

**BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH**

IN THE MATTER OF THE REQUEST FOR AGENCY ACTION OF ULTRA RESOURCES, INC. FOR AN ORDER MODIFYING THE BOARD'S ORDER ENTERED IN CAUSE NO. 270-02 TO CREATE SPECIAL DRILLING UNITS AND AUTHORIZE "LEASE LINE" WELLS FOR PRODUCTION FROM THE EOCENE MIDDLE AND LOWER GREEN RIVER FORMATIONS IN PORTIONS OF SECTIONS 32-35, T7S, R20E, SLM, AND SECTIONS 2-6 AND 8-10; T8S, R20E, SLM, UINTAH COUNTY, UTAH

**Docket No. 2014-026
Cause No. 270-04**

INDEX OF ORDERS

<u>NO.</u>	<u>DATE</u>	<u>DESCRIPTION</u>
1.	08/27/2014	Findings of Fact, Conclusions of Law and Order

FILED

AUG 27 2014

SECRETARY, BOARD OF
OIL, GAS & MINING

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IN THE MATTER OF THE REQUEST FOR AGENCY ACTION OF ULTRA RESOURCES, INC. FOR AN ORDER MODIFYING THE BOARD'S ORDER ENTERED IN CAUSE NO. 270-02 TO CREATE SPECIAL DRILLING UNITS AND AUTHORIZE "LEASE LINE" WELLS FOR PRODUCTION FROM THE EOCENE MIDDLE AND LOWER GREEN RIVER FORMATIONS IN PORTIONS OF SECTIONS 32-35, T7S, R20E, SLM, AND SECTIONS 2-6 AND 8-10, T8S, R20E, SLM, UINTAH COUNTY, UTAH

**FINDINGS OF FACT,
CONCLUSIONS OF LAW AND
ORDER**

Docket No. 2014-026

Cause No. 270-04

This Cause came on for hearing before the Utah Board of Oil, Gas and Mining (the "Board") on Wednesday, July 30, 2014, at approximately 11:30 a.m., in the Auditorium of the Utah Department of Natural Resources Building in Salt Lake City. The following Board members were present and participated at the hearing: Chairman Ruland J. Gill, Jr., Carl F. Kendell, Chris D. Hansen, Susan S. Davis, Gordon L. Moon, and Michael R. Brown. Board Member Kelly L. Payne was unable to attend. The Board was represented by Michael S. Johnson, Esq., Assistant Attorney General.

Testifying on behalf of Petitioner Ultra Resources, Inc. ("Ultra") were Ned Higgins – Senior Landman, Carl J. Lothringer – Director, Exploration and New Ventures and Geologist, and Jeremy Golob – Asset Manager and Petroleum Engineer. Mr. Lothringer and Mr. Golob were recognized as experts in geology and petroleum engineering, respectively, for purposes of this Cause. Frederick M. MacDonald, Esq., of

and for MacDonald & Miller Mineral Legal Services, PLLC, appeared as attorney for Ultra.

The Division of Oil, Gas and Mining (the "Division") did not file a staff memorandum in this Cause, but participated in the hearing. Cassidy Wallin, Esq., Assistant Attorney General, appeared as attorney for the Division.

At the commencement of the hearing, Ultra and the Division stipulated to a modification of Ultra's Request for Agency Action filed on June 10, 2014 (the "Request") to instead seek individual special "lease line" drilling units, essentially comprised of 330 feet on either side of each quarter-quarter section (or substantially equivalent lot or combination of lots) boundary comprising a lease line in the lands at issue and authorizing one well upon each. Based on that Stipulation, and with the additional requested condition that production from each special "lease line" drilling unit be allocated equally to the underlying existing drilling units established under the Board's Order entered on November 9, 2013 in Cause No. 270-02 (the "270-02 Order"), the Division's counsel stated the Division's support for granting the Request as so modified and conformed to the testimony and other evidence provided at the hearing.

Edward W. Bonner, Mineral Resources Specialist for the Utah School and Institutional Trust Lands Administration ("TLA"), made a statement indicating TLA's support for the granting of the Request as modified by the Stipulation.

Robin Hansen, Petroleum Engineer for the Vernal Field Office of the Bureau of Land Management (“BLM”), answered questions posed by the Division’s counsel and made a statement indicating the BLM had no objection to the granting of the Request as modified by the Stipulation.

No other party filed a response to the Request and no other party appeared or participated at the hearing.

The Board, having considered the testimony presented and the exhibits received into evidence at the hearing, being fully advised, and for good cause, hereby makes the following findings of fact, conclusions of law and order in this Cause.

FINDINGS OF FACT

1. Ultra is a Wyoming corporation, in good standing, with its principal places of business in Houston, Texas and, as relating to Rocky Mountain operations including the Project Area, in Denver, Colorado. Ultra is duly authorized to conduct business in the State of Utah and is fully bonded with all relevant State of Utah and Federal agencies.

2. Ultra is a member of UPL Three Rivers Holdings, LLC (“UPL”), the lessee and working interest owner of the leases covering the lands at issue. Ultra operates the leases on behalf of UPL.

3. Ownership of the oil and associated gas and hydrocarbons relevant to the lands at issue and the leasehold status are as follows:

<u>Lands</u>	<u>Ownership</u>	<u>Lessee/WI Owner</u>
<u>T7S, R20E, SLM</u>		
Sec. 32: S ¹ / ₂ S ¹ / ₂ NE ¹ / ₄ NE ¹ / ₄	Fee	UPL (100%)
Sec. 32: S ¹ / ₂ S ¹ / ₂ S ¹ / ₂ SW ¹ / ₄	Fee	UPL (100%)
Sec. 32: N ¹ / ₂ N ¹ / ₂ SE ¹ / ₄ NE ¹ / ₄ and S ¹ / ₂ S ¹ / ₂ S ¹ / ₂ SE ¹ / ₄	Fee	UPL (99.02%), Cerina L. Eyrand (0.49% unleased), and Yvette E. Davis (0.49% unleased)
Sec. 33: S ¹ / ₂ S ¹ / ₂ S ¹ / ₂ S ¹ / ₂	Federal (UTU-85592)	UPL (100%)
Sec. 34: N ¹ / ₂ N ¹ / ₂ NW ¹ / ₄ SE ¹ / ₄ and S ¹ / ₂ S ¹ / ₂ S ¹ / ₂ S ¹ / ₂		
Sec. 35: S ¹ / ₂ S ¹ / ₂ SW ¹ / ₄ NW ¹ / ₄		
Sec. 34: S ¹ / ₂ S ¹ / ₂ SW ¹ / ₄ NE ¹ / ₄	Fee	UPL (100%)
Sec. 35: N ¹ / ₂ N ¹ / ₂ NW ¹ / ₄ SW ¹ / ₄ and S ¹ / ₂ S ¹ / ₂ S ¹ / ₂ S ¹ / ₂	Federal (UTU-88623)	UPL (100%)
<u>T8S, R20E, SLM</u>		
Sec. 2: N ¹ / ₂ N ¹ / ₂ N ¹ / ₂ N ¹ / ₂	State (ML-49318)	UPL (100%)
Sec. 3: N ¹ / ₂ N ¹ / ₂ N ¹ / ₂ N ¹ / ₂ , S ¹ / ₂ S ¹ / ₂ SE ¹ / ₄ NE ¹ / ₄ , and S ¹ / ₂ S ¹ / ₂ SE ¹ / ₄ SW ¹ / ₄	Federal (UTU-85994)	UPL (100%)
Sec. 4: N ¹ / ₂ N ¹ / ₂ N ¹ / ₂ N ¹ / ₂ and S ¹ / ₂ S ¹ / ₂ S ¹ / ₂ NE ¹ / ₄		
Sec. 5: N ¹ / ₂ N ¹ / ₂ of Lots 3 and 8		
Sec. 6: Lot 2		
Sec. 8: N ¹ / ₂ N ¹ / ₂ NE ¹ / ₄ NE ¹ / ₄		

Sec. 9:	N ¹ / ₂ N ¹ / ₂ N ¹ / ₂ NE ¹ / ₄		
Sec. 3:	N ¹ / ₂ N ¹ / ₂ NE ¹ / ₄ SE ¹ / ₄	Federal (UTU-87342)	UPL (100%)
Sec. 5:	N ¹ / ₂ N ¹ / ₂ NE ¹ / ₄ SE ¹ / ₄ and S ¹ / ₂ S ¹ / ₂ SE ¹ / ₄ SE ¹ / ₄		
Sec. 4:	N ¹ / ₂ N ¹ / ₂ N ¹ / ₂ SE ¹ / ₄ and S ¹ / ₂ S ¹ / ₂ N ¹ / ₂ SE ¹ / ₄	Fee	UPL (100%)
Sec. 4:	N ¹ / ₂ N ¹ / ₂ S ¹ / ₂ SE ¹ / ₄ and S ¹ / ₂ S ¹ / ₂ S ¹ / ₂ SE ¹ / ₄	Fee	UPL (100%)
Sec. 5:	N ¹ / ₂ N ¹ / ₂ of Lot 1 and S ¹ / ₂ S ¹ / ₂ SE ¹ / ₄ NE ¹ / ₄	Fee	UPL (100%)
Sec. 5:	N ¹ / ₂ N ¹ / ₂ of Lot 2	Fee	UPL (100%)
Sec. 10:	N ¹ / ₂ N ¹ / ₂ NE ¹ / ₄ NW ¹ / ₄	Federal (UTU-86181)	UPL (100%)

(collectively the “Subject Lands”).

4. Pursuant to the 270-02 Order, the Board established 40-acre drilling units comprised of governmental quarter-quarter sections (or substantial equivalent combinations of lots or lots and quarter-quarter sections), for the “Three Rivers” area, inclusive of the Subject Lands, for production of oil and associated gas and hydrocarbons from the Eocene Middle and Lower Green River formation, defined in said Order as follows:

the stratigraphic equivalent of the interval between the TGR₃ marker, as found at 4,618 feet (measured depth), and the base of the Uteland Butte member, as found at 6,416 feet (measured depth), in the Ultra Petroleum Three Rivers 16-32-820 Well located in the SW¹/₄NE¹/₄ of Section 16, T8S, R20E, SLM, Uintah County, Utah

(the “Subject Formations”). Due to the presence of the Uintah Special Meridian line, and as relevant to the Subject Lands, the Board created a special drilling unit comprised of Lot 8 of Section 5, and Lot 2 of Section 6 of T8S, R20E, SLM. The Board authorized the drilling of two (2) producing wells on each such drilling unit to achieve the equivalent of a 20-acre well density pattern; provided no well could be located closer than 460 feet to a shared drilling unit/lease boundary line and no closer than 100 feet if the adjacent lands are within the same lease and have the same production interest owners, without an exception location approval in accordance with Utah Admin. Code Rule R649-3-3 (or subsequently enacted equivalent regulation). The Board expressly found the Subject Formation constitutes a “common source of supply” as that phrase is defined in Utah Code Ann. §40-6-2(18).

5. Prior to entry of the 270-02 Order, Ultra’s and UPL’s predecessors in title and/or operatorship drilled many wells in the Three Rivers Area to produce from the Subject Formations based on the general well siting rule (Utah Admin. Code Rule R649-3-2), *i.e.*, in the center of a quarter-quarter section or within a 400 foot square therearound. The existing well development pattern dictates that placement of additional wells to achieve true 20-acre density ideally be on common lease lines. However, the current setback requirements under the 270-02 Order, along with the potential for drainage of offsetting lands if a well is located on either side of said lines, prohibit such

placement without further Board action.

6. Special drilling units along the lease lines (hereinafter “Special Lease Line Drilling Units”) consistent with the 20-acre well density established under the 270-02 Order are necessary to recover additional resources that would otherwise be left in the ground. Ultra has represented to the Board that it will locate lease line wells so that no one quarter-quarter section (or substantially equivalent lot or combination of lots) will have more than two wells producing from the Subject Formations thereon without further Board authorization. Allocation or production from such Special Lease Line Drilling Units must be made equally to each of the adjacent underlying existing drilling units established under the 270-02 Order to fully protect correlative rights.

7. A copy of the Request was mailed, postage pre-paid, certified with return receipt requested, and properly addressed to all mineral, leasehold and production interest owners in the Subject Lands and in the underlying existing drilling units established under the 270-02 Order, and to TLA and the BLM. The mailings were sent to said parties at their last addresses disclosed by the relevant BLM, TLA and Uintah County realty records.

8. Notice of the filing of the Request and of the hearing thereon was duly published in the Uintah Basin Standard and the Vernal Express on July 1, 2014, and in the Salt Lake Tribune and the Deseret Morning News on July 6, 2014.

9. The vote of the Board members present and participating in the hearing on this Cause was unanimous (6-0) in favor of granting the Request.

CONCLUSIONS OF LAW

1. Due and regular notice of the time, place and purpose of the hearing was properly given to all parties whose legally protected interests are affected by the Request in the form and manner as required by law and the rules and regulations of the Board and Division.

2. The Board has jurisdiction over all matters covered by the Request and all interested parties therein, and has power and authority to render the order herein set forth pursuant to Utah Code Ann. §§40-6-5(3)(b) and 40-6-6.

3. The Board takes judicial notice of the exhibits admitted into evidence and the testimony received in the hearing held on October 23, 2013 in Cause No. 270-02 pursuant to Utah Code Ann. §63G-4-206(1)(b)(iv).

4. The Subject Formations, as defined in Findings of Fact No. 4 above, constitute a “common source of supply” as that phrase is defined in Utah Code Ann. §40-6-2(19).

5. The Special Lease Line Drilling Units as established hereunder for the Subject Formations are not smaller than the maximum area that can be efficiently and economically drained by one well.

6. One well is required to efficiently and economically drain each drilling unit established hereunder.

7. Requiring a lease line well to be no closer than 460 feet to another well also producing in the Subject Formations or to a boundary with lands not subject to the 270-02 Order without an exception location approval in accordance with Utah Admin. Code Rule R649-3-3 (or substantially enacted equivalent regulation) is just and reasonable under the circumstances and protective of correlative rights.

8. The requested Special Lease Line Drilling Units will prevent waste by eliminating the need to drill offsetting wells on either side of lease lines and by recovery of resources that would otherwise be left in the ground, and will protect correlative rights by properly allocating production from the authorized "lease line" wells equally to the two underlying existing drilling units established under the 270-02 Order.

9. With certain Federal and State acreage included, communitization agreements will be required in order to create conforming production units. However, under current Federal regulations, guidelines and/or practices, special drilling units need to be established by Board order before any such communitization will be approved.

10. The relief granted hereby will result in consistent and orderly development and the greatest recovery of oil, gas and associated hydrocarbons from the Subject

Formations underlying the Subject Lands, prevent waste and adequately protect the correlative rights of all affected parties.

11. Ultra has sustained its burden of proof, demonstrated good cause, and satisfied all legal requirements for the granting of the Request as modified by the Stipulation.

ORDER

Based on the Request, testimony and evidence submitted, and the findings of fact and conclusions of law stated above, the Board hereby orders:

1. The Request in this cause is granted with the modifications outlined below.
2. The 270-02 Order is hereby modified to establish the following Special Lease Line Drilling Units for the production of oil and associated gas and hydrocarbons from the Subject Formations:

a) T7S, R20E, SLM

Sec. 35: the southern most 330 feet of the SE¹/₄SE¹/₄

T8S, R20E, SLM

Sec. 2: the northern most 330 feet of Lot 1

b) T7S, R20E, SLM

Sec. 35: the southern most 330 feet of the SW¹/₄SE¹/₄

T8S, R20E, SLM

Sec. 2: the northern most 330 feet of Lot 2

c) T7S, R20E, SLM

Sec. 35: the southern most 330 feet of the SE $\frac{1}{4}$ SW $\frac{1}{4}$

T8S, R20E, SLM

Sec. 2: the northern most 330 feet of Lot 3

d) T7S, R20E, SLM

Sec. 35: the southern most 330 feet of the SW $\frac{1}{4}$ SW $\frac{1}{4}$

T8S, R20E, SLM

Sec. 2: the northern most 330 feet of Lot 4

e) T7S, R20E, SLM

Sec. 34: the southern most 330 feet of the SE $\frac{1}{4}$ SE $\frac{1}{4}$

T8S, R20E, SLM

Sec. 3: the northern most 330 feet of Lot 1

f) T7S, R20E, SLM

Sec. 34: the southern most 330 feet of the SW $\frac{1}{4}$ SE $\frac{1}{4}$

T8S, R20E, SLM

Sec. 3: the northern most 330 feet of Lot 2

g) T7S, R20E, SLM

Sec. 34: the southern most 330 feet of the SE $\frac{1}{4}$ SW $\frac{1}{4}$

T8S, R20E, SLM

Sec. 3: the northern most 330 feet of Lot 3

h) T7S, R20E, SLM

Sec. 34: the southern most 330 feet of the SW $\frac{1}{4}$ SW $\frac{1}{4}$

T8S, R20E, SLM

Sec. 3: the northern most 330 feet of Lot 4

i) T7S, R20E, SLM

Sec. 33: the southern most 330 feet of the SE $\frac{1}{4}$ SE $\frac{1}{4}$

T8S, R20E, SLM

Sec. 4: the northern most 330 feet of Lot 1

j) T7S, R20E, SLM

Sec. 33: the southern most 330 feet of the SW $\frac{1}{4}$ SE $\frac{1}{4}$

T8S, R20E, SLM

Sec. 4: the northern most 330 feet of Lot 2

k) T7S, R20E, SLM

Sec. 33: the southern most 330 feet of the SE $\frac{1}{4}$ SW $\frac{1}{4}$

T8S, R20E, SLM

Sec. 4: the northern most 330 feet of Lot 3

l) T7S, R20E, SLM

Sec. 33: the southern most 330 feet of the SW $\frac{1}{4}$ SW $\frac{1}{4}$

T8S, R20E, SLM

Sec. 4: the northern most 330 feet of Lot 4

m) T7S, R20E, SLM

Sec. 32: the southern most 330 feet of the SE $\frac{1}{4}$ SE $\frac{1}{4}$

T8S, R20E, SLM

Sec. 5: the northern most 330 feet of Lot 1

n) T7S, R20E, SLM

Sec. 32: the southern most 330 feet of the SW $\frac{1}{4}$ SE $\frac{1}{4}$

T8S, R20E, SLM

Sec. 5: the northern most 330 feet of Lot 2

o) T7S, R20E, SLM

Sec. 32: the southern most 330 feet of the SE $\frac{1}{4}$ SW $\frac{1}{4}$

T8S, R20E, SLM

Sec. 5: the northern most 330 feet of Lot 3

p) T7S, R20E, SLM

Sec. 32: the southern most 330 feet of the SW $\frac{1}{4}$ SW $\frac{1}{4}$

T8S, R20E, SLM

Sec. 5: the northern most 330 feet of Lot 8

Sec. 6: Lot 2

q) T7S, R20E, SLM

Sec. 35: the southern most 330 feet of the SW $\frac{1}{4}$ NW $\frac{1}{4}$
and
the northern most 330 feet of the NW $\frac{1}{4}$ SW $\frac{1}{4}$

r) T7S, R20E, SLM

Sec. 34: the southern most 330 feet of the SW $\frac{1}{4}$ NE $\frac{1}{4}$
and
the northern most 330 feet of the NW $\frac{1}{4}$ SE $\frac{1}{4}$

s) T7S, R20E, SLM

Sec. 32: the southern most 330 feet of the NE $\frac{1}{4}$ NE $\frac{1}{4}$
and
the northern most 330 feet of the SE $\frac{1}{4}$ NE $\frac{1}{4}$

t) T8S, R20E, SLM

Sec. 3: the southern most 330 feet of the SE $\frac{1}{4}$ NE $\frac{1}{4}$
and
the northern most 330 feet of the NE $\frac{1}{4}$ SE $\frac{1}{4}$

u) T8S, R20E, SLM

Sec. 3: the southern most 330 feet of the SE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 10: the northern most 330 feet of the NE $\frac{1}{4}$ NW $\frac{1}{4}$

v) T8S, R20E, SLM

Sec. 4: the southern most 330 feet of the SW $\frac{1}{4}$ NE $\frac{1}{4}$
and
the northern most 330 feet of the NW $\frac{1}{4}$ SE $\frac{1}{4}$

w) T8S, R20E, SLM

Sec. 4: the southern most 330 feet of the SE $\frac{1}{4}$ NE $\frac{1}{4}$
and
the northern most 330 feet of the NE $\frac{1}{4}$ SE $\frac{1}{4}$

x)

T8S, R20E, SLM

Sec. 4: the southern most 330 feet of the NW $\frac{1}{4}$ SE $\frac{1}{4}$
and
the northern most 330 feet of the SW $\frac{1}{4}$ SE $\frac{1}{4}$

y)

T8S, R20E, SLM

Sec. 4: the southern most 330 feet of the NE $\frac{1}{4}$ SE $\frac{1}{4}$
and
the northern most 330 feet of the SE $\frac{1}{4}$ SE $\frac{1}{4}$

z)

T8S, R20E, SLM

Sec. 4: the southern most 330 feet of the SW $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 9: the northern most 330 feet of the NW $\frac{1}{4}$ NE $\frac{1}{4}$

aa)

T8S, R20E, SLM

Sec. 4: the southern most 330 feet of the SE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 9: the northern most 330 feet of the NE $\frac{1}{4}$ NE $\frac{1}{4}$

bb)

T8S, R20E, SLM

Sec. 5: the southern most 330 feet of the SE $\frac{1}{4}$ NE $\frac{1}{4}$
and
the northern most 330 feet of the NE $\frac{1}{4}$ SE $\frac{1}{4}$; and

cc)

T8S, R20E, SLM

Sec. 5: the southern most 330 feet of the SE $\frac{1}{4}$ SE $\frac{1}{4}$

Sec. 8: the northern most 330 feet of the NE $\frac{1}{4}$ NE $\frac{1}{4}$

3. One well producing from the Subject Formations is authorized for each such Special Lease Line Drilling Unit, to be located on or as close as reasonably feasible to the respective common lease line, and no closer than 460 feet to another well producing from the Subject Formation or to a boundary with lands not subject to the 270-02 Order without an exception location approval from the Division or Board in accordance with Utah Admin. Code Rule R649-3-3 (or subsequently enacted equivalent regulation). No quarter-quarter section (or substantially equivalent lot or combination of lots) shall have more than two wells producing from the Subject Formations thereon without further Board authorization.

4. Production from the authorized well is to be allocated equally to each of the existing underlying drilling units established under the 270-02 Order. For example, in Special Lease Line Drilling Unit (a) identified in Order No. 3 above, production from the authorized well should be allocated equally to the production interest owners in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 35 and Lot 1 of Sec. 2, respectively.

5. Pursuant to Utah Admin. Code Rules R641 and Utah Code Ann. §63G-4-204 to 208; the Board has considered and decided this matter as a formal adjudication.

6. This Order is based exclusively on evidence of record in the adjudicative proceeding or on facts officially noted as weighed and analyzed by the Board in the exercise of its expertise as set forth in Utah Code Ann. §40-6-4(2)(a) through (3), and constitutes the signed written order stating the Board's decision and the reasons for the decision, all as required by the Administrative Procedures Act, Utah Code Ann. §63G-4-208 and Utah Administrative Code Rule R641-109.

7. Notice re: Right to Seek Judicial Review by the Utah Supreme Court or to Request Board Reconsideration: As required by Utah Code Ann. §63G-4-208(1)(e) - (g), the Board hereby notifies all parties in interest that they have the right to seek judicial review of this final Board Order in this formal adjudication by filing a timely appeal with the Utah Supreme Court within 30 days after the date that this Order issued. Utah Code Ann. §§63G-4-401(3)(a) and 403. As an alternative to seeking immediate judicial review, and not as a prerequisite to seeking judicial review, the Board also hereby notifies parties that they may elect to request that the Board reconsider this Order, which constitutes a final agency action of the Board. Utah Code Ann. §63G-4-302, entitled, "Agency Review – Reconsideration," states:

(1)(a) Within 20 days after the date that an order is issued for which review by the agency or by a superior agency under Section 63G-4-301 is unavailable, and if the order would otherwise constitute final agency action, any party may file a written request for reconsideration with the agency, stating the specific grounds upon which relief is requested.

(b) Unless otherwise provided by statute, the filing of the request is not a prerequisite for seeking judicial review of the order.

(2) The request for reconsideration shall be filed with the agency and one copy shall be sent by mail to each party by the person making the request.

(3)(a) The agency head, or a person designated for that purpose, shall issue a written order granting the request or denying the request.

(b) If the agency head or the person designated for that purpose does not issue an order within 20 days after the filing of the request, the request for reconsideration shall be considered to be denied.

Id. The Board also hereby notifies the parties that Utah Admin. Code Rule R641-110-100, which is part of a group of Board rules entitled, “Rehearing and Modification of Existing Orders,” states:

Any person affected by a final order or decision of the Board may file a petition for rehearing. Unless otherwise provided, a petition for rehearing must be filed no later than the 10th day of the month following the date of signing of the final order or decision for which the rehearing is sought. A copy of such petition will be served on each other party to the proceeding no later than the 15th day of the month.

Id. See Utah Admin. Code Rule R641-110-200 for the required contents of a petition for Rehearing. If there is any conflict between the deadline in Utah Code Ann. §63G-4-302 and the deadline in Utah Admin. Code Rule R641-110-100 for moving to rehear this matter, the Board hereby rules that the later of the two deadlines shall be available to any party moving to rehear this matter. If the Board later denies a timely petition for rehearing, the party may still seek judicial review of the Order by perfecting a timely

appeal with the Utah Supreme Court within 30 days thereafter.

The Board retains continuing jurisdiction over all the parties and over the subject matter of this cause, except to the extent said jurisdiction may be divested by the filing of a timely appeal to seek judicial review of this order by the Utah Supreme Court.

For all purposes, the Chairman's signature on a faxed copy of this Order shall be deemed the equivalent of a signed original.

DATED this 27th day of August, 2014.

**STATE OF UTAH
BOARD OF OIL, GAS AND MINING**

By:


Ruland J. Gill, Jr., Chairman

CERTIFICATE OF SERVICE

I hereby certify that on this 28th day of August, 2014, I caused a true and correct copy of the foregoing **FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER** for Docket No. 2014-026, Cause No. 270-04, to be mailed with postage prepaid, via E-mail or First Class Mail, to the following:

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c/o Catherine DeLong, POA
680 East 100 South, Apt. 209
Salt Lake City, UT 84102
[Undeliverable]

Beverly B. Smart
c/o Gary T. Smart
8022 216th Court NE
Redmond, WA 98053

Mary F. Newton, f/k/a
Mary Frances Rasmussen, a married woman
dealing in her sole and separate property and
an heir to the Estate of Paul C. Rasmussen,
deceased
PO BOX 189010
Coronado, CA 92178-9010
[Address Updated 7/7/2014]

James A. Dalke, an individual dealing in his
sole and separate property and heir to the
Estate of Arnold M. Dalke, deceased
P.O. Box 6016
Bellevue, WA 98008

Larry D. Ediger, an individual dealing in his
sole and separate property and heir to the
Estate of Esther Dalke Ediger, deceased
23340 Doane Creek Road
Sheridan, OR 97378

Gerald L. Dalke, an individual dealing in his sole and separate property and heir to the Estate of Arnold M. Dalke, deceased
17109 North Larkspur
Surprise, AZ 85374

Douglas G. Price and Anita K. Price, husband and wife, and Anita K. Price, as heir to the Estate of Eloise Young
509 N. 100 S.
Mendon, UT 84325-9705
[Address Updated 7/1/2014]

John P. Young, individually and heir to the Estate of Eloise Young
1205 12th Street, Apt. 6
Golden, CO 80401

Lynne Young Jessup, individually and heir to the Estate of Eloise Young
5258 South 2030 West
Taylorsville, UT 84129-1327

Richard C. Young and Troy M. Young, husband and wife, and Richard C. Young, as heir to the Estate of Eloise Young
148 N. Sierra Bonita Ct.
Mapleton, UT 84664

Maureen E. Gale and Blaine Leroy Gale, wife and husband, and Maureen E. Gale, as heir to the Estate of Eloise Young
11439 High Mesa Dr.
Sandy, UT 84092

David Allen Young, individually and heir to the Estate of Eloise Young
1554 Huckleberry Circle
Sandy, UT 84093

Helen Gunn and Rodger S. Gunn, wife and husband
1835 North 650 East
Provo, UT 84604

Janis Lynne Pearce Richards, an individual dealing in her sole and separate property
7616 South Keswick Road
Sandy, UT 84093

Jay S. Bell, individually and sole heir to the Estate of Lynne Bell
1835 North 650 East
Provo, UT 84604

Anne Smart Pearce, f/k/a Anne Maddocks, an individual dealing in her sole and separate property
3025 South 1100 East
Salt Lake City, UT 84106
[Address updated 7/17/2014]

Daryl N. Rasmussen and Lynda Rasmussen, Co-Trustees of the Rasmussen Family Trust Separate Property
332 Cope Ridge Ct.
Roseville, CA 95747

Anne Smart Pearce, f/k/a Anne Maddocks, an individual dealing in her sole and separate property
950 E Forest View Ave
Salt Lake City, UT 84106-2228
[Address updated 7/2/2014]

Joann R. Hofhine
24554 West 11500 South
Stone, ID 83252

Stella J. Rasmussen, individually and as sole heir to the Estate of Neil Smart Rasmussen
c/o Jeanne Burdsall
3219 Vincent Road
West Palm Beach, FL 33405

Julie Cay Mansur and Raymond Edward Mansur, wife and husband, and Julie Cay Mansur as heir to the Estate of Paul C. Rasmussen, deceased
24149 Willow Creek Road
Diamond Bar, CA 91765

Karen Rasmussen Knight, a single woman
2654 East Red Cliffs Drive, #213
St. George, UT 84790

Melinda Marie Wood, individually and heir to the Estate of Paul C. Rasmussen
P.O. Box 4040
Diamond Bar, CA 91765

The Douglas G. and Susan R. Turner Living Trust, dated June 9, 1999
Douglas G. Turner and Susan R. Turner,
Trustees
P.O. Box 672
Pleasant Grove, UT 84062

James R. Rasmussen and Patsy Rasmussen
278 Englewood Drive
Brigham City, UT 84302

Katie Rebecca Crear, individually and heir to the Estate of Paul C. Rasmussen
12 Honey Lane
Pelham, NH 03076

Kathleen Jordan, individually and as heir to the Estates of William Schreiber Smart and William Haines Smart, both deceased
903 East 9th Place
Mesa, AZ 85203

Lucille R. Brown, a single woman
c/o Bonnie L. Brown
1450 Dixie Downs, #128
St. George, UT 84770

David Steven Smart and Annette Smart, husband and wife, and David Steven Smart as heir to the Estates of William Schreiber Smart and William Haines Smart, both deceased
2223 East Des Moines Circle
Mesa, AZ 85213

Rhea R. Hooper and Albert Joseph Hooper, wife and husband
69 Lakeland Drive
Hilltop Lakes, TX 77871

Norman Rogers Family Protection Trust
Jean Harrison Rogers, Trustee under Agreement dated May 11, 1994
1285 Valentine St.
Salt Lake City, UT 84116

Richard L. Thompson and Betty J. Thompson, husband and wife, and Richard L. Thompson, as heir to the Estates of Martha Thompson, Paula M. Smart and William Haines Smart, all deceased
372 Redmond Road
Eureka, CA 95503

Margaret B. Smart, individually and as heir to the Estates of Alvin Richard Smart and William Haines Smart, both deceased
c/o Franklyn Burgess, POA
6740 Hillpark Drive, #303
Los Angeles, CA 90068

International Petroleum LLC
4834 S. Highland Drive, Ste. 200
Salt Lake City, UT 84117

Mary D. Eldredge Living Trust, dated February 2, 1993
Leesa Dupree Trustee
5945 Main Ave Unit E
Orangevale CA 95662
[Address updated 7/2/2014]

David H. Dillman, a married man dealing in his sole and separate property
4022 West 5600 South
Lake Shore, UT 84660

The L.B. Hunsaker Family Trust dated May 27, 1993
Hy Dillman Hunsaker, as Trustee
2258 Jennings Street
Woodbridge, VA 22191-4403

Paul R. and Naomi D. Lunt Living Trust, dated February 18, 1994
69 N Roundabout Way
Cedar City, UT 84720-6915
[Address Updated 7/1/2014]

The Dillman Family L.L.C.
2180 East Fort Union Blvd.
Salt Lake City, UT 84121

Martha Jordan Boright and Arthur L. Boright, wife and husband
377 East Pointes Drive East
Shelton, WA 98584

The James H. Jordan Revocable Trust, dated June 1, 2007
James H. Jordan, as Trustee
130 NW Kouns Drive
Albany, OR 97321-9600

Gary E. Kelley and Terry S. Kelley, husband and wife, and Gary E. Kelley, as heir to the Estate of Caroline Kelly
6995 Monument Drive
Grants Pass, OR 97526-8516
[Address Updated 7/7/2014]

Mark McSorley
13176 Oak Farm Drive
Woodbridge, VA 22192

Mary Edna Jordan, an individual dealing in her sole and separate property
c/o Mary Beth Mathews
3443 Esplanade Avenue, #114
New Orleans, LA 70119

Craig McSorley
4517 Hazelton
Woodbridge, VA 22193

Michael C. Kelley and Jary A. Kelley, husband and wife, and Michael C. Kelley, as heir to the Estate of Caroline Kelly, deceased
P.O. Box 219
Glendale, OR 97442

Norma E. Dickey, f/k/a Norma E. Stroud, a married woman dealing in her sole and separate property and heir to the Estate of Marie Robertson, deceased
1702 Cresthaven Dr.
Pantego, TX 76013

Laura Ward
P.O. Box 351
Imperial Beach, CA 91933

Mark E. Anderson and Marilyn F. Anderson, both as individuals and as Co-Trustees of the Just A. Lahja Family Trust
1144 North 700 West
Centerville, UT 84014

Richard S. and Deborah J. Bowers, Trustees
2004 Rev. Tr. Dtd. 5/4/04
2254 Vesvet Antler Trail
Happy Jack, AZ 86024

Jenny Lynn Henriod, individually, as heir to the Estate of Vern Huff, deceased, the Estate of Ruth N. Huff, deceased, and as a Beneficiary of the Amended and Restated Vern Huff and Ruth N. Huff Family Trust Agreement dated November 11, 2005, as Amended on May 1, 2009, and any Amendments thereto
P.O. Box 102
Paradise, UT 84328

Wendy Sue Pack and William T. Pack, wife and husband, and Wendy Sue Pack, as heir to the Estate of Marie Robertson, deceased
474 Mini Hoofs Road
Cana, VA 24317

Bonita H. Atkinson, individually, as heir to the Estate of Vern Huff, deceased, the Estate of Ruth N. Huff, deceased, and as a Beneficiary of the Amended and Restated Vern Huff and Ruth N. Huff Family Trust Agreement dated November 11, 2005, as Amended on May 1, 2009, and any Amendments thereto
2096 East Lower Road
Kamas, UT 84038

Jan Rhodes and Herbert G. Rhodes, wife and husband, and Jan Rhodes, as heir to the Estate of Marie Robertson, deceased
48303 20th St. W., Sp. 21
Lancaster, CA 93534

Kenneth A. Winder and Kareen R. Winder, husband and wife
EJ Winder Family LLC
333 Kensington Drive
Lehi, UT 84043

Mara Beth Harner and Lando B. Harner, wife and husband, and Mara Beth Harner, as heir to the Estate of Marie Robertson, deceased
813 Peaks Mountain Road
Galax, VA 24333

John Richard Calder, a married man dealing in his sole and separate property
1690 Mountain Circle
Fruit Heights, UT 84037

Stanley J. Page, individually, as heir to the Estate of Vern Huff, deceased, the Estate of Ruth N. Huff, deceased, and as a Beneficiary of the Amended and Restated Vern Huff and Ruth N. Huff Family Trust Agreement dated November 11, 2005, as Amended on May 1, 2009, and any Amendments thereto
Box 43
Oakley, UT 84055

Calder Irrevocable Trust
c/o Bret Calder, Co-Trustee
742 E. Sandy Dunes Circle
Sandy, UT 84094

Rustin H. Young, individually, as heir to the Estate of Vern Huff, deceased, the Estate of Ruth N. Huff, deceased, and as a Beneficiary of the Amended and Restated Vern Huff and Ruth N. Huff Family Trust Agreement dated November 11, 2005, as Amended on May 1, 2009, and any Amendments thereto
Box 503
Oakley, UT 84055

Lynn Rodger Calder, a married man dealing in his sole and separate property
2611 South 450 East
Bountiful, UT 84010

Brannon G. Young, individually, as heir to the Estate of Vern Huff, deceased, the Estate of Ruth N. Huff, deceased, and as a Beneficiary of the Amended and Restated Vern Huff and Ruth N. Huff Family Trust Agreement dated November 11, 2005, as Amended on May 1, 2009, and any Amendments thereto
8826 Franklin Drive
Eagle Mountain, UT 84005

Cynthia Lee Gourley, individually and as an heir to the Estate of Diane Harmon Taylor, a/k/a Diane L. Taylor, deceased
3208 Capobella
Aliso Viejo, CA 92656

Joann W. Hunting and Robert T. Hunting,
wife and husband
2575 South 2400 East
Vernal, UT 84078

Rosemary Rogers, a married woman dealing
in her sole and separate property
8011 CR 24, Box 9
Coalmont, CO 80430

Calder Family Trust
c/o Irene Calder Berkoff, Trustee
21797 SW Oak Hill Lane
Tualatin, OR 97062

Suzanne Okelberry, a married woman
dealing in her sole and separate property
P.O. Box 1481
Bountiful, UT 84011

Joseph Smart DeLong
Heir of Mildred DeLong
7382 S. 1025 E.
South Weber, UT 84405
[Address updated 7/02/2014]

Thomas J. DeLong
Heir of Mildred DeLong
101 Highland Avenue
Newton, MA 02460
[Address updated 7/02/2014]

David DeLong
Heir of Mildred DeLong
1520 Glass NE
Olympia, WA 98506
[Address updated 7/02/2014]

Andria Eyraud Ullett, a married woman
dealing in her sole and separate property and
heir to the Estate of David G. Eyraud,
deceased
3285 Larga Avenue
Los Angeles, CA 90039

Eyraud Properties, LLC
A. Michael Regan, as manager
6071 Annette Circle
Huntington Beach, CA 92647

Margaretta E. Eyraud, a/k/a Susan E. Eyraud,
individually and as heir to the Estate of
David G. Eyraud, deceased
10729 Sharon Avenue
Shadow Hills, CA 91040

Kurt J. DeLong
Heir of Mildred DeLong
4420 Victor Point Rd. NE
Silverton, OR 97381
[Address updated 7/02/2014]

Catharine DeLong
Heir of Mildred DeLong
23 S. 800 E., Apt #1
Salt Lake City, UT 84102
[Address updated 7/02/2014]

Jay Starr Bell and Kathleen Bell, joint tenants
2343 Woodlake Circle
Lodi, CA 95242
[Address updated 7/02/2014]

