

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

IN THE MATTER OF THE APPLICATION OF )  
EOG RESOURCES, INC. FOR AN ORDER )  
POOLING ALL NONCONSENTING )  
INTERESTS IN THE NIOBRARA FORMATION )  
IN AN ESTABLISHED DRILLING AND )  
SPACING UNIT LOCATED IN JACKSON )  
COUNTY, COLORADO )

Cause No. \_\_\_\_\_  
  
Docket No. \_\_\_\_\_

APPLICATION

COMES NOW EOG Resources, Inc. (referred to herein as “Applicant”), by and through its undersigned counsel, 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 in an approximate 629-acre drilling and spacing unit in the Niobrara Formation in the lands more particularly described in Paragraph 2 below located in Township 7 North, Range 80 West, 6<sup>th</sup> P.M., Jackson 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 leasehold interests in the drilling and spacing unit requested for pooling.

Township 7 North, Range 80 West, 6<sup>th</sup> P.M.  
Section 30: Lots 1-4, E½W½, E½ (All)

Jackson County, Colorado

(“Application Lands”)

3. The Application Lands are subject to Order No. 531-1 which established the drilling and spacing unit for production from the Niobrara Formation for the Application Lands, for the drilling and completion of one horizontal well, with the option to drill a second horizontal well in the drilling and spacing unit.
4. Applicant proposes to drill the following well within the drilling and spacing unit described in paragraph 2 above as follows:

<u>Well Name</u>	<u>Surface Location</u>	<u>Bottomhole Location</u>
Mutual 2-30H	320’ FSL & 1980’ FEL	600’ FNL & 600’ FEL

This proposed surface location and bottomhole location is reflected on the approved APD attached hereto as Exhibit B.

5. An AFE containing the information required by COGCC Rule 530.a. was sent regarding this well more than thirty (30) days prior to the date of the hearing on this Application. A copy of an example of such AFE and letter is attached hereto as Exhibit C.
6. Moreover, that with respect to any non-consenting owners of unleased mineral interests listed on Exhibit C, Applicant has made reasonable attempts pursuant to COGCC Rule 530.b. to enter into leases with such parties but has as of yet been unsuccessful in such attempts. A copy of the form of the letter sent to the unleased interest owners is attached hereto as Exhibit C.

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 Niobrara Formation 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 and the undersigned certifies that copies of this Application shall be served on each interested party within the next seven days as required by Rule 503.d.

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 and all unleased mineral interests owners who refuse to execute a lease as described above be pooled involuntarily with respect to the Niobrara Formation well, 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 18<sup>th</sup> day of August, 2008.

Respectfully submitted,

EOG RESOURCES, INC.

By:

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Michael J. Wozniak  
Susan L. Aldridge  
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Denver, CO 80202  
(303) 407-4499

Applicants' Address:

600 17th Street, Suite 1100N  
Denver, CO 80202



**EXHIBIT A**

Red Willow Production, LLC  
14933 Highway 172  
Ignacio, CO 81137-0369

United States of America  
c/o Bureau of Land Management  
2850 Youngfield Street  
Lakewood, CO 80225

St. Croix Operating Inc.  
600 17th Street. Suite 2620 South  
Denver, CO, 80202

Evans Cattle Co., LLC  
3605 Jackson County Road 26  
Coalmont, CO 80430

**Nonconsenting/Unleased**

All States Trucking Corporation  
3511 Stanton Road  
Yakima, WA 98903

NAPI (Colorado), Inc.  
P.O. Box 1037  
Walden, CO 80480

**cc: Jennie D. Behles  
Behles Law Firm, P.C.  
202 Central Ave., S.E. Suite A-100  
P.O. Box 7070  
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**and via email: [jennie@jdbehles.com](mailto:jennie@jdbehles.com)**