

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

IN THE MATTER OF AN APPLICATION BY KERR-MCGEE OIL & GAS ONSHORE LP FOR AN ORDER POOLING ALL INTERESTS IN FOUR APPROXIMATE 200-ACRE TO 400-ACRE DESIGNATED HORIZONTAL WELLBORE SPACING UNITS ESTABLISHED FOR CERTAIN PORTIONS OF SECTIONS 28 AND 33, TOWNSHIP 2 NORTH, RANGE 66 WEST, 6<sup>TH</sup> P.M., FOR THE DEVELOPMENT/OPERATION OF THE CODELL AND NIOBRARA FORMATIONS, WATTENBERG FIELD, WELD COUNTY, COLORADO

CAUSE NO. 407

DOCKET NO. *To be assigned*

**APPLICATION**

Kerr-McGee Oil & Gas Onshore LP, Operator No. 47120 ("Kerr-McGee" or "Applicant"), by and through its attorneys, Beatty & Wozniak, 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 four approximate 200-acre to 400-acre horizontal wellbore spacing units established for certain portions of Sections 28 and 33, Township 2 North, Range 66 West, 6<sup>th</sup> P.M., for the development and operation of the Codell and Niobrara Formations. 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 2 North, Range 66 West, 6<sup>th</sup> P.M.

Section 28: SE $\frac{1}{4}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 33: E $\frac{1}{2}$ W $\frac{1}{2}$ , W $\frac{1}{2}$ E $\frac{1}{2}$

Wellbore Spacing Unit ("WSU") No. 1

Township 2 North, Range 66 West, 6<sup>th</sup> P.M.

Section 28: SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 33: W $\frac{1}{2}$ E $\frac{1}{2}$

WSU No. 2

Township 2 North, Range 66 West, 6<sup>th</sup> P.M.

Section 28: S½SE¼

Section 33: E½

WSU Nos. 3 and 4

These lands are hereinafter collectively referred to as the "Application Lands" and depicted in Exhibit A attached hereto.

3. 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.

4. Pursuant to Rule 318A., Applicant designated four approximate 200-acre to 400-acre horizontal wellbore spacing units, comprised of the Application Lands, for the below-described wells, for the production of oil, gas and associated hydrocarbons from the Codell or Niobrara Formations. Applicant notified all owners in the proposed wellbore spacing units pursuant to Rule 318A.e.(5). Applicant did not receive objections to the establishment of the proposed horizontal wellbore spacing units within the 30-day response period:

- a. Thermo 15C-33HZ Well (API No. Pending) – Codell Formation – WSU No. 1;
- b. Thermo 15N-33HZ Well (API No. Pending) – Niobrara Formation – WSU No. 2;
- c. Thermo 37N-33HZ Well (API No. Pending) – Niobrara Formation – WSU No. 3; and
- d. Thermo 37C-33HZ Well (API No. Pending) – Codell Formation – WSU No. 4.

These wells are hereinafter referred to as the "Subject Wells."

5. Acting pursuant to the relevant provisions of §34-60-116(6) & (7), C.R.S., and Rule 530., Applicant seeks an order pooling all interests, including, but not limited to, any nonconsenting interests, in WSU Nos. 1-4 established for the Application Lands, for the development and operation of the Codell and Niobrara Formations.

6. Applicant requests that the pooling order entered as a result of this Application be made effective as of the date of this Application.

7. Further, Applicant requests 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 each of the Subject Wells, are made subject to the cost recovery provisions of §34-60-116(7), C.R.S., effective as of the earlier of the date of the Application, or the date the costs specified in §34-60-116(7)(b), C.R.S. are first incurred for the drilling of each of the Subject Wells.

8. 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.

9. 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.

10. The undersigned certifies that copies of this Application will be served on each interested party as required by Rule 507 within seven (7) days of the filing hereof, 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 WSU Nos. 1-4 established for the Application Lands, for the development and operation of the Codell and Niobrara Formations, with the pooling order made effective as of the date of this Application.

B. 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 each of the Subject Wells, 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, effective as of the earlier of the date of the Application, or the date the costs specified in §34-60-116(7)(b), C.R.S. are first incurred for the drilling of each of the Subject Wells.

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



DATED this 16 day of July, 2015.

Respectfully submitted,

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

By: 

James Parrot

Jillian Fulcher

Beatty & Wozniak, P.C.

Attorneys for Applicant

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Denver, Colorado 80202

(303) 407-4499

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Address of Applicant

Kerr-McGee Oil & Gas Onshore LP

ATTN: Anita Munkres

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

Denver, Colorado 80202

## VERIFICATION

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

R.C. Kimball, Staff Landman with Kerr-McGee Oil & Gas Onshore LP, 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.


KERR-MCGEE OIL &amp; GAS ONSHORE LP

  
R.C. Kimball

Subscribed and sworn to before me this 16<sup>th</sup> day of July, 2015, by R.C. Kimball, Staff Landman for Kerr-McGee Oil & Gas Onshore LP.

Witness my hand and official seal.

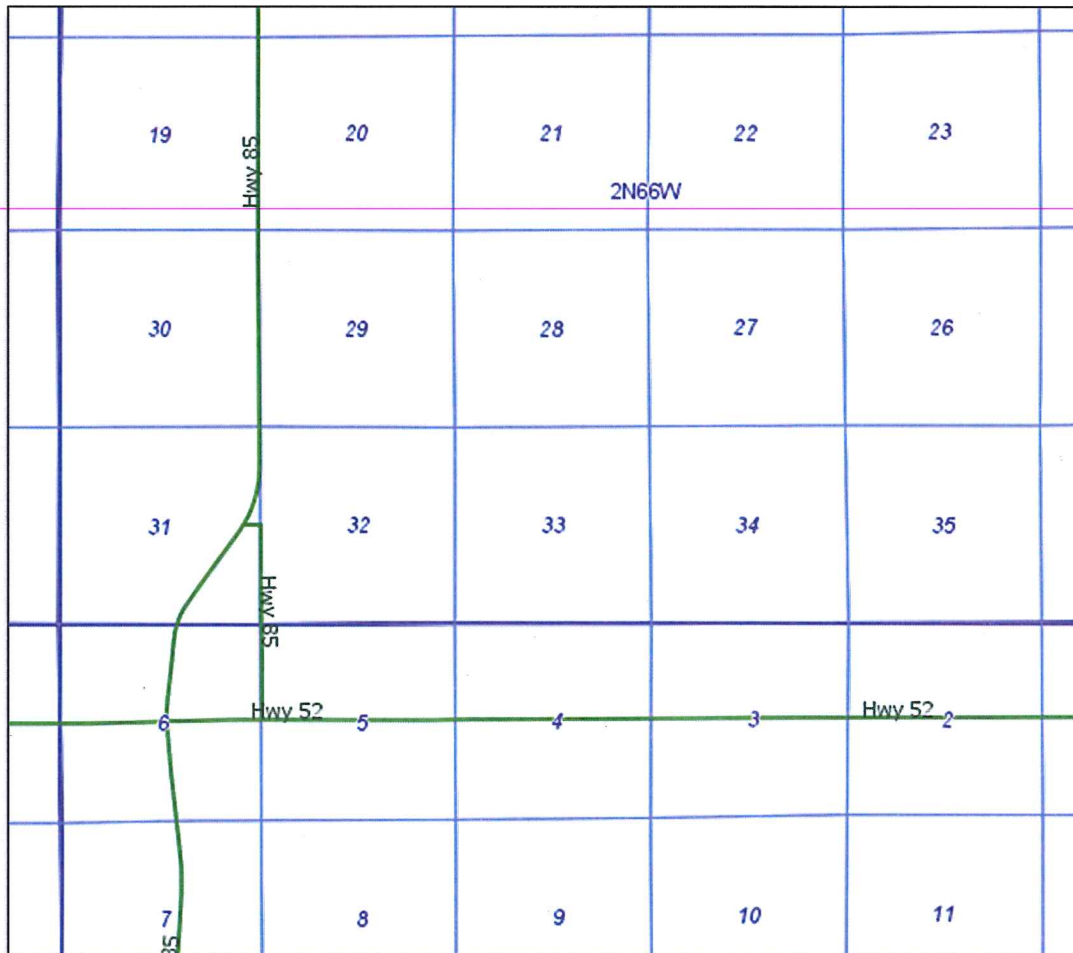
My commission expires: 8/01/2013

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



# Exhibit A

## Reference Map for Pooling Application



IN THE MATTER OF AN APPLICATION BY KERR-MCGEE OIL & GAS ONSHORE LP FOR AN ORDER POOLING ALL INTERESTS IN FOUR APPROXIMATE 200-ACRE TO 400-ACRE DESIGNATED HORIZONTAL WELLBORE SPACING UNITS ESTABLISHED FOR CERTAIN PORTIONS OF SECTIONS 28 AND 33, TOWNSHIP 2 NORTH, RANGE 66 WEST, 6<sup>TH</sup> P.M., FOR THE DEVELOPMENT/OPERATION OF THE CODELL AND NIOBRARA FORMATIONS, WATTENBERG FIELD, WELD COUNTY, COLORADO

DOCKET NO. 150900552

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

That she is a Legal Assistant at Beatty & Wozniak, P.C., attorneys for Kerr-McGee Oil & Gas Onshore LP, and on or before July 23, 2015, 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 Exhibit A.

Subscribed and sworn to before me this 01<sup>st</sup> day of July, 2015.

**TERESA L. PETERSON**  
**NOTARY PUBLIC**  
**STATE OF COLORADO**  
**NOTARY ID 19894002026**  
**MY COMMISSION EXPIRES OCT. 4, 2017**

Notary Public

## EXHIBIT A

### INTERESTED PARTIES

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 this Exhibit A.

ANADARKO E&P ONSHORE, LLC  
1099 18TH STREET, SUITE 1800,  
DENVER, CO 80202

KURT W. CONNER  
2797 BUCKNER LANE  
THOMPSON STATION, TN 37179

BAR DIAMOND, INC.  
10596 BARDILINO ST.  
LAS VEGAS, NV 89141

ELLIOTT MARVIN APPEL  
7235 44TH AVE. NE  
OLYMPIA, WA 98516

LAWRENCE N. FEHRN  
1901 14TH STREET  
FORT LUPTON, CO 80621-8701

RENEE TEDFORD  
14013 COUNTY ROAD 16  
FORT LUPTON, CO 80621

DAVID BREICKLER  
P.O. BOX 424  
HUDSON, CO 80642-0424

THE JACOBSON FAMILY TRUST  
ADDRESS UNKNOWN

KEVIN CLARK SCOTT  
11570 SCOUT CAMP  
BISMARCK, MO 63624

TRACY LYN MASON  
511 NORTH ARTHUR STREET  
HUMANSVILLE, MO 65674

THE SANDRA K. CONNER TRUST DATED JANUARY 26,  
1984  
2 OSPREY CIRCLE  
THORNTON, CO 80241

NANCY S. KEETH  
1001 EVANS STREET  
FRANKLIN, TN 37064

SAMUEL SCHEINBERG AND CHERYL ANNE  
SCHEINBERG, TRUSTEES, OR THEIR SUCCESSORS IN  
TRUST, UNDER THE SCHEINBERG FAMILY TRUST  
AGREEMENT DATED FEBRUARY 18, 1993  
1900 SW RIVER DR. #1002 NORTH  
PORTLAND, OR 97201

WILLIAM WALTER FEHRN, JR  
1845 14TH STREET  
FORT LUPTON, CO 80621

DALE L. TEDFORD AND ELEANOR G. TEDFORD  
325 STANFORD STREET  
BRUSH, CO 80723-1623

CLIFFORD D. CARTER AND ELIZABETH A. CARTER  
1621 14TH STREET  
FORT LUPTON, CO 80621

SHIRLEY BREICKLER, PERSONAL REPRESENTATIVE OF  
THE ESATE OF DOUGLAS E. BREICKLER  
15169 NANCY AVENUE  
FORT LUPTON, CO 80621

JACKIE A. SCOTT  
3442 SOUTH 62ND ROAD  
HUMANSVILLE, MO 65674

LESLIE RENEE SCOTT  
511 NORTH ARTHUR STREET  
HUMANSVILLE, MO 65674

KELLY W. SCOTT  
201 E. 368TH ROAD  
DUNNEGAN, MO 65640



S. JOANNE JACOBSON  
4155 E. JEWELL AVE., SUITE 500  
DENVER, CO 80222

ELAINE M. MARTIN  
1751 WEST CITRACADO PARKWAY #295  
ESCONDIDO, CA 92029

ROBERT JOHN SCHLEGEL AND EDNA MAE  
SCHLEGEL, CO-TRUSTEES OF THE SCHLEGEL  
TRUST DATED MARCH 14, 1988  
2855 CARLSBAD BLVD. N216  
CARLSBAD, CA 92008

DANNY J. TURNER AND JANIE B. TURNER  
14503 COUNTY ROAD 16  
FORT LUPTON, CO 80621

FARRELL ENTERPRISES LLC  
8145 W. 71ST AVENUE  
ARVADA, CO 80004

MISSION OIL CORPORATION, A DISSOLVED  
CORPORATION  
4602 CAPTAINS WAY 4602  
ATTN: GUNTER B. HAFER  
JUPITER, FL 33477-4086

SOCORRO ENERGY & RESOURCES, LLC  
115 EAST VERMIJO #101  
ATTN: MILLEN C. CLAWSON  
COLORADO SPRINGS, CO 80903-2006

NANCY K. HARTLEY  
733 ASHFORD LAND  
FORT COLLINS, CO 80526-3921

BUCK LOWERY AND BETTY LOWERY  
6431 GALBRETH RD.  
PUEBLO, CO 81005-9602

ROBERT E. BRUCE  
ADDRESS UNKNOWN

PAUL RICHARD  
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ART ARNDT  
C/O ROLAND ARNDT  
679 APALACHI  
WALLED LAKE, MI 48390

GARY BRUCE  
100 CHURCH CT.  
LA SALLE, CO 80645

DOUGLAS BREICKLER ESTATE  
15169 NANCY AVENUE  
FORT LUPTON, CO 80621

PUBLIC SERVICE COMPANY OF COLORADO  
1800 LARIMER STREET, SUITE 1400  
DENVER, CO 80202

JERRY STEWART AND DAISY STEWART, JT  
21121 CALLE DE PASEO  
LAKE FOREST, CA 92630-7038

KERR-MCGEE OIL & GAS ONSHORE, LP  
1099 18TH STREET, SUITE 1800,  
DENVER, CO 80202

ENCANA OIL & GAS (USA) INC.  
370 17TH ST., SUITE 1700  
ATTN: MS. COURTNEY DIAFERIO  
DENVER, CO 80202

LARRY RIDER  
300 QUALIA DR., LOT 4  
DEL RIO, TX 78840-7600

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8482 MONROE WAY  
DENVER, CO 80229-4230

O. DOUGLAS FOGG  
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FORT COLLINS, CO 80525-2341

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17 BURNING TREE RD.,  
NEWPORT BEACH, CA 92660

MICHAEL MURPHY AND STEPHANIE MURPHY, JT  
375 TIMBERCREEK CT.  
RENO, NEVADA 89511-2749

G. CAL SETZER  
440 DAVIS CT.  
SAN FRANCISCO, CA 94111-2445

JIM WRIGHT, AKA JAMES S. WRIGHT  
9270 QUITMAN ST.  
WESTMINSTER, CO 80031-3134

ROLAND ARNDT AND AGNES ARNDT, JT  
679 APALACHI  
WALLED LAKE, MI 48390

DAN B. BURDEN & CYNTHIA H. BURDEN, JT  
P.O. BOX 576  
APPLE VALLEY, CA 92307

THE ESTATE OF LYNN CAVINDER  
C/O RITA COLLARD  
P.O. BOX 446  
LUCERENE VALLEY, CA 92356

J.C. CHAMBERS  
ADDRESS UNKNOWN

NANCY J. CHRISTMAN AND R.J. CHRISTMAN, AKA  
RICHARD J. CHRISTMAN, JT  
33892 VIOLET LANTERN ST. APT. B  
DANA POINT, CA 92629-2398

I. HUNTER CRITTENDEN  
1542 SERPENTINE DRIVE  
REDLANDS, CA 92373-6559

LARRY DANIELSON AND THERESA DANIELSON  
2794 EMPIRE AVE.  
LOVELAND, CO 80538-3098

ELDON HARRELL AND PATRICIA HARRELL  
3303 BORROSSA ST.  
EVANS, CO 80634-8698

THE ESTATE OF CARYL HAVERLUK  
C/O WILLIAM AUGUST HAVERLUK  
602 2ND AVE. NE  
BELFIELD, ND 58622

MARVIN HUCK  
2555 HAMPTON Rd., UNIT 6108  
HENDERSON, NV 89052-7182

GUS JAHNKE AND FRANCES JAHNKE, JT  
ADDRESS UNKNOWN

PAUL KEIL AND DOROTHY KEIL  
22832 DECORO Dr.  
VALENCIA, CA 91354-2268

EDGAR LOHMANN AND BARBARA LOHMANN  
8141 SIMPSON POINT RD.  
GRANT, AL 35747-8673

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63 S. WINONA CT.  
DENVER, CO 80219-1149

ALVIN O. NORDELL  
1641 GARNET ST. 49  
LOVELAND, CO 80537-5084

PENRAI  
613 40TH AVE.  
ATTN: DONNA C. WRIGHT  
GREELEY, CO 80634

JOHN SOLBERG AND MARVENE SOLBERG  
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BELLINGHAM, WA 98225-6248

SYKES ENTER. COR. DEFINED BEN. PLAN  
C/O SYKES ENTERPRISES INC.  
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16531 COUNTY ROAD 70  
GREELEY, CO 80631-9402

JAMES K. WINN  
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HULBERT, OK 74441-3402

MARK ARNDT AND BENITA ARNDT, JT  
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VICTORVILLE, CA 92392

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FALLBROOK, CA 92028-9218

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BENSON, AZ 85602-6748

MEL JAHNKE AND COLLEEN JAHNKE, AKA COLLEEN  
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P.O. BOX 6004  
BIG BEAR LAKE, CA 92315-6004

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ADDRESS UNKNOWN

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AKA MARIELLE P. SEVERANCE  
7117 SVL BOX  
VICTORVILLE, CA 92395-5108

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YUCAIPA, CA 92399-5824

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LARAMIE, WY 82070

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