

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

IN THE MATTER OF THE APPLICATION OF )  
KERR-MCGEE OIL & GAS ONSHORE LP FOR )  
AN ORDER TO VACATE PORTIONS OF )  
ORDER NO. 407-592, IN SECTIONS 26 AND )  
35, TOWNSHIP 3 NORTH, RANGE 66 WEST, )  
6<sup>TH</sup> P.M. IN THE NIOBRARA FORMATION IN )  
THE WATTENBERG FIELD, WELD COUNTY, )  
COLORADO

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

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

APPLICATION

COMES NOW Kerr-McGee Oil & Gas Onshore LP (referred to herein as "Applicant"), by and through its undersigned attorneys, and makes application to the Colorado Oil and Gas Conservation Commission ("Commission"), for an order to vacate a portion of Order No. 407-592 for the Brown 37N-26HZ Well (API No. 05-123-35151) and the Brown 16N-26HZ Well (API No. 05-123-35166) (collectively "Wells") on the following described lands:

Township 3 North, Range 66 West, 6th P.M.

Section 26: S $\frac{1}{2}$ SE $\frac{1}{4}$  (Brown 37N-26HZ - 400 acres)  
Section 35: E $\frac{1}{2}$

Section 26: SE $\frac{1}{4}$ SE $\frac{1}{4}$  (Brown 16N-26HZ - 200 acres)  
Section 35: E $\frac{1}{2}$ E $\frac{1}{2}$

Weld County, Colorado ("Application Lands").

In support thereof, the Applicant states and alleges as follows:

1. Applicant is a limited partnership formed under the laws of the State of Delaware; is a wholly owned subsidiary of Anadarko Petroleum Corporation; is duly authorized to conduct business in the State of Colorado; and is a registered operator in good standing with the Commission.

2. Applicant owns certain interests in the Application Lands.

3. On February 19, 1992, the Commission issued Order No. 407-87 (amended August 20, 1993), which among other things, established 80-acre drilling and spacing units for the production of oil, gas and associated hydrocarbons from the Niobrara Formation underlying certain lands, including the Application Lands, with the permitted well locations in accordance with the provisions of Order No. 407-1.

4. 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 wellbore spacing units to be established. On August 8, 2011, Rule 318A was again amended to, among other things, address drilling of horizontal wells. The Application Lands are subject to Rule 318A for the Niobrara Formation.

5. On April 16, 2012, the Commission issued Order No. 407-592, which among other things pooled all interests in multiple wellbore spacing units including a 400-acre wellbore spacing unit for the for the Brown 37C-26HZ Well and a 200-acre wellbore spacing unit for the for the Brown 16N-26HZ Well for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

6. Applicant hereby requests that Order No. 407-592 be vacated only as to the 400-acre wellbore spacing unit for the for the Brown 37C-26HZ Well and the 200-acre wellbore spacing unit for the for the Brown 16N-26HZ Well.

7. Applicant further requests that Order No. 407-592 remain in full force and effect as to the Brown 37C-26HZ Well (API No. 05-123-35148).

7. Applicant certifies that copies of this Application will be served on all persons owning an interest in the mineral estate of the Application Lands 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, as applicable, and will be provided with the information required by Rule 530. The list of such interested parties is attached hereto as Exhibit A.

10. That in order to prevent waste and to protect correlative rights, Order No. 407-592 should be vacated as to the 400-acre wellbore spacing unit for the for the Brown 37N-26HZ Well and the 200-acre wellbore spacing unit for the for the Brown 16N-26HZ Well.

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. Vacating the 400-acre wellbore spacing unit for the for the Brown 37N-26HZ Well and the 200-acre wellbore spacing unit for the for the Brown 16N-26HZ Well.

B. 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 June 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 this \_\_\_ day of April, 2013.

Respectfully submitted,

**KERR-MCGEE OIL & GAS ONSHORE LP**

By: 

Jamie L. Jost  
Elizabeth Y. Gallaway  
Beatty & Wozniak, P.C.  
Attorneys for Applicant  
216 16th Street, Suite 1100  
Denver, Colorado 80202

Address of Applicant

Kerr-McGee Oil & Gas Onshore LP  
ATTN: Dave Sullivan  
1099 18<sup>th</sup> Street, Suite 1800  
Denver, Colorado 80202

VERIFICATION

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

Dave Sullivan, of lawful age, being first duly sworn upon oath, deposes and says that he is Senior Landman for Kerr-McGee Oil & Gas Onshore LP and that he has read the foregoing Application and that the matters therein contained are true to the best of her knowledge, information and belief.



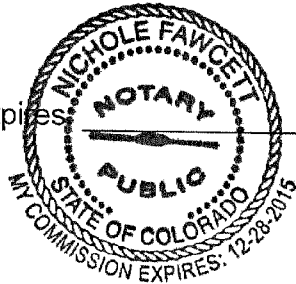
\_\_\_\_\_  
Dave Sullivan  
Kerr-McGee Oil & Gas Onshore LP

Subscribed and sworn to before this 1 day of April, 2013.

Witness my hand and official seal.

[SEAL]

My commission expires



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

**EXHIBIT A**  
**Interested Parties**

Kerr-McGee Oil & Gas Onshore LP  
1099 18th Street, Suite 1800  
Denver, CO 80202

Anadarko Land Corp.  
1099 18th Street, Suite 1800  
Denver, CO 80202

Anadarko E & P Company  
1099 18th Street, Suite 1800  
Denver, CO 80202

MRJ Camp Holdings, LLLP  
PO Box 127  
Platteville, CO 80651

Phyllis Edith Camp Nelson  
1454 Red Fox Circle  
Windsor, CO 80550

The Pat N. New Family Trust,  
dated November 11, 2003  
Mark A. and Patricia B. New  
900 SW 13th Ave, Suite 210  
Portland, OR 97205

Robert L. Weil Trust FBO  
Linda M. Detweiler  
Colorado State Bank and Trust, N. A.  
1600 Broadway  
Denver, CO 80202

Robert L. Weil Trust FBO Ronald L. Weil  
c/o Co-Biz Trust  
ATTN: Cindy Payseur  
1099 18<sup>th</sup> Street, Suite 3010  
Denver, CO 80202

Robert L. Weil Trust FBO Richard F. Weil  
507 Canyon Blvd.  
Boulder, CO 80302

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

IN THE MATTER OF THE APPLICATION OF )  
KERR-MCGEE OIL & GAS ONSHORE LP FOR )  
AN ORDER TO VACATE THE POOLING OF )  
TWO WELLBORE SPACING UNITS UNDER )  
ORDER NO. 407-592, IN SECTIONS 26 AND )  
35, TOWNSHIP 3 NORTH, RANGE 66 WEST, )  
6<sup>TH</sup> P.M. IN THE NIOBRARA FORMATION IN )  
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COLORADO )

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

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**AFFIDAVIT OF MAILING**

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

Elizabeth Y. Gallaway of lawful age, and being first duly sworn upon her oath, states and declares:

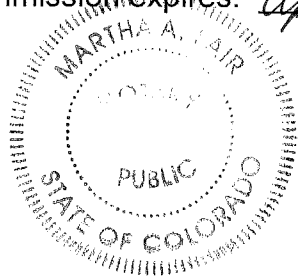
That she is the attorney for Kerr-McGee Oil & Gas Onshore LP, that on or before April 26 2013, she caused a copy of the attached Application to be deposited in the United States Mail, postage prepaid, addressed to the parties listed on Exhibit A to the Application.


  
Elizabeth Y. Gallaway

Subscribed and sworn to before me April 18 2013.

Witness my hand and official seal.

My commission expires: April 16, 2018.



  
Notary Public