

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:

403592085

Receive Date:

11/10/2023

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 # 403564278

OPERATOR INFORMATION

SELLING OPERATOR INFORMATION

OGCC Operator Number: 10706 Contact Name and Telephone:  
Name of Operator: D90 ENERGY LLC Name: Daniel Silverman  
Address: 952 ECHO LANE SUITE 480 Phone: (713) 277 0391  
City: HOUSTON State: TX Zip: 77024 Email: dsilverman@d90energy.com

BUYING OPERATOR INFORMATION

OGCC Operator Number: 10805 Contact Name and Telephone:  
Name of Operator: FULCRUM ENERGY OPERATING LLC Name: Ryan Sullivan  
Address: 240 SAINT PAUL STREET SUITE 502 Phone: (720) 647 9504  
City: DENVER State: CO Zip: 80206 Email: ryan@fulcrumef.com

TRANSFER INFO

Transfer Dates

Form 9 Intent - Anticipated Date of Transfer: 11/01/2023  
Form 9 Subsequent - Effective Date of Transfer: 11/10/2023

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: \$ 60,000  
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. ☒

**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: Justin Garrett Email: regulatory@ascentgeomatics.com

Signature: \_\_\_\_\_ Title: Sr. Regulatory Analyst Date: 11/10/2023

**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>
	WELL	057-06497	412906	413754	MARR 0780 2-6H31	NWNE	7	7N	80W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	JACKSON	FEE	10706	D90 ENERGY 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>
	WELL	057-06558	446422	413754	GOLDEN EYE 0780 2-6H31	NWNE	7	7N	80W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	JACKSON	FEE	10706	D90 ENERGY 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>
	WELL	057-06575	447274	413754	MARR 0780 4-6H31	NWNE	7	7N	80W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	JACKSON	FEE	10706	D90 ENERGY LLC					
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>
	WELL	057-06557	446421	413754	MARR 0780 10-6H31	NWNE	7	7N	80W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	JACKSON	FEE	10706	D90 ENERGY LLC					
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	057-06559	446423	413754	GOLDEN EYE 0780 1-6H31	NWNE	7	7N	80W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	JACKSON	FEE	10706	D90 ENERGY LLC					
6	<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	057-06556	446420	413754	MARR 0780 9-6H31	NWNE	7	7N	80W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	JACKSON	FEE	10706	D90 ENERGY LLC					
7	<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	057-06607	452918	413754	MARR 0780 3-6H31	NWNE	7	7N	80W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	JACKSON	FEE	10706	D90 ENERGY LLC					
8	<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	057-06608	452919	413754	MARR 0780 1-6H31	NWNE	7	7N	80W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	JACKSON	FEE	10706	D90 ENERGY LLC					
9	<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	-	482595	434014	GRIZZLY/HEBRON3-12H TO HEBRON CTB	SWNE	7	7N	80W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	JACKSON	FEE	10706	D90 ENERGY LLC					

10	<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	-	482596	434014	GRIZZLY/HEBRON3-12H TO HEBRON CTB	SWNE	7	7N	80W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	JACKSON	FEE	10706	D90 ENERGY LLC					
11	<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	-	482597	434014	GRIZZLY/HEBRON3-12H TO HEBRON CTB	SWNE	7	7N	80W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	JACKSON	FEE	10706	D90 ENERGY LLC					
12	<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	-	483714	436676	SPICERANNEX_TO_SURP RISECTB_OIL	SWSW	4	6N	80W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	JACKSON	FEE	10706	D90 ENERGY LLC					
13	<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	-	483715	436676	SPICERANNEX_TO_SURP RISECTB_NG_2	SWSW	4	6N	80W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	JACKSON	FEE	10706	D90 ENERGY LLC					
14	<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	-	483716	436676	SPICERANNEX_TO_SURP RISECTB_NG_1	SWSW	4	6N	80W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	JACKSON	FEE	10706	D90 ENERGY LLC					
15	<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	-	483558	324752	SPICERANNEX TO VENETACTB OIL	NENE	32	7N	80W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	JACKSON	FEE	10706	D90 ENERGY LLC					
16	<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	-	483559	324752	SPICERANNEX TO VENETACTB PW	NENE	32	7N	80W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	JACKSON	FEE	10706	D90 ENERGY LLC					
17	<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	-	483718	467526	SURPRISEDAMFINO TO SPICER ANNEX OIL	SWSW	32	7N	80W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	JACKSON	FEE	10706	D90 ENERGY LLC					
18	<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	-	483719	467526	SURPRISEDAMFINO TO SPICER ANNEX NG	SWSW	32	7N	80W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					

	JACKSON	FEE	10706	D90 ENERGY LLC					
19	<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	-	483720	467526	SURPRISEDAMFINO TO SPICER ANNEX PW	SWSW	32	7N	80W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	JACKSON	FEE	10706	D90 ENERGY LLC					
20	<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	-	483721	467526	VENETACTB TO SPICERANNEX NG	SWSW	32	7N	80W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	JACKSON	FEE	10706	D90 ENERGY LLC					
21	<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	-	483722	467526	SURPRISECTB TO SPICERANNEX PW	SWSW	32	7N	80W
	<u>County</u>	<u>Min.Owner. Type</u>	<u>Current Operator Num</u>	<u>Current Operator Name</u>					
	JACKSON	FEE	10706	D90 ENERGY LLC					

**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

<b>Att Doc Num</b>	<b>Name</b>
403592085	Form 09 SUBMITTED
403592097	FORM 9 SUBSEQUENT ATTESTATION
403592101	BUYER NOTIFIED LOCAL GOVT ATTESTATION
403652508	EDD-S-WELLS-FACILITIES-TRANSFERRED

Total Attach: 4 Files

<u>COA Type</u>	<u>Description</u>
	<p>The Operator must file an updated Form 3, Financial Assurance Plan, within 10 business days of Form 9 approval.</p> <p>When resubmitting the Form 3, please use the following verbiage: "This Form 3 is submitted as a result of an approved Form 9 Transfer of Operatorship."</p>
1 COA	

## General Comments

<u>User Group</u>	<u>Comment</u>	<u>Comment Date</u>
Financial Assurance	The attached "Well List Subsequent" listed BUYER, Fulcrum, as current owner of all transferring items. Confirmed in COGIS, all items currently listed in system under SELLER, D90. Corrected list and reattached file ending in file name "ecmc" so that COGIS will properly update once Form 9 Subsequent is approved.	01/11/2024
Total: 1 comment(s)		