



## HEARING AGENDA

Elbert County Fairgrounds  
Ag Building  
95 Ute Avenue  
Kiowa, CO 80117  
(Updated 06/22/2011)

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.

### Monday, June 27, 2011

⌚ 8:00 a.m. Public Information Session

⌚ 9:30 a.m. Roll Call of Commissioners

Approval of Proceedings

⌚ 9:35 a.m. Report from the Executive Director's Office

⌚ 9:45 a.m. Report from the Director - Written report provided

⌚ 10:15 a.m. Commissioner Comments

⌚ 10:45 a.m. Audience Comments

⌚ 11:00 a.m. Consent Agenda

47 Hearing Officer Recommendations under Rule 511.

Group A – Carrizo Oil & Gas, Inc. (2 matters)  
Chesapeake Exploration, LLC (7)

Group B – Noble Energy, Inc. (4)  
Marathon Oil Company (5)  
Kerr-McGee Oil & Gas Onshore LP (1)

Group C – EOG Resources, Inc. (2)  
Laramie Energy II, LLC (2)  
Rex Energy Rockies, LLC (1)  
Bonanza Creek Energy Operating Co., LLC (1)  
EnCana Oil & Gas (USA) Inc. (2)

Group D – Chesapeake Exploration, LLC (5)  
Kerr-McGee Oil & Gas Onshore LP (7)

Group E – Review of Provisionally Approved Matters from May  
Energen Resources Corp. (2)  
Chesapeake Exploration, LLC (6)

## 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.

## **RULE 511. RECOMMENDATIONS**

### **Group A – Carrizo Oil & Gas, Inc. Chesapeake Exploration, LLC**

#### **Docket No. 1105-UP-41, Unnamed Field, Weld County**

Applicant: Carrizo Oil & Gas, Inc.  
Attorneys: Kenneth A. Wonstolen/Elizabeth Y. Gallaway

Subject: Request for an order to pool all nonconsenting interests in the approximate 640-acre drilling and spacing unit established for Section 20, Township 7 North, Range 60 West, 6<sup>th</sup> P.M., effective retroactive to the earliest date costs are incurred for the initial well drilled on the lands, for the development and operation of the Niobrara Formation.

Comments: Continued from the May hearing.

#### **Docket No. 1106-SP-56, Unnamed Field, Weld County**

Applicant: Chesapeake Exploration, LLC  
Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to establish an approximate 640-acre drilling and spacing unit for Section 25, Township 10 North, Range 68 West, 6<sup>th</sup> P.M., and approve one horizontal well within the unit, for the production of gas and associated hydrocarbons from the Niobrara Formation.

#### **Docket No. 1106-SP-57, Unnamed Field, Weld County**

Applicant: Chesapeake Exploration, LLC  
Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to establish an approximate 640-acre drilling and spacing unit for Section 14, Township 8 North, Range 65 West, 6<sup>th</sup> P.M., and approve one horizontal well within the unit, for the production of gas and associated hydrocarbons from the Niobrara Formation.

#### **Docket No. 1106-SP-58, Unnamed Field, Weld County**

Applicant: Chesapeake Exploration, LLC  
Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to establish an approximate 640-acre drilling and spacing unit for Section 16, Township 2 North, Range 63 West, 6<sup>th</sup> P.M., and approve one horizontal well within the unit, for the production of gas and associated hydrocarbons from the Niobrara Formation.

#### **Docket No. 1106-SP-59, Unnamed Field, Weld County**

Applicant: Chesapeake Exploration, LLC  
Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to establish an approximate 640-acre drilling and spacing unit for Section 16, Township 7 North, Range 63 West, 6<sup>th</sup> P.M., and approve one horizontal well within

the unit, for the production of gas and associated hydrocarbons from the Niobrara Formation.

Docket No. 1106-SP-60, Unnamed Field, Weld County

Applicant: Chesapeake Exploration, LLC  
Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to establish an approximate 640-acre drilling and spacing unit for Section 4, Township 6 North, Range 62 West, 6<sup>th</sup> P.M., and approve one horizontal well within the unit, for the production of gas and associated hydrocarbons from the Niobrara Formation.

Docket No. 1106-SP-61, Unnamed Field, Weld County

Applicant: Chesapeake Exploration, LLC  
Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to establish an approximate 640-acre drilling and spacing unit for Section 34, Township 7 North, Range 62 West, 6<sup>th</sup> P.M., and approve one horizontal well within the unit, for the production of gas and associated hydrocarbons from the Niobrara Formation.

Docket No. 1106-SP-67, Unnamed Field, Weld County

Applicant: Carrizo Oil & Gas, Inc.  
Attorneys: Kenneth A. Wonstolen/Elizabeth Y. Gallaway

Subject: Request for an order to establish nine (9) approximate 640-acre drilling and spacing units for certain lands located in Township 7 North, Range 60 West, 6<sup>th</sup> P.M., and approve up to two horizontal wells within each unit, for the production of gas and associated hydrocarbons from the Niobrara Formation.

Comments: Applicant continued Sections 4 and 17, Township 7 North, Range 60 West, 6<sup>th</sup> P.M. for consideration at the August hearing.

Docket No. 1106-SP-74, Wattenberg Field, Weld County

Applicant: Chesapeake Exploration, LLC  
Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to establish an approximate 640-acre drilling and spacing unit for Section 11, Township 2 North, Range 63 West, 6<sup>th</sup> P.M., and approve one horizontal well within the unit, for the production of gas and associated hydrocarbons from the Niobrara Formation.

**Group B – Noble Energy, Inc.  
Marathon Oil Company  
Kerr-McGee Oil & Gas Onshore LP**

Docket No. 1106-EX-09, Tom Cat Field, Weld County

Applicant: Noble Energy, Inc.  
Attorneys: Michael J. Wozniak/Jamie L. Jost

Subject: Request for an order to grant a well location exemption to vary the 600 foot setback requirement of Rule 318.a. for the McKay AB #02-14 Well, located in the SE¼ SW¼ of Section 2, Township 7 North, Range 64 West, 6<sup>th</sup> P.M., for the production of gas and associated hydrocarbons from the Lyons Formations.

Docket No. 1106-SP-65, Wattenberg Field, Weld County

Applicant: Noble Energy, Inc.  
Attorneys: Michael J. Wozniak/Jamie L. Jost

Subject: Request for an order to establish forty-seven (47) approximate 640-acre drilling and spacing units for certain lands located in Township 8 North, Ranges 62 and 63 West, 6<sup>th</sup> P.M., and approve up to two horizontal wells within each unit, for the production of gas and associated hydrocarbons from the Niobrara Formation.

Comments: Noble withdrew Sections 4 and 14, Township 8 North, Range 62 West, 6<sup>th</sup> P.M. from the application.

Docket No. 1106-SP-68, Unnamed Field, Weld County

Applicant: Marathon Oil Company  
Attorneys: Scott M. Campbell/Jeremy I. Ferrin

Subject: Request for an order to establish eight (8) approximate 640-acre drilling and spacing units for certain lands located in Township 9 North, Range 57 West, 6<sup>th</sup> P.M., and approve one horizontal well within each unit, for the production of gas and associated hydrocarbons from the Niobrara Formation.

Comments: Marathon withdrew Section 30, Township 9 North, Range 57 West, 6<sup>th</sup> P.M. from the application.

Docket No. 1106-SP-69, Unnamed Field, Weld County

Applicant: Marathon Oil Company  
Attorneys: Scott M. Campbell/Jeremy I. Ferrin

Subject: Request for an order to establish seven (7) approximate 640-acre drilling and spacing units for certain lands located in Township 7 North, Ranges 61 through 62 West, 6<sup>th</sup> P.M., and approve one horizontal well within each unit, for the production of gas and associated hydrocarbons from the Niobrara Formation.

Comments: Marathon withdrew Sections 5 and 6, Township 6 North, Range 62 West, 6<sup>th</sup> P.M., Section 19, Township 7 North, Range 61 West, 6<sup>th</sup> P.M., and Section 36, Township 7 North, Range 63 West, 6<sup>th</sup> P.M. from the application.

Docket No. 1106-SP-70, Unnamed Field, Weld County

Applicant: Marathon Oil Company  
Attorneys: Scott M. Campbell/Jeremy I. Ferrin

Subject: Request for an order to establish nine (9) approximate 640-acre drilling and spacing units for certain lands located in Townships

3 and 4 North, Ranges 62 and 63 West, 6<sup>th</sup> P.M., and approve one horizontal well within each unit, for the production of gas and associated hydrocarbons from the Niobrara Formation.

Comments: Marathon withdrew Section 8, Township 3 North, Range 62 West, 6<sup>th</sup> P.M. and Sections 2, 8 and 30, Township 3 North, Range 63 West, 6<sup>th</sup> P.M. from the application.

Docket No. 1106-SP-71, Unnamed Field, Weld County

Applicant: Marathon Oil Company  
Attorneys: Scott M. Campbell/Jeremy I. Ferrin

Subject: Request for an order to establish thirteen (13) approximate 640-acre drilling and spacing units for certain lands located in Township 10 North, Ranges 68 and 69 West, 6<sup>th</sup> P.M., and approve one horizontal well within each unit, for the production of gas and associated hydrocarbons from the Niobrara Formation.

Comments: Marathon withdrew Section 30, Township 10 North, Range 68 West, 6<sup>th</sup> P.M. and Section 25, Township 10 North, Range 69 West, 6<sup>th</sup> P.M. from the application.

Docket No. 1106-SP-72, Unnamed Field, Weld County

Applicant: Marathon Oil Company  
Attorneys: Scott M. Campbell/Jeremy I. Ferrin

Subject: Request for an order to establish five (5) approximate 640-acre drilling and spacing units for certain lands located in Townships 8 and 9 North, Ranges 64 and 65 West, 6<sup>th</sup> P.M., and approve one horizontal well within each unit, for the production of gas and associated hydrocarbons from the Niobrara Formation.

Comments: Marathon withdrew Sections 5, 7, 19, and 29, Township 8 North, Range 64 West, 6<sup>th</sup> P.M., Sections 1, 24, 25, and 36, Township 8 North, Range 65 West, 6<sup>th</sup> P.M., Section 31, Township 9 North, Range 64 West, 6<sup>th</sup> P.M., and Section 36, Township 9 North, Range 65 West, 6<sup>th</sup> P.M. from the application.

Docket No. 1106-SP-73, Wattenberg Field, Weld County

Applicant: Kerr-McGee Oil & Gas Onshore LP  
Attorneys: Michael J. Wozniak/Jamie L. Jost

Subject: Request for an order to establish an approximate 320-acre drilling and spacing unit for certain lands located in Section 26, Township 3 North, Range 68 West, 6<sup>th</sup> P.M., and approve one horizontal well within the unit, for the production of gas and associated hydrocarbons from the Greenhorn and Graneros Formations.

Docket No. 1106-UP-66, Wattenberg Field, Weld County

Applicant: Noble Energy, Inc.  
Attorneys: Jamie L. Jost/Elizabeth Y. Gallaway

Subject: Request for an to pool all nonconsenting interests in a designated 160-acre wellbore spacing unit for the NE¼ of Section 7, Township 3 North, Range 64 West, 6<sup>th</sup> P.M. (to accommodate the Dechant #7-15 Well), for the development and operation of the Codell and Niobrara Formations.

Docket No. 1106-UP-77, Wattenberg Field, Weld County

Applicant: Noble Energy, Inc.

Attorneys: Jamie L. Jost/Elizabeth Y. Gallaway

Subject: Request for an order to pool all nonconsenting interests in a designated 160-acre wellbore spacing unit consisting of the S½ SE¼ of Section 6 and the N½ NE¼ of Section 7, Township 3 North, Range 64 West, 6<sup>th</sup> P.M. (to accommodate the Dechant #7-1-17 Well), for the development and operation of the Codell and Niobrara Formations.

**Group C –** EOG Resources, Inc.  
Laramie Energy II, LLC  
Rex Energy Rockies, LLC  
Bonanza Creek Energy Operating Co., LLC  
EnCana Oil & Gas (USA) Inc.

Docket No. 1105-SP-45, Unnamed Field, Weld County

Applicant: EOG Resources, Inc

Attorneys: Jamie L. Jost/Elizabeth Y. Gallaway

Subject: Request for an order to establish fifty two (52) approximate 640-acre drilling and spacing units for certain lands located in Townships 6, 8, 10, and 11 North, Ranges 59 through 64, 66, and 67 West, 6<sup>th</sup> P.M., and approve of one horizontal well within each unit, for the production of gas and associated hydrocarbons from the Niobrara Formation.

Comments: Continued from the May hearing for submittal of an amended application and re-noticing.

Docket No. 1105-SP-50, Buzzard Field, Mesa County

Applicant: Laramie Energy II, LLC

Attorneys: J. Michael Morgan

Subject: Request for an order to: (1) vacate the existing 160-acre drilling and spacing unit for the SE¼ of Section 17, Township 9 South, Range 94 West, 6<sup>th</sup> P.M., for the production of gas and associated hydrocarbons from the Williams Fork and Iles Formations; (2) establish two approximate 160-acre drilling and spacing units for the NW¼ and SW¼ of said Section 17, for the production of gas and associated hydrocarbons from the Mancos, Niobrara, Frontier, and Mowry Formations; (3) approve of the equivalent of one well per 10 acres density for the W½ and SE¼ of said Section 17, for the production of gas and associated hydrocarbons from the Williams Fork and Iles Formations; and (4) approve of the equivalent of one well per 10 acres density for the W½ of said Section 17, for the production

of gas and associated hydrocarbons from the Mancos, Niobrara, Frontier, and Mowry Formations.

Protestant: EnCana Oil & Gas (USA) Inc.  
Attorneys: Stephen J. Sullivan/Blake M. Pickett

Protestant: Oxy USA Inc.  
Attorneys: Scott M. Campbell/Jeremy I. Ferrin

Protestant: Bureau of Land Management  
Representative: Lynn E. Rust, Deputy State Director

Comments: Continued from the May hearing. Protests withdrawn.

Docket No. 1105-SP-51, Rulison Field, Garfield County

Applicant: Laramie Energy II, LLC  
Attorneys: J. Michael Morgan

Subject: Request for an order to: (1) establish approximate 40-acre drilling and spacing units for the E $\frac{1}{2}$  SW $\frac{1}{4}$ , W $\frac{1}{2}$  SE $\frac{1}{4}$ , SW $\frac{1}{4}$  NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 34, Township 7 South, Range 96 West, 6<sup>th</sup> P.M., for the production of gas and associated hydrocarbons from the Mancos, Niobrara, Frontier, and Mowry Formations; (2) approve the equivalent of one well per 10 acres well density for the SE $\frac{1}{4}$  NW $\frac{1}{4}$  of said Section 34, for the production of gas and associated hydrocarbons from the Williams Fork and Iles Formations; and (3) approve the equivalent of one well per 10 acres density for the E $\frac{1}{2}$  SW $\frac{1}{4}$ , W $\frac{1}{2}$  SE $\frac{1}{4}$ , SW $\frac{1}{4}$  NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  NW $\frac{1}{4}$  of said Section 34, for the production of gas and associated hydrocarbons from the Mancos, Niobrara, Frontier, and Mowry Formations.

Protestant: EnCana Oil & Gas (USA) Inc.  
Attorneys: Stephen J. Sullivan/Blake M. Pickett

Comments: Continued from the May hearing. Protest withdrawn.

Docket No. 1106-SP-55, Unnamed Field, Weld County

Applicant: Rex Energy Rockies, LLC  
Attorneys: James Mowry

Subject: Request for an order to establish an approximate 640-acre drilling and spacing unit for Section 25, Township 10 North, Range 57 West, 6<sup>th</sup> P.M., and approve one horizontal well within the unit, for the production of gas and associated hydrocarbons from the Niobrara Formation.

Docket No. 1106-SP-66, Unnamed Field, Larimer County

Applicant: Bonanza Creek Energy Operating Co., LLC  
Attorney: J. Michael Morgan

Subject: Request for an order to establish an approximate 640-acre drilling and spacing unit for Section 28, Township 5 North, Range 63 West, 6<sup>th</sup> P.M., and approve one horizontal well

within the unit, for the production of gas and associated hydrocarbons from the Niobrara Formation.

Docket No. 1106-SP-75, Hereford Field, Weld County

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

Subject: Request for an order to amend Order No. 421-4 to: (1) vacate the vacation of the approximate 640-acre drilling and spacing units for Sections 9, 10, 14, 15, and 16, Township 11 North, Range 63 West, 6th P.M.; (2) confirm approval of one horizontal well in each of the established "rolling" laydown 1,280-acre drilling and spacing units for said lands, in addition to the single existing wells in each of the 640-acre units, for a total of three wellbores in the two sections of Unit #1, and a total of four wellbores in the two sections of Units #2 and Unit #3, including the wellbores of the 640-acre units; and (3) recognize that due to overlapping 1,280-acre drilling and spacing units, there will be portions of up to three horizontal wellbores within said Section 15 for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Docket No. 1106-UP-70, Wattenberg Field, Weld County

Applicant: EnCana Oil & Gas (USA) Inc.  
Attorneys: Jamie L. Jost/Elizabeth Y. Gallaway

Subject: Request for an to pool all nonconsenting interests in a designated approximate 160-acre wellbore spacing unit consisting of the E½ NW¼ and W½ NE¼ of Section 12, Township 2 North, Range 68 West, 6th P.M. (to accommodate the Johnson #4-2-12 Well), for the development and operation of the Codell, Niobrara and "J" Sand Formations.

Docket No. 1106-UP-73, Parachute Field, Garfield County

Applicant: EnCana Oil & Gas (USA) Inc.  
Attorneys: Jamie L. Jost/Elizabeth Y. Gallaway

Subject: Request for an to pool all nonconsenting interests in a designated approximate 160-acre wellbore spacing unit consisting of the SE¼ NE¼ and NE¼ SE¼ of Section 11 and the SW¼ NW¼ and NW¼ SW¼ of Section 12, Township 2 North, Range 68 West, 6th P.M. (to accommodate the Johnson #0-4-12 Well), for the development and operation of the Codell, Niobrara and "J" Sand Formations.

**Group D – Chesapeake Exploration, LLC  
Kerr-McGee Oil & Gas Onshore LP**

Docket No. 1105-UP-54, Unnamed Field, Weld County

Applicant: Chesapeake Exploration, LLC  
Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to pool all nonconsenting interests in the approximate 640-acre drilling and spacing unit established for Section 18, Township 10 North, Range 66 West, 6<sup>th</sup> P.M.,



effective as of the spud date of the planned Sheldon 10-66 #18-1H Well, for the development and operation of the Niobrara Formation.

Comments: Continued from the May hearing.

Docket No. 1105-UP-55, Unnamed Field, Weld County

Applicant: Chesapeake Exploration, LLC

Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to pool all nonconsenting interests in the approximate 640-acre drilling and spacing unit established for Section 30, Township 10 North, Range 66 West, 6<sup>th</sup> P.M., effective as of the spud date of the planned Rouse Farms 10-66 #30-1H Well, for the development and operation of the Niobrara Formation.

Comments: Continued from the May hearing.

Docket No. 1106-UP-58, Unnamed Field, Weld County

Applicant: Chesapeake Exploration, LLC

Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to pool all nonconsenting interests in the approximate 640-acre drilling and spacing unit established for Section 12, Township 8 North, Range 67 West, 6<sup>th</sup> P.M. (wherein the Applicant has plans to drill and complete the TU #12-8-67 1H Well), for the development and operation of the Niobrara Formation.

Docket No. 1106-UP-60, Unnamed Field, Weld County

Applicant: Chesapeake Exploration, LLC

Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to pool all nonconsenting interests in the approximate 640-acre drilling and spacing unit established for Section 12, Township 9 North, Range 66 West, 6<sup>th</sup> P.M. (wherein the Applicant has plans to drill and complete the Verra #9-66 12-1H Well), for the development and operation of the Niobrara Formation.

Docket No. 1106-UP-62, Unnamed Field, Weld County

Applicant: Chesapeake Exploration, LLC

Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to pool all nonconsenting interests in the approximate 640-acre drilling and spacing unit established for Section 15, Township 6 North, Range 62 West, 6<sup>th</sup> P.M. (wherein the Applicant has plans to drill and complete the Hoff #6-62 15-1H Well), for the development and operation of the Niobrara Formation.

Docket No. 1106-UP-67, Wattenberg Field, Weld County

Applicant: Kerr-McGee Oil & Gas Onshore LP

Attorneys: Jamie L. Jost/Elizabeth Y. Gallaway

Subject: Request for an to pool all nonconsenting interests in a designated approximate 160-acre wellbore spacing unit for certain lands located in Sections 25 and 26, Township 5 North, Range 65 West, 6<sup>th</sup> P.M. (to accommodate the Geib #41-26 Well), for the development and operation of the Codell, Niobrara and "J" Sand Formations.

Docket No. 1106-UP-68, Wattenberg Field, Weld County

Applicant: Kerr-McGee Oil & Gas Onshore LP  
Attorneys: Jamie L. Jost/Elizabeth Y. Gallaway

Subject: Request for an to pool all nonconsenting interests in a designated approximate 160-acre wellbore spacing unit for the S½ SW¼ of Section 35, Township 1 North, Range 67 West, 6<sup>th</sup> P.M. and N½ NW¼ of Section 2, Township 1 South, Range 67 West, 6<sup>th</sup> P.M. (to accommodate the Dry Creek #35-35 Well), for the development and operation of the Codell, Niobrara and "J" Sand Formations.

Docket No. 1106-UP-69, Wattenberg Field, Weld County

Applicant: Kerr-McGee Oil & Gas Onshore LP  
Attorneys: Jamie L. Jost/Elizabeth Y. Gallaway

Subject: Request for an to pool all nonconsenting interests in a designated approximate 160-acre wellbore spacing unit consisting of the SE¼ NE¼ and NE¼ SE¼ of Section 20 and the SW¼ NW¼ and NW¼ SW¼ of Section 21, Township 4 North, Range 65 West, 6<sup>th</sup> P.M. (to accommodate the JR #32-21 Well), for the development and operation of the Codell, Niobrara and "J" Sand Formations.

Docket No. 1106-UP-71, Wattenberg Field, Weld County

Applicant: Kerr-McGee Oil & Gas Onshore LP  
Attorneys: Jamie L. Jost/Elizabeth Y. Gallaway

Subject: Request for an to pool all nonconsenting interests in a designated approximate 160-acre wellbore spacing unit consisting of the SW¼ SW¼ of Section 16, the SE¼ SE¼ of Section 17, the NE¼ NE¼ of Section 20, and the NW¼ NW¼ of Section 21, Township 4 North, Range 65 West, 6<sup>th</sup> P.M. (to accommodate the JR #30-21 Well), for the development and operation of the Codell, Niobrara and "J" Sand Formations.

Docket No. 1106-UP-74, Wattenberg Field, Weld County

Applicant: Kerr-McGee Oil & Gas Onshore LP  
Attorneys: Jamie L. Jost/Elizabeth Y. Gallaway

Subject: Request for an to pool all nonconsenting interests in a designated approximate 160-acre wellbore spacing unit for the SE¼ SE¼ of Section 23, the SW¼ SW¼ of Section 24, the NW¼ NW¼ of Section 25, and the NE¼ NE¼ of Section 26, Township 5 North, Range 65 West, 6<sup>th</sup> P.M. (to accommodate the Geib #26-26 Well), for the development and operation of the Codell, Niobrara and "J" Sand Formations.

Docket No. 1106-UP-75, Wattenberg Field, Weld County

Applicant: Kerr-McGee Oil & Gas Onshore LP

Attorneys: Michael J. Wozniak/Jamie L. Jost

Subject: Request for an to pool all nonconsenting interests in the approximate 320-acre drilling and spacing unit which may be established for the N $\frac{1}{2}$  S $\frac{1}{2}$  and S $\frac{1}{2}$  N $\frac{1}{2}$  of Section 26, Township 3 North, Range 68 West, 6<sup>th</sup> P.M. (wherein Kerr-McGee plans to drill and complete the Douthit #32-26HZ Well), for the development and operation of the Greenhorn and Graneros Formations.

Docket No. 1106-UP-76, Wattenberg Field, Weld County

Applicant: Kerr-McGee Oil & Gas Onshore LP

Attorneys: Jamie L. Jost/Elizabeth Y. Gallaway

Subject: Request for an order to: (1) pool all nonconsenting interests in a designated approximate 160-acre wellbore spacing unit consisting of the S $\frac{1}{2}$  NE $\frac{1}{4}$  and N $\frac{1}{2}$  SE $\frac{1}{4}$  of Section 7, Township 4 North, Range 67 West, 6<sup>th</sup> P.M. (to accommodate the Spaur #24-7 Well), for the development and operation of the Codell and Niobrara Formations, and (2) pool all nonconsenting interests in a designated approximate 320-acre wellbore spacing unit consisting of the E $\frac{1}{2}$  of said Section 7 (to accommodate the Spaur #24-7 Well), for the development and operation of the "J" Sand Formation.

**Group E – Review of Provisionally Approved Matters from May  
Energen Resources Corp. (2)  
Chesapeake Exploration, LLC (6)**

Docket No. 1105-SP-48, Ignacio-Blanco Field, Archuleta County

Applicant: Energen Resources Corporation

Attorneys: Jamie L. Jost/Michael J. Wozniak

Subject: Request for an order to: (1) vacate the existing 320-acre drilling and spacing units for Section 16, Township 32 North, Range 5 West, N.M.P.M.; (2) establish an approximate 640-acre drilling and spacing unit for said Section 16; and (3) approve of up to three horizontal wells within the unit established for said Section 16, for the production of gas and associated hydrocarbons from the Fruitland coal seams.

Docket No. 1105-SP-49, Ignacio-Blanco Field, Archuleta County

Applicant: Energen Resources Corporation

Attorneys: Jamie L. Jost/Michael J. Wozniak

Subject: Request for an order to establish an approximate 740.95-acre drilling and spacing unit for the E $\frac{1}{2}$  of Section 20 and Section 21, Township 32 North, Range 5 West, N.M.P.M., and approve of up to two horizontal wells within the unit, for the production of gas and associated hydrocarbons from the Fruitland coal seams.

Docket No. 1105-UP-27, Unnamed Field, Weld County

Applicant: Chesapeake Exploration, LLC  
Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to pool all nonconsenting interests in the approximate 640-acre drilling and spacing unit which may be established for Section 13, Township 11 North, Range 65 West, 6th P.M., effective as of the spud date of the planned Wagner 11-65 13-1H Well, for the development and operation of the Niobrara Formation.

Docket No. 1105-UP-29, Unnamed Field, Weld County

Applicant: Chesapeake Exploration, LLC  
Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to pool all nonconsenting interests in the approximate 640-acre drilling and spacing unit which may be established for Section 15, Township 7 North, Range 62 West, 6th P.M., effective as of the spud date of the planned Cass #7-62-15-1H Well, for the development and operation of the Niobrara Formation.

Docket No. 1105-UP-30, Unnamed Field, Weld County

Applicant: Chesapeake Exploration, LLC  
Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to pool all nonconsenting interests in the approximate 640-acre drilling and spacing unit which may be established for Section 14, Township 11 North, Range 65 West, 6th P.M., effective as of the spud date of the planned Wagner 11-65 14-1H Well, for the development and operation of the Niobrara Formation.

Docket No. 1105-UP-31, Unnamed Field, Weld County

Applicant: Chesapeake Exploration, LLC  
Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to pool all nonconsenting interests in the approximate 640-acre drilling and spacing unit which may be established for Section 15, Township 11 North, Range 65 West, 6th P.M., effective as of the spud date of the planned Wagner 11-65 15-1H Well, for the development and operation of the Niobrara Formation.

Docket No. 1105-UP-32, Unnamed Field, Weld County

Applicant: Chesapeake Exploration, LLC  
Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to pool all nonconsenting interests in the approximate 640-acre drilling and spacing unit which may be established for Section 10, Township 11 North, Range 65 West, 6th P.M., effective as of the spud date of the planned Wagner 11-65 10-1H Well, for the development and operation of the Niobrara Formation.

## **ORDERS FINDING VIOLATION HEARINGS**

🕒 11:30 a.m.

### **Cause No. 1V, Docket No. 1106-OV-10, Weld County** Staff Recommendation

Subject: Request for an order finding violation against Orr Energy LLC for violations of Rule 303.b. at the Lowe #31-34, #31-85, and #31-24D wells and the South #6-21D, #6-22D, #6-23D, and #6-24D wells.

Comments: Parties have agreed in principle to an Administrative Order by Consent in lieu of the request for Order Finding Violation.

### **Cause No. 1V, Docket No. 1105-OV-13, Garfield County** Staff Recommendation

Subject: Request to approve an Administrative Order by Consent against Berry Petroleum Company for various Rule violations at the Chevron #12-213D Well, located in the SW¼ NW¼ of Section 12, Township 6 South, Range 97 West, 6th P.M.

Comments: Continued from the May hearing. Parties have agreed in principle to an Administrative Order by Consent in lieu of the request for Order Finding Violation.

### **Cause No. 1V, Docket No. 1106-OV-14, Garfield County** Staff Recommendation

Subject: Request for an order finding violation against Marathon Oil Company for various Rule violations at the 697-12A #12 Well, located in the NE¼ NE¼ of Section 12, Township 6 South, Range 97 West, 6th P.M.

Comments: Parties have agreed in principle to an Administrative Order by Consent in lieu of the request for Order Finding Violation.

### **Cause No. 1V, Docket No. 1106-OV-15, La Plata County** Staff Recommendation

Subject: Request for an order finding violation against Noel Reynolds for various Rule violations at the Ester #1 Well, located in the SE¼ SE¼ of Section 21, Township 33 North, Range 12 West, N.M.P.M.

### **Cause No. 1V, Docket No. 1106-OV-16, La Plata County** Staff Recommendation

Subject: Request for an order finding violation against Noel Reynolds for a Rule violation at the Touchstone-Weber Heirs #1 Well, located in the NW¼ NE¼ of Section 13, Township 33 North, Range 12 West, N.M.P.M.

🕒 12:00 p.m.

### **Lunch**

🕒 12:30 p.m.

**Executive Session**

- *Grand Valley Citizens Alliance v. COGCC*
- *Chase/Sutak (Moqui Meadows) v. COGCC*
- *BP/Hilton* (Docket No.1010-UP-57)

**HEARING MATTERS**

🕒 1:00 p.m.

**Docket No. 1106-GA-06, Muddy Field, Gunnison County**

Applicant: COGCC Staff

Subject: Staff Recommendation to request an order to amend the existing comprehensive drilling plan ("CDP") to allow the planning and construction of the Hotchkiss Water Storage Facility by Gunnison Energy Corporation.

🕒 1:15 p.m.

**Docket No. 1106-GA-07, North Raton Basin Field, Huerfano County**

Applicant: Petroglyph Energy, Inc.

Attorney: Kenneth A. Wonstolen

Subject: Request for an order to approve of Petroglyph's plan to terminate coal bed methane ("CBM") operations in the Northern Raton Basin; (2) allow Petroglyph to plug and abandon certain wells drilled pursuant to the methane investigation, monitoring, and mitigation plan ("MIMMP") by cementing those boreholes their entire depth to isolate the Vermejo Coal Formation from the Poison Canyon Formation; and (3) provide for interim operation of Petroglyph's Phase Two-MIMMP Plan.

🕒 2:00 p.m.

**Docket No. 1105-EX-01, Wattenberg Field, Weld County**

Applicant: Kerr-McGee Oil & Gas Onshore LP

Attorneys: Michael J. Wozniak/Jamie L. Jost

Subject: Request for an order to approve a variance from Rule 318A.f. to authorize a total of up to nine producing completions for the NE¼ of Section 10, Township 2 North, Range 67 West, 6th P.M., for the production of gas and associated hydrocarbons from the Codell and Niobrara Formations.

**Docket No. 1105-EX-02, Wattenberg Field, Weld County**

Applicant: Kerr-McGee Oil & Gas Onshore LP

Attorneys: Michael J. Wozniak/Jamie L. Jost

Subject: Request for an order to approve a variance from Rule 318A.f. to authorize a total of up to nine producing completions for the SE¼ of Section 10, Township 2 North, Range 67 West, 6th P.M., for the production of gas and associated hydrocarbons from the Codell and Niobrara Formations.

**Docket No. 1105-EX-03, Wattenberg Field, Weld County**

Applicant: Kerr-McGee Oil & Gas Onshore LP

Attorneys: Michael J. Wozniak/Jamie L. Jost

Subject: Request for an order to approve a variance from Rule 318A.f. to authorize a total of up to nine producing completions for the

SW¼ of Section 10, Township 2 North, Range 67 West, 6th P.M., for the production of gas and associated hydrocarbons from the Codell and Niobrara Formations.

Docket No. 1105-EX-04, Wattenberg Field, Weld County

Applicant: Kerr-McGee Oil & Gas Onshore LP  
Attorneys: Michael J. Wozniak/Jamie L. Jost

Subject: Request for an order to approve a variance from Rule 318A.f. to authorize a total of up to ten producing completions for the NW¼ of Section 10, Township 2 North, Range 67 West, 6th P.M., for the production of gas and associated hydrocarbons from the Codell and Niobrara Formations.

Docket No. 1105-EX-05, Wattenberg Field, Weld County

Applicant: Kerr-McGee Oil & Gas Onshore LP  
Attorneys: Michael J. Wozniak/Jamie L. Jost

Subject: Request for an order to approve a variance from Rule 318A.f. to authorize a total of up to nine producing completions for the SE¼ of Section 36, Township 1 North, Range 68 West, 6th P.M., for the production of gas and associated hydrocarbons from the Codell, Niobrara and "J" Sand Formations.

Docket No. 1105-EX-06, Wattenberg Field, Weld County

Applicant: Kerr-McGee Oil & Gas Onshore LP  
Attorneys: Michael J. Wozniak/Jamie L. Jost

Subject: Request for an order to approve a variance from Rule 318A.f. to authorize a total of up to ten producing completions for the SW¼ of Section 36, Township 1 North, Range 68 West, 6th P.M., for the production of gas and associated hydrocarbons from the Codell, Niobrara and "J" Sand Formations.

Docket No. 1105-EX-08, Wattenberg Field, Weld County

Applicant: Kerr-McGee Oil & Gas Onshore LP  
Attorneys: Michael J. Wozniak/Jamie L. Jost

Subject: Request an for an order to approve a variance from Rule 318A.f. to authorize a total of up to twelve producing completions for the NW¼ of Section 36, Township 1 North, Range 68 West, 6th P.M., for the production of gas and associated hydrocarbons from the Codell, Niobrara and "J" Sand Formations.

⊕ 3:00 p.m.

~~Docket No. 1106-UP-72, Parachute Field, Garfield County~~

~~Applicant: EnCana Oil & Gas (USA) Inc.  
Attorneys: Stephen J. Sullivan/Blake M. Pickett~~

~~Subject: Request for an to pool all nonconsenting interests in the approximate 320-acre wellbore spacing unit established consisting of the N½ of Section 19, Township 7 South, Range 95 West, 6th P.M., wherein 14 applications for permit-to-drill have been approved with API Nos. 05-045-19889 and 05-045-19891 through 05-045-19903, for the development and operation of the Williams Fork Formation.~~

Protestant: Williams Production RMT Co.  
Attorney: Gretchen VanderWerf

Comments: Protest filed by Williams. Prehearing conference held.  
Application withdrawn. Protest withdrawn.

🕒 3:30 p.m.

Presentation – Debbie Baldwin, COGCC Environmental Manager, and Karen Spray, COGCC Environmental Protection Specialist for southwest Colorado, update on outcrop monitoring of the Fruitland coal seam in Archuleta and La Plata counties.

~~🕒 4:00 p.m.~~

~~Presentation – Debbie Baldwin, COGCC Environmental Manager, and Karen Spray, COGCC Environmental Protection Specialist for southwest Colorado, report on results of water quality for San Juan Basin.~~

🕒 TBD

Hearing Adjourns

### **CONTINUED MATTERS**

#### Docket No. 1007-AW-07, Ignacio-Blanco Field, La Plata County

Applicant: Pablo Operating Company  
Attorneys: Michael J. Wozniak/Jamie L. Jost

Subject: Request for an order to allow up to four wells per 320-acre standup drilling and spacing unit, with the permitted well to be located no closer than 600 feet from the unit boundary, for Section 27, Township 33 North, Range 8 West, N.M.P.M., for the production of gas and associated hydrocarbons from the Fruitland coal seams.

Intervenor: La Plata County  
Attorney: Paul D. Kosnik

Comments: Continued to the August hearing.

#### Docket No. 1010-UP-57, Ignacio-Blanco Field, La Plata County

Applicant: BP American Production and Lois Hood  
Attorneys: Thomas W. Niebrugge/Jeffery P. Robbins

Subject: Request to involuntarily pool all nonconsenting interests in the drilling and spacing unit consisting of Section 1U and the N½ of Section 12U, Township 34 North, Range 7 West, N.M.P.M. (SUL), for the development and operation of the Fruitland coal seams.

Protestant: Samson Resources Company  
Attorneys: Scott M. Campbell/Jeremy I. Ferrin

Intervenor: SG Interests  
Attorney: Brian Tooley

Comments: On November 29, 2010, the Commission denied Samson's request for partial dismissal of application. The Commission approved an intervention filed by SG Interests on March 11,



2011, Samson's predecessor-in-interest. Continued to the August hearing.

Docket No. 1104-SP-17, Unnamed Field, Weld County

Applicant: Continental Resources, Inc.  
Attorneys: William A. Keefe

Subject: Request for an order to establish an approximate 1,280-acre drilling and spacing unit consisting of Sections 3 and 10, Township 9 North, Range 61 West, 6th P.M., and approve one horizontal well within unit, for the production of gas and associated hydrocarbons from the Niobrara Formation.

Comments: Continued to the August hearing.

Docket No. 1105-OV-11, Garfield County

Applicant: #13 Enterprises, LLC  
Attorney: Nathan Keever

Subject: Request for an order finding violation against Maralex Resources, Inc. for alleged violations of Rules 319.b.(3) and 326.b.(1) at the Albertson Ranches #13-4 Well, which is located in the NW¼ SE¼ of Section 13, Township 7 South, Range 99 West, 6th P.M.

Comments: Continued to the August hearing.

Docket No. 1105-UP-28, Unnamed Field, Weld County

Applicant: Chesapeake Exploration, LLC  
Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to pool all nonconsenting interests in the approximate 640-acre drilling and spacing unit which may be established for Section 9, Township 6 North, Range 62 West, 6th P.M., effective as of the spud date of the planned Degenhart #6-62-9-1H Well, for the development and operation of the Niobrara Formation.

Comments: Protest has been filed by Noble Energy, Inc. Continued to the August hearing.

Docket No. 1106-EX-10, Wattenberg Field, Weld County

Applicant: Noble Energy, Inc.  
Attorneys: Michael J. Wozniak/Jamie L. Jost

Subject: Request for an order to approve a variance from Rule 318A.f. to authorize a total of up to nine producing completions for the SE¼ of Section 2, Township 2 North, Range 66 West, 6th P.M., for the production of gas and associated hydrocarbons from the Codell and Niobrara Formations.

Comments: Continued to the August hearing.

Docket No. 1106-SP-52, Wattenberg Field, Weld County

Applicant: Continental Resources, Inc.

Attorneys: Michael J. Wozniak/Jamie L. Jost

Subject: Request for an order to: (1) vacate the approximate 640-acre drilling and spacing unit established for Section 24, Township 8 North, Range 62 West, 6th P.M.; (2) establish six approximate 1,280-acre drilling and spacing units for certain lands located in Townships 7 and 8 North, Ranges 61 and 62 West, 6th P.M., and approve one horizontal well within each unit; and (3) establish eight approximate 640-acre drilling and spacing units for certain lands located in Townships 7 through 9 North, Ranges 60 through 62 West, 6th P.M., and approve one horizontal well within each unit, for the production of gas and associated hydrocarbons from the Niobrara Formations.

Comments: Continued to the August hearing.

Docket No. 1106-SP-53, Mamm Creek Field, Weld County

Applicant: Antero Resources Piceance Corp.

Attorneys: Kenneth A. Wonstolen/Elizabeth Y. Gallaway

Subject: Request for an order to establish an approximate 540-acre horizontal wellbore spacing unit for certain lands located in Sections 8, 17 and 18, Township 6 South, Range 92 West, 6th P.M., and approve of one horizontal well within the unit, for the production of gas and associated hydrocarbons from the Mancos Group.

Comments: Continued to the August hearing.

Docket No. 1106-SP-54, Mamm Creek Field, Garfield County

Applicant: Antero Resources Piceance Corp.

Attorneys: Kenneth A. Wonstolen/Elizabeth Y. Gallaway

Subject: Request for an order to establish an approximate 400-acre wellbore spacing unit for certain lands located in Sections 10 and 15, Township 6 South, Range 92 West, 6th P.M., and approve one horizontal well within the unit, for the production of gas and associated hydrocarbons from the Mancos Group.

Comments: Continued to the August hearing.

Docket No. 1106-SP-62, Wattenberg Field, Weld County

Applicant: Kerr-McGee Oil & Gas Onshore LP

Attorneys: Michael J. Wozniak/Jamie L. Jost

Subject: Request for an order to establish an approximate 320-acre wellbore spacing unit for certain lands located in Section 28, Township 1 North, Range 66 West, 6th P.M., and approve one horizontal well within the unit (to accommodate the planned Marrs #28C-28HZ Well), for the production of gas and associated hydrocarbons from the Codell Formation.

Comments: Continued to the August hearing.

Docket No. 1106-SP-63, Wattenberg Field, Weld County

Applicant: Kerr-McGee Oil & Gas Onshore LP

Attorneys: Michael J. Wozniak/Jamie L. Jost

Subject: Request for an order to establish an approximate 320-acre wellbore spacing unit for certain lands located in Section 28, Township 1 North, Range 66 West, 6th P.M., and approve one horizontal well within the unit (to accommodate the planned Marrs 3N-28HZ Well), for the production of gas and associated hydrocarbons from the Niobrara Formation.

Comments: Continued to the August hearing.

Docket No. 1106-SP-64, Wattenberg Field, Weld County

Applicant: Kerr-McGee Oil & Gas Onshore LP

Attorneys: Michael J. Wozniak/Jamie L. Jost

Subject: Request for an order to establish an approximate 160-acre wellbore spacing unit for certain lands located in Section 28, Township 1 North, Range 66 West, 6th P.M., and approve one horizontal well within the unit (to accommodate the planned Marrs 2N-28HZ Well), for the production of gas and associated hydrocarbons from the Niobrara Formation.

Comments: Continued to the August hearing.

Docket No. 1106-SP-67, Unnamed Field, Weld County

Applicant: Carrizo Oil & Gas, Inc.

Attorneys: Kenneth A. Wonstolen/Elizabeth Y. Gallaway

Subject: Request for an order to establish two (2) approximate 640-acre drilling and spacing units for Sections 4 and 17, Township 7 North, Range 60 West, 6th P.M., and approve up to two horizontal wells within each unit, for the production of gas and associated hydrocarbons from the Niobrara Formation.

Comments: Continued to the August hearing.

Docket No. 1106-UP-53, Checkerboard Field, Weld County

Applicant: Chesapeake Exploration, LLC

Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to pool all nonconsenting interests in the approximate 640-acre drilling and spacing unit established for Section 32, Township 10 North, Range 66 West, 6th P.M., to accommodate the Sidwell #32-10-66 1H Well, for the development and operation of the Niobrara Formation.

Comments: Continued to the August hearing.

Docket No. 1106-UP-61, Unnamed Field, Weld County

Applicant: Chesapeake Exploration, LLC

Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to pool all nonconsenting interests in the approximate 640-acre drilling and spacing unit established for Section 10, Township 10 North, Range 67 West, 6th P.M. (wherein the Applicant has plans to drill and complete the JEM Ranch #10-10-67 1H Well), for the development and operation of the Niobrara Formation.

Comments: Continued to the August hearing.

Docket No. 1106-UP-63, Unnamed Field, Weld County

Applicant: Chesapeake Exploration, LLC  
Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to pool all nonconsenting interests in the approximate 640-acre drilling and spacing unit established for Section 9, Township 10 North, Range 67 West, 6th P.M. (wherein the Applicant has plans to drill and complete the Thomas Ranch #9-10-67 1-H Well), for the development and operation of the Niobrara Formation.

Comments: Continued to the August hearing.

Docket No. 1106-UP-64, Unnamed Field, Weld County

Applicant: Chesapeake Exploration, LLC  
Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to pool all nonconsenting interests in the approximate 640-acre drilling and spacing unit which may be established for Section 4, Township 6 North, Range 62 West, 6th P.M. (wherein the Applicant has plans to drill and complete the Hoff #6-62 4-1H Well), for the development and operation of the Niobrara Formation.

Comments: Continued to the August hearing.

Docket No. 1106-UP-65, Unnamed Field, Weld County

Applicant: Chesapeake Exploration, LLC  
Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to pool all nonconsenting interests in the approximate 640-acre drilling and spacing unit which may be established for Section 34, Township 7 North, Range 62 West, 6th P.M. (wherein the Applicant has plans to drill and complete the Franks #7-62 34-1H Well), for the development and operation of the Niobrara Formation.

Comments: Continued to the August hearing.

**WITHDRAWN MATTERS**

Docket No. 1106-UP-17, Wattenberg Field, Weld County

Applicant: Rancher Exploration Partners LLC  
Attorneys: Kevin J. O'Toole

Subject: Request for an order to pool all nonconsenting interests in a designated 80-acre drilling and spacing unit for certain lands

located in Section 24, Township 6 North, Range 68 West, 6th P.M., wherein the Applicant plans to drill and complete the Retta J #1 Well (API #05-069-06431), located in the SW¼ NW¼ of Section 24, Township 6 North, Range 68 West, 6th P.M., for the development and operation of the Codell and Niobrara Formations.

Comments: Application withdrawn.

Docket No. 1106-UP-57, Unnamed Field, Weld County

Applicant: Chesapeake Exploration, LLC

Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to pool all nonconsenting interests in the approximate 640-acre drilling and spacing unit which may be established for Section 10, Township 6 North, Range 62 West, 6th P.M. (wherein the Applicant has plans to drill and complete the Rogers #6-62 10-1H Well), for the development and operation of the Niobrara Formation.

Comments: Application withdrawn.

Docket No. 1106-UP-59, Unnamed Field, Weld County

Applicant: Chesapeake Exploration, LLC

Attorneys: William A. Keefe/Kenneth A. Wonstolen

Subject: Request for an order to pool all nonconsenting interests in the approximate 640-acre drilling and spacing unit established for Section 12, Township 8 North, Range 67 West, 6th P.M. (wherein the Applicant has plans to drill and complete the Rogers #6-62 3-1H Well), for the development and operation of the Niobrara Formation.

Comments: Application withdrawn.