

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

IN THE MATTER OF THE APPLICATION OF CONDOR  
ENERGY TECHNOLOGY LLC FOR AN ORDER  
POOLING ALL INTERESTS IN THE NIOBRARA  
FORMATION IN A 640-ACRE EXPLORATORY  
DRILLING AND SPACING UNIT IN WELD COUNTY,  
COLORADO

CAUSE NO.

DOCKET NO.

**APPLICATION**

COMES NOW Condor Energy Technology LLC ("Applicant"), 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:

Township 7 North, Range 59 West, 6<sup>th</sup> P.M.  
Section 18: All

Weld County, Colorado (hereinafter "Application Lands").

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

1. Applicant is a limited liability company duly authorized to conduct business in the State of Colorado, and is a registered operator in good standing with the Commission.
2. Applicant holds the right to operate for a substantial portion of the Application Lands.
3. Applicant has filed, concurrently with this Application, a spacing application requesting that the Commission establish an exploratory 640-acre drilling and spacing unit, which applies to the Application Lands. The concurrent spacing application also requests the right to drill and complete one (1) horizontal well with the option to drill up to three (3) additional horizontal wells in the exploratory 640-acre drilling and spacing unit.
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. As of the date of this Application, no Applications for Permit to Drill has been filed with the Commission.
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 wells, and will be provided with the information required by Rule 530. The list of such interested parties will be submitted to the Commission in accordance with Rule 503.

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 640-acre drilling and spacing unit on 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 wells 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.

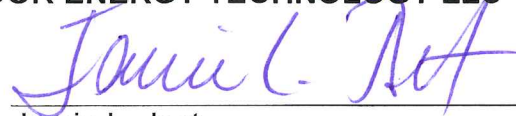
WHEREFORE, Applicant respectfully requests that this matter be set for hearing in October, 2012, that notice be given as required by law, and that upon such hearing, the Commission enter its order consistent with Applicant's request as set forth above.

Dated: August 1, 2012.

Respectfully submitted:

**CONDOR ENERGY TECHNOLOGY LLC**

By:



Jamie L. Jost  
Theresa M. Sauer  
Beatty & Wozniak, P.C.  
Attorneys for Applicant  
216 16th Street, Suite 1100  
Denver, Colorado 80202

Applicant's Address:

Condor Energy Technology LLC  
c/o STXRA  
ATTN: Sean Fitzgerald  
1416 Campbell, Building B, Suite 204  
Houston, Texas 77055

VERIFICATION

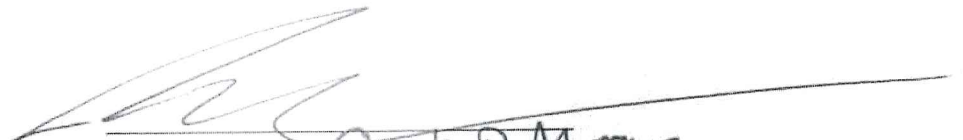
STATE OF CALIFORNIA )

COUNTY OF Contra Costa )

) ss.

Clark Moore, Executive Vice President, with Condor Energy Technology LLC, upon oath deposes and says that he has read the foregoing Application and that the statements contained therein are true to the best of his knowledge, information and belief.

CONDOR ENERGY TECHNOLOGY LLC

  
Printed Name: Clark R. Moore  
Title: Executive Vice President

EVP Subscribed and sworn to before me this 31 day of July, 2012, by Clark Moore,  
for Condor Energy Technology LLC.

Witness my hand and official seal.

My commission expires: May 26, 2016



Valentina Babichev  
Notary Public



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

IN THE MATTER OF THE APPLICATION OF CONDOR  
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CAUSE NO.

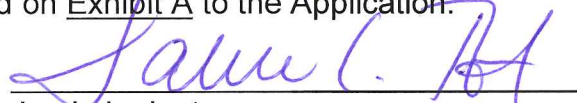
DOCKET NO.

**AFFIDAVIT OF MAILING**

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

Jamie L. Jost of lawful age, and being first duly sworn upon her oath, states and declares:

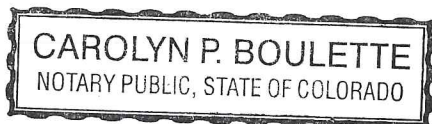
That she is the attorney for Condor Energy Technology LLC, that on or before August 10, 2012, she caused a copy of the attached Application to be deposited in the United States Mail, postage prepaid, addressed to the parties listed on Exhibit A to the Application.

  
\_\_\_\_\_  
Jamie L. Jost

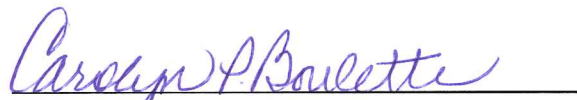
Subscribed and sworn to before me on August 1st, 2012.

Witness my hand and official seal.

My commission expires: October 22, 2015.



My Comm. Expires October 22, 2015

  
\_\_\_\_\_  
Notary Public

**EXHIBIT A**  
**INTERESTED PARTIES**

[To be submitted pursuant to Rule 503]

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

IN THE MATTER OF THE APPLICATION OF CONDOR  
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COLORADO

CAUSE NO.

DOCKET NO.

## APPLICATION

**AFFIDAVIT OF MAILING**

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

Jamie L. Jost of lawful age, and being first duly sworn upon her oath, states and declares:

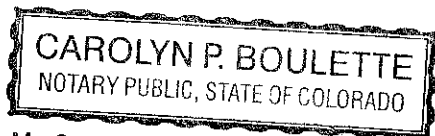
That she is the attorney for Condor Energy Technology LLC, that on or before August 8, 2012, she caused a copy of the attached Application to be deposited in the United States Mail, postage prepaid, addressed to the parties listed on the attached Notice List.

Jamie L. Jost  
Jamie L. Jost

Subscribed and sworn to before me on August 8<sup>th</sup>, 2012.

Witness my hand and official seal.

My commission expires: October 22, 2015.



My Comm. Expires October 22, 2015

Carolyn P. Bouette  
Notary Public

## **EXHIBIT A**

Amber Waves  
25210 Highway 392  
Greeley, CO 80631

Antelope Energy Company, LLC  
407 North Big Spring, Suite 240  
Midland, TX 79701

Apple Creek, LLC  
335 South York Street  
Denver, CO 80209

The Revocable Trust of Douglas P. Battin  
78 Sutton Drive  
Vernon, Connecticut 06066

Alexander L. Bezzerides  
2518 Valley View Ct., Unit A  
Lewiston, ID 83501

Nicholas C. Bezzerides  
8438 S.E. Clackamas Road  
Clackamas, Oregon 97267

Billingsley Interests, Ltd.  
237 Cape Hatteras  
Corpus Christi, TX 78412

Blackland Petroleum, LLC  
17190 East Dorado Pl.  
Centennial, CO 80015

Betty Jean Bosley  
27 Lake Road #117  
Irvine, CA 92604

Daniel F. Brooks  
3237 N. Forest Lakes  
Wichita, KS 67205

Patricia Anne Carter  
108 Residents Lane  
Branson, MO 65616

Corinne L. Chapman  
6800 W. 23<sup>rd</sup> St.  
Greeley, CO 80634

Cheyenne Royalties, LLC  
P.O. Box 1706  
Casper, Wyoming 82602

Scott R. Clark  
8185 Moore Street  
Arvada, CO 80005

Condor Energy Technology, LLC  
3315 Highway 50  
Silver Springs, NV 89429

Continental Resources, Inc.  
P.O. Box 1032  
Enid, OK 73702  
302 N. Independence  
Enid, OK 73701

Crain Energy, Ltd.  
222 East Tyler Street  
P.O. Box 2146  
Longview, TX 75606

Delbert C. Eichenger  
JoAnn Eichenger  
11471 Billings Ave.  
Lafayette, CO 80026

Esenjay Oil & Gas, Ltd.  
500 N. Water Street, Suite 1100 South  
Corpus Christi, TX 78401



Flatiron Energy Company, Inc.  
6666 Gunpark Drive, Suite 200  
Boulder, CO 80301

Gale S. Frady  
507 Sulgrave Drive  
Columbia, SC 29210

June Garver, attorney-in-fact  
For Clarice Hatcher  
2215 S. Chase St., Apt. 35  
Port Angeles, WA 98362

John S. Gibson Production, LLC  
P.O. Box 842  
Fort Morgan, CO 80701

Great Western Oil & Gas Company  
1700 Broadway, Suite 650  
Denver, CO 80290-1170

Grindstone Resources, LLC  
5228 Lonetree Drive  
Loveland, CO 80537

Paul D. Hess  
506 Kent  
Drain, Oregon 97435

Roxanne Honaker  
14909 Padero Ct.  
Bakersfield, CA 93306

Lila M. Huges  
4108 E. 6<sup>th</sup> St.  
Cheyenne, WY 82001

Kristen L. Johnson  
No address in Materials Examined

Doris L. Johnston  
Ralph A. Johnston  
2131 Astoria Lane  
Longmont, CO 80504

Lacy Properties, Ltd.  
222 East Tyler Street  
P.O. Box 2146  
Longview, TX 75606

Gene F. Lang  
19751 East Main Street, Suite 334  
Parker, CO 80138

Gene F. Lang & Co.  
19751 East Main Street, Suite 334  
Parker, CO 80138

Michael C. Layman  
5626 Harvest Hill  
Corpus Christi, TX 78414

Jay Kenneth Littlefield and  
Linda L. Littlefield  
117 Juniper Drive  
Sterling, Colorado 80751

Jay Kenneth Littlefield and  
Linda L. Littlefield,  
as Trustees of the Littlefield Family Joint  
Living Trust  
117 Juniper Drive  
Sterling, Colorado 80751

Mike L. Livengood and  
Shanna Livengood  
40501 WCR 113  
New Raymer, Colorado 80742

Markus Production, Inc.  
2100 W. Littleton Blvd., Suite 245  
Littleton, CO 80120

Markus Royalty, LLC  
2100 W. Littleton Blvd. Suite 245  
Littleton, CO 80120

Marubeni Denver Julesburg LLC  
2800 Post Oak Blvd., Suite 6000  
Houston, TX 77056

Edgar L. Mcvay  
Rosalyn M. McVay  
1103 Madison Avenue  
Cheyenne WY 82001

Mary Anne McCourt  
No address available

Priscilla L. Ohler  
2015 Shawn Ave.  
Weiser, ID 83672

Donald E. Olson and Margaret B. Olson,  
As Trustees of the Donald E. Olson Living Trust  
P.O. Box 2780  
Cheyenne, WY 82003

Bill Paul  
1004 Kopra St.  
Truth or Consequences, NM 87901

Darryl J. Paul  
8524 Canterbury Lake Blvd.  
Tampa, FL 33619

Denice L. Paul  
1949 Amberwood Dr.  
Riverview, FL 33578

Pacific Energy Development Corp.  
4125 Blackhawk Plaza Circle, Suite 201A  
Danville, CA 94506

Powder Morning, LLC  
100 Fillmore Street, Suite 450  
Denver, CO 80206

Andrew J. Prebish  
3439 E. Poinsettia Dr.  
Phoenix, AZ 85028

Prima Exploration, Inc.  
100 Fillmore Street, Suite 450  
Denver, CO 80206

Prima Exploration, Inc.  
Nominee for M. Scott Homsher  
4295 South Fox Street  
Englewood, CO 80110

M. Scott Homsher  
4295 South Fox Street  
Englewood, CO 80110

Prima Exploration, Inc.  
Nominee for Marshall Resources  
4295 South Fox Street  
Englewood, CO 80110

Dena Kristi Read  
17190 East Dorado Pl.  
Centennial, CO 80015

Linda Santora  
813 E. 20th St. Dr.  
Greeley, CO 80634

Glen Schild  
5020 Pierre St.  
Rapid City, SD 57702

Lynn Schild  
2000 S. Joliet  
Sioux Falls, SD 57110

Donald Charles Schmotzer  
4115 Barbara Drive  
West Columbia, SC 29169

Ruby Schmotzer  
1012 Ontario Dr.  
West Columbia, SC 29169

Noreen Smith f/k/a  
Noreen E. Rosmis  
390 Tina St.  
Hollister, MO 65672

Benjamin V. Sperr  
335 South York Street  
Denver, CO 80209

Katherine A. Sperr  
335 South York Street  
Denver, CO 80209

SR Royalty LLC  
633 17<sup>th</sup> Street, Suite 2170  
Denver, CO 80202

Patricia A. Truesdell  
2205 37th Street #40  
Evans, CO 80206

James K. and Sherry L. Ullmann  
119 N. Fremont Ave.  
Johnstown, CO 80534

Ravco, Inc.  
3756 Bratton  
Corpus Christi, TX 78413

Arentee Investments  
20124 Highway 124  
Jonesville, Louisiana 71343

Schibi Oil & Gas Ltd.  
4706 Grand Lake  
Corpus Christi, TX 78413

Lola K. Ennis  
George E. Ennis  
43604 N. Terrace View Ave.  
San Tan Valley, AZ 85140

Lawrence L. Dinsmoor  
6340 W. 81<sup>st</sup> St.  
Los Angeles, CA 90045

David L. Kelln  
2456 Chama Ave.  
Loveland, CO 80538

Donald H. Kelln  
Vickie J. Kelln  
11619 W. 84<sup>th</sup> Lane  
Arvada, CO 80005

Elizabeth K. Harris  
9757 Kipling St.  
Westminster, CO 80021

Danielle Ullmann  
No address in Materials Examined

Todd R. Ullmann  
No address in Materials Examined

The United Methodist Church of Wray  
c/o Robert L. Schneider, Trustee  
500 Blake Street  
Wray, CO 80758

Winn Exploration Co., Inc.  
800 North Shoreline Blvd., Suite 1900 North  
Corpus Christi, TX 78401

City of Wray, Colorado  
c/o Kris Jones, Mayor  
P.O. Box 35  
Wray, CO 80758

Wray Area Foundation, Inc.  
c/o Lance Bohall  
P.O. Box 314  
Wray, CO 80758

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CAUSE NO.

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## SECOND SUPPLEMENTAL AFFIDAVIT OF MAILING

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

Jamie L. Jost, of lawful age, and being first duly sworn upon her oath, states and declares:

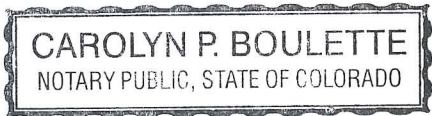
That she is the attorney for Condor Energy Technology LLC, that on or before August 28, 2012, she caused a copy of the attached Application to be deposited in the United States Mail, postage prepaid, addressed to the following additional interested party:

Jamie L. Jost

Subscribed and sworn to before me on August 28, 2012.

Witness my hand and official seal.

My commission expires: 10/22/2015



My Comm. Expires October 22, 2015

Cheryl P. Bouette  
Notary Public

## EXHIBIT A

Springfield Oil Company  
27619 Brook Drive  
Hot Springs, South Dakota 57747

HOP Energies, LLC  
P.O. Box 47911  
Wichita, KS 67201

Total E & P USA, Inc.  
1201 Louisiana Street  
TOTAL Plaza, Suite 1800  
Houston, TX 77002

Tindall Operating Company  
7200 East Dry Creek Road, Suite F-205  
Englewood, CO 80112

Cecil Sitz  
Unknown Address

CA Hughes  
2053 47 Court NE  
Salem, OR 97305

Clifford Hughes  
Unknown Address

Estate of Charlotte I Gillaspie, Deceased  
Abe Gillaspie  
1112 Tennant Way, Space #23  
Longview, WA 98632

Gerty List  
2242 N Bristol  
Santa Anna, CA 92706

Hugh Leroy Memovich  
Box 1938 M. Mesa  
Lake Isabella, CA 93240

Robert Memovich  
7630 SW Cherry  
Trigard, OR 97223

Steven Memovich  
201 Santa Fe Drive  
Vancouver, WA 98661

Willis Eugene Memovich  
11644 18<sup>th</sup> SW  
Seattle, WA 93240

Virgil Hughes  
Unknown Address

May Benson Paul  
Unknown Address

Vida Olson  
2500 Windwood Drive, Apt. B-5  
Cheyenne, WY 82001-5759

Doris Schild  
3928 Brookside Drive  
Rapid City, SD 57702

Iris Lee Swaggerty  
1330 NW Prospect  
Grants Pass, OR 97526

Mamie L. Douglas  
200 Rancho Villa  
Walla Walla, WA 99324

Peggy Rose Schultz  
P.O. Box 86  
Stevenson, WA 98648

Bank of Oklahoma  
Agent for Phyllis Bolin  
PO Box 3499  
Tulsa, OK, 74101-3499