

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

IN THE MATTER OF THE APPLICATION OF KERR-	)	
MC GEE OIL & GAS ONSHORE LP FOR AN ORDER TO	)	CAUSE NO. _____
POOL ALL INTERESTS IN AN APPROXIMATE 480-	)	
ACRE DESIGNATED HORIZONTAL WELLBORE	)	DOCKET NO.
SPACING UNIT LOCATED IN SECTIONS 24 AND 25,	)	
TOWNSHIP 3 NORTH, RANGE 68 WEST, 6TH P.M. AND	)	
SECTIONS 19 AND 30, TOWNSHIP 3 NORTH, RANGE 67	)	
WEST, 6TH P.M., FOR THE	)	
DEVELOPMENT/OPERATION OF THE NIOBRARA	)	
FORMATION, WATTENBERG FIELD, WELD COUNTY,	)	
COLORADO	)	

**APPLICATION**

Kerr-McGee Oil & Gas Onshore LP ("Kerr-McGee" or "Applicant"), by and through its attorneys, Jost & Shelton Energy Group, P.C., respectfully submits this Application to the Oil and Gas Conservation Commission of the State of Colorado (the "Commission") for an order pooling all interests in an approximate 480-acre designated horizontal wellbore spacing unit designated for portions of Sections 24 and 25, Township 3 North, Range 68 West, 6<sup>th</sup> P.M. and Sections 19 and 30, Township 3 North, Range 67 West, 6<sup>th</sup> P.M., for development and operation of the Niobrara Formation. In support of its Application, 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 substantial leasehold interests in the below-listed lands:

Township 3 North, Range 68 West, 6<sup>th</sup> P.M.

Section 24: S<sup>1</sup>/<sub>2</sub>S<sup>1</sup>/<sub>2</sub>

Section 25: N<sup>1</sup>/<sub>2</sub>N<sup>1</sup>/<sub>2</sub>

Township 3 North, Range 67 West, 6<sup>th</sup> P.M.

Section 19: S<sup>1</sup>/<sub>2</sub>SW<sup>1</sup>/<sub>4</sub>

Section 30: N<sup>1</sup>/<sub>2</sub>NW<sup>1</sup>/<sub>4</sub>

Weld County, Colorado

These lands are hereinafter referred to as the "Application Lands."

3. On February 19, 1992, the Commission entered 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.

5. Pursuant to Rule 318A., Applicant designated an approximate 480-acre horizontal wellbore spacing unit, comprised of the Application Lands, for the Benson Farms 14N-19HZ Well, (API No. Pending) ("Well"), for the production of oil, gas and associated hydrocarbons from the Niobrara Formation. Applicant notified all owners in the proposed designated horizontal wellbore spacing unit pursuant to Rule 318A.e.(6). Applicant did not receive objections to the establishment of the proposed designated horizontal wellbore spacing unit within the 30-day response period.

6. Acting pursuant to the applicable Colorado Statutes and Commission Regulations, Applicant seeks an order pooling all interests, including, but not limited to, any nonconsenting interests and leased mineral interests, in an approximate 480-acre designated horizontal wellbore spacing unit designated for the Application Lands for the development and operation of the Niobrara Formation.

7. Applicant requests that the pooling order entered as a result of this Application be made effective as of the date of this Application, or, as applicable, the date that the costs specified in §34-60-116(7)(b), C.R.S., are first incurred for the drilling of the Well on the Application Lands, whichever is earlier.

8. Further, Applicant requests that any nonconsenting 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 §34-60-116(6) & (7), C.R.S., and made subject to the cost recovery provisions thereof.

9. 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.

10. Applicant requests that relief granted under this Application should be effective on oral order by the Commission, and Applicant hereby agrees to be bound by said oral order.

11. That the names and addresses of the interested parties (persons who own any interest in the mineral estate of the tracts to be pooled, except owners of overriding royalty interest) according to the information and belief of the Applicant are set forth in Exhibit A attached hereto.

The Applicant shall submit a certificate of service for the Application within the 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. Pooling all interests in the Application Lands for the development and operation of the Niobrara Formation, with the pooling order made effective as of the date of this Application, or, as applicable, the date that the costs specified in §34-60-116(7)(b), C.R.S. are first incurred for the drilling of the Well on the Application Lands, whichever is earlier.

B. Providing that the nonconsenting 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 §34-60-116(6) & (7), C.R.S., and made subject to the cost recovery provisions thereof.

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

DATED this 17th day of April, 2014.

Respectfully submitted,

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

By: 

Jamie L. Jost

Joseph M. Evers

Jost & Shelton Energy Group, P.C.

Attorneys for Applicant

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Denver, Colorado 80202

[jjost@jsenergygroup.com](mailto:jjost@jsenergygroup.com)

[jevers@jsenergygroup.com](mailto:jevers@jsenergygroup.com)

Address of Applicant

Kerr-McGee Oil & Gas Onshore LP

ATTN: Jamie Sullivan

1099 18<sup>th</sup> Street, Suite 1800

Denver, Colorado 80202

## VERIFICATION

STATE OF COLORADO


)

) SS.

CITY AND COUNTY OF DENVER

)

Jay Errebo, of lawful age, being first duly sworn upon oath, deposes and says that he is Project Land Advisor 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 his knowledge, information and belief.

  
Jay Erredo

Jay Errebo

Project Land Advisor

Kerr-McGee Oil &amp; Gas Onshore LP

Subscribed and sworn to before me this 17<sup>th</sup> day of April 2014.


Witness my hand and official seal.

[SEAL]



My commission expires:

11/29/15

  
Notary

Notary Public

IN THE MATTER OF THE APPLICATION OF  
KERR-MCGEE OIL & GAS ONSHORE LP FOR  
AN ORDER TO POOL ALL INTERESTS IN AN  
APPROXIMATE 480-ACRE DESIGNATED  
HORIZONTAL WELLBORE SPACING UNIT  
LOCATED IN SECTIONS 24 AND 25, TOWNSHIP  
3 NORTH, RANGE 68 WEST, 6TH P.M. AND  
SECTIONS 19 AND 30, TOWNSHIP 3 NORTH,  
RANGE 67 WEST, 6TH P.M., FOR THE  
DEVELOPMENT/OPERATION OF THE  
NIOBRARA FORMATION, WATTENBERG  
FIELD, WELD COUNTY, COLORADO

DOCKET NO.

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

Jamie L. Jost

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

Notary Public

**Exhibit A**  
**Interested Party List**  
**Benson Farms 14N-19HZ**

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

Corporation of the Presiding Bishop of the  
Church of Jesus Christ of Latter-Day Saints  
50 E North Temple Street  
Salt Lake City, UT 84150

James G. Christensen  
1815 University Avenue  
Columbia, MO 65201

Samuel L. Christensen  
10440 Burbank Blvd  
North Hollywood, CA 91601

Bernice L. Bonde  
2018 Ridgeview Drive  
Longmont, CO 80504

June A. Dolan  
2800 Desert Zinnia Lane  
Las Vegas, NV 89135

David R. Heil  
13977 Weld County Road 5  
Longmont, CO 80504

Michael H. Wagner  
3499 Park Ridge Road  
Mahtowa, MN 55707-8640

Carma Bayshore LLC  
188 Inverness Drive W, Suite 150  
Englewood, CO 80112

Joyce Lynn Wagner-Knight  
12811 SW 35<sup>th</sup> Street  
Topeka, KS 66614

Timothy S. Heil  
942 Bondurant Road  
La Barge, WY 83123

Jamie Marie Heil  
2248 10<sup>th</sup> Avenue, Apt K206  
Longmont, CO 80501

Timothy S. Heil, Trustee of the Trust for  
Toni Ranae Heil, created by the Last Will  
and Testament of Dorothy A. Heil dated  
4/20/04  
942 Bondurant Road  
La Barge, WY 83123

Timothy S. Heil, Trustee of the Trust for  
Ashley Marie Heil, created by the Last Will  
and Testament of Dorothy A. Heil dated  
4/20/04  
942 Bondurant Road  
La Barge, WY 83123

Christopher J. Wagner  
13600 Weld County Road 11  
Longmont, CO 80504

Rankin Nies, LLC  
6490 S. Magnolia Ct  
Centennial, CO 80111

Sekich Properties, LLC  
6790 Weld County Road 32  
Platteville, CO 80651

Fredon, LLC  
P.O. Box 443  
Mead, CO 80542

Nick Sekich, Jr.  
6790 Weld County Road 32  
Platteville, CO 80651

Donna L. Sekich Trust  
P.O. Box 443  
Mead, CO 80542  
Marcia L. Green Trust  
1049 Harrison  
Loveland, CO 80537

Sharyl J. Harston Revocable Trust  
7976 South Shawnee Street  
Aurora, CO 80016

Woods Family Trust  
530 Holyoke Court  
Fort Collins, CO 80525

Gary Woods Family Trust  
Attn: Sandra Woods  
80 Comstock Place  
Castle Rock, CO 80108

Dennis L. and Catherine J. Hopper, JT  
204 Grandview Circle  
Mead, CO 80542

Rosenbrock Family Trust  
222 Grandview Circle  
Mead, CO 80542

Peppler Farms LLC  
c/o Kent M. Peppler  
4493 Weld County Road 36  
Platteville, CO 80651

Ann Marie Muhme  
c/o Marian Muhme  
6315 Naturita Trail  
Colorado Springs, CO 80922

Jarrold Allen Muhme  
4234 Charleston Drive  
Colorado Springs, CO 80916

Colorado Department of Transportation  
Attn: Property Manager, David Fox  
15285 S Golden Road, Bldg 47  
Golden, CO 80401

Alan R. and William Swaim, JT  
6462 Highway 66  
Platteville, CO 80651