

**SEPTEMBER AGENDA**  
BEFORE THE BOARD OF OIL, GAS AND MINING  
DEPARTMENT OF NATURAL RESOURCES  
IN AND FOR THE STATE OF UTAH

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A public meeting will be held on **Wednesday, September 23, 2020**. The meeting will be conducted electronically as directed by the Board Chair. A copy of the Board Chair's written directive executed in accordance with Utah Code Ann. § 52-4-207(4) and (5) is attached. In the event the Chairman's directive is lifted before the prescribed hearing date, the meeting will be held in the auditorium of the Department of Natural Resources, 1594 West North Temple, Salt Lake City, Utah.

The meeting will be streamed live on the Department of Natural Resources YouTube channel. The link for the Briefing Session is [https://youtu.be/Gjgptfh\\_WFA](https://youtu.be/Gjgptfh_WFA), and the link for the Board Hearing is <https://youtu.be/Omf0ghjWnRY>.

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The Division of Oil, Gas and Mining will conduct a Briefing Session at 9:00 a.m.:

1. Proposed Board Hearing Schedule for 2021
2. Other
3. Next Month's Agenda and Division Calendar
4. Opportunity for Public Comment

Public Comment for the Briefing Session may be provided by clicking on the following link: <https://forms.gle/HPvLBawK6P4K1UTi6>. Public Comment will be accepted until 11:59 p.m. on Tuesday, September 22, 2020. There will be no Public Comment accepted during the electronically conducted hearing before Board hearing.

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The Board will hear the following Matters at 9:30 a.m.:

1. [Docket No. 2020-005 Cause No. 379-01](#) – In the matter of the Request for Agency Action of HIGHPOINT OPERATING CORPORATION to set for investigation and a hearing to determine why PARADOX UPSTREAM, LLC has not paid proceeds attributable to its overriding royalty interest on production from the Big Indian 24-31-30-25 well located in the SW¼ of Section 24, Township 30 South, Range 25 East, SLM, San Juan County, Utah.

*(This matter was continued from the August 26, 2020 Board hearing.)*

*(more)*

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2. [Docket No. 2020-015 Cause No. 076-02](#) – In the matter of: the Notice of Agency Action by the Utah Division of Oil, Gas and Mining seeking an order: (1) Forfeiting the reclamation bond provided by PATMOS ENERGY LLC for the CBM1 well (located in Carbon County, Utah, Township 14S Range 14E, Section 17); (2) Authorizing the Division to use the amount forfeited to plug and reclaim the well; and (3) Authorize the Division to take any additional action, as necessary, to recover associated costs to the extent the amounts forfeited are insufficient.

*(This matter was continued from the August 26, 2020 Board hearing.)*

3. [Docket No. 2020-023 Cause No. S/057/0010A](#) – Notice of Agency Action by the Utah Division of Oil, Gas and Mining Seeking an Order: (1) Withdrawing the Notice of Intent to Commence Small Mining Operations for PINE RIDGE CAPITAL, LLC; (2) Forfeiting the Reclamation Bond Provided for the Pine Ridge mine; (3) Authorizing the Division to Use the Amount Forfeited to Reclaim the Surface of the Pine Ridge mine, Located in Weber and Cache Counties in Township 8 N, Range 1 E in section 32 Township 8 N, Range 1 E in section 33, Township 8 N, Range 1 E in section 28, Township 8N, Range 1 E, SLM; (4) Authorizing the Attorney General to Take any Additional Action, as Necessary, to Authorizing Associated Costs and (5) Authorizing the Attorney General Recover Assessed Penalties.

*(This matter has been continued to the October 28, 2020 Board hearing.)*

4. [Docket No. 2020-024 Cause No. 191-09](#) – In the matter of the Request for Agency Action of RUNNING FOXES PETROLEUM CORPORATION, A/K/A RUNNING FOXES PETROLEUM, INC., for an order: (1) Conditionally approving the conversion of the TXO 14-2 Well, located in the SW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub> of Section 14, Township 20 South, Range 23 East, SLM, Grand County, Utah, to a Class II Injection Well for enhanced recovery; and (2) Approving waterflood operations in the Dakota D-1 Sandstones in the SW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub> of Section 14 of Township 20 South, Range 23 East, SLM, Grand County, Utah, and certification of said operations as an enhanced recovery project.

*(The Board will consider the recommended findings of fact and conclusions of law generated by the hearing examiner from the hearing on September 15, 2020.)*

5. [Docket No. 2020-025 Cause No. 600-02](#) – In the matter of the Request for Agency Action of OVINTIV PRODUCTION INC. for an order vacating the Board's order in Cause No. 266-03 and instead extending the Board's order in Cause No. 139-150 to establish stand-up (vertical) 1280-acre (or substantial equivalent) drilling units for the production of oil, gas and associated hydrocarbons from the Lower Green River-Wasatch Formations comprised of Sections 17-20, Township 4 South, Range 1 East, and Sections 13, 17-20, 24, 29 and 30 in Township 4 South, Range 1 West, U.S.M., Duchesne and Uintah Counties, Utah.

*(more)*

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6. [Docket No. 2020-026 Cause No. M/049/0086](#) – In the matter of the Request for Agency Action of Julie Sainsbury, Nita Burch, Johnnie Brozovich, and Debi Brozovich, appealing the Utah Division of Oil, Gas and Mining’s Findings of Fact, Conclusions of Law, and Order, dated July 7, 2020, approving Kilgore Companies, LLC’s planned expansion of the Benjamin Quarry Mine, Permit No. M/049/0086, located in Township 8 South, Range 1 East, Sections 27, 22, 23 and 26, SLBM, in Utah County, Utah.

*(This matter has several threshold procedural issues and has generated significant public comment. As a result of Covid-19 precautions, and pursuant to the Board striving to balance the sometimes competing objectives of obtaining administrative efficiency while also ensuring the public has an opportunity to be heard (if those opinions and comments are properly presented), the Board will be issuing a subsequent “Notice” establishing the structure of how this matter will be conducted safely and fairly. The forthcoming “Notice” will also provide instructions on how interested parties can participate during the public comment period.)*

Copies of the agenda are available at [www.ogm.utah.gov](http://www.ogm.utah.gov) and at the administrative offices. Pursuant to the Americans with Disabilities Act, persons requiring auxiliary communicative aids and services to enable them to participate in this hearing should call Julie Ann Carter at (801) 538-5277, at least three working days prior to the hearing. One or more members of the Board may participate electronically pursuant to R641-100-600. The specified meeting location would serve as the anchor location for participation by the public.

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

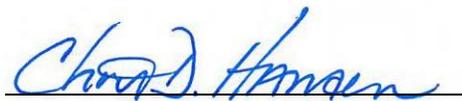
**Electronic Meeting Determination**

I, Chris D. Hansen, Chairman of the Utah Board of Oil, Gas and Mining (“Board”), have determined the September 23, 2020 meeting of the Board will be held electronically without an anchor location, pursuant to Utah Code Ann. § 52-4-207(4).

This determination is based on the following facts:

1. Utah is currently dealing with COVID-19, which has been determined to be a pandemic. Although Salt Lake County has recently moved from orange to yellow in terms of Covid-19 restrictions, prolonged public gatherings are discouraged since they facilitate face-to-face contact and pose an elevated risk for virus transmission.
2. Utah is currently seeing a spike in Covid-19 cases and the Board remains vigilant in following protocols that control the spread of the virus by minimizing face-to-face interactions.
3. The Department of Natural Resources Auditorium (“DNR Auditorium”) is in Salt Lake County, which is currently in the State’s yellow low risk category. This limits the size of public gatherings to fewer than fifty (50) people and requires the wearing of masks and social distancing. However, the DNR Auditorium has space limitations that complicate effective social distancing, and the Board is not equipped at this time to provide individual temperature checks and/or implement effective safety protocols that would ensure members of the public, particularly at-risk individuals, can safely attend the September Public Meeting in person.
4. A vast majority of Division of Oil, Gas and Mining (“Division”) staff and the members of the Board are teleworking to avoid unnecessary contact with others.
5. The Board uses an electronic platform which allows interested parties to view the meeting, hear discussions, and provide written comment.
6. Pursuant to Utah Code Ann. § 52-4-207(5), this determination will expire thirty (30) days after the date it is issued.

Dated this 17th day of September, 2020.



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Chris D. Hansen, Chairman  
Utah Board of Oil, Gas and Mining