

**State of Colorado**  
**Oil and Gas Conservation Commission**

1120 Lincoln Street, Suite 801, Denver, Colorado 80203 Phone: (303) 894-2100 Fax: (303) 894-2109



**Document Number:**

**402836038**

**Receive Date:**

**10/08/2021**

**TRANSFER OF OPERATORSHIP**

A Selling Operator will notify the Commission about the transfer of any Transferable Item associated with its Oil and Gas Operations to a Buying Operator by filing a Form 9, Transfer of Operatorship – Intent, with the Commission at least 30 days, or as soon as practicable, before the anticipated transfer date. (Rule 218.b.) When a transaction subject to a Form 9 – Intent becomes final, the Buying Operator will submit a Form 9 – Subsequent within 7 days of closing. (Rule 218.d.(1).)

**Type of Form 9, Transfer of Operatorship:** ☒ **Intent** ☐ **Subsequent** Intent # \_\_\_\_\_

**OPERATOR INFORMATION**

**SELLING OPERATOR INFORMATION**

OGCC Operator Number: 10591 Contact Name and Telephone: \_\_\_\_\_  
Name of Operator: AUGUSTUS ENERGY PARTNERS II LLC Name: Duane Zimmerman  
Address: 2016 GRAND AVENUE SUITE A Phone: (406) 860-1432  
City: BILLINGS State: MT Zip: 59102 Email: zimmermanduane@gmail.com

**BUYING OPERATOR INFORMATION**

OGCC Operator Number: 3104 Contact Name and Telephone: \_\_\_\_\_  
Name of Operator: ANSCHUTZ EXPLORATION CORP Name: Frances MacDonald  
Address: 555 17TH ST STE 2400 Phone: (303) 299-1396  
City: DENVER State: CO Zip: 80202 Email: frances.macdonald@aec-denver.com

**TRANSFER INFO**

**Transfer Dates**

Form 9 Intent - Anticipated Date of Transfer: 05/01/2020

Form 9 Subsequent - Effective Date of Transfer: \_\_\_\_\_ s

**Confidentiality**

Transfer is Confidential: No

**Financial Assurance**

Form 9 Intent - Estimated amount of Financial Assurance the Buying Operator will submit prior to anticipated date of transfer: \$ 0

Form 9 Subsequent - The Buying Operator's Financial Assurance: \_\_\_\_\_

**SUBSEQUENT LIABILITY**

**Rule 218.d.(1).D.i.**

"For Transferable Items listed in Rule 218.d.(1).B.i an acknowledgment that upon the effective date of transfer, that the Buying Operator assumes all responsibility for compliance with the Act, the Commission's Rules, and all terms and conditions of existing Permits and Commission orders for the Transferable Items."

In checking this box the Buying Operator's acknowledges the subsequent liability pursuant to Rule 218.d.(1).D.i. ☐

**Rule 218.d.(1).D.ii.**

"For Transferable Items listed in Rule 218.d.(1).B.ii or iii, an acknowledgment that the Buying Operator may be or may become responsible for compliance with the Act, the Commission's Rules, and all terms and conditions of existing Permits and Commission orders if the Buying Operator takes any action, or fails to take any action, that would cause such Transferable Item to be out of compliance with the Act, the Commission's Rules, and all terms and conditions of existing Permits and Commission orders."

In checking this box the Buying Operator's acknowledges the subsequent liability pursuant to Rule 218.d.(1).D.ii. ☐

**Rule 218.d.(1).D.iii.**

"For Transferable Items not listed in Rule 218.d.(1).B.i-iii but Related in the Commission's records, an acknowledgment that the Commission will presume that the Transferable Item was transferred, and that the Buying Operator is responsible for compliance with the Act, the Commission's Rules, and all terms and conditions of existing Permits and Commission orders for the Transferable Items."

In checking this box the Buying Operator's acknowledges the subsequent liability pursuant to Rule 218.d.(1).D.iii.

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**SUBMITTAL**

**OPERATOR COMMENT AND SUBMITTAL**

Original Change of Operator Form 10 was filed 8/11/2020 and approved on 1/25/21. These associated off-lease flowlines were somehow missed and not transferred with that Change of Operator. Submitting this follow-up Form 9 to make sure all assets are transferred.

I hereby certify all statements made in this form are, to the best of my knowledge, true, correct, and complete.

Print Name: Duane Zimmerman

Email: zimmermanduane@gmail.com

Signature: \_\_\_\_\_

Title: Operations Manager

Date: 10/08/2021

**Wells & Facilities Proposed for Transfer Summary**

1	<u>Facility Type</u>	<u>API</u>	<u>Facility ID</u>	<u>Location ID</u>	<u>Facility Name</u>	<u>QtrQtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rng</u>
	OFF-LOCATION FLOWLINE	-	478010	430926	PRODUCTION LINE O23-397	SESE	23	3N	97W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	RIO BLANCO		10591	AUGUSTUS ENERGY PARTNERS II LLC					
2	<u>Facility Type</u>	<u>API</u>	<u>Facility ID</u>	<u>Location ID</u>	<u>Facility Name</u>	<u>QtrQtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rng</u>
	OFF-LOCATION FLOWLINE	-	478540	478539	PRODUCTION LINE	NWNE	36	3N	97W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	RIO BLANCO		10591	AUGUSTUS ENERGY PARTNERS II LLC					
3	<u>Facility Type</u>	<u>API</u>	<u>Facility ID</u>	<u>Location ID</u>	<u>Facility Name</u>	<u>QtrQtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rng</u>
	LOCATION	-	478540	478539	WILEY-36-3-97	NWNE	36	3N	97W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	RIO BLANCO		10591	AUGUSTUS ENERGY PARTNERS II LLC					

**Incidents Proposed for Transfer Summary**

&lt; No row provided &gt;

**Related Wells & Facilities Not Proposed for Transfer Summary**

&lt; No row provided &gt;

**Related Incidents Not Proposed for Transfer Summary**

&lt; No row provided &gt;

## Attachment List

**Att Doc Num****Name**

1310891	FORM 9 INTENT ATTESTATION
402836038	Form 09 SUBMITTED
402836321	EDD-I-WELLS-FACILITIES-PROPOSED

Total Attach: 3 Files

## Condition of Approval

**COA Type**

**Description**

0 COA	

## General Comments

<u>User Group</u>	<u>Comment</u>	<u>Comment Date</u>
Financial Assurance	All issues have been resolved by both operators. Form 9 approved.	05/13/2022
Financial Assurance	<p>Problem 1: The Subsequent Attestation is inadequate. Solution 1: Please resubmit the Subsequent Attestation using the attached Attestation Guidance. Note: The Intent Attestation was not good either. However in order to process the transfer, we will accept it if the Subsequent Attestation is revised to meet the guidelines.</p> <p>Problem 2: The Buyer Notified Local Govt. Attestation is also inadequate. Solution 2: Please use the attached Attestation Guidance and resubmit. Note: Please make sure that you reference the Local Government Contact who was notified.</p> <p>Problem 3: There is one Location that is related to this transfer that is not accounted for, Location ID #478539. Solution 3: If this location is being transferred, please add it to the Wells and Facilities Transferred List. If it is not being transferred, please submit the location on a Wells and Facilities – Not Transferred List. In addition if the location is not transferred, a Seller Retains Responsibility Attestation will be required.</p>	03/22/2022
Total: 2 comment(s)		