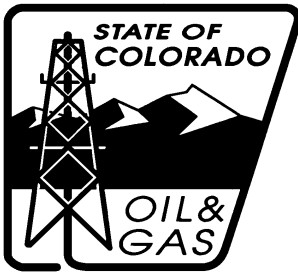


Updated



HEARING AGENDA

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

The times associated with each docketed item are subject to change. The Commission reserves the right to call any and all agenda items out of order.

Thursday, March 25, 2010

- ⌚ 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. Brief introduction of pit liner disposal rule proposed by Colorado Petroleum Association
- ⌚ 10:05 a.m. Commissioner Comments
- ⌚ 10:15 a.m. Audience Comments
- ⌚ 10:45 a.m. Consent Agenda
 9 Hearing Officer recommendations under Rule 511.

CONSENT AGENDA

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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.

RULE 511. RECOMMENDATIONS

Cause No. 191, Docket No. 1002-SP-07, Mamm Creek Field, Garfield County

Applicant: Antero Resources Piceance Corporation

Attorney: William A. Keefe

Subject: Request for an order to establish three approximate 320-acre drilling and spacing units consisting of the W $\frac{1}{2}$ and the E $\frac{1}{2}$ of Section 11, and the W $\frac{1}{2}$ of Section 12, Township 6

South, Range 92 West, 6th P.M., and that such order allow one well per 10 acres for said unit, for the production of gas and associated hydrocarbons from the Williams Fork and Iles Formations.

Comment: Continued from the February hearing to allow COGCC the opportunity to consult with CDPHE and DOW.

Cause No. 252, Docket No. 1003-SP-10, Left Hand Field, Kiowa County

Applicant: Bayhorse Petroleum, LLC
Attorney: Andrew A. Bremner

Subject: Request for an order to establish two approximate 80-acre drilling and spacing units consisting of the N½ SW¼ and S½ SW¼ of Section 21, Township 18 South, Range 47 West 6th P.M., for the production of oil and gas and associated hydrocarbons from the Marmaton Formation.

Cause No. 252, Docket No. 1003-SP-11, Left Hand Field, Kiowa County

Applicant: Bayhorse Petroleum, LLC
Attorney: Andrew A. Bremner

Subject: Request for an order to modify the well location rules, particularly setbacks, pertaining to the previously established ten approximate 80-acre drilling and spacing units under Order No. 252-6 for certain lands in Sections 27, 28 and 34, Township 18 South, Range 47 West 6th P.M., for the production of gas and associated hydrocarbons from the Marmaton Formation.

Cause Nos. 232 and 407, Docket No. 1003-UP-15, Wattenberg Field, Weld County

Applicant: Petroleum Development Corporation
Attorney: William E. Sparks/Kenneth A. Wonstolen

Subject: Request for an order to designate various 80- and 160-acre drilling and spacing units in certain lands in Sections 28 and 33, Township 5 North, Range 67 West, 6th P.M., and to pool all nonconsenting interests in such units, for the production of gas and associated hydrocarbons from the Codell, Niobrara and "J" Sand Formations.

Cause No. 252, Docket No. 1003-UP-16, Left Hand Field, Kiowa County

Applicant: Bayhorse Petroleum, LLC
Attorney: Kenneth A. Wonstolen/Andrew A. Bremner

Subject: Request for an order to pool all nonconsenting interests in one proposed approximate 80-acre drilling and spacing units for the S½ SW¼ of Section 21, Township 18 South, Range 47 West, 6th P.M., for the development and operation of the Marmaton Formation.

Cause No.404, Docket No. 1003-UP-17, Red Mesa Field, La Plata County

Applicant: Red Mesa Holdings/O&G, LLC
Attorney: Thomas P. Dugan

Subject: Request for an order to establish an approximate 40-acre drilling and spacing unit for the NW¼ SW¼ of Section 34, Township 33 North, Range 12 West, N.M.P.M., and to pool a nonconsenting interest in said unit, for the development and operation of the Gallup and Dakota Formations.

Cause No.404, Docket No. 1003-UP-18, Red Mesa Field, La Plata County

Applicant: Red Mesa Holdings/O&G, LLC
Attorney: Thomas P. Dugan

Subject: Request for an order to establish an approximate 40-acre drilling and spacing unit for the SW¼ NW¼ of Section 34, Township 33 North, Range 12 West, N.M.P.M., and to pool a nonconsenting interest in said unit, for the development and operation of the Gallup and Dakota Formations.

Cause No.404, Docket No. 1003-UP-19, Red Mesa Field, La Plata County

Applicant: Red Mesa Holdings/O&G, LLC
Attorney: Thomas P. Dugan

Subject: Request for an order to establish an approximate 40-acre drilling and spacing unit for the SE¼ NW¼ of Section 34, Township 33 North, Range 12 West, N.M.P.M., and to pool a nonconsenting interest in said unit, for the development and operation of the Gallup and Dakota Formations.

Cause No.404, Docket No. 1003-UP-20, Red Mesa Field, La Plata County

Applicant: Red Mesa Holdings/O&G, LLC
Attorney: Thomas P. Dugan

Subject: Request for an order to establish an approximate 40-acre drilling and spacing unit for the NW¼ SE¼ of Section 34, Township 33 North, Range 12 West, N.M.P.M., and to pool a nonconsenting interest in said unit, for the development and operation of the Gallup and Dakota Formations.

🕒 11:30 p.m.

Cause No. 1, Docket No. 1003-GA-04, Huerfano County

Applicant: Corsentino Dairy Farms, Inc.
Attorney: John D. Faught

Subject: Request for an order to grant funds from the Conservation and Environmental Response Fund to mitigate the losses incurred on property located in certain lands in Section 31, Township 27 South, Range 65 West, 6th P.M., Sections 35 and 36 of Township 27 South, Range 66 West 6th P.M.,

Sections 1 and 2 of Township 28 South, Range 66 West, 6th P.M., as a result of Petroglyph's coal bed methane operations.

Comments: On March 17, 2010, the Hearing Officer conducted an Administrative Hearing. Hearing Officer recommended denial. Commission to hear the matter de novo pursuant to Rule 526.b.

🕒 12:15 p.m.

Executive Session

- *Grand Valley Citizens Alliance v. COGCC*
- *COGA v. COGCC*

🕒 12:45 p.m.

Lunch

🕒 1:45 p.m.

Cause No. 1, Docket No. 1003-GA-06, Johnson's Corner Field, Larimer County

Applicant: Magpie Operating Company

Attorney: John Jacus/ Sam Niebrugge

Subject: The Commission on its own motion decided to hear the Applications for Permits-to-Drill (APDs), submitted by Magpie Operating Company for locations on Moqui Meadows.

Protestants: Wendy Chase and Mike Sutak

Attorney: Phillip D. Barber

Comments: Staff and Hearing Officer recommendation to approve surface owners' proposed location on the east side of the property, approximately 120 feet south of Magpie's proposed location, and to place the tank battery adjacent to County Road 14, either on or off Moqui Meadows. Staff recommendation includes conditions of approval for the well and tank battery.

🕒 3:00 p.m.

Cause No. 1, Docket No. 1003-GA-03, Unnamed Field, Montezuma County

Applicant: Gas Development Corporation

Attorney: Phillip D. Barber

Subject: Request for an order to designate Gas Development Corporation as the operator for the Mary Akin No. 2 Well located in the SE¼ SW¼ of Section 27, Township 38 North Range 14 West 6th N.M.P.M., for the production of gas and associated hydrocarbons from the Paradox Formation.

Protestant: Black Resources, Inc.

Attorney: Tom Kimmell

Written Protest
under MOU:

U.S. Department of Interior, Bureau of Land Management

Attorney: Kristen Guerriero

Comments: Pre-hearing conference was held March 18, 2010. Hearing officer made no recommendation.

⌚ TBD

Hearing Adjourns

CONTINUED AND WITHDRAWN MATTERS

Cause No. 421, Docket No. 1003-AW-02, Hereford Field, Weld County

Applicant: EOG Resources, Inc.
Attorney: Michael J. Wozniak/Jamie L. Jost

Subject: Request for an order to approve an additional horizontal well, for a total of up to two wells, for the established approximate 640-acre drilling and spacing unit for Section 36, Township 12 North, Range 63 West, 6th P.M., for the production of oil and gas and associated hydrocarbons from the Niobrara Formation.

Comment: Continued to the April hearing.

Cause Nos. 1, 369, 399, 429, Docket No. 1003-GA-05, Vega, and Buzzard Creek Fields, Mesa County

Applicant: Delta Petroleum Corporation
Attorney: Kenneth A. Wonstolen

Subject: Request for an order to limit the number of wellsites according to Rule 503, to no more than three per section for lands consisting of Sections 6 and 7, Township 9 South, Range 92 West, 6th P.M. and Sections 12, 28 and 29, Township 9 South, Range 93 West 6th P.M., and limit the number of wellsites to a single location for lands consisting of Section 1, Township 8.5 South, Range 93 West, 6th P.M., and pursuant to Rule 1202.d(5), limiting ground disturbing activity during certain periods of time for each of the above mentioned sections, for the production of gas and associated hydrocarbons from the Williams Fork and Iles Formations.

Comment: Moved to the April Hearing to resolve lease transfer issues raised by the U.S. Department of Interior, Bureau of Land Management.

Cause No. 191, Docket No. 1001-GA-01, Mamm Creek Field, Garfield County

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

Subject: The Commission will hold a hearing to consider whether to vacate, modify, or affirm *Order No. 191-58*, issued December 9, 2008.

Protestant: James R. and Colleen Carnahan
Attorney: Nathan Keever

Comments: On December 14, 2009, the Hearing Officer entered a *Report of Hearings Officer*, wherein it is recommended that the Commission affirm *Order No. 191-58*. Parties made a joint request to continue the matter to the February and March 2010 Commission hearings.

Comment: Applicant filed a motion to vacate this application, which was granted by the Hearing Officer.