

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

IN THE MATTER OF THE APPLICATION OF HRM RESOURCES, LLC FOR AN ORDER POOLING ALL INTERESTS IN A PENDING 160-ACRE DRILLING AND SPACING UNIT LOCATED SECTION 36, TOWNSHIP 6 NORTH, RANGE 66 WEST 6 <sup>TH</sup> P.M., IN THE CODELL AND NIOBRARA FORMATIONS, BRACEWELL FIELD, WELD COUNTY, COLORADO	CAUSE NO.  DOCKET NO.
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**APPLICATION**

HRM Resources, LLC ("Applicant"), by its attorneys, Beatty & Wozniak, P.C., submits this application to the Oil and Gas Conservation Commission of the State of Colorado ("Commission") for an order pooling all interests within an approximate 160-acre drilling and spacing unit for the development of the Codell and Niobrara Formations on the following described lands:

Township 6 North, Range 66 West, 6<sup>th</sup> P.M.  
Section 36: NE $\frac{1}{4}$

Weld County, Colorado ("Application Lands").

In support thereof, 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 owns substantial leasehold interests in the Application Lands.
3. Section 36, Township 6 North, Range 66 West is comprised of a proposed 160-acre drilling and spacing unit for development of the Codell and Niobrara Formations. The application for the proposed 160-acre drilling and spacing unit is being filed concurrently with this pooling application for the Commission's February 2013 Hearing. Approval of this pooling application is contingent upon Commission approval of said companion application.
4. On February 18, 1985, the Commission Issued Order No. 381-5, which among other things, approved an optional additional well to be drilled in the undrilled 40-acre tract of the established 80-acre drilling and spacing units for certain lands, including the Application Lands, for the production of oil and associated hydrocarbons from the Codell and Niobrara Formations.

5. On April 27, 1998, the Commission adopted Rule 318A, which, among other things, allowed certain drilling locations to be utilized to drill or twin a well, deepen a well or recomplete a well and to commingle any or all of the Cretaceous Age Formations from the base of the Dakota Formation to the surface. On December 5, 2005, Rule 318A was amended to allow interior infill and boundary wells to be drilled and drilling and spacing units to be established. The Application Lands are subject to Rule 318A for the Codell and Niobrara Formation.

6. Applicant, pursuant to Commission Rule 530 and the provisions of C.R.S. § 34-60-116 (6) and (7), seeks an order to pool all interests, including but not limited to, any nonconsenting interests, in the Application Lands in the Codell and Niobrara Formations underlying the following approximate 160-acre drilling and spacing unit:

Township 6 North, Range 66 West, 6<sup>th</sup> P.M.  
Section 36: NE¼

(hereafter "Drilling and Spacing Unit")

7. 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 well to the Codell and Niobrara Formations on the Application Lands.

8. 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 as applicable. The list of such interested parties is attached hereto as Exhibit A.

9. 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 Codell and Niobrara Formations, 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 and Drilling and Spacing Unit for the development of the Codell and Niobrara Formations.

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 any of the costs specified in C.R.S. §

34-60-116(7)(b)(II) are first incurred for the drilling of a well in the Drilling and Spacing Unit to the Codell and Niobrara Formations 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 Well are pooled by operation of statute, pursuant to C.R.S. § 34-60-116(6) and (7), and made subject to the cost recovery provisions thereof with respect to the five wells authorized to develop the Codell and Niobrara Formations in the Drilling and Spacing Unit comprising the Application Lands.

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 February, 2013, 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: December 13, 2012.

Respectfully submitted:

**HRM RESOURCES, LLC**

By: 

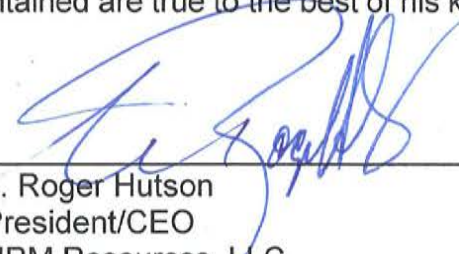
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Applicant's Address:  
HRM Resources LLC.  
c/o L. Roger Hutson  
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VERIFICATION

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

L. Roger Hutson, of lawful age, being first duly sworn upon oath, deposes and says that he is the President/CEO of HRM Resources LLC 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.

  
\_\_\_\_\_  
L. Roger Hutson  
President/CEO  
HRM Resources, LLC

Subscribed and sworn to before this 13<sup>th</sup> day of December, 2012.

Witness my hand and official seal.

[SEAL]

My commission expires: 6/16/2014



  
\_\_\_\_\_  
April M. Prohaska

## EXHIBIT A

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Jose Mendoza  
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Jose Mendoza and Rosie Aguilar  
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Joseph C Filipponi, Trustee of the  
Joseph Filipponi Trust dated  
3/21/2012  
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Rodriguez and Yolanda Jorgensen  
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and Valentino Martinez  
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Michael Anthony Gutierrez-Segura  
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Peter B and Zulema B Gutierrez  
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Peter N Gutierrez, Joe B Gutierrez  
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Ralph Clifford Todd  
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DOCKET NO.

Teresa L. Peters  
Notary Public