

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

IN THE MATTER OF THE APPLICATION OF)	
NOBLE ENERGY PRODUCTION, INC. FOR AN)	CAUSE NO. 407
ORDER POOLING ALL NONCONSENTING)	
INTERESTS IN THE CODELL AND NIOBRARA)	Docket No. _____
FORMATIONS IN AN ESTABLISHED)	
DRILLING AND SPACING UNIT LOCATED IN)	
THE WATTENBERG FIELD, WELD COUNTY,)	
COLORADO)	

APPLICATION

COMES NOW Noble Energy Production, Inc. by and through its wholly owned subsidiary SOCO Wattenberg Corporation, (referred to herein as “Applicant”), by and through its undersigned attorneys, and makes application to the Oil and Gas Conservation Commission of the State of Colorado (“COGCC”), for an order to pool all non-consenting interests for the drilling of a well for the applicable 160-acre drilling and spacing unit in the Codell and Niobrara Formations in Section 9, Township 5 North, Range 66 West, 6th P.M., Weld County, Colorado. In support thereof, the Applicant states and alleges as follows:

1. That the Applicant is a corporation duly authorized to conduct business in the State of Colorado.
2. That the Applicant owns certain leasehold interests in the unit requested for pooling.
3. That pursuant to COGCC Orders established in Cause No. 407 and as modified pursuant to Rule 318A, 80-acre drilling and spacing units for the Codell and Niobrara were established. In accordance with Rule 318A, commingling of the Cretaceous Age formations is authorized and a unit designation of not smaller than a governmental quarter section is to be established when completing a well in the 800’ x 800’ center ¼ section window, which includes the following lands at issue in this Application:

Township 5 North, Range 66 West, 6th P.M.
Section 9: NW/4

4. Applicant proposes to drill the following well within the 160-acre drilling and spacing unit described in paragraph 3 above as follows: Austyn J 19-9 Well, T5N, R66W, Section 9: NW/4, center. This well is a directional well with approximate bottomhole location in the center window at 1321’ FNL and 1342’ FWL, to accommodate a common pad with all other Codell/Niobrara wells in this quarter section as authorized by the City of Greeley permit.
5. That the parties listed on Exhibit A hereto own separate leased mineral interests in the NE/4NW/4 of Section 9 encompassed within the drilling and spacing unit, and such parties have been offered the option to participate in the drilling of the referenced well in the unit, but to date one or more of such parties have refused to participate by bearing their proportionate shares of the costs and risks of drilling or operating the well. An AFE containing the information required by COGCC Rule 530.a. was sent respecting this well more than thirty (30) days prior to the date of the hearing on this Application. A copy of such AFE and letter is attached hereto as Exhibit B.
6. That with respect to any non-consenting owners of unleased mineral interests listed on Exhibit A, Applicant has made reasonable attempts pursuant to COGCC Rule 530.b. to enter into leases with such parties but has as yet been unsuccessful in such attempts.
7. That in order to prevent waste, protect correlative rights and in the best interests of conservation, all interests owned by the nonconsenting parties listed on Exhibit A should be pooled

in the Codell and Niobrara Formations in accordance with C.R.S. § 34-60-116 and Rule 530 of the COGCC.

8. That the names and addresses of the interested parties with respect to this Application are as set forth in Exhibit A hereto.

WHEREFORE, Applicant respectfully requests that this matter be set for hearing, that notice thereof be given as required by law and that upon such hearing this Commission enter its order:

A. That all leasehold working interest owners with whom Applicant has been unable to secure an agreement for the drilling of the proposed well as described in paragraphs 4 and 5 be pooled involuntarily with respect to the Codell and Niobrara Formations, and that such owners be treated as non-consenting owners under C.R.S. § 34-60-116 and made subject to the terms and penalties provided for therein.

B. For such other findings and orders as the Commission may deem proper or advisable in the premises.

DATED this _____ day of December, 2005.

Respectfully submitted,

NOBLE ENERGY PRODUCTION, INC.

By:

Michael J. Wozniak
BEATTY & WOZNIAK, P.C.
216 16th Street, Suite 1100
Denver, CO 80202
(303) 407-4499

Applicants' Address:

1625 Broadway, Suite 2000
Denver, CO 80202

VERIFICATION

STATE OF COLORADO)
) ss.
CITY AND COUNTY OF DENVER)

Berndt R. Myhr, of lawful age, being first duly sworn upon oath, deposes and says that he is a Landman for Noble Energy Production, Inc. and that he has read the foregoing Application and that the matters therein contained are true to the best of my knowledge, information and belief.

Berndt R. Myhr

Subscribed and sworn to before this ____ day of December, 2005.

Witness my hand and official seal.

My commission expires:

Notary Public

[SEAL]

EXHIBIT A

Working Interest & Unleased Mineral Owners

Consenting Owners

SOCO Wattenberg Corporation
1625 Broadway, Suite 2000
Denver, CO 80202

Department of Highways
State of Colorado
4201 E. Arkansas
Denver, CO 80222

Non-Consenting Owners

Jenex Petroleum Corporation
621 17th Street, Suite 200
Denver, CO 80293

Jenco Petroleum Corporation
621 17th Street, Suite 200
Denver, CO 80293

St. James Oil, Ltd.
621 17th Street, Suite 200
Denver, CO 80293

Jensen Energy Corporation
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