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The Daily Journal

A Publication Of
The McGraw-Hill Companies

Publisher's Affidavit

STATE OF COLORADO

City and County of Denver

I, Michael Mehno, of the City and County of Denver, State of Colorado, being duly sworn, upon oath say that I am the Publishing Director of The Daily Journal; that I have personal knowledge of all the facts set forth in this affidavit; that said The Daily Journal is a public newspaper of general circulation having its principal office and place of business situated in said City and County of Denver; that said The Daily Journal is printed and published daily except Saturdays, Sundays and legal holidays; that said The Daily Journal is a daily newspaper within the meaning of the act of the General Assembly of the State of Colorado, approved April 7, 1921, and entitled, "An Act Concerning Legal Notices, Advertisements and Publications, and the Fees of Printers and Publishers Thereof, and to Repeal All Acts and Parts of Acts in Conflict with the Provisions of This Act" and as amended by an act of said General Assembly, entitled "An Act to Amend An Act Entitled 'An Act Concerning Legal Notices, Advertisements and Publications and the Fees of Printers and Publishers Thereof and to Repeal All Acts and Parts of Acts in Conflict with the Provisions of this Act'," approved March 30, 1923, and as amended by an act of said General Assembly, approved May 18, 1931, entitled, "An Act to Amend Section 4 of Chapter 139, Session Laws of Colorado, 1923, Relating to Legal Notices and Advertisements," which said Act took effect on and after the first day of January, 1932, and as amended by an act of said General Assembly, entitled, "An Act to Amend Chapter 139 of the Session Laws of 1923 Relating to Legal Notices and Advertisements; to Define Newspapers Qualified to Publish Legal Notices and Advertisements and the Fees of Printers and Publishers Thereof, and to Provide That the Costs of Such Legal Notices and Advertisements Shall Be Taxed as Fees," approved March 5, 1935; and as amended by an act of said General Assembly, entitled, "An Act Relating to Legal Notices and Advertisements and Amending Section 1 of Chapter 113, Session Laws of 1931," approved March 25, 1935; and "An Act to Amend and as Amended by the General Assembly, concerning 'Rates for Legal Publications,' 109-1-7 C.R.S. 1963 as amended, approved May 22, 1971, and effective January 1, 1972; that said newspaper had, prior to January 1936, and has ever since said date, been admitted to the United States Mails as second class matter under the provisions of the Act of March 3, 1879, or any amendments thereof; that said newspaper is printed and published in whole in said City and County of Denver and has a general circulation therein; that said newspaper has been so printed and published as a public daily newspaper of general circulation in said City and County of Denver, uninterruptedly and continuously during the period of more than fifty-two consecutive weeks next prior to the first issue thereof containing the annexed legal notice and advertisement; that said legal notice and advertisement was published daily except Saturdays, Sundays and legal holidays in the regular edition of said newspaper for one day, that the publication of said legal notice and advertisement, appeared in the regular

edition of said newspaper on the 10 day of December, A.D. 2010; and that therefore, said legal notice and advertisement was duly published in a newspaper duly qualified for that purpose within the meaning of said above-mentioned acts of the General Assembly of the State of Colorado.

Michael Mehno
Subscribed and sworn to, at the City and County of Denver, State of Colorado,

before me, a Notary Public, this 10 day of December, A.D. 2010

Witness my hand and notarial seal
Kari S. Gagnon
Notary Public

My Commission Expires July 9, 2011

1114 West 7th Avenue, Suite 100
Denver, Colorado 80204-4453

NOTICE OF HEARING
BEFORE THE OIL AND GAS CONSERVATION COMMISSION
OF THE STATE OF COLORADO

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CAUSE NO. 421
DOCKET NO. 1101-SP-03

IN THE MATTER OF THE PROMULGATION AND ESTABLISHMENT OF FIELD RULES TO GOVERN OPERATIONS IN THE HEREFORD FIELD, WELD COUNTY, COLORADO TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

On February 22, 2010, the Commission issued Order No. 421-1, which among other things, established approximate 640-acre drilling and spacing units for certain lands including Sections 9, 10, 14, 15, and 16, Township 11 North, Range 63 West, 6th P.M., for the production of oil, gas and associated hydrocarbons from the Niobrara Formation with no more than one (1) horizontal well to be drilled in each unit.

On October 8, 2010, EOG Resources, Inc. ("EOG" or "Applicant"), by its attorneys, filed with the Commission a verified application for an order to: (1) vacate the approximate 640-acre drilling and spacing units established under Order No. 421-1 for Sections 9, 10, 14, 15, and 16, Township 11 North, Range 63 West, 6th P.M., for the production of oil, gas and associated hydrocarbons from the Niobrara Formation, and (2) establish three approximate 1,280-acre laydown drilling and spacing units for the below-described lands (the "Application Lands") and approve of up to two horizontal wells within each drilling and spacing unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation:

- Drilling and Spacing Unit #1
Township 11 North, Range 63 West, 6th P.M.
Sections 9 and 10: All
- Drilling and Spacing Unit #2
Township 11 North, Range 63 West, 6th P.M.
Sections 14 and 15: All
- Drilling and Spacing Unit #3
Township 11 North, Range 63 West, 6th P.M.
Sections 15 and 16: All

The surface location for any horizontal well permitted under this application should be located anywhere upon the drilling and spacing unit, provided that the initial perforation, lateral and terminus of the horizontal leg into the Niobrara Formation should not be closer than 600 feet to the outside boundary of the drilling and spacing unit and the interior section line shall be extinguished, without exception being granted by the Director of the Commission. Further, the lateral of the horizontal leg into the Niobrara Formation should be located no closer than 600 feet from any other wellbore on the Application Lands which has been perforated the Niobrara Formation. Due to the overlapping of Drilling and Spacing Units #2 and #3 in said Section 15, portions of up to three horizontal legs drilled into the Niobrara Formation may underlie said Section 15.

NOTICE IS HEREBY GIVEN, that the Oil and Gas Conservation Commission of the State of Colorado, pursuant to the above, has scheduled the above entitled matter for hearing on:

Date: Thursday, January 13, 2011
Friday, January 14, 2011
Time: 9:00 a.m.
Place: Suite 801, The Chancery Building
1120 Lincoln Street
Denver, Colorado 80203

In accordance with the Americans with Disabilities Act, if any party requires special accommodations as a result of a disability for this hearing, please contact Margaret Humecki at (303) 894-2100 ext. 5139, prior to the hearing and arrangements will be made.

Pursuant to said hearing in the above-entitled matter at the time and place aforesaid, or at any adjourned meeting, the Commission will enter such orders as it deems appropriate to protect the health, safety and welfare of the public and to prevent the waste of oil and gas, either or both, in the operations of said field, and to carry out the purposes of the statute.

In accordance with Rule 509, any interested party desiring to protest the granting of the application or to intervene on the application should file with the Commission a written protest or intervention no later than December 30, 2010, briefly stating the basis of the protest or intervention. Such interested party shall, at the same time, serve a copy of the protest or intervention to the person filing the application. An original and 13 copies shall be filed with the Commission. Anyone who files a protest or intervention must be able to participate in a prehearing conference during the week of January 3, 2011. Pursuant to Rule 503.g., if a party who has received notice under Rule 503.b. wishes to receive further pleadings in the above-referenced matter, that party must file a protest or intervention in accordance with these rules. In accordance with the practices of the Commission, should no protests or interventions be filed in this matter by December 30, 2010, the Applicant may request that an administrative hearing be scheduled during the week of January 3, 2011. In the alternative, pursuant to Rule 511, if the matter is uncontested, the applicant may request, and the Director may recommend approval on the basis of the merits of the verified application and the supporting exhibits.

IN THE NAME OF THE STATE OF COLORADO
OIL AND GAS CONSERVATION COMMISSION
OF THE STATE OF COLORADO

By Robert A. Willis, Acting Secretary
Attorney for Applicant:
William A. Keefe
Beatty & Wozniak, P.C.
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1120 Lincoln Street
Denver, Colorado 80203
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