

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

IN THE MATTER OF AN APPLICATION FOR AN	)	
ORDER TO ESTABLISH AN APPROXIMATE 320-	)	CAUSE NO. 407
ACRE DRILLING AND SPACING UNIT FOR THE	)	
W½ OF SECTION 25, TOWNSHIP 6 NORTH,	)	DOCKET NO. <i>To be assigned</i>
RANGE 62 WEST, 6 <sup>TH</sup> P.M., FOR HORIZONTAL	)	
WELL DEVELOPMENT OF THE NIOBRARA	)	
FORMATION, WATTENBERG FIELD, WELD	)	
COUNTY, COLORADO	)	

APPLICATION

Bill Barrett Corporation ("BBC" or "Applicant"), by and through its attorneys, Burleson LLP, respectfully submits this Application to the Oil and Gas Conservation Commission of the State of Colorado (the "Commission") for an order: (1) vacating the approximate 640-acre drilling and spacing unit, established under Order No. 535-4, for Section 25, Township 6 North, Range 62 West, 6<sup>th</sup> P.M., for the production of oil, gas and associated hydrocarbons from the Niobrara Formation; and (2) establishing an approximate 320-acre drilling and spacing unit for the W½ of said Section 25, and authorizing the drilling one (1) horizontal well within the proposed unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation. 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 has registered as an operator with the Commission.
2. Applicant owns the substantial leasehold interests in the below-listed lands:

Township 6 North, Range 62 West, 6<sup>th</sup> P.M.  
Section 25: W½

These lands are hereinafter referred to as the "Application Lands." A map depicting the acreage comprising the Application Lands is attached hereto and marked as Exhibit A.

3. On or about February 22, 2011, the Commission entered Order No. 535-4 (subject to pending corrections) which, among other things, established 640-acre drilling and spacing units for certain lands, including Section 25, Township 6 North, Range 62 West, 6<sup>th</sup> P.M., and approved one horizontal well for each unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation, with the surface location for any permitted well to be located anywhere on the surface, consistent with Rule 318A., and the treated interval of the wellbore to be no closer than 460 feet from the boundaries of the unit, without exception being granted by the Director.

4. Applicant has found a significant defect in the record chain of title of the mineral estate for the E½ of Section 25, Township 6 North, Range 62 West, 6<sup>th</sup> P.M.

5. Applicant requests the Commission enter its order: (1) vacating the approximate 640-acre drilling and spacing unit, established under Order No. 535-4, for Section

25, Township 6 North, Range 62 West, 6<sup>th</sup> P.M., for the production of oil, gas and associated hydrocarbons from the Niobrara Formation, and (2) establishing an approximate 320-acre drilling and spacing unit for the W½ of said Section 25, and authorizing the drilling one (1) horizontal well within the proposed unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

6. For the Application Lands, the proposed drilling unit is not smaller than the maximum area that can be economically and efficiently drained by one (1) horizontal well proposed to be drilled under this Application and completed in the Niobrara Formation, and is necessary to economically and efficiently recover resources, prevent waste, and protect correlative rights.

7. Applicant states that the horizontal well to be drilled under this Application will be drilled from a surface location described by Rule 318A(I).a., or on other lands with consent of the landowner, without exception being granted by the Director.

8. Applicant states that, for any permitted wells to be drilled under this Application, the treated intervals of the wellbore should be not less than 460 feet from the proposed unit boundaries, without exception being granted by the Director.

9. Once the Commission enters its order vacating the approximate 640-acre drilling and spacing unit, established under Order No. 535-4, for Section 25, Township 6 North, Range 62 West, 6<sup>th</sup> P.M., the E½ of Section 25, Township 6 North, Range 62 West, 6<sup>th</sup> P.M., will not be subject to any spacing order, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation, and will revert to Rule 318A(I). for well location, spacing and unit designation.

10. The granting of this Application is in accord with the Oil and Gas Conservation Act, found at §34-60-101, *et seq.*, C.R.S., and the Commission rules.

11. That the names and addresses of the interested parties (owners within Section 25, Township 6 North, Range 62 West, 6<sup>th</sup> P.M.) according to the information and belief of the Applicant are set forth in Exhibit B attached hereto. The Applicant shall submit a certificate of service for the Application within seven days as required by Rule 503.e.

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

A. Vacating the approximate 640-acre drilling and spacing unit established for Section 25, Township 6 North, Range 62 West, 6<sup>th</sup> P.M., for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

B. Establishing an approximate 320-acre drilling and spacing unit for the W½ of Section 25, Township 6 North, Range 62 West, 6<sup>th</sup> P.M., and authorizing the drilling one (1) horizontal well within the proposed unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

C. Requiring that for the permitted well to be drilled under this Application, the treated intervals of the wellbore should be not less than 460 feet from the proposed unit boundaries, without exception being granted by the Director.

D. Declaring the E½ of Section 25, Township 6 North, Range 62 West, 6<sup>th</sup> P.M., is not subject to any spacing order, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation, and those lands will revert to Rule 318A(I). for well location, spacing and unit designation.

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

DATED this 24 day of January, 2013.

Respectfully submitted,

BILL BARRETT CORPORATION

By: 

Robert A. Willis (Colorado Bar No. 26308)  
Burleson LLP  
Wells Fargo Center  
1700 Lincoln Street, Suite 1300  
Denver, CO 80203  
(303) 801-3200

Applicant's Address:

Bill Barrett Corporation  
Colleen Kennedy, Senior Landman  
1099 18<sup>th</sup> Street, Suite 2300  
Denver, CO 80202

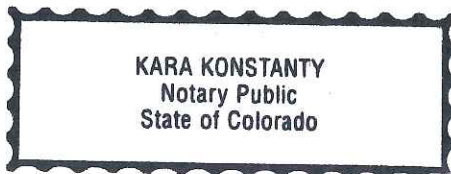
STATE OF COLORADO )  
 ) ss.  
CITY & COUNTY OF DENVER )


BILL BARRETT CORPORATION

Colleen Kennedy  
Colleen Kennedy

Witness my hand and official seal.

My commission expires: 3/3/2015



  
Notary Public

**Exhibit A**  
Application Map

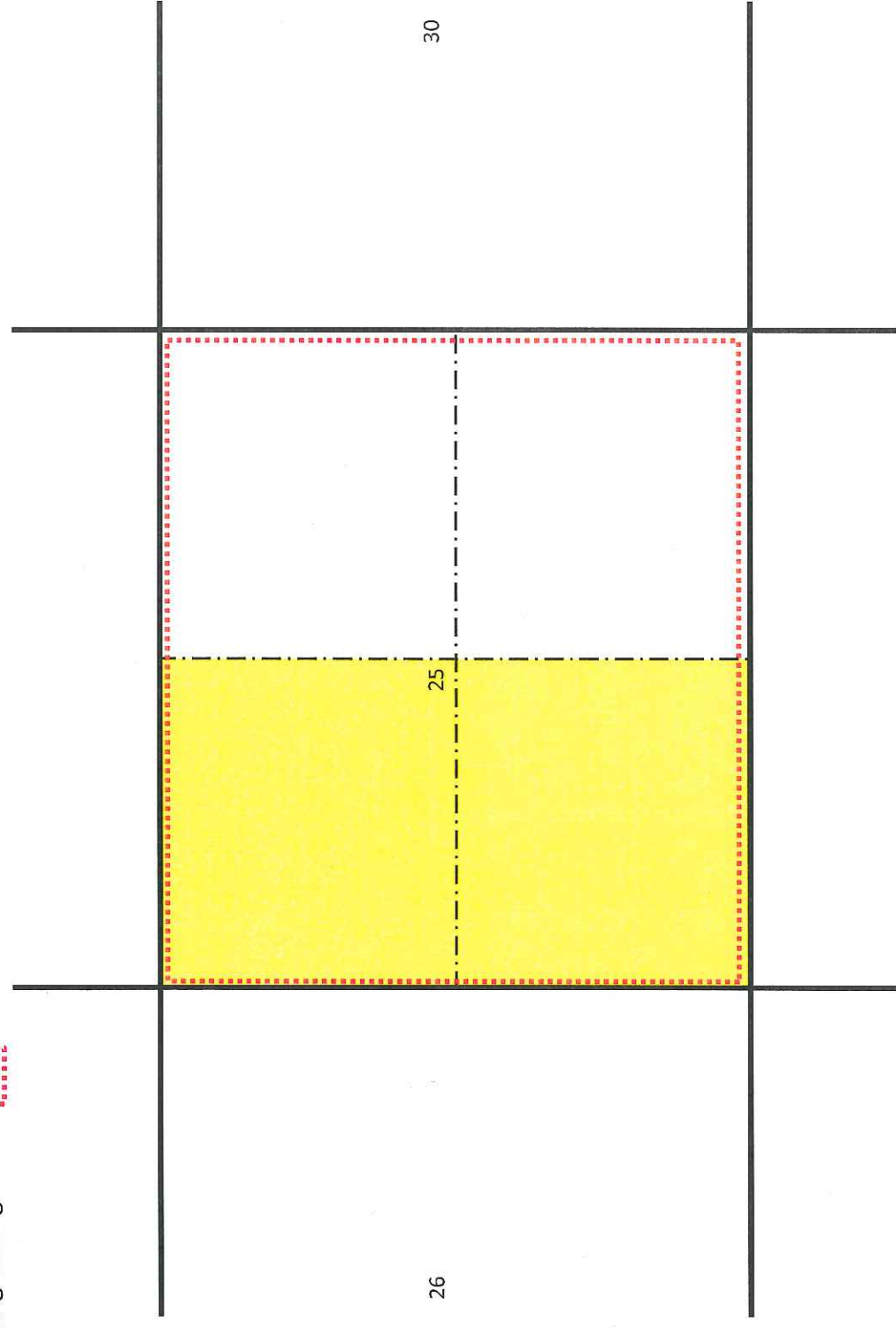
Sec. 25, T6N, R62W  
Weld County



Application lands -



Existing drilling unit -



## EXHIBIT B

### INTERESTED PARTIES

The names and addresses of the interested parties (owners within Section 25, Township 6 North, Range 62 West, 6<sup>th</sup> P.M.) according to the information and belief of the Applicant are set forth in this Exhibit B.

Bill Barrett Corporation  
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Environment  
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Weld County LGD  
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Greeley, CO 80632

Colorado Land Services  
1051 D West Highway 34  
Loveland, CO 80537

L & S Capital, Ltd.  
800 US Highway 36  
Byers, CO 80103

TwentyTen, LLC  
c/o Jay Dee Lake  
5407 S. Lloyd St.  
Spokane, WA 99223

Judy Tournillon  
2530 E. Bijou St.  
Colorado Springs, CO 80909

Kathy Kerr Williamson  
866 Mary Dr.  
North Pole, AK 99705

Heirs of Billy Joe Kirkpatrick  
Unknown

Keith D. Allison  
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Spokane, WA 99223

Tina VonLienen  
c/o Jay Dee Lake  
5407 S. Lloyd St.  
Spokane, WA 99223

Konnie Legried  
c/o Jay Dee Lake  
5407 S. Lloyd St.  
Spokane, WA 99223

Kevin Schmidt  
c/o Jay Dee Lake  
5407 S. Lloyd St.  
Spokane, WA 99223

Marvin Bradley Lake  
c/o Jay Dee Lake  
5407 S. Lloyd St.  
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Deborah Ann Edstrom  
P.O. Box 1777  
Bayfield, CO 81122

Peter Neil Justesen  
3697 C. Rd 510  
Ignacio, CO 81137

Michael Kirk Justesen  
3699 C. Rd 510  
Ignacio, CO 81137

Carrie Ann Smith  
P.O. Box 63  
Mead, CO 80542

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Harrison, AR 72601-7719

Ruth Millett  
c/o Karen Waterman Hutchcraft  
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Estate of Ralph A. McLaughlin  
c/o Dolores Christine Bertalot  
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Jamie Ryan Justesen  
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Jenny Elizabeth Schwarck  
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Karen Lynn Gdowski  
6108 E. 121<sup>st</sup> Place  
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Arthur James Moore  
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Robert C. Moore  
1875 Teller St.  
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Heather Fogel  
1812 26<sup>th</sup> Avenue Place  
Greeley, CO 80634

Katherine Pearce Guilbault  
71 Roger Williams Avenue  
Rumford, RI 02916



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

IN THE MATTER OF THE PROMULGATION ) CAUSE NO. 407  
AND ESTABLISHMENT OF FIELD RULES TO )  
GOVERN OPERATIONS IN THE WATTENBERG ) DOCKET NO. *to be assigned*  
FIELD, WELD COUNTY, COLORADO )

AFFIDAVIT OF MAILING OF APPLICATION

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

Jessica Rauh, of lawful age, and being first duly sworn upon her oath, states and declares that she caused a copy of the **APPLICATION** (for an order: (1) vacating the approximate 640-acre drilling and spacing unit, established under Order No. 535-4, for Section 25, Township 6 North, Range 62 West, 6<sup>th</sup> P.M., for the production of oil, gas and associated hydrocarbons from the Niobrara Formation; and (2) establishing an approximate 320-acre drilling and spacing unit for the W½ of said Section 25, and authorizing the drilling of one (1) horizontal well within the proposed unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation), in the above-captioned matter to be deposited in the United States Mail, postage prepaid, addressed to the interested parties on the attached Exhibit A on this 25<sup>th</sup> day of January 2013.

Jessica Rauh  
Jessica Rauh

Subscribed and sworn to before me on the 25 day of January 2013.

Witness my hand and official seal.

Nancy R. Weber  
Notary Public

NANCY R. WEBER  
NOTARY PUBLIC  
STATE OF COLORADO  
NOTARY ID # 19974000612  
MY COMMISSION EXPIRES JANUARY 15, 2017

My commission expires: 1/15/2017

## EXHIBIT A

### INTERESTED PARTIES

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