

State of Colorado
Energy & Carbon Management Commission

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



Document Number:

403357291

Receive Date:

04/04/2023

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 # 403302183

OPERATOR INFORMATION

SELLING OPERATOR INFORMATION

OGCC Operator Number: 18795 Contact Name and Telephone:
Name of Operator: COLTON LIMITED LIABILITY CO Name: Thomas Metzger
Address: P.O. BOX 370549 Phone: (303) 297-0347
City: DENVER State: CO Zip: 80237 Email: tmetzger@bsegllc.com

BUYING OPERATOR INFORMATION

OGCC Operator Number: 10583 Contact Name and Telephone:
Name of Operator: PETRO OPERATING COMPANY LLC Name: Roger Parker
Address: 9033 E EASTER PLACE SUITE 112 Phone: (720) 362-5995
City: CENTENNIAL State: CO Zip: 80112-2105 Email: rogerparker9@aol.com

TRANSFER INFO

Transfer Dates

Form 9 Intent - Anticipated Date of Transfer: 02/17/2023
Form 9 Subsequent - Effective Date of Transfer: s02/17/2023

Confidentiality

Transfer is Confidential: Yes

Financial Assurance

Form 9 Intent - Estimated amount of Financial Assurance the Buying Operator will submit prior to anticipated date of transfer:\$ 12,000
Form 9 Subsequent - The Buying Operator's Financial Assurance:

Surety ID	Bond Type	Amount
20150075	PLUGGING	60,000

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. ☒

SUBMITTAL

OPERATOR COMMENT AND SUBMITTAL

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

Print Name:	<u>Jessica Donahue</u>	Email:	<u>Compliance Specialist</u>
Signature:	<u></u>	Title:	<u>Compliance Specialist</u> Date: <u>04/04/2023</u>

Wells & Facilities Transferred 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>
	LOCATION	-	317314	317314	GEBAUER-63N51W 17SENE	SENE	17	3N	51W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	WASHINGTON		18795	COLTON LIMITED LIABILITY CO					
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	-	475545	317314	WELLHEAD LINE 17SENE	SENE	17	3N	51W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	WASHINGTON		18795	COLTON LIMITED LIABILITY CO					
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>
	PIT	-	112606	317314		SENE	17	3N	51W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	WASHINGTON		18795	COLTON LIMITED LIABILITY CO					
4	<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>
	TANK BATTERY	-	105914	317314		SENE	17	3N	51W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	WASHINGTON		18795	COLTON LIMITED LIABILITY CO					
5	<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>
	WELL	121-10546	238043	317314	GEBAUER 17-42	SENE	17	3N	51W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	WASHINGTON		18795	COLTON LIMITED LIABILITY CO					

Incidents Transferred Summary

< No row provided >

Related Wells & Facilities Not Transferred Summary

< No row provided >

Related Incidents Not Transferred Summary

< No row provided >

Wells & Facilities Proposed Not Transferred Summary

< No row provided >

Incidents Proposed Not Transferred Summary

< No row provided >

Attachment List

Att Doc Num	Name
403357291	Form 09 SUBMITTED
403357450	EDD-S-WELLS-FACILITIES-TRANSFERRED
403364659	BUYER NOTIFIED LOCAL GOVT ATTESTATION
403364673	FORM 9 SUBSEQUENT ATTESTATION

Total Attach: 4 Files

COA Type	Description
	The Buying Operator must file a Form 3, Financial Assurance Plan, within 10 business days of Form 9 approval. Per Rule 702, Buyer will then provide any required additional financial assurance as soon as practicable but no later than 90 days from the Commission's approval of the Form 3, Financial Assurance Plan.
1 COA	

General Comments

<u>User Group</u>	<u>Comment</u>	<u>Comment Date</u>
Financial Assurance	<p>After reviewing the status of the Form 9, we've identified 4 Field Inspections Reports (FIR) that were issued with corrective actions related to wells and facilities being transferred. Document numbers are as follows: 673714039, 673715345, 688300928 and 688303747. These corrective actions may or may not have been resolved. FIRs with outstanding corrective actions are transferable items that must be accounted for in the Form 9 in one or more of the following ways.</p> <p>1.If the compliance responsibility for such an FIR transfers to the buyer include that FIR on a Related Incidents Transferred list.</p> <p>2.If the compliance responsibility for such an FIR is retained by the seller include that FIR on a Related Incidents Not Transferred list and provide a Seller Retains Responsibility Attestation.</p> <p>If the parties perform the research and determine that all corrective actions for a particular FIR have been resolved, that FIR does not need to be listed on the Form 9 but will be subject to Rule 218.d(1)D.iii.</p> <p>Without having a Surface User Agreement for the well and location in place and filed with the COGCC, Petro Operating Company will need to provide a Surface Bond. The buyer will need to comply with Rule 704. Compliance with Rule 704 is necessary before the transfer can be approved. Please contact Debbie Lutz at (303)894-2100 x 5185 or Debbie.lutz@state.co.us for more information on the bonding requirements. Debbie is also courtesy copied on the email for your convenience.</p> <p>Assuming the other Form 9 requirements are met, all Form 9s shall now be passed with the following two COAs:</p> <p>The Buying Operator must file a Form 3, Financial Assurance Plan, within 10 business days of Form 9 approval. Per Rule 702, Buyer will then provide any required additional financial assurance as soon as practicable but no later than 90 days from the Commission's approval of the Form 3, Financial Assurance Plan.</p> <p>The Selling Operator must file a Form 3, Financial Assurance Plan within 10 business days of Form 9 approval. Per Rule 702, Seller will then provide any required additional financial assurance as soon as practicable but no later than 90 days from the Commission's approval of the Form 3, Financial Assurance Plan.</p> <p>When resubmitting the Form 3, please use the following verbiage:</p> <p>This Form 3 Document #_____ is submitted because of an approved Form 9 Transfer of Operatorship and it replaces Form 3 document # _____.</p> <p>Please reach out with any questions.</p> <p>Thanks, Deb</p>	06/16/2023
Total: 1 comment(s)		