

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

IN THE MATTER OF THE APPLICATION OF CARRIZO  
OIL & GAS, INC. FOR AN ORDER POOLING ALL  
NONCONSENTING INTERESTS IN THE NIOBRARA  
FORMATION IN A 640-ACRE DRILLING AND SPACING  
UNIT IN WELD COUNTY, COLORADO

CAUSE NO.

DOCKET NO.

**APPLICATION**

COMES NOW Carrizo Oil & Gas, Inc. ("Applicant" or "Carrizo"), by its attorneys, Beatty & Wozniak, P.C., and makes application to the Oil and Gas Conservation Commission of the State of Colorado ("Commission") for an order pooling all interests for the development of the Niobrara Formation on the following described lands, comprising an approximate 640 acre drilling and spacing unit that is proposed to be established in a companion application:

Township 7 North, Range 60 West, 6th P.M.  
Section 3: All

Weld County, Colorado

(hereinafter "Application Lands")

In support of its application, Applicant states and alleges as follows:

1. Applicant is a corporation duly authorized to conduct business in the State of Colorado, and is a registered operator in good standing with the Commission.
2. Applicant owns leasehold interests in a substantial portion of the Application Lands.
3. On June 27, 2010, the Commission approved Docket No. 1106-SP-67, an application by Carrizo which, among other things, established 640-acre drilling and spacing units for certain lands, including Application Lands, and allowed the drilling up to two (2) horizontal wells in each such drilling and spacing unit, for the production of oil, gas, and associated hydrocarbons from the Niobrara Formation. The Commission's order for this approved application is currently pending.
4. Applicant, pursuant to the provisions of C.R.S. § 34-60-116 (6) & (7) and Commission Rule 530, seeks an order pooling all interests in the Application Lands for the development of the Niobrara Formation, including any nonconsenting interests therein.
5. Applicant requests that the Commission's pooling order be made effective as of the earlier of the date of this Application, or the date that the costs specified in C.R.S. § 34-60-116(7)(b)(II) are first incurred for the drilling of a horizontal well to the Niobrara Formation on the Application Lands.
6. Applicant certifies that copies of this Application will be served on all persons owning an interest in the mineral estate of the tracts to be pooled within seven (7) days of the date hereof, as required by Rule 507.b(2), and that at least thirty (30) days prior to the hearing on this matter, each such interest owner not already leased or voluntarily pooled will be offered the opportunity to

lease, or to participate in the drilling of the well, and will be provided with the information required by Rule 530. The list of such interested parties is attached hereto as Exhibit A.

7. That in order to prevent waste and to protect correlative rights, all interests in the Application Lands should be pooled for the orderly development of the Niobrara Formation, including any nonconsenting interests therein.

WHEREFORE, Applicant requests that this matter be set for hearing at the next available opportunity, that notice be given as required by law, and that upon such hearing, the Commission enter its order:

A. Pooling all interests in the Application Lands for the development of the Niobrara Formation.

B. Providing that the Commission's pooling order is made effective as of the earlier of the date of this Application, or the date that the costs specified in C.R.S. § 34-60-116(7)(b)(II) are first incurred for the drilling of a horizontal well to the Niobrara Formation on the Application Lands.

C. Providing that the interests of any owners with whom the Applicant has been unable to secure a lease or other agreement to participate in the drilling of the authorized well are pooled by operation of statute, pursuant to C.R.S. § 34-60-116(7), and made subject to the cost recovery provisions thereof.

D. For such other findings and orders as the Commission may deem proper or advisable in this matter.

WHEREFORE, Applicant respectfully requests that this matter be set for hearing in September, 2011, that notice be given as required by law, and that upon such hearing, the Commission enter its order consistent with Applicant's request as set forth above.

Dated: July \_\_\_\_, 2011

By: \_\_\_\_\_  
Kenneth A. Wonstolen  
Elizabeth Y. Gallaway  
Beatty & Wozniak, P.C.  
216 Sixteenth Street-Suite 1100  
Denver, CO 80202-5115

Address of Applicant  
1000 Louisiana Street, Suite 1500  
Houston, TX 77002

## VERIFICATION

STATE OF TEXAS

COUNTY OF \_\_\_\_\_

)  
) SS.  
)

Craig Wiest, of lawful age, being first duly sworn upon oath, deposes and says that he is a Land Manger for Carrizo Oil & Gas, Inc. and that he has read the foregoing Application and that the matters therein contained are true to the best of his knowledge, information and belief.

Craig Wiest

Subscribed and sworn to before me this \_\_\_\_\_ day of July, 2011.

Witness my hand and official seal.

My commission expires:\_\_\_\_\_

Notary Public

## **EXHIBIT A**

Diamond Resources Co.  
P.O. Box 1938  
Williston, ND 58802-1938

Dorothy K. Sandusky  
301 Church Hill Drive  
Findlay, OH 45840

Marilyn J. Kindsfater  
17485 Highway 392  
Greeley, CO 80631

Richard G. Duvall  
2102 22nd Ave.  
Greeley, CO 80631

Jack P. Duvall  
9765 S. Chantecclair Court  
Highlands Ranch, CO 80126

Pergamos, L.P.  
201 W. California St.  
Gainsville, TX 76240

HEP Oil Company  
201 W. California St.  
Gainsville, TX 76240

Slick Rock, L.P.  
201 W. California St  
Gainsville, TX 76240

Barracuda Investments, LLC.  
201 W. California St.  
Gainsville, TX 76240

Eleanor Rose Ball and Wendell Lee Ball (JT)  
1118 10th Ave. #1  
Greeley, CO 80631

Doris L. Poush  
4109 Boulder St.  
Evans, CO 80620

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## AFFIDAVIT OF MAILING

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

Kenneth A Wonstolen, of lawful age, and being first duly sworn upon his oath, states and declares:

That he is the attorney for Carrizo Oil & Gas, Inc., and that on or before July \_\_, 2011 he caused a copy of the attached Application to be deposited in the United States Mail, postage prepaid, addressed to the parties listed on Exhibit A to the Application.

Kenneth A. Wonstolen

Subscribed and sworn to before me July \_\_\_\_, 2011.

Witness my hand and official seal.

My commission expires: \_\_\_\_\_.

Notary Public