



HEARING AGENDA

Suite 801, The Chancery Building
1120 Lincoln Street
Denver, Colorado 80203

Tuesday, January 13, 2009

- ⌚ 9:00 a.m. Roll Call of Commissioners
- Approval of Proceedings
- ⌚ 9:05 a.m. Report from the Executive Director's Office
- ⌚ 9:15 a.m. Report from the Director - Written report provided
- ⌚ 10:00 a.m. Report from the Assistant Attorney General
- ⌚ 10:15 a.m. Commissioner Comments
- ⌚ 10:30 a.m. Audience Comments
- ⌚ 10:45 a.m. Consent Agenda
 6 Hearing Officer recommendations from Administrative Hearings and
 under Rule 511.b.
 8 AOC's
- ⌚ 11:15 a.m. Executive Session
- ⌚ 11:30 a.m. Rulemaking 0803-RM-02 – Implementation of New Rules

CONSENT AGENDA

=====

No valid protests/interventions were received or valid protests were resolved, or no interventions were made on the technical merits for the matters listed below. **Based upon requests made by the applicants to approve the applications based on the merits of the verified applications and the supporting written testimony and exhibits, the Hearing Officers recommend approval.** Draft proposed orders were provided. The applicants agreed to be bound by oral order of the Commission.

ADMINISTRATIVE HEARINGS

Cause No. 389, Docket No. 0901-SP-01, Unnamed Field, Dolores/Montezuma
Counties

Applicant: Bill Barrett Corporation
Attorney: William A. Keefe

Subject: Request for an order to establish approximate 1280-acre drilling and spacing units for certain lands in Townships 39 and 40 North, Ranges 17 and 18 West, N.M.P.M., and allow up to 8 horizontal wells in each unit, with the permitted well to be located no closer than 460 feet to the outside

boundary, for production of gas and associated hydrocarbons from the Gothic Shale Formation.

Protestant: Agricultural Alliance of Dolores County
Representative: Leslie Taylor

Protestant: Karen P. Schlom

510 Statement: Jeanne E. Babin

Comments: Prehearing conference held December 31, 2008 and none of the protestants participated. Recommendation of dismissal of protests by Hearings Officers.

Cause No. 191, 510 & 523, Docket No. 0901-SP-03, Mamm Creek Field, Garfield County

Applicant: Antero Resources Piceance Corporation
Attorney: William A. Keefe

Subject: Request for an order to establish various drilling and spacing units and allow one well per 10 acres, with the permitted well to be located no closer than 100 feet to the unit for certain lands in Sections 6 through 10, and 14 through 19, Township 6 South, Range 92 West, 6th P.M., and Sections 1, and 11 through 14, Township 6 South, Range 93 West, 6th P.M., for production of gas and associated hydrocarbons from the Mancos Group.

Protestant: EnCana Oil & Gas (USA) Inc.
Attorney: Stephen J. Sullivan

Protestant: Grant Brothers Ranch L.L.C.
Attorney: Nathan Keever

Comments: Prehearing conference held December 31, 2008, at which time Antero agreed to continue the application with regard to the lands in proximity to EnCana's leasehold. The Grant Brothers protest was withdrawn at the prehearing conference, upon agreement by Antero to the relief requested in their protest.

RULE 511.b. RECOMMENDATIONS

Cause No. 510, Docket No. 0901-SP-02, Grand Valley Field, Garfield County

Applicant: Williams Production RMT Company
Attorney: William A. Keefe

Subject: Request for an order to establish 40-acre and 80-acre drilling and spacing units and allow one well per 10 acres, with the permitted well to be located no closer than 100 feet to the unit for certain lands in Sections 31 through 33, Township 7 South, Range 96 West, 6th P.M., for production

of gas and associated hydrocarbons from the Williams Fork Formation.

Cause No. 381, Docket No. 0901-SP-05, Bracewell Field, Weld County

Applicant: Orr Energy, LLC
Attorney: J. Michael Morgan

Subject: Request for an order to designate the 80-acre drilling and spacing units established in Order Nos. 381-1 and 381-2 as stand-up units, and establish 40-acre drilling and spacing units for the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 33, Township 6 North, Range 66 West, 6th P.M., for production of gas and associated hydrocarbons from the Codell, Niobrara and "J" Sand Formations.

Cause No. 513, Docket No. 0901-SP-06, Kokopelli and Timberline Fields, Garfield County

Applicant: Orion Energy Partner, L.P.
Attorneys: Susan L. Aldridge/Michael J. Wozniak

Subject: Request for an order to establish 320-acre drilling and spacing units for Sections 8 and 17, Township 6 North, Range 91 West, 6th P.M., for production of gas and associated hydrocarbons from the Iles Formation.

Cause No. 407, Docket No. 0901-UP-01, Wattenberg Field, Weld County

Applicant: Petroleum Development Corporation
Attorneys: Scott M. Campbell/Jeremy I. Ferrin

Subject: Request for an order to designate stand-up 80-acre drilling and spacing units and pool all nonconsenting interests in the units in the W $\frac{1}{2}$ of Section 10, Township 5 North, Range 63 West, 6th P.M., for the development and operation of the Codell-Niobrara Formations.

ADMINISTRATIVE ORDER BY CONSENT

Cause No. 1V, Docket No. 0810-OV-19, Weld County

Staff Recommendation

Subject: Request for approval of an Administrative Order by Consent finding TOP Operating Company in continuing violation of Rule 906.d. for failing to perform timely remediation required by Remediation Work Plan #3743 at the Counter #2 Well located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 30, Township 2 North, Range 66 West, 6th P.M., the Counter #3 Well located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 30, Township 2 North, Range 66 West, 6th P.M., the Schneider #3 Well located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 30, Township 2 North, Range 66 West 6th P.M., the Knox #1-23 Well located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 23, Township 2 North, Range 67 West, 6th P.M., and the Knox #22-23 Well located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 23, Township 2 North, Range 67 West, 6th P.M.

Comments: Continued from the December hearing.

Cause No. 1V, Docket No. 0901-OV-01, Garfield County
Staff Recommendation

Subject: Request for approval of an Administrative Order by Consent finding Presco, Inc. in violation of Rules 324A.a., 902.c., 902.d., 902.e., 906.a., 907.a.(1), 907.a.(2), and 1002.e. at the Battlement Mesa #26-42 well site located in the SE¼ SW¼ of Section 26, Township 7 South, Range 95 West, 6th P.M.

Cause No. 1V, Docket No. 0901-OV-02, Garfield County
Staff Recommendation

Subject: Request for approval of an Administrative Order by Consent finding Presco, Inc. in violation of Rules 324A.a., 902.c., 902.d., 906.a., 907.a.(1), 907.a.(2), and 1002.e. at the Battlement Mesa #27-44 well site located in the SE¼ SE¼ of Section 27, Township 7 South, Range 95 West, 6th P.M.

Cause No. 1V, Docket No. 0901-OV-03, Garfield County
Staff Recommendation

Subject: Request for approval of an Administrative Order by Consent finding Presco, Inc. in violation of Rules 324A.a., 902.c., 902.d., 906.a., 907.a.(1), 907.a.(2), and 1002.e. at the Battlement Mesa #34-24 well site is located in the NW¼ NW¼ of Section 35, Township 7 South, Range 95 West, 6th P.M.

Cause No. 1V, Docket No. 0901-OV-04, Garfield County
Staff Recommendation

Subject: Request for approval of an Administrative Order by Consent finding Presco, Inc. in violation of Rules 324A.a., 902.c., 902.d., 906.a., 907.a.(1), 907.a.(2), and 1002.e. at the Battlement Mesa #35-12 well site located in the NE¼ NW¼ of Section 35, Township 7 South, Range 95 West, 6th P.M.

Cause No. 1V, Docket No. 0901-OV-05, Garfield County
Staff Recommendation

Subject: Request for approval of an Administrative Order by Consent finding Presco, Inc. in violation of Rules 324A.a., 324A.b., 902.a., 902.c., 906.a., 907.a.(1), 907.a.(2), and 1002.e. at the Battlement Mesa #36-13 well site located in the NW¼ NE¼ of Section 36, Township 7 South, Range 95 West, 6th P.M.

Cause No. 1V, Docket No. 0901-OV-06, Garfield County
Staff Recommendation

Subject: Request for approval of an Administrative Order by Consent finding Presco, Inc. in violation of Rules 324A.a., 324A.b., 902.c., 902.d., 906.a., 907.a.(1), 907.a.(2), and 1002.e. at the Battlement Mesa #36-23 well site located in the SW¼ NE¼ of Section 36, Township 7 South, Range 95 West, 6th P.M.

Cause No. 1V, Docket No. 0901-OV-07, Garfield County
Staff Recommendation

Subject: Request for approval of an Administrative Order by Consent finding Presco, Inc. in violation of Rules 324A.a., 324A.b., 902.c., 902.d., 906.a., 907.a.(1), 907.a.(2), and 1002.e. at the Chevron #34-4 (PD34) well site located in the NW¼ NW¼ of Section 34, Township 7 South, Range 95 West, 6th P.M.

CONTINUED MATTERS

Cause No. 449, Docket No. 0901-SP-04, Arapahoe Field, Cheyenne County

Applicant: Direct Petroleum Exploration, Inc.
Attorney: David R. Nelson

Subject: Request for an order to vacate 80-acre drilling and spacing units established in Order No. 449-7 and place the lands under Rule 318.a. for Section 33, Township 14 South, Range 42 West, 6th P.M., for production of gas and associated hydrocarbons from the Morrow Formation.

Comments: Continued to the February hearing.

Cause No. 139, Docket No. 0812-SP-25, Rulison Field, Garfield County

Applicant: Laramie Energy II, LLC
Attorney: William A. Keefe

Subject: Request for an order to vacate the 320-acre drilling and spacing unit consisting of the W½ of Section 21, Township 6 South, Range 93 West, 6th P.M., and establish an approximate 80-acre laydown drilling and spacing unit consisting of the N½ NW¼ of said Section 21, and allow one well per 10 acres, with the permitted well to be located no closer than 100 feet to the unit., for production of gas and associated hydrocarbons from the Williams Fork and Iles Formations.

Protestant: Bureau of Land Management

Comments: Continued to the February hearing so that the application can be amended to resolve the protest.

Cause No. 112, Docket No. 0812-AW-34, Ignacio-Blanco Field, La Plata County

Applicants: Chevron Midcontinent, L.P. and Four Star Oil and Gas Company

Attorney: William A. Keefe

Subject: Request for an order to allow up to four optional wells in certain 320-acre drilling and spacing units, with the permitted well to be located no closer than 660 feet from the unit boundary and no closer than 130 feet to any interior quarter section line, for certain lands in Township 34 North, Ranges 8 and 9 West, N.M.P.M. and Township 34.5 North, Range 9 West, N.M.P.M., for production of gas and associated hydrocarbons from the Fruitland coal seams.

Comments: Continued to the February hearing.

Cause No. 1, Docket No. 0809-GA-01, Adams County

Applicant: Colorado Board of Parks and Outdoor Recreation

Attorney: Timothy J. Monahan

Subject: Request for an order to designate Barr Lake State Park as a Designated Outside Activity Area.

Protestants: James Alexander, Alexander Energy Company, HRM Resources, Texas American Resources Company and Sovereign Energy LLC.

Attorney: Stephen J. Sullivan

Protestant: Noble Energy, Inc.

Attorneys: Michael J. Wozniak/Andrew A. Bremner

Protestant: Anadarko Petroleum Corporation

Attorneys: John R. Jacus/Sam G. Niebrugge

Comments: A prehearing conference was held on September 3, 2008. The matter has been continued to the February hearing to allow the parties to continue settlement discussions.

Cause No. 531, Docket No. 0809-UP-18, Jackson County

Applicant: EOG Resources, Inc.

Attorneys: Michael J. Wozniak/Susan Aldridge

Subject: Request for an order to pool all nonconsenting interests in the 629-acre drilling and spacing unit consisting of Section 30, Township 7 North, Range 80 West, 6th P.M., for the development and operation of the Niobrara Formation.

Protestant: N.A.P.I. LLC and All States Trucking Corporation

Attorneys: Jennie D. Behles/Michael P. Elliott

Comments: Application withdrawn; hearing cancelled.