



HEARING AGENDA

AMENDED

Please silence all cell phones and
personal communication devices during the hearing.

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, February 11, 2013

***Wells Fargo Building
The Hershner Room
1700 Lincoln Street, Main Floor
Denver, CO 80203***

🕒 **9:00 a.m.** Roll Call of Commissioners

Approval of Proceedings

🕒 **9:05 a.m.** Rulemaking Agenda (Continued)

Docket 1211-RM-04 Statewide setbacks, high density areas and designated outside activity areas, and aesthetic and noise control regulations.

Hearing Officer- Casey Shpall, Deputy Attorney General

The Oil and Gas Conservation Commission of the State of Colorado ("Commission"), on its own motion, will consider additions and amendments to the Rule 100 Series (Definitions), 200 Series (General Rules), 300 Series (Drilling, Development, Production, and Abandonment), 500 Series (Rules of Practice and Procedure), 600 Series (Safety Regulations), 800 Series (Aesthetic and Noise Control Regulations), 900 Series (E&P Waste Management), 1100 Series (Pipeline Regulations), and 1200 Series (Protection of Wildlife Resources) of the Commission's Rules of Practice and Procedure 2 CCR 404-1 ("Rules") to establish new and amended rules for statewide setbacks applicable to drilling and well servicing operations, high density areas and designated outside activity areas, and, aesthetic and noise control regulations.

Commission deliberations are continuing.

🕒 **12:00 p.m.** Lunch

🕒 **1:00 p.m.** Report from the Executive Director's Office

🕒 **1:10 p.m.** Report from the Director

🕒 **1:40 p.m.** Commissioner Comments

🕒 **1:45 p.m.** Audience Comments

🕒 **2:00 p.m.** Consent Agenda

36 Hearing Officer Recommendations under Rule 511

Group A (20)
Whiting
HRM

Bayswater
Condor
BBC
Noble
Carrizo
EOG

Group B (11)

PDC
HRM
Bayswater
Condor
BBC
Kerr-McGee
Continental

Group C (2) *Enforcement Matters*

1302-OV-04 Lone Star, LLC
1303-OV-05 Booco's Contract Services Inc.

Group D (3)

Items in this group may be pulled from Consent Agenda (Prehearing Conferences were set after packets were sent out and it's believed that all parties in Group D will come to an agreement, and the protests will be withdrawn)

Energen
Continental
Kerr-McGee

🕒 TBD

Adjournment

Tuesday, February 11, 2013

Colorado Oil and Gas Conservation Commission
The Chancery Building
1120 Lincoln Street, Suite 801
Denver, CO 80203

🕒 **9:00 a.m.** Roll Call of Commissioners

🕒 **9:05 a.m.** General Hearing Matters

Docket No. 1102-GA-02, Larimer County
Staff: Robert J. Frick, Hearings Manager

Applicant: Mike Sutak and Laura W. Chase
Attorney: Phillip D. Barber

Subject: On June 7, 2012, the Colorado Court of Appeals announced its ruling in Chase- Sutak v. COGCC, Colorado State Board of Land Commissioners, and Magpie Operating, Inc., Case No. 11CA1249. The Court of Appeals affirmed in part, reversed in part, and remanded the case for further findings by the COGCC. On November 14, 2012, the parties made arguments before the Commission and the Commission began its deliberations. The Commission is continuing in its deliberations.

Comments: Xref: 1003-GA-06, 1203-GA-01. Continued by the COGCC from a previous Commission Hearing for deliberation.

🕒 **10:00 a.m.** Docket No. 1211-GA-17, Wildcat Field, Gunnison County
Staff: Matt Lepore, Director

Applicant: Gunnison County
Attorneys: David Baumgarten & Arthur Trezise

Operator: SG Interests 1, Ltd.
Attorneys: Kenneth A. Wonstolen

Subject: Gunnison County made a request for a hearing on the issuance of SG Interests I, LTD APD, Form 2 and on the approval of an OGLA, Form 2A, pursuant to Rule 305.d and 503.b.(7).C., for the Federal 11-90-9 #3 Well (API No. 051-06112) located SW¼ NW¼ of Section 9, Township 11 South, Range 90 West, 6th P.M. An "Entry of Appearance & Motion to Dismiss" was submitted by SG Interests 1 Ltd. Gunnison County submitted an "Entry of Appearance and Gunnison County's Response to SG Interests I LTD's Motion to Dismiss." SG Interests 1 Ltd. subsequently submitted its "Reply in Support of Motion to Dismiss"

Issue: Should the Commission grant or deny the "Motion to Dismiss" filed by SG Interests 1, Ltd.

Comment: The Commission will hear oral arguments on the briefs on the motion to dismiss. The Commission is requested to rule on the

motion. The case has been bifurcated such that only the motion to dismiss will be considered. Continued by the COGCC from a previous hearing.

🕒 10:30 a.m.

Docket No. 1301-SP-15, Unnamed Field, Weld County. Continued to March hearing.
Staff: ~~Roger Allbrandt, Hearing Officer~~

Applicant: ~~Noble Energy, LLC~~

Attorneys: ~~Jamie L. Jost & Gregory J. Nibert Jr.~~

Subject: ~~Request for an order to establish a 1280-acre exploratory drilling and spacing unit for Sections 22 and 23, Township 8 North, Range 60 West, 6th P.M., and to approve one horizontal well within the unit, for the production of oil, gas and associated hydrocarbons from the Codell-Niobrara Formation.~~

Protested by: ~~Bureau of Land Management - Withdrawn~~

Representative: ~~Lonny R. Bagley, Deputy State Director~~

510 Statement: ~~Don Stanley~~

Comment: Submitted Rule 511 testimony did not contain sufficient economic analysis, estimates for natural gas production, and other necessary information. Continued by request of the Applicant to supplement 511 testimony.

Docket No. 1302-SP-32, Unnamed Field, Weld County. Continued to March hearing.
Staff: ~~Roger Allbrandt, Hearing Officer~~

Applicant: ~~Noble Energy, LLC~~

Attorneys: ~~Jamie L. Jost, Elizabeth Y. Gallaway & Gregory J. Nibert Jr.~~

Subject: ~~Request for an order to among other things, establish an approximate 1280-acre exploratory drilling and spacing unit for Sections 23 and 24, Township 9 North, Range 61 West, 6th P.M., and approve one horizontal well within the unit, for the production of oil, gas and associated hydrocarbons from the Codell-Niobrara Formation.~~

Comment: Submitted Rule 511 testimony did not contain sufficient economic analysis, estimates for natural gas production, and other necessary information. Continued by request of the Applicant to supplement 511 testimony.

🕒 11:00 a.m.

iPad training for the Commission

🕒 12:00 p.m.

Lunch/Executive Session

- COGCC v. City of Longmont
- City of Longmont charter amendment ballot initiative to ban hydraulic fracturing

🕒 TBD

Adjournment

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.

Group A-

Docket No. 1302-SP-19, Unnamed Field, Weld County

Applicant: Whiting Oil and Gas Corporation
Attorneys: Stephen J. Sullivan & Chelsey J. Russell

Subject: Request for an order to establish 12 approximate 960-acre drilling and spacing units and one approximate 761-acre drilling and spacing unit for various sections in Townships 11 and 12, Ranges 56 and 57 West, 6th P.M., and approve up to four horizontal wells within each unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Docket No. 1302-SP-20, Unnamed Field, Weld County

Applicant: Whiting Oil and Gas Corporation
Attorneys: Stephen J. Sullivan & Chelsey J. Russell

Subject: Request for an order to establish 12 approximate 960-acre drilling and spacing units for various sections in Township 11 North, Range 57 West, 6th P.M., and approve up to four horizontal wells within each unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Docket No. 1302-SP-21, Unnamed Field, Weld County

Applicant: Whiting Oil and Gas Corporation
Attorneys: Stephen J. Sullivan & Chelsey J. Russell

Subject: Request for an order to establish ten approximate 960-acre drilling and spacing units for various sections in Township 11 North, Range 58 West, 6th P.M., and approve up to four horizontal wells within each unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Docket No. 1302-SP-22, Unnamed Field, Weld County

Applicant: Whiting Oil and Gas Corporation
Attorneys: Stephen J. Sullivan & Chelsey J. Russell

Subject: Request for an order to establish two approximate 640-acre drilling and spacing units consisting of Sections 27 and 34, Township 11 North, Range 57 West, 6th P.M., and approve up to four horizontal wells within each unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Docket No. 1302-SP-23, Bracewell Field, Weld County

Applicant: HRM Resources, LLC
Attorneys: Kenneth A. Wonstolen & Gregory J. Nibert Jr.

Subject: Request for an order to, among other things, establish an approximate 160-acre drilling and spacing unit for Section 36, Township 6 North, Range 66 West, 6th P.M., and approve up to five vertical and/or directional wells to be drilled within the unit, for the production of oil, gas and associated hydrocarbons from the Codell and Niobrara Formations.

Comment: Due to publication error this matter will be conditionally approved.

Docket No. 1302-SP-26, Wattenberg Field, Weld County

Applicant: Bayswater Exploration & Production, LLC
Attorneys: Chelsey J. Russell

Subject: Request for an order to establish an approximate 160-acre drilling and spacing unit for Section 25, Township 7 North, Range 67 West, 6th P.M., and approve up to five directional wells within the unit, for the production of oil, gas and associated hydrocarbons from the Codell and Niobrara Formations.

Docket No. 1302-SP-28, Unnamed Field, Morgan County

Applicant: Condor Energy Technology, LLC
Attorneys: Jamie L. Jost

Subject: Request for an order to establish an approximate 640-acre exploratory drilling and spacing unit for Section 4, Township 6 North, Range 60 West, 6th P.M., and approve up to four horizontal wells within the unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Comment: Due to publication error this matter will be conditionally approved.

Docket No. 1302-SP-30, Unnamed Field, Morgan County

Applicant: Condor Energy Technology, LLC
Attorneys: Jamie L. Jost

Subject: Request for an order to establish an approximate 640-acre exploratory drilling and spacing unit for Section 9, Township 6 North, Range 60 West, 6th P.M., and approve up to four horizontal wells within the unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Comment: Due to publication error this matter will be conditionally approved.

Docket No. 1302-SP-31, Wattenberg Field, Weld County

Applicant: Bill Barrett Corporation
Attorneys: Robert A. Willis

Subject: Request for an order to, among other things, establish an approximate 1,280-acre laydown drilling and spacing unit for Sections 9 & 10, Township 4 North, Range 62 West, 6th P.M., and approve up to 16 horizontal wells within the unit, for the

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

Docket No. 1302-SP-33, Unnamed Field, Weld County

Applicant: Carrizo Oil and Gas, Inc.

Attorneys: Kenneth A. Wonstolen, Elizabeth Y. Gallaway & Kenneth E. Warner.

Subject: Request for an order to establish four approximate 640-acre exploratory drilling and spacing units for Section 27, Township 8 North, Range 60 West, 6th P.M. and Sections 28, 31, and 33, Township 10 North, Range 59 West, 6th P.M. and approve one horizontal well within each unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Comment: Due to publication error this matter will be conditionally approved. 1302-AW-07 is a concurrent matter.

Docket No. 1302-AW-07, Unnamed Field, Weld County

Applicant: Carrizo Oil and Gas, Inc.

Attorneys: Kenneth A. Wonstolen, Elizabeth Gallaway & Kenneth E. Warner

Subject: Request for an order to approve up to six horizontal wells within each of four approximate 640-acre exploratory drilling and spacing units established for Section 27, Township 8 North, Range 60 West, 6th P.M. and Sections 28, 31, and 33, Township 10 North, Range 59 West, 6th P.M., for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Comment: Due to publication error this matter will be conditionally approved.

Docket No. 1302-AW-09, Wattenberg Field, Weld County

Applicant: Carrizo Oil and Gas, Inc.

Attorneys: Kenneth A. Wonstolen, Elizabeth Gallaway & Kenneth E. Warner

Subject: Request for an order to approve up to six horizontal wells within each of five approximate 640-acre exploratory drilling and spacing units established for various sections in Townships 8 and 9 North, Ranges 59, 60 and 61 West, 6th P.M., for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Comment: Due to publication error this matter will be conditionally approved.

Docket No. 1211-SP-128, Hereford Field, Weld County

Applicant: EOG Resources, Inc.

Attorney: Robert A. Willis

Subject: Request for an order to vacate two approximate 640-acre drilling and spacing units established by Order No. 421-3 for Section 35, Township 11 North, Range 63 West, 6th P.M. and Section 2,

Township 10 North, Range 63 West, 6th P.M., and establish an approximate 1,280-acre stand-up exploratory drilling and spacing unit for Section 35, Township 11 North, Range 63 West, 6th P.M. and Section 2, Township 10 North, Range 63 West, 6th P.M., and approve up to ten wells within the unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Protested by: Bureau of Land Management - Withdrawn
Representative: Lonny R. Bagley, Deputy State Director

Docket No. 1211-SP-129, Hereford Field, Weld County

Applicant: EOG Resources, Inc.
Attorney: Robert A. Willis

Subject: Request for an order to vacate two approximate 640-acre drilling and spacing units established by Order No. 421-3 for Section 34, Township 11 North, Range 63 West, 6th P.M. and Section 3, Township 10 North, Range 63 West, 6th P.M., and establish an approximate 1,280-acre stand-up exploratory drilling and spacing unit for Section 34, Township 11 North, Range 63 West, 6th P.M. and Section 3, Township 10 North, Range 63 West, 6th P.M., and approve up to ten wells within the unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Protested by: Bureau of Land Management - Withdrawn
Representative: Lonny R. Bagley, Deputy State Director

Docket No. 1211-SP-130, Hereford Field, Weld County

Applicant: EOG Resources, Inc.
Attorney: Robert A. Willis

Subject: Request for an order to vacate two approximate 640-acre drilling and spacing units established by Order No. 421-3 for Section 33, Township 11 North, Range 63 West, 6th P.M. and Section 4, Township 10 North, Range 63 West, 6th P.M., and establish an approximate 1,280-acre stand-up exploratory drilling and spacing unit for Section 33, Township 11 North, Range 63 West, 6th P.M. and Section 4, Township 10 North, Range 63 West, 6th P.M., and approve up to ten wells within the unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Protested by: Bureau of Land Management - Withdrawn
Representative: Lonny R. Bagley, Deputy State Director

Docket No. 1211-SP-131, Hereford Field, Weld County

Applicant: EOG Resources, Inc.
Attorney: Robert A. Willis

Subject: Request for an order to vacate two approximate 640-acre drilling and spacing units established by Order No. 421-3 for Section 32, Township 11 North, Range 63 West, 6th P.M. and Section 5, Township 10 North, Range 63 West, 6th P.M., and to establish

an approximate 1280-acre stand-up exploratory drilling and spacing unit for Section 32, Township 11 North, Range 63 West, 6th P.M. and Section 5, Township 10 North, Range 63 West, 6th P.M., and approve up to ten wells within the unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Protested by: Bureau of Land Management - Withdrawn
Representative: Lonny R. Bagley, Deputy State Director

Comments: Application has been amended.

Docket No. 1211-SP-132, Hereford Field, Weld County

Applicant: EOG Resources, Inc.
Attorney: Robert A. Willis

Subject: Request for an order to vacate two approximate 640-acre drilling and spacing units established by Order No. 421-3 for Sections 30 and 31, Township 11 North, Range 63 West, 6th P.M., and to establish an approximate 1280-acre stand-up exploratory drilling and spacing unit for Sections 30 and 31, Township 11 North, Range 63 West, 6th P.M., and approve up to ten wells within the unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Protested by: Bureau of Land Management - Withdrawn
Representative: Lonny R. Bagley, Deputy State Director

Comments: Application has been amended.

Docket No. 1211-SP-139, Unnamed Field, Weld County

Applicant: EOG Resources, Inc.
Attorney: Robert A. Willis

Subject: Request for an order to vacate two approximate 640-acre drilling and spacing units established by Order No. 535-28 for Sections 10 and 11, Township 10 North, Range 60 West, 6th P.M., and establish an approximate 1,280-acre lay-down exploratory drilling and spacing unit, for Sections 10 and 11, Township 10 North, Range 60 West, 6th P.M., and approve up to ten wells within the unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Protested by: Bureau of Land Management - Withdrawn
Representative: Lonny R. Bagley, Deputy State Director

Docket No. 1211-SP-141, Unnamed Field, Weld County

Applicant: EOG Resources, Inc.
Attorney: Robert A. Willis

Subject: Request for an order to vacate two approximate 640-acre drilling and spacing units established by Order No. 535-28 for Sections 6 and 7, Township 10 North, Range 59 West, 6th P.M., and establish an approximate 1280-acre stand-up exploratory drilling and spacing unit for Sections 6 and 7, Township 10 North,

Range 59 West, 6th P.M., and approve up to ten wells within the unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Protested by: Bureau of Land Management - Withdrawn
Representative: Lonny R. Bagley, Deputy State Director

Docket No. 1211-SP-145, Unnamed Field, Weld County

Applicant: EOG Resources, Inc.
Attorney: Robert A. Willis

Subject: Request for an order to vacate two approximate 640-acre drilling and spacing units established by Order No. 421-3 for Sections 17 and 20, Township 10 North, Range 60 West, 6th P.M., and to establish an approximate 1280-acre stand-up exploratory drilling and spacing unit for Sections 17 and 20, Township 10 North, Range 60 West, 6th P.M., and approve up to ten wells within the unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Protested by: Bureau of Land Management - Withdrawn
Representative: Lonny R. Bagley, Deputy State Director

Group B-

Docket No. 1302-UP-32, Unnamed Field, Weld County

Applicant: PDC Energy, Inc.
Attorneys: Jamie L. Jost & Gregory J. Nibert Jr.

Subject: Request for an order to pool all interests in four approximate 160 to 320-acre designated wellbore spacing units for Section 32, Township 5 North, Range 67 West, 6th P.M., for the development and operation of the Codell and Niobrara Formations.

Comment: Due to publication error this matter will be conditionally approved.

Docket No. 1302-UP-33, Unnamed Field, Weld County

Applicant: HRM Resources, LLC
Attorneys: Kenneth A. Wonstolen & Gregory J. Nibert Jr.

Subject: Request for an order to pool all interests in an approximate 160-acre drilling and spacing unit established for Section 36, Township 6 North, Range 66 West, 6th P.M., for the development and operation of the Codell and Niobrara Formations.

Comment: Due to publication error this matter will be conditionally approved. 1302-SP-23 is a concurrent matter.

Docket No. 1302-UP-34, Unnamed Field, Weld County

Applicant: Bayswater Exploration & Production, LLC
Attorneys: Chelsey J. Russell

Subject: Request for an order to pool all interests in an approximate 160-acre drilling and spacing unit for Section 25, Township 7 North, Range 67 West, 6th P.M., for the development and operation of the Codell and Niobrara Formations.

Comments: 1302-SP-26 is a concurrent matter.

Docket No. 1302-UP-35, Unnamed Field, Weld County

Applicant: Condor Energy Technology LLC

Attorneys: J. Michael Morgan

Subject: Request for an order to approve up to six horizontal wells within each of four approximate 640-acre exploratory drilling and spacing units established for certain lands in Townships 8 and 10 North, Ranges 59 and 60 West, 6th P.M., for the development and operation of the Niobrara Formation.

Docket No. 1302-UP-36, Unnamed Field, Morgan County

Applicant: Condor Energy Technology LLC

Attorneys: Jamie L. Jost

Subject: Request for an order to pool all interests in an approximate 640-acre exploratory drilling and spacing unit established for Section 4, Township 6 North, Range 60 West, 6th P.M., for the development and operation of the Niobrara Formation.

Comment: Due to publication error this matter will be conditionally approved. 1302-SP-28 is a concurrent matter.

Docket No. 1302-UP-38, Unnamed Field, Morgan County

Applicant: Condor Energy Technology LLC

Attorneys: Jamie L. Jost

Subject: Request for an order to pool all interests in an approximate 640-acre exploratory drilling and spacing unit established for Section 9, Township 6 North, Range 60 West, 6th P.M., for the development and operation of the Niobrara Formation.

Comment: Due to publication error this matter will be conditionally approved. 1302-SP-29 is a concurrent matter.

Docket No. 1301-UP-16, Wattenberg Field, Weld County

Applicant: Bill Barrett Corporation

Attorneys: Robert A. Willis

Subject: Request for an order to pool all interests in an approximate 640-acre drilling and spacing unit established for Section 21, Township 6 North, Range 61 West, 6th P.M., for the development and operation of the Niobrara Formation.

Protested by: YMC Royalty Company LP - Withdrawn
Representative: Ijaz Rehman

Docket No. 1301-UP-17, Wattenberg Field, Weld County

Applicant: Bill Barrett Corporation

Attorneys: Robert A. Willis

Subject: Request for an order to pool all interests in an approximate 640-acre drilling and spacing unit established for Section 24, Township 6 North, Range 62 West, 6th P.M., for the development and operation of the Niobrara Formation.

Docket No. 1301-UP-18, Wattenberg Field, Weld County

Applicant: Bill Barrett Corporation

Attorneys: Robert A. Willis

Subject: Request for an order to pool all interests in an approximate 640-acre drilling and spacing unit consisting of Section 22, Township 6 North, Range 62 West, 6th P.M., for the development and operation of the Niobrara Formation.

Docket No. 1302-UP-42, Wattenberg Field, Weld County

Applicant: Kerr-McGee Oil & Gas Onshore LP

Attorneys: Jamie L. Jost & Elizabeth Y. Gallaway

Subject: Request for an order to pool all interests within an approximate 640-acre designated wellbore spacing unit established for Sections 1, 6, 31 and 36, Townships 2 and 3, Ranges 64 and 65 West, 6th P.M., for the development and operation of the Niobrara Formation.

Comment: Due to publication error this matter will be conditionally approved.

Docket No. 1211-UP-278, Wattenberg Field, Weld County

Applicant: Continental Resources, Inc.

Attorneys: Kenneth A. Wonstolen & Elizabeth Gallaway

Subject: Request for an order to pool all interests within an approximate 640-acre drilling and spacing unit established for Section 8, Township 7 North, Range 61 West, 6th P.M., for the development and operation of the Niobrara Formation.

Group C-

Enforcement Matters

Docket No. 1302-OV-04, Lone Star, LLC

Staff: Peter Gowen, Enforcement Officer

Staff Recommendation: Approval

Subject: Staff requests approval of an AOC with **Lone Star, LLC** imposing a \$20,000 fine for violations of: 1) Rule 302 - OGCC Form 1. Registration for Oil and Gas Operations; 2) Rule 325 - Underground Disposal of Water; and 3) Rule 316A - OGCC Form 14 Monthly Report of Fluids Injected.

Docket No. 1303-OV-05, Booco's Contract Services Inc.

Staff: Peter Gowen, Enforcement Officer

Staff Recommendation: Approval

Subject: Staff requests approval of an AOC with **Booco's Contract Services** imposing a \$10,000 fine for violations of: 1) Rule 319.b.(3) Abandonment; 2) Rule 326.b.(1) Mechanical Integrity testing; and 3) Rule 603.j Statewide Equipment, Weeds, Waste and Trash Requirements. Five thousand dollars is to be paid within 30 days of approval of the AOC. The remaining \$5,000 is suspended, pending completion of well plugging and abandonment by July 1, 2013. The second \$5,000 fine will be vacated if the plugging is performed on time. Otherwise, it will be payable upon 30 day's notice from the Director.

Group D-

Docket No. 1301-UP-04, Wattenberg Field, Weld County

Applicant: Energen Resources Corporation
Attorneys: Jamie L. Jost & Gregory J. Nibert Jr.

Subject: Request for an order to pool all interests within an approximate 320-acre drilling and spacing unit for certain lands in Section 13, Township 32 North, Range 6 West, N.M.P.M., for the development and operation of the Niobrara Formation.

Protested by: Steve J. Abraham, Charles Michael Abraham, Diane Abraham Henkle, Kenneth E. Guffey, Sr., and Croudine O. Guffey, James J. Rubow and Nikola A. Rubow
Attorneys: Joseph C. Pierzchala & Steve Sullivan

Docket No. 1211-UP-274, Unnamed Field, Weld County

Applicant: Continental Resources, Inc.
Attorneys: Kenneth A. Wonstolen & Elizabeth Gallaway

Subject: Request for an order to pool all interests within an approximate 640-acre drilling and spacing unit established for Section 5, Township 7 North, Range 60 West, 6th P.M., for the development and operation of the Niobrara Formation.

Protested by: Diversified Operating Corporation
Attorney: Forrest W. Lewis

Protested by: Foundation Energy Management, LLC
Attorney: Stephen J. Sullivan

Docket No. 1211-UP-279, Wattenberg Field, Weld County

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

Subject: Request for an order to pool all interests within each of four approximate 160-acre designated wellbore spacing units established for certain lands in Sections 29 and 32, Township 2 North, Range 67 West, 6th P.M., for the development and operation of the "J" Sand, Codell and Niobrara Formations.

Protested by: MRPC II, LLC
Attorney: Jeffrey L. Hunter

HEARING MATTERS / APPLICATIONS CONTINUED TO MARCH HEARING
(Unless noted otherwise)

Docket No. 1211-UP-270, Craig Field, Moffat County

Applicant: Gulfport Energy Corporation
Attorney: David R. Little

Subject: Request for an order to affirm Order No. 199-5, pooling all nonconsenting interests, including previously unnoticed mineral interest owners, in an approximate 640-acre drilling and spacing unit ("Drilling and Spacing Unit No. 1") established for certain lands in Sections 9 and 10, Township 6 North, Range 91 West, 6th P.M., for the development and operation of the Niobrara Formation.

Protested by: Donna R. Mahoney and Barbara J. Goral -Withdrawn
Attorney: Cynthia L. Bargell

Protested by: Thru Line O & G Co. L.L.C., Keystone O & G Co., SRBI O & G Co. L.L.C., LMBI O & G Co., and CTV O&G Co. L.L.C.
Attorney: Jamie L. Jost & Kenneth E. Warner – Withdrawn

Comment: Amended Rule 511 testimony received on February 4, 2013, past the deadline for submission. Proposed language may require administrative hearing before the Hearing Officer.

Docket No. 1211-UP-282, Unnamed Field, Weld County

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

Subject: Request for an order to affirm Order No. 535-188 as to previously unnoticed parties so that it may be applied to interests that were not provided notice of the initial hearing on said order. Order No. 535-188 pooled all interests in an approximate 640-acre drilling and spacing unit established for Section 25, Township 8 North, Range 60 West, 6th P.M., for the development and operation of the Niobrara Formation.

Docket No. 1301-SP-04, Unnamed Field, Weld County

Applicant: Carrizo Oil and Gas, Inc.
Attorneys: Kenneth A. Wonstolen, Elizabeth Gallaway
& Kenneth E. Warner

Subject: Request for an order to vacate two approximate 640-acre drilling and spacing units established by Order No. 535-3 and Order No. 535-102 for Sections 30 and 31, Township 9 North, Range 59 West, 6th P.M., and to establish an approximate 1280-acre drilling and spacing unit for Sections 30 and 31, Township 9 North, Range 59 West, 6th P.M., and to approve up to six horizontal wells within the unit, for the development and operation of the Niobrara Formation.

Protested by: Bureau of Land Management
Representative: Lonny R. Bagley, Deputy State Director

Docket No. 1301-UP-07, Unnamed Field, Weld County

Applicant: ConocoPhillips Company

Attorneys: J. Michael Morgan

Subject: Request for an order to pool all interests in an approximate 640-acre drilling and spacing unit established for Section 25, Township 4 South, Range 64 West, 6th P.M., for the development and operation of the Niobrara Formation.

Protested by: Chesapeake Energy Corporation

Attorney: Kenneth A. Wonstolen & Gregory J. Nibert Jr.

Docket No. 1301-UP-10, Unnamed Field, Weld County

Applicant: Carrizo Oil and Gas, Inc.

Attorneys: Kenneth A. Wonstolen, Elizabeth Gallaway
& Kenneth E. Warner

Subject: Request for an order to pool all interests in an approximate 1280-acre drilling and spacing unit established for Section 32, Township 9 North, Range 59 West, 6th P.M., for the development and operation of the Niobrara Formation.

Docket No. 1301-UP-11, Wattenberg Field, Weld County

Applicant: Apollo Operating, LLC

Attorneys: Robert A. Willis

Subject: Request for an order to pool all interests in an approximate 80-acre drilling and spacing unit established for certain lands in Section 14, Township 6 North, Range 67 West, 6th P.M., for the development and operation of the Codell and Niobrara Formations.

Protested by: Windsor LV, II, LLC

Attorney: Christopher M. Kamper & Craig R. Carver

Docket No. 1301-UP-12, Wattenberg Field, Weld County

Applicant: Apollo Operating, LLC

Attorneys: Robert A. Willis

Subject: Request for an order to pool all interests in an approximate 80-acre drilling and spacing unit established for certain lands in Section 14, Township 6 North, Range 67 West, 6th P.M., for the development and operation of the Codell and Niobrara Formations.

Protested by: Windsor LV, II, LLC

Attorney: Christopher M. Kamper & Craig R. Carver

Docket No. 1301-UP-21, Wattenberg Field, Weld County

Applicant: Noble Energy, Inc.

Attorneys: Jamie L. Jost & Elizabeth Gallaway

Subject: Request for an order to pool all interests in an approximate 160-acre designated wellbore spacing unit established for certain

lands in Section 30, Township 7 North, Range 63 West, 6th P.M., for the development and operation of the Niobrara Formation.

Docket No. 1302-AW-08, Wattenberg Field, Weld County

Applicant: Carrizo Oil and Gas, Inc.
Attorneys: Kenneth A. Wonstolen, Elizabeth Gallaway
& Kenneth E. Warner

Subject: Request for an order to approve up to six horizontal wells within each of four approximate 640-acre exploratory drilling and spacing units established for lands in Section 3, Township 7 North, Range 62 West, 6th P.M., for the production of oil, gas and associated hydrocarbons from the Niobrara Formation

Comment: A Hearing before the Commission will be required based upon the application. An administrative hearing before the Hearing Officer will also be required.

Docket No. 1302-AW-10, Unnamed Field, Weld County

Applicant: Carrizo Oil and Gas, Inc.
Attorneys: Kenneth A. Wonstolen, Elizabeth Gallaway
& Kenneth E. Warner

Subject: Request for an order to approve up to six horizontal wells within each of four approximate 640-acre exploratory drilling and spacing units established for certain lands in Townships 9, 10 and 11 North, Ranges 57, 59 and 62 West, 6th P.M., for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Docket No. 1302-SP-18, Unnamed Field, Arapahoe County

Applicant: ConocoPhillips Company
Attorneys: J. Michael Morgan

Subject: Request for an order to establish an approximate 640-acre drilling and spacing unit for Section 6, Township 4 South, Range 63 West, 6th P.M., and approve up to two horizontal wells within the unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Docket No. 1302-SP-24, Unnamed Field, La Plata County

Applicant: Swift Energy Operating, LLC
Attorneys: Jamie L. Jost & William Sparks

Subject: Request for an order to establish an approximate 643.40-acre exploratory drilling and spacing unit for certain lands in Sections 31 and 32, Township 34 North, Range 12 West, Meridian, and approve one horizontal well within the unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Intervention by: La Plata County
Attorney: Todd A. Weaver

Docket No. 1302-SP-25, Unnamed Field, La Plata County

Applicant: Swift Energy Operating, LLC
Attorneys: Jamie L. Jost & William Sparks

Subject: Request for an order to establish an approximate 587.80-acre exploratory drilling and spacing unit for certain lands in Sections 28 and 29, Township 34 North, Range 11 West, Meridian, and approve one horizontal well within the unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Intervention by: La Plata County
Attorney: Todd A. Weaver

Docket No. 1302-SP-27, Unnamed Field, Gunnison County

Applicant: SG Interests I, Ltd.
Attorneys: Kenneth A. Wonstolen & Gregory J. Nibert Jr.

Subject: Request for an order to establish an approximate 3280-acre drilling and spacing unit for certain lands in Township 11 South, Range 90 West, 6th P.M., and approve up to 12 horizontal wells within the unit, for the production of oil, gas and associated hydrocarbons from the Mancos Formation.

Protested by: Bureau of Land Management
Representative: Lonny R. Bagley, Deputy State Director

Docket No. 1302-SP-29, Unnamed Field, Morgan County

Applicant: Condor Energy Technology, LLC
Attorneys: Jamie L. Jost

Subject: Request for an order to among other things, establish an approximate 1280-acre exploratory drilling and spacing unit for Sections 13 and 24, Township 7 North, Range 60 West, 6th P.M., and approve up to eight horizontal wells within the unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Protested by: Prima Exploration, Inc.
Attorney: Robert A. Willis

Protested by: Speaker Holdings 24 LLC
Attorney: Paul W. Sacco

Docket No. 1302-UP-28, Wattenberg Field, Weld County

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

Subject: Request for an order to pool all interests in an approximate 320-acre designated wellbore spacing unit for certain lands in Section 16, Township 2 North, Range 67 West, 6th P.M., for the development and operation of the Niobrara Formation.

Protested By: Donna R. Mahoney
Attorney: Cynthia L. Bargell

Attorney: Paul W. Sacco

Docket No. 1302-UP-29, Wattenberg Field, Weld County

Applicant: Noble Energy, Inc.

Attorneys: Jamie L. Jost & Elizabeth Gallaway

Subject: Request for an order to pool all interests in an approximate 160-acre designated wellbore spacing unit for certain lands in Sections 22 and 23, Township 5 North, Range 65 West, 6th P.M., for the development and operation of the Codell and Niobrara Formation.

Docket No. 1302-UP-30, Unnamed Field, Weld County

Applicant: Noble Energy, Inc.

Attorneys: Jamie L. Jost & Elizabeth Gallaway

Subject: Request for an order to pool all interests in an approximate 640-acre drilling and spacing unit established for Section 25, Township 9 North, Range 59 West, 6th P.M., for the development and operation of the Niobrara Formation.

Protested By: Regina Redmond

Representative: Self

Docket No. 1302-UP-31, Wattenberg Field, Weld County

Applicant: Noble Energy, Inc.

Attorneys: Jamie L. Jost & Elizabeth Gallaway

Subject: Request for an order for an order to pool all interests in three approximate 320-acre designated wellbore spacing units established for certain lands in Section 4, Township 4 North, Range 65 West, 6th P.M., for the development and operation of the Niobrara Formation.

Docket No. 1302-UP-44, Unnamed Field, Weld County

Applicant: Noble Energy, Inc.

Attorneys: Jamie L. Jost & Elizabeth Y. Gallaway

Subject: Request for an order to pool all interests within five approximate 200 to 400-acre designated wellbore spacing units established for certain lands in Section 17, Township 8 North, Range 59 West, 6th P.M., for the development and operation of the Niobrara Formation.

Docket No. 1302-UP-46, Wattenberg Field, Weld County

Applicant: Noble Energy, Inc.

Attorneys: Jamie L. Jost & Elizabeth Y. Gallaway

Subject: Request for an order to pool all interests in two approximate 640-acre designated wellbore spacing units established for certain lands in Sections 15, 16, 21 and 22, Township 7 North, Range 64 West, 6th P.M., for the development and operation of the Niobrara Formation.

Docket No. 1302-SP-34, Unnamed Field, Weld County

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

Subject: Request for an order to vacate one approximate 960-acre drilling and spacing unit established by Order No. 535-179 for Sections 5 and 8, Township 10 North, Range 57 West, 6th P.M. and establish an approximate 640-acre drilling and spacing unit for Section 5, Township 10 North, Range 57 West, 6th P.M., and approve one horizontal well within the unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Docket No. 1302-UP-37, Unnamed Field, Morgan County

Applicant: Condor Energy Technology LLC
Attorneys: Jamie L. Jost

Subject: Request for an order to pool all interests in an approximate 1280-acre exploratory drilling and spacing unit established for Sections 13 and 24, Township 7 North, Range 60 West, 6th P.M., for the development and operation of the Niobrara Formation.

Protested By: Speaker Holdings 24 LLC
Attorney: Paul W. Sacco

Docket No. 1302-UP-39, Unnamed Field, Weld County

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

Subject: Request for an order to pool all interests within four approximate 640-acre exploratory drilling and spacing units for Section 27, Township 8 North, Range 60 West, 6th P.M. and Sections 28, 31, and 33, Township 10 North, Range 59 West, 6th P.M., for the development and operation of the Niobrara Formation.

Protested By: Foundation Energy Management, LLC - Withdrawn
Attorney: Stephen J. Sullivan

Comment: 1302-SP-33 & 1302-AW-07 are concurrent matters. No sworn written testimony pursuant to Rule 511 has been received and will need to be heard administratively before the Hearing Officer.

Docket No. 1302-UP-40, Wattenberg Field, Weld County

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

Subject: Request for an order to pool all interests within an approximate 640-acre drilling and spacing unit for Section 3, Township 7 North, Range 62 West, 6th P.M., for the development and operation of the Niobrara Formation.

Comment: 1302-AW-08 is a concurrent matter.

Docket No. 1302-UP-41, Wattenberg Field, Weld County

Applicant: Carrizo Oil and Gas, Inc.

Attorneys: Kenneth A. Wonstolen, Elizabeth Y. Gallaway & Kenneth E. Warner

Subject: Request for an order to pool all interests within five approximate 640-acre drilling and spacing units established for Section 20, Township 8 North, Range 61 West, 6th P.M., Section 15, Township 9 North, Range 59 West, 6th P.M., Sections 25 and 35, Township 9 North, Range 60 West, 6th P.M., for the development and operation of the Niobrara Formation.

Comment: 1302-AW-09 is a concurrent matter.

Docket No. 1302-UP-43, Wattenberg Field, Weld County

Applicant: Kerr-McGee Oil & Gas Onshore LP

Attorneys: Jamie L. Jost & Elizabeth Y. Gallaway

Subject: Request for an order to pool all interests within five approximate 200 to 400-acre designated wellbore spacing units established for certain lands in Sections 28, 29, 32 and 33, Township 1 North, Range 67 West, 6th P.M., for the development and operation of the Codell and Niobrara Formations.

Docket No. 1302-UP-45, Wattenberg Field, Weld County

Applicant: Noble Energy, Inc.

Attorneys: Jamie L. Jost & Elizabeth Y. Gallaway

Subject: Request for an order to pool all interests in an approximate 640-acre designated wellbore spacing unit established for certain lands in Sections 9, 10, 15 and 16, Township 6 North, Range 63 West, 6th P.M., for the development and operation of the Niobrara Formation.

Protested by: Larry Krummel

Attorney: Thomas E. Hellerich

Docket No. 1302-UP-47, Unnamed Field, Weld County

Applicant: Carrizo Oil and Gas, Inc.

Attorneys: Kenneth A. Wonstolen, Elizabeth Y. Gallaway & Kenneth E. Warner

Subject: Request for an order to pool all interests within four approximate 640-acre drilling and spacing units established for Sections 5, 6, 19 and 25, Township 9, 10 and 11 North, Ranges 57, 59 and 62 West, 6th P.M., for the development and operation of the Niobrara Formation.

Comment: 1302-SP-34 & 1302-AW-10 are concurrent matters.

CONTINUED VIOLATION MATTERS

Cause No. 1V, Docket No. 1108-OV-22, Washington County

Subject: Request for an Administrative Order by Consent against **Coral Production Corp.** for various Rule violations at the Christiansen #B-5 Well, located in the NE¼ NW¼ of Section 27, Township 3 South, Range 50 West, 6th P.M.

Comment: This hearing on the merits in this matter has been continued to the May 6, 2013 meeting at the joint request of all parties to facilitate mediation scheduled for January 9, 2013.

Docket No. 1211-OV-12 Encana – Ross G Unit

Subject: Complainant Rod Brueske objected to a proposed Administrative Order by Consent (“AOC”) between the Commission and Encana Oil & Gas (USA) Inc. (“Encana”) to resolve Notice of Alleged Violation (“NOAV”) No. 200348796. The NOAV alleged violations of Rules 324.A.c., 805.a., 907.a.(1)., and 912.a. arising from operations at the Ross ‘G’ Unit Well #1 (API No. 05-013-06116) (“Location”). Mr. Brueske objects to the AOC and seeks an Order Finding Violation (OFV) hearing.

Comments: Deadline for responsive pleadings by Encana is February 15, 2013. Mr. Brueske may Reply within seven days after. The matter is continued to a date to be determined.

WITHDRAWN MATTERS / APPLICATIONS

Docket No. 1211-UP-281, Unknown Field, Weld County

Applicant: Continental Resources, Inc.
Attorneys: Kenneth A. Wonstolen & Elizabeth Gallaway

Subject: Request for an order to pool all interests within an established approximate 640-acre drilling and spacing unit established for Section 10, Township 7 North, Range 60 West, 6th P.M., for the development and operation of the Niobrara Formation.

Docket No. 1301-SP-08, Unnamed Field, Arapahoe County

Applicant: ConocoPhillips Company
Attorneys: J. Michael Morgan

Subject: Request for an order to establish two approximate 1280-acre drilling and spacing units for Sections 9, 10, 21 and 22, Township 5 South, Range 64 West, 6th P.M., and to approve up to two horizontal wells within each unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

Docket No. 1301-SP-14, Unnamed Field, Weld County

Applicant: Noble Energy, LLC
Attorneys: Jamie L. Jost & Gregory J. Nibert Jr.

Subject: Request for an order to vacate two approximate 640-acre drilling and spacing units established by Order No. 535-3 for Sections 31 and 32, Township 9 North, Range 61 West, 6th P.M., and to establish an approximate 1280-acre exploratory drilling and spacing unit for Sections 31 and 32, Township 9 North, Range

61 West, 6th P.M., and to approve one horizontal well within the unit, for production of oil, gas and associated hydrocarbons from the Codell-Niobrara Formation.