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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 1, 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 said 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 8th 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 15 day of December, A.D. 2010.

Witness my hand and notarial seal

Kari S. Gannon

Notary Public

My Commission Expires July 9, 2011

1114 West 7th Avenue, Suite 100
Denver, Colorado 80204-4458

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

CAUSE NO. 191

DOCKET NO. 1101-SP-01

IN THE MATTER OF THE PROMULGATION AND ESTABLISHMENT OF FIELD RULES TO GOVERN OPERATIONS IN THE MAMM CREEK FIELD, GARFIELD AND MESA COUNTIES, COLORADO

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

On or about November 30, 1993, the Bureau of Land Management ("BLM") approved the establishment of the Hunter Mesa Unit, a federal exploratory unit, for certain lands, including the below-listed lands (Application Lands):

Township 7 South, Range 93 West, 6th P.M.

- Section 9: S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$
- Section 14: S $\frac{1}{2}$ SW $\frac{1}{4}$
- Section 15: S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$
- Section 18: NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$
- Section 22: N $\frac{1}{2}$ NE $\frac{1}{4}$
- Section 23: NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$
- Section 24: NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$
- Section 25: W $\frac{1}{2}$
- Section 26: NE $\frac{1}{4}$ NE $\frac{1}{4}$
- Section 36: Lots 1 through 3, W $\frac{1}{2}$ of Tract 68 (formerly designated as the NE $\frac{1}{4}$ NW $\frac{1}{4}$)

Garfield County, Colorado

Township 8 South, Range 93 West, 6th P.M.

- Section 1: Lots 7-9, 17, 19-21, Tracts 37, 38 (f/d/a Lot 2), 45, and 70, SW $\frac{1}{4}$ NW $\frac{1}{4}$
- Section 11: Tracts 48 and 50
- Section 12: Tracts 37 and 50
- Section 13: Tract 50
- Section 14: A portion of Lots 2-4, Tracts 48 and 50

Garfield County, Colorado

Township 8 South, Range 93 West, 6th P.M.

- Section 14: A portion of Lots 2-4, Tracts 48 and 50

Mesa County, Colorado

On or about August 24, 2005, the BLM approved the establishment of the Middleton Creek Unit, a federal exploratory unit, for certain lands, including the below-listed lands (additional Application Lands):

Township 7 South, Range 93 West, 6th P.M.

- Section 16: SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$
- Section 21: NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$
- Section 22: S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$
- Section 23: W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$
- Section 26: S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$
- Section 27: NE $\frac{1}{4}$ NE $\frac{1}{4}$
- Section 35: Lots 1 and 2, N $\frac{1}{2}$ NE $\frac{1}{4}$

Garfield County, Colorado

Township 8 South, Range 93 West, 6th P.M.

- Section 1: Lot 18 and Tract 46
- Section 2: Lots 5, 6, 11, 12, 15, and 16, Tract 44, S $\frac{1}{2}$ NE $\frac{1}{4}$
- Section 10: Lots 3 and 4
- Section 11: Tracts 46-48
- Section 12: Tracts 45, 46, and 49
- Section 14: A portion of Lot 1, Tract 48
- Section 15: Lot 1, a portion of Lot 2

Garfield County, Colorado

Township 8 South, Range 93 West, 6th P.M.

- Section 14: A portion of Lot 1, SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$
- Section 15: A portion of Lot 2, E $\frac{1}{2}$ SE $\frac{1}{4}$
- Section 23: N $\frac{1}{2}$ N $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$

Mesa County, Colorado

Under Commission Rule 318.d.(3), the well location rules otherwise applicable under Rule 318. do not apply to unit operations approved by federal authorities, except that no well in excess of two thousand five hundred (2,500) feet in depth shall be located less than six hundred (600) feet from the exterior or interior (if there be one) boundary of the unit area, unless otherwise authorized by the order of the Commission. The Application Lands are subject to this Rule for the Williams Fork and Iles Formations.

On October 8, 2010, EnCana Oil and Gas Inc. ("EnCana") by its attorneys, filed with the Commission a verified application for an order to establish new setback rules for the drilling of Williams Fork and Iles Formation wells in the Application Lands.

All future Williams Fork and Iles Formation wells to be drilled under this application should be located downhole anywhere upon the Application Lands but no closer than 100 feet from the unit boundaries without exception being granted by the Director of the Commission. It is provided however that in cases where the lands abut or corner lands in respect of which the Commission has not at the time of drilling permit application granted the right to drill 10-acre density Williams Fork and Iles Formation wells, the well should be located downhole no closer than 200 feet from the unit boundaries so abutting or cornering such lands without exception being granted by the Director of the Commission.

That, except as previously authorized by order of the Commission, wells to be drilled under this order should be drilled from the surface either vertically or directionally from no more than one pad located on a given quarter quarter section (or lots or parcels approximately equivalent thereto) and that Iles Formation wells shall be drilled and completed only in association with the drilling and completing of wells in the Williams Fork Formation, unless exception is granted by the Commission pursuant to application made for such exception.

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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

Dated at Suite 801
1120 Lincoln Street
Denver, Colorado 80203
December 1, 2010

Attorneys for Applicant:
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