

BEFORE THE ENERGY AND CARBON MANAGEMENT COMMISSION  
OF THE STATE OF COLORADO

IN THE MATTER OF THE PROMULGATION AND ) CAUSE NO. 407  
ESTABLISHMENT OF FIELD RULES TO GOVERN )  
OPERATIONS FOR THE NIOBRARA, FORT HAYS, ) DOCKET NO. 240100004  
CODELL, AND CARLILE FORMATIONS, )  
WATTENBERG FIELD, WELD COUNTY, COLORADO ) TYPE: OIL AND GAS  
 ) DEVELOPMENT PLAN  
 )  
 ) ORDER NO. 407-3670

ORDER FOR STAY

The Commission heard this matter on November 13 and 15, 2024, at the Colorado Energy and Carbon Management Commission (“ECMC” or “Commission”), 1120 Lincoln St., Suite 801, Denver, Colorado, upon application for an order approving the Draco Oil and Gas Development Plan, located in Weld County, Colorado.

APPLICATION LANDS

Township 1 North, Range 68 West, 6th P.M.

Section 19: All

Section 21: Portion of the SE $\frac{1}{4}$  (approximately 19.45 acres  
for construction disturbance)

Section 30: All

Township 1 North, Range 69 West, 6th P.M.

Section 22: E $\frac{1}{2}$

Section 23: All

Section 24: All

Section 25: All

Section 26: NE $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ ,

Section 27: N $\frac{1}{2}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ S $\frac{1}{2}$ NE $\frac{1}{4}$

FINDINGS

The Commission finds as follows:

1. Extraction Oil & Gas, Inc. (Operator No. 10459) (“Extraction”), as applicant herein, is an interested party in the subject matter of the above-referenced proceeding.
2. Due notice of the time, place, and purpose of the proceeding has been given in all respects as required by law.
3. The Commission has jurisdiction over the subject matter embraced in said notice, and of the parties interested therein, and jurisdiction to promulgate the hereinafter prescribed order pursuant to the Colorado Oil and Gas Conservation Act.

4. On January 4, 2024, Extraction submitted an Oil and Gas Development Plan (“OGDP”) for the proposed Draco Pad. The Draco OGDP received Docket No. 240100004.

5. On June 18, 2024, the Director determined the Draco OGDP application was complete. The Draco OGDP was noticed for hearing on August 28, 2024.

6. On July 29, 2024, Erie Land Company, LLC, an affiliate of Southern Land Company (“SLC”), and Titan Energy Holdings, LLC (“Titan”) filed petitions to the Draco OGDP Application, pursuant to Commission Rule 507.a.

7. On August 15, 2024, Titan withdrew its petition.

8. Also on August 15, 2024, Flatiron Meadows Oil & Gas Monitoring Group (“FMOGMG”) filed a Rule 511 Request for Public Hearing on the Draco OGDP (“Rule 511 Request”).

9. On August 20, 2024, Extraction filed a Response to the Rule 511 Request.

10. Also on August 20, 2024, the Director issued a recommendation for approval for the Draco OGDP.

11. On August 21, 2024, the Commission deliberated on the Rule 511 Request. The Commission voted to continue the hearing on the Draco OGDP beyond the noticed August 28, 2024 date, and ordered FMOGMG to file supplemental information regarding their membership, why the group requested a Rule 511 hearing, and additional clarification regarding the timing of their filing.

12. On August 27, 2024, FMOGMG filed the requested supplemental information.

13. On September 4, 2024, the Commission granted the Rule 511 Request. The Commission ordered the Rule 511 hearing to take place in person in October 2024. The Commission hearing on the Draco OGDP was rescheduled to November 6, 2024.

14. On October 29, 2024, the Commission held a Rule 511 public hearing in Erie, Colorado.

15. On November 1, 2024, at the request of Extraction and SLC, the Commission hearing on the Draco OGDP was continued to November 13, 2024.

16. On November 7, 2024, SLC withdrew its petition and requested to make a public comment at the hearing. The request was granted.

17. On November 13, 2024, the Commission held a hearing on the Draco OGDP application. After receiving public comment, comments from SLC and the Town of Erie, testimony and exhibits from Extraction, the Commission continued the OGDP application to November 15, 2024 to allow more time to deliberate, specifically regarding Extraction’s Alternative Location Analysis and community outreach efforts.

18. On November 15, 2024, the Commission reconvened the hearing on the Draco OGDP. The Commission heard comments from Erie and CDPHE, and Extraction provided a supplemental presentation addressing Commissioner questions regarding community

outreach and coordination and Extraction's Alternative Location Analysis. Specifically, Extraction addressed why it opted to reject Proposed Alternate Location No. 4 in favor of the selected Location.

19. While the Commission deliberated on the merits of the Draco OGD application, it concluded that the appropriate course of action was to stay consideration of the application pending additional information regarding Extraction's Alternative Location Analysis, specifically for Proposed Alternate Location No. 4. The Commission encouraged Extraction to work with the Town of Erie on Proposed Alternate Location No. 4.

ORDER

NOW, THEREFORE, IT IS ORDERED that:

1. The Draco OGD application is STAYED INDEFINITELY pending further information on the viability of proposed Alternate Location No. 4.
2. The provisions contained in this Order shall become effective immediately.
3. The Commission expressly reserves its right, after notice and hearing, to alter, amend or repeal any and/or all of the above orders.
4. Pursuant to Rule 307.c, this Order for a stay does not constitute final agency action upon the Draco OGD application.

ENTERED this 13<sup>th</sup> day of December, 2024 as of November 15, 2024.

ENERGY AND CARBON MANAGEMENT COMMISSION  
OF THE STATE OF COLORADO

By



Elias Thomas, Commission Secretary