61-35-3225B Well (API No. Pending), the Anschutz Equus Farms 5-61-3340B Well (API No. Pending), the Anschutz Equus Farms 5-61-4841B Well (API No. Pending), the Anschutz Equus Farms 5-61-4956B Well (API No. Pending), and the Anschutz Equus Farms 5-61-6457B Well (API No. Pending) ("Wells").

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 April 27, 1998, the Commission adopted Rule 318A, the Greater Wattenberg Area Special Well Location, Spacing and Unit Designation Rule. Sections 35 and 36, Township 5 North, Range 61 West, 6th P.M. are subject to this Rule for the Niobrara Formation.

- On February 22, 2011 (corrected April 4, 2013), the Commission entered Order Nos. 407-779 and 535-4 which, among other things, established 74 approximate 640-acre drilling and spacing units, and approved one horizontal well within each unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation. Sections 35 and 36, Township 5 North, Range 61 West, 6th P.M. are subject to this Order for the Niobrara Formation.
- On July 28, 2014, the Commission entered Order No. 407-1085 which vacated an approximate 640-acre drilling and spacing unit and established an approximate 1,280-acre drilling and spacing unit and approved up to 16 horizontal wells within the proposed unit, for the production of oil, gas, and associated hydrocarbons from the Niobrara Formation. Sections 35 and 36, Township 5 North, Range 61 West, 6th P.M. are subject to this Order for the Niobrara Formation.
- On October 27, 2014, the Commission entered Order No. 407-1124 which amended Order No. 407-1085 to apply to previously unnoticed parties in an approximate 1,280-acre drilling and spacing unit established for Sections 35 and 36, Township 5 North, Range 61 West, 6th P.M., for the development and operation of the Niobrara Formation.
- On December 15, 2014, the Commission entered Order No. 407-1183 which pooled all interests within an approximate 1,280-acre drilling and spacing unit established for Sections 35 and 36, Township 5 North, Range 61 West, 6th P.M., and to subject any nonconsenting interests to the cost recovery provisions of §34-60-116(7), C.R.S. for the Coffelt #5-61-35-0108BH2 Well, 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: January 28-29, 2019

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 January 14, 2019. Please see Commission Rule 509 at: <http://cogcc.state.co.us>, under "Regulation," then select "Rules". Please note that, under Commission Rule 506.c., the deadline for protests and interventions will not be continued even if the hearing is continued beyond the date that is stated above. Protests and interventions must be sent to the Applicant at the below address, and must be sent to the Commission via email to: dnr_hearingapplications@state.co.us. **Anyone who files a protest or intervention must be able to participate in a prehearing conference during the week of January 14, 2019, 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


Mimi C. Larsen, Secretary

Dated: December 19, 2018

Colorado Oil and Gas Conservation Commission
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