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February 13, 2006

The Oil and Gas Conservation Commission met on February 13 at 9:03 a.m. in Suite 801, The Chancery Building, 1120 Lincoln Street, Denver, Colorado, for a hearing to Cause Nos. 1, 1R, 1V (2 matters), 112 (2 matters), 191 (4 matters).

Those present were:

Peter Mueller	Chair
Brian Cree	Vice Chair
John Ashby	Commissioner
Kimberlee Gerhardt	Commissioner
Mike Klish	Commissioner
Samuel Potter	Commissioner
Tom Reagan	Commissioner
Carol Harmon	Assistant Attorney General
Brian Macke	Director
David Dillon	Deputy Director of Operations
Patricia Beaver	Hearings Manager

Executive Director's Report: Mike King introduced himself as the new Assistant Director at EDO, who will be the COGCC's liason with the department. He comes from the Department of Wildlife and the Attorney General's Office. The Roadless Task Force held its first substantive meeting on February 10, 2006, and the dynamics of the group are diverse and interesting. The group has been given eight (8) months to complete its study. The Governor has to make a recommendation by November 11, 2006 to the Director of the Department of Agriculture. Mineral interests are being addressed by using large maps prepared by the Colorado Geological Survey; however, they are not a focal point for unperfected interests. There are eight (8) more public meetings scheduled for this coming year. The impact from the roadless study could be to preclude exploration of minerals all together. The Commissioners would like the summary transcripts from the three (3) meetings and would also like to see the enabling statute. Mr. King described a bill moving through the legislature addressing water that EDO is closely following. Commissioner Potter expressed his pleasure with Mike King coming to EDO as he has worked with him at the Division of Wildlife.

<u>Director's Report</u>: The statistics so far this year show a high number of Applications for Permits-to-Drill ("APDs") approved, indicating another record year will be likely. Chair Mueller would like surface owner agreement information to be included in the statistics.

Northwest Colorado: The next Northwest Colorado Forum will be March 9, 2006.

There has been no detection of benzene, ethylbenzene, or xylene ("BTEX") from the Mamm Creek Gas Seep except from the monitoring wells along the creek.

The fourth Piceance Basin Baseline Water Quality Study is being conducted by COGCC staff between New Castle and Rifle, north of the Colorado River.

A draft report of the Hydrogeological Characterization Project in Garfield County is being reviewed and a meeting will be held in the area in early March to present the results. Chair Mueller would like the final report at least one week prior to the March hearing.

COGCC staff met with the Department of Energy ("DOE") staff to discuss activities at Rulison and Rio Blanco Sites, which will be taken over by the DOE's Office of Legacy Management located in Grand Junction in September 2006.

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Southwest Colorado: A rig has been identified to move on to the Bryce I-X Well approximately the second or third week of March.

Coalbed Methane Stream Depletion Assessment Study is due out in mid February.

Methane seeps have not been detected along the Fruitland outcrop in the study area in Archuleta County.

Southeast Colorado: The COGCC staff has responded to landowner complaints in the Raton Basin regarding water wells.

The Mondragon and Saint families have moved from their former residences in Las Animas County so that methane mitigation from the seep can be performed.

Northeast Colorado: A Greater Wattenberg Area baseline study has been planned for this year.

Staff Organization: The Permit Technician position for northwest Colorado has been filled. We had an excellent pool of candidates from which to choose from and were very fortunate with our selection of Jane Stanczyk. Jane has experience in the oil and gas industry having worked for the Exxon Corporation for ten years. Recently Jane has been working in the education field. We are happy to have Jane aboard and feel that she will be an excellent addition to the permitting staff.

We are pleased to announce that David Graham joins our staff as the new field inspector for the Rifle area. David has extensive experience in oil field operations as a contract pumper and recently as a pumper for Petroleum Development Corporation. David lives in De Beque, and has been a resident of that area for over 30 years. David began working for the COGCC February 1st.

Public Outreach: Brian Macke provided an update on oil and gas development in Colorado and COGCC activities to the members of Club 20 during their Annual Denver Capitol Trip on January 18, 2006.

Brian Macke will provide an update on Colorado oil and gas activity and COGCC regulation at the Colorado Coalition of Land Trust's annual meeting titled "Emerging Issues in Land Conservation – Water Rights and Energy Production" in Glenwood Springs on February 28, 2006.

As discussed in the January staff report, the Joint Budget Committee ("JBC") approved the COGCC emergency supplemental request for 4.5 contractors on December 20th. When the legislature convened in January, the JBC analyst for the COGCC recommended an additional 1.5 contractors (1 permit technician and .5 records administrator) to further reduce the backlog of drilling permit applications and follow-up regulatory paperwork. The JBC members agreed to add the 1.5 contractors and \$49,400 to the previously approved 4.5 contractors and \$153,400. The COGCC now has \$202,800 to fund 6.0 contractors in the approved supplemental budget request. Five of these contract positions were filled in early January and the COGCC is currently in the procurement process for the sixth contract position.

The COGCC would like to express its sincere appreciation to the staff and members of the Joint Budget Committee for staying abreast of the continuously changing needs of the agency.

We would like to encourage all parties to begin submitting nominations for the ten-year anniversary COGCC 2005 Outstanding Operations Awards, which will be presented in the summer of 2006. These nominations should be for oil and gas operations that occurred during calendar year 2005. The nomination form for the awards is available on the COGCC web site <u>http://oil-gas.state.co.us/Library/OperationsAwardsForm 2005.pdf</u>.

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An Environmental Response Fund (ERF) Project status was presented which listed ERF projects both completed and pending for Fiscal Year 2005 – 2006.

The Water Quality Control Commission ("WQCC") kept its Stormwater Regulations for oil and gas construction activities for the one (1) to five (5) acre sites at its January 9, 2006, hearing and we will continue to work with them on stormwater issues.

A letter from Kathryn Dolan, Stormwater Program Coordinator for the Permits Section of the Water Quality Control Division ("WQCD"), is attached to the staff report, which explains that the WQCC has decided to maintain the existing requirements with the WQCD for stormwater discharge permitting of oil and gas construction sites. It also explains that operators must submit a complete permit application by March 30, 2006 for all small oil and gas construction sites, defined as those between one (1) and five (5) acres.

Greg Schnacke, Colorado Oil and Gas Association ("COGA"), told the Commission that COGA has dropped its lawsuit against the WQCC in order to facilitate discussions on how compliance will occur. COGA wants to understand this issue prior to April 2006, in order to re-submit the lawsuit if necessary.

COGCC staff will be receiving training on March 2, 2006 pertaining to stormwater and erosion control.

There have been thirty-four (34) requests for onsite inspections since February 15, 2005.

A variance Notice To All Operators Drilling Mesaverde Group Or Deeper Wells In The Mamm Creek Field Area In Garfield County Well Cementing Procedure And Reporting Requirements July 23, 2004, was granted on a limited basis to Delta Petroleum to allow it to run a cement bond log after the 12-48 hour window specified in the notice.

Delinquent Operations Reports are being run in an attempt to determine operators who are out of compliance with submitting follow-up paperwork.

<u>Assistant Attorney General's Report:</u> Assistant Attorney General Harmon provided a confidential litigation memo. She would like the Commission to hold an executive session pertaining to the State versus Allen Oil & Gas settlement offer and the Monument case. Monument intends to file for approval to appeal in the Colorado Supreme Court and AAG Harmon will file a brief in opposition. The United States Supreme Court denied cert in the Allen Oil and Gas federal case. A motion was made by Commissioner Gerhardt to go into executive session and go out of executive session upon completion, seconded by Commissioner Reagan and approved unanimously.

<u>Commissioner Comments:</u> Commissioner Reagan is concerned about the delay in receiving and approving minutes from previous hearings. Commissioner Potter thanked Williams Production for giving him a tour of the new HP Rig, which is much quieter than older rigs. Commissioner Ashby would like an evening tour of the HP rig during the March hearing. Commissioner Potter indicated that the Italian rig is now running. Commissioner Klish would like to pursue a Memorandum of Understanding ("MOU") with the Department of Wildlife. Director Macke described how we have worked with DOW on past issues and stated that much of groundwork has been laid. Kim Kaal has been hired in Grand Junction to be full time employee with the Division of Wildlife as the oil and gas liaison. Commissioner Gerhardt thanked the COGCC staff for their work at Bondad and on the seep mitigation issues. Chair Mueller also thanked the COGCC staff for the methane mitigation work. Commissioner Ashby would like to see the operating plan for the Bryce I-X Well.

An update on methane seep issues in Las Animas County was presented by Ron Schnidler, of Pioneer Resources. He stated that the methane found near the Mondragon and Saint residences

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had been there for decades. He said that the two (2) families have moved out of the area and the Saints (Mrs. Saint is the Mondragon's daughter), who own ¼ of an acre, have entered into a three (3) year lease with Pioneer. The Saints wanted to remain in the house through Christmas, have left some items in the home and refuse to give Pioneer the keys to the house. Pioneer intends to keep the venting systems in place and have contacted BP to make sure they are not duplicating mitigation techniques. Chair Mueller commended Pioneer for keeping the citizens safe and for not focusing on who may be the responsible party. Ron Schnidler believes that gas at the surface is oxygenated and Pioneer may come to conclusion that the gas may need to be vented. Chair Mueller thanked Ron Schnidler and Jay Still for their efforts on this matter.

<u>Audience Comments</u>: Greg Schnacke, Colorado Oil & Gas Association, has tried to keep methane mitigation at a high level of visibility to its members and mentioned the February 24th Energy Exposition event in Grand Junction that some COGCC folks may attend. He described several bills that may be of interest, an air bill, a price gouging bill and a large number of projects for which legislators are seeking severance tax funding. The industry is trying to encourage surface use agreements ("SUA") to be entered into with operators. He is concerned that the high number of SUAs could be affected by proposed legislation.

Carolyn Lamb, counsel for San Juan Citizens Alliance and Oil & Gas Accountability Project, wants to be assured her comments can be reserved until the Rule 802. matter comes before the Commission.

Director Macke described the four million dollar (\$4,000,000.00) fund balance proposal in lieu of eliminating mill levy, with one million five hundred thousand dollars (\$1,500,000.00) proposed to be available for emergency situations.

<u>Consent Agenda</u>: Chair Mueller asked if any Commissioners had a conflict of interest with any of the items on the consent agenda and no conflicts existed. Commissioner Ashby would like some pressure data presented for increased density applications. He believes this data is necessary to support requests for increased density, and he would like to reconcile pressure data with performance. A motion was made by Commissioner Reagan to approve the consent agenda, seconded by Commissioner Ashby and approved unanimously as follows:

Cause No. 191, Docket No. 0601-SP-07, request for an order to establish a 320-acre drilling and spacing unit consisting of the S½ of Section 32, Township 5 South, Range 92 West, 6th P.M., and to allow the equivalent of one well per 10 acres, with the permitted well to be located no closer than 100 feet from the unit boundary, for the production of gas and associated hydrocarbons from the Williams Fork Formation.

Cause No. 191, Docket No. 0602-SP-08, request for an order to establish a 320-acre drilling and spacing unit consisting of the S½ of Section 14, Township 6 South, Range 93 West, 6th P.M., and to allow the equivalent of one well per 10 acres, with the permitted well to be located no closer than 100 feet from the unit boundary, for the production of gas and associated hydrocarbons from the Williams Fork Formation.

Cause No. 191, Docket No. 0602-SP-10, request for an order to establish two 320-acre drilling and spacing units consisting of the N¹/₂ and the S¹/₂ of Section 2, Township 6 South, Range 93 West, 6^{th} P.M., and to allow the equivalent of one well per 10 acres, with the permitted well to be located no closer than 100 feet from the unit boundary, for the production of gas and associated hydrocarbons from the Williams Fork Formation.

Cause No. 191, Docket No. 0602-SP-1, request for an order to establish a 320-acre drilling and spacing unit consisting of the E½ of Section 15, Township 6 South, Range 93 West, 6th P.M., and

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to allow the equivalent of one well per 10 acres, with the permitted well to be located no closer than 100 feet from the unit boundary, for the production of gas and associated hydrocarbons from the Williams Fork Formation.

Cause No. 112, Docket No. 0602-EX-02, request for an order allowing an exception to the permitted location in Order No. 112-157, for a horizontal producing leg and bottomhole location in the SE¹/₄ of Section 5, Township 32 North, Range 5 West, N.M.P.M. to be located no closer than 660 feet from the outer boundaries of the E¹/₂ drilling and spacing unit for production from the Dungan 32-#5-4 Well, for the production of gas and associated hydrocarbons from the Fruitland coal seams.

Cause No. 112, Docket No. 0602-EX-03, request for an order allowing an exception to the permitted location in Order No. 112-157, for a horizontal producing leg and bottomhole location in the NE¹/₄ of Section 5, Township 32 North, Range 5 West, N.M.P.M. to be located no closer than 660 feet from the outer boundaries of the E¹/₂ drilling and spacing unit for production from the Dungan 32-#5-3 Well, for the production of gas and associated hydrocarbons from the Fruitland coal seams.

Cause No. 1V, Docket No. 0602-OV-04, request to Approve an Administrative Order by Consent finding Bonanza Creek Operating Company, LLC in violation of Rules 209., 317.d., 324A.a., 324A.b., and 910.a., for failure to prevent the migration of oil, gas or water, resulting in the degradation of ground water; for failure to prevent the unauthorized discharge of Exploration and Production waste; for performing an act or practice which constitutes a violation of water quality standards or classifications established by the Water Quality Control Commission for waters of the state; and for exceeding the allowable concentrations for ground water in Table 910-1, for the CEI-Gutterson #1 Well located in the NW¹/₄ SW¹/₄ of Section 9, Township 6 North, Range 66 West, 6th P.M.

Cause No. 1V, Docket No. 0602-OV-05, request to Approve an Administrative Order by Consent finding Petroleum Development Corporation in violation of Rule 303.b., failure to obtain an approved Application for Permit-to-Drill or Application for Permit to Recomplete for the NHF #44-21 Well located in the SE¹/₄ SE¹/₄ of Section 21, Township 5 North, Range 63 West, 6th P.M.

Cause No. 112, Docket No. 0601-UP-02, request for an order to pool the interests of SG Interests, Inc. and Red Willow Production Company in the 320-acre drilling and spacing unit consisting of the W¹/₂ of Section 4, Township 32 North, Range 11 West, N.M.P.M. The matter was continued from January 2006 and the application has been withdrawn and the hearing cancelled.

Cause No. 407, Docket No. 0602-UP-03, request to pool all non-consenting interests in the 160-acre drilling and spacing unit consisting of the NW¹/₄ of Section 9, Township 5 North, Range 66 West, 6th P.M., for the operation and development of the Codell and Niobrara Formations. The application has been withdrawn and the hearing cancelled.

Cause No. 191, Docket No. 0602-SP-09, request for an order to establish a 320-acre drilling and spacing unit consisting of the N½ of Section 18, Township 6 South, Range 92 West, 6th P.M., and to allow the equivalent of one well per 10 acres, with the permitted well to be located no closer than 100 feet from the unit boundary, for the production of gas and associated hydrocarbons from the Williams Fork Formation. The application has been withdrawn and the hearing cancelled.

Cause No. 440, Docket No. 0602-EX-01, request for an order allowing an exception location to Order No. 440-23, for the downhole location of the GM-42-1 Well located in the SE¼ NE¼ of Section 1, Township 7 South, Range 96 West, 6th P.M., for the production of gas and associated hydrocarbons from the Williams Fork Formation. The matter has been continued to the March 2006 hearing.

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Commissioner Ashby asked about the letter from Black Hills Exploration regarding its takeover of the Plateau Field.

A hearing was held in Cause No. 1, Docket No. 0510-GA-04, a motion by Kerr-McGee to continue the application filed by West Evans and Blue Chip until litigation is complete for an order pursuant to Rule 524. to determine responsible party status with respect to a release of oil and gas from the Anderson-Coombs #6 Well and/or related facilities located in the NW¼ NW¼ of Section 25, Township 5 North, Range 66 West, 6th P.M.

The following participated in the hearing: Keith Crouch, attorney for West Evans Commercial Investments LLC. and Blue Chip Oil, Inc, and Erika Enger, attorney, for Kerr McGee.

The Commission heard from Erika Enger, who presented arguments in support of Kerr-McGee's motion to continue, stating that remediation is ongoing and will not be held up if the motion is granted.

The Commission heard from Keith Crouch, that a third party purchaser acquired the property. He indicated that a water vault replacement occurred in the year 2000, which is part of COGCC records, and upon a visual inspection the site appeared clean. One thousand two hundred (1200) cubic yards of hydrocarbon soaked soil was found, ground water was also impacted, has been recovered and taken to a disposal well.

Chair Mueller stated that financial and operational issues are two separate issues, with the court deciding on financial issues and the COGCC deciding on operational issues. He thanked Blue Chip for performing site remediation.

A motion to deny Kerr McGee's request to continue the matter until the litigation is compete was made by Commissioner Ashby, seconded by Commissioner Reagan and approved unanimously. The Commission will reconsider the matter at its September 2006 hearing.

A hearing was held in Cause No. 1R, Docket No. 0602-GA-01, a motion to reconsider portions of Rule 802.

The Commission heard from Ken Wonstolen, attorney for the Colorado Oil & Gas Association ("COGA") who believes that the matter got confused at the end of the day during the December hearing. He stated that industry agreed to apply the residential standard in rural/residential areas using a source-based approach, and agreed to include low frequency measures. The 45dB standard adopted by the Commission is an Environmental Protection Agency ("EPA") indoor noise standard. He does not believe that a significant cost-benefit analysis had occurred prior to the Commission's adoption to ensure that this standard is economical. He believes there is a mixing of sourced-based and receptor-based systems in the current rule.

The Commission heard testimony from Jerry Jacob, Pioneer National Resources, who presented a written statement regarding cost-benefit analysis issues that should be taken into account if the motion is granted.

The Commission heard testimony from Jeffery Fisk, Senior Legal Council for Kerr McGee, about the inadequacy of the notice and how Kerr-McGee would undertake an evaluation of how the adopted rule will affect operations.

The Commission heard testimony from Jake Jacobs, EnCana Oil & Gas, who reminded the Commission about the information presented by EnCana's acoustician on how wind noise affects

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decibel levels with regard to noise measurement. He stated that often EnCana will take a baseline measurement prior to construction at the site.

The Commission heard testimony from Terri Combes, Duke Energy Field Services, who made a statement on behalf of J. R. McPherson in support of COGA's motion to reconsider. The Commission heard testimony from Ray Gorka, Petrogulf, who supports COGA's motion to reconsider and has spent close to two million dollars (\$2,000,000.00) in the Raton and San Juan Basins to mitigate noise by installing electric motors and sound panels.

The Commission heard testimony from Carolyn Lamb, attorney representing the Oil & Gas Accountability Project ("OGAP") and San Juan Citizens Alliance, who presented a letter with nine (9) exhibits in support of their motion to deny COGA's request. She does not believe the unsubstantiated comments that the costs to mitigate noise are appropriate.

The Commission heard testimony from Lisa Sumi, OGAP, who discussed the EPA's standards, which included a day and night standard that averages both readings for indoor standards. The EPA recommends a 45dBA standard during the day and a 55dBA standard at night.

Commissioner Ashby proposed that COGCC staff collect sound data and he has prepared a draft data acquisition sheet to show how the data should be collected and recorded.

Chair Mueller stated that he likes to have the most data possible from which to make a decision and believes gathering this data would show some lower and some higher dBA readings.

The Commission heard testimony from Dan Randoph, San Juan Citizens Alliance, who believes that AAG Harmon was consulted about changing the 55dBA level to 45dBA prior to the Commission's adoption.

Chair Mueller stated that he sees no point in re-opening the Rule without a substantial increase in the data.

Director Macke presented COGCC staff comments, which indicated that his preference is to let the staff review its noise complaint data and let the industry acquire its own noise data.

Commissioner Ashby stated that data could be gathered at eight (8) to twelve (12) sites per day for approximately sixty thousand dollars (\$60,000.00) and would like to see such a pattern of data gathering.

Director Macke will ask COGCC's field staff to gather noise data but will not take enforcement action if operators are out of compliance unless complaints are field.

The record was closed at 3:43 p.m. and the Commissioners went into deliberation.

Vice Chair Cree would like the motion to reconsider to be continued and would insist that new data be provided to inconclusively show that data was not presented at the original hearing to fully support the Commission's decision.

Commissioner Gerhardt believes noise levels were fully discussed, that the lower noise level is a protection to the public health and welfare, and would deny the motion to reconsider.

Commissioner Ashby thinks the Rule should be looked at again to ensure a good evidentiary hearing.

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Commissioner Reagan stated the need to correct the process and to do so the matter will need to be reopened.

Commissioner Klish thinks due process is important and agrees with Commissioner Reagan.

Commissioner Potter agrees with Commissioner Reagan and Vice Chair Cree.

Chair Mueller believes we need to get it right but struggles with reopening the record.

A motion was made by Commissioner Reagan to reconsider the 45dBA level, scheduled to go into effect January 1, 2007, to be heard as a rulemaking hearing in September, with additional information to be presented, including the sound inventory data and a cost-benefit analysis. Commissioner Ashby seconded the motion, and the motion was approved by Commissioners Reagan, Ashby, Klish, Mueller and Cree. Commissioner Potter abstained and Commissioner Gerhardt voted against the motion.

The Hearing adjourned at 4:10 p.m.

The Secretary was therefore authorized to issue the following orders:

<u>Order No. 191-18, Mamm Creek Field, Garfield County:</u> Approves the request for an order to establish a 320-acre drilling and spacing unit consisting of the S¹/₂ of Section 32, Township 5 South, Range 92 West, 6th P.M., and to allow the equivalent of one well per 10 acres, with the permitted well to be located no closer than 100 feet from the unit boundary, for the production of gas and associated hydrocarbons from the Williams Fork Formation.

<u>Order No. 191-19, Mamm Creek Field, Garfield County</u>: Approves the request for an order to establish a 320-acre drilling and spacing unit consisting of the S¹/₂ of Section 14, Township 6 South, Range 93 West, 6th P.M., and to allow the equivalent of one well per 10 acres, with the permitted well to be located no closer than 100 feet from the unit boundary, for the production of gas and associated hydrocarbons from the Williams Fork Formation.

<u>Order No. 191-20, Mamm Creek Field, Garfield County</u>: Approves the request for an order to establish two 320-acre drilling and spacing units consisting of the N¹/₂ and the S¹/₂ of Section 2, Township 6 South, Range 93 West, 6th P.M., and to allow the equivalent of one well per 10 acres, with the permitted well to be located no closer than 100 feet from the unit boundary, for the production of gas and associated hydrocarbons from the Williams Fork Formation.

<u>Order No. 191-21, Mamm Creek Field, Garfield County</u>: Approves the request for an order to establish a 320-acre drilling and spacing unit consisting of the E½ of Section 15, Township 6 South, Range 93 West, 6th P.M., and to allow the equivalent of one well per 10 acres, with the permitted well to be located no closer than 100 feet from the unit boundary, for the production of gas and associated hydrocarbons from the Williams Fork Formation.

<u>Order No. 112-184, Ignacio-Blanco Field, Archuleta County</u>: Approves the request for an order allowing an exception to the permitted location in Order No. 112-157, for a horizontal producing leg and bottomhole location in the SE¹/₄ of Section 5, Township 32 North, Range 5 West, N.M.P.M. to be located no closer than 660 feet from the outer boundaries of the E¹/₂ drilling and spacing unit for production from the Dungan 32-#5-4 Well, for the production of gas and associated hydrocarbons from the Fruitland coal seams.

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<u>Order No. 112-186, Ignacio-Blanco Field, Archuleta County</u>: Approves the request for an order allowing an exception to the permitted location in Order No. 112-157, for a horizontal producing leg and bottomhole location in the NE¹/₄ of Section 5, Township 32 North, Range 5 West, N.M.P.M. to be located no closer than 660 feet from the outer boundaries of the E¹/₂ drilling and spacing unit for production from the Dungan 32-#5-3 Well, for the production of gas and associated hydrocarbons from the Fruitland coal seams.

<u>Order No. 1V-283, Weld County</u>: Approves the Administrative Order by Consent finding Bonanza Creek Operating Company, LLC in violation of Rules 209., 317.d., 324A.a., 324A.b., and 910.a., for failure

to prevent the migration of oil, gas or water, resulting in the degradation of ground water; for failure to prevent the unauthorized discharge of Exploration and Production waste; for performing an act or practice which shall constitute a violation of water quality standards or classifications established by the Water Quality Control Commission for waters of the state; and for exceeding the allowable concentrations for ground water in Table 910-1, for the CEI-Gutterson #1 Well located in the NW¹/₄ SW¹/₄ of Section 9, Township 6 North, Range 66 West, 6th P.M.

<u>Order No. 1V-295, Weld County</u>: Approves the Administrative Order by Consent finding Petroleum Development Corporation in violation of Rule 303.b., failure to obtain an approved Application for Permit-to-Drill or Application for Permit to Recomplete for the NHF #44-21 Well located in the SE¼ SE¼ of Section 21, Township 5 North, Range 63 West, 6th P.M.

Patricia C. Beaver, Secretary

Approved:

Peter M. Mueller, Chair