

# The Daily Journal

A Publication Of  
The McGraw-Hill Companies

## Publisher's Affidavit STATE OF COLORADO

City and County of Denver  
I, John Rhoades, 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 139, 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 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 27th day of April, A.D. 2009; and that therefore, said legal notice and advertisement was duly published in a newspaper duly qualified for the purpose within the meaning of said above mentioned acts of the General Assembly of the State of Colorado.

Subscribed and sworn to, at the City and County of Denver, State of Colorado, before me, a Notary Public, this 28th day of April, A.D. 2009.

Witness my hand and Notary Seal

JOHN RHODES

My Commission Expires July 6, 2011

1114 West 14th Avenue, Suite 100  
Denver, Colorado 80202-4455

PUBLIC

STATE OF COLORADO

My Commission Expires 07-06-2011



01940822

RECEIVED

APR 23 2009

COGCC

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

CAUSE NO. 01940822  
DOCKET NO. 0906-AW-02

IN THE MATTER OF THE PROMULGATION AND ESTABLISHMENT OF FIELD RULES TO GOVERN OPERATIONS IN THE IGNACIO BLANCO FIELD, LA PLATA COUNTY, COLORADO  
TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN

On June 17, 1988, the Commission issued Order No. 11280, which among other things established 320-acre drilling and spacing units for certain lands, including Section 20, Township 33 North, Range 3 West, N.M.P.M., for the production of gas and associated hydrocarbons from the Fruitland coal seams, with the permitted well to be located no closer than 990 feet to any outer boundary of the unit nor closer than 130 feet to any interior quarter section line.

On October 21, 1997, amended August 28, 1998, the Commission issued Order No. 112138, which among other things allowed an optional additional second well to be drilled in the 320-acre drilling and spacing unit designated for the S $\frac{1}{4}$  of Section 20, Township 33 North, Range 3 West, N.M.P.M., for the production of gas and associated hydrocarbons from the Fruitland coal seams, with the permitted well to be located in the center of the NW $\frac{1}{4}$  and the SE $\frac{1}{4}$  of the section, and no closer than 990 feet to any outer boundary of the unit nor closer than 130 feet to any interior quarter section line.

On March 16, 2009, McElvaine Oil & Gas Properties, Inc., by its attorney, filed with the Commission a verified application for an order to allow two (2) optional additional infill wells for a total of four (4) wells, to be drilled in the 320-acre drilling and spacing unit established for the S $\frac{1}{4}$  of Section 20, Township 33 North, Range 3 West, N.M.P.M., for the production of gas and associated hydrocarbons from the Fruitland coal seams.

The application further requests that either or both of the proposed optional additional infill wells should be permitted to be drilled and completed as vertical, directional or horizontal wells, at the operator's discretion, with the bottomhole location no closer than 660 feet to any outer boundary of the unit and no setback required to any interior quarter section line.

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: Wednesday, May 6, 2009  
Thursday, May 7, 2009  
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 April 20, 2009, 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 April 20, 2009. Pursuant to Rule 503, 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 April 20, 2009, the Applicant may request that an administrative hearing be scheduled during the week of April 20, 2009. In the alternative, pursuant to Rule 511.b, 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: Susan L. Aldridge  
Beatty & Wozniak  
216 Sixteenth Street, Suite 1100  
Denver, CO 80202  
(303) 407-4499

Dated at Suite 801  
1120 Lincoln Street  
Denver, Colorado 80203  
April 3, 2009

Published: April 7, 2009 in The Daily Journal

702

# PROOF OF PUBLICATION

County of La Plata, }  
State of Colorado } ss.

the  
Durango **Herald**

Drawer A, Durango, Colorado 81302

RECEIVED

MAY 05 2009

COGCC

I, Karen N. Thompson, do solemnly swear that I am the customer service representative of the Durango Herald, and that I have personal knowledge of the essential facts stated herein; that the same is a daily newspaper printed in whole, and published in the County of La Plata, State of Colorado, and has a general circulation therein; that said newspaper has been published continuously and uninterruptedly in said County of La Plata for a period of more than twelve months next prior to the first publication of the annexed Legal notice or advertisement; that said newspaper has been admitted to the United States mails as second-class matter under a provision of the Act of March 3, 1879, or any amendments thereof, and that said newspaper is a daily newspaper duly qualified for publishing legal notices and advertisements within the meaning of the laws of the State of Colorado.

That the annexed legal notice or advertisement was published in the regular and entire editions of said daily newspaper one time only April 5, A.D., 2009; once each day for XXXXX consecutive issue days; once each week on the same day of each week for the period of XXXX consecutive insertions; and that the first publication of said notice was in the issue of said newspaper dated XXXXXX, A.D., 2009, and that the last publication of said notice was in the issue of said newspaper dated XXXXXX, A.D., 2009.

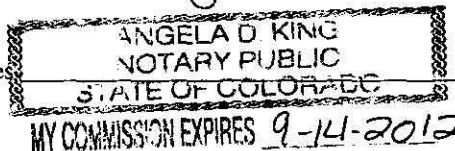
In witness whereof I have hereunto set my hand this 6th day of April, A.D., 2009.

Karen N. Thompson

Subscribed and sworn before me, a notary public in and for the County of La Plata, State of Colorado this 16th day of April, A.D., 2009.

Angela D. King  
Notary Public

My Commission expires



BEFORE THE OIL AND GAS CONSERVATION COMMISSION OF THE STATE OF COLORADO, IN THE MATTER OF THE PROMULGATION AND ESTABLISHMENT OF FIELD RULES TO GOVERN OPERATIONS IN THE IGNA-CIO-BLANCO FIELD, LA PLATA COUNTY, COLORADO, CAUSE NO. 112, DOCKET NO. 0905-AW-02.

NOTICE OF HEARING TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

On June 17, 1998, the Commission issued Order No. 112-130, which, among other things, established 320-acre drilling and spacing units for certain lands including Section 20, Township 33 North, Range 8 West, N.M.P.M., for the production of gas and associated hydrocarbons from the Rutland coal seams, with the permitted well to be located no closer than 990 feet to any outer boundary of the unit nor closer than 130 feet to any interior quarter-section line.

On October 21, 1997, amended August 28, 1998, the Commission issued Order No. 112-136, which, among other things, allowed an optional additional section well to be drilled in the 320-acre drilling and spacing unit designated for the S½ of Section 20, Township 33 North, Range 8 West, N.M.P.M., for the production of gas and associated hydrocarbons from the Rutland coal seams, with the permitted well to be located in the center of the NW¼ of the S½ of the section, and no closer than 990 feet to any outer boundary of the unit nor closer than 130 feet to any interior quarter-section line.

On March 16, 2009, McElvain Oil & Gas Properties, Inc., by its attorney, filed with the Commission a verified application for an order to allow two (2) optional additional full wells, for a total of four (4) wells, to be drilled in the 320-acre drilling and spacing unit established for the S½ of Section 20, Township 33 North, Range 8 West, N.M.P.M., for the production of gas and associated hydrocarbons from the Rutland coal seams.

The application further requests that either or both of the proposed optional additional full wells could be permitted to be drilled and completed as vertical, directional or horizontal wells at the operator's discretion, with the bottomhole location no closer than 660 feet to any outer boundary of the unit and no setback required to any interior quarter-section line.

NOTICE IS HEREBY GIVEN, that the Oil and Gas Conservation Commission of the State of Colorado, pursuant to its authority, has set the following hearing on the application for

Dear Mr. [Name]  
Date: Wednesday, April 20, 2005  
Time: 10:00 AM  
Suite 1100  
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 Stuckert at (303) 892-2100 for arrangements prior to the hearing and arrangements will be made.  
Pursuant to said hearing to the above-referenced matter at the time and place specified, or at any other time and place, the Commission will enter such orders as it deems appropriate to protect the health, safety and the environment.  
Pursuant to the rules of the state of Colorado, the operation of said test, and to any other provisions of the statute.  
In accordance with Rule 503, a interested party desiring to object to the granting of the application or to intervene on the application shall file with the Commission a written protest or intervention no later than April 20, 2005, by mail stating the basis of the protest or intervention. Such interested party shall file the same time save a copy of the protest or intervention to the person filing the application. An original and 10 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 April 20, 2005. Pursuant to Rule 503, a party who has received notice under Rule 503.5 wishes to receive further proceedings 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 protest or intervention be filed to this matter by April 20, 2005 the Applicant may request that an administrative hearing be scheduled during the week of April 20, 2005. In the alternative, pursuant to Rule 51, if the matter is uncontested, the Applicant may request and the Director may recommend approval of the basis of the merits of the submitted application and the supporting exhibits.

IN THE NAME OF THE STATE OF COLORADO  
BY: [Name]  
Acting Secretary  
1120 Lincoln Street  
Denver, Colorado 80203

Sherry A. Wozniak  
Beauty & Wozniak  
216 Sixteenth Street, Suite 1100  
Denver, CO 80202

# The Daily Journal

A Publication Of  
The McGraw-Hill Companies

## Publisher's Affidavit

STATE OF COLORADO

City and County of Denver

I, John Rhoades, 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. 1983 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; 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 7th day of April, A.D. 2009; and that therefore, said legal notice and advertisement was duly published in a newspaper duly qualified for the purpose within the meaning of said above-mentioned acts of the General Assembly of the State of Colorado.

Subscribed and sworn to, at the City and County of Denver, State of Colorado, before me, a Notary Public, this 28th day of April, A.D. 2009.

Witness my hand and Notary seal.

Notary Public

My Commission Expires July 8, 2011

1114 West 7th Avenue, Suite 100  
Denver, Colorado 80204-4455



01940822

RECEIVED

APR 28 2009

2009CC

702

## NOTICE OF HEARING BEFORE THE OIL AND GAS CONSERVATION COMMISSION OF THE STATE OF COLORADO CAUSE NO. 112

DOCKET NO. 0905-AW-02

IN THE MATTER OF THE PROMULGATION AND ESTABLISHMENT OF FIELD RULES TO GOVERN OPERATIONS IN THE IGNACIO-BLANCO FIELD, LA PLATA COUNTY, COLORADO

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

On June 17, 1988, the Commission issued Order No. 112-80, which among other things, established 320-acre drilling and spacing units for certain lands, including Section 20, Township 33 North, Range 8 West, N.M.P.M., for the production of gas and associated hydrocarbons from the Fruitland coal seams, with the permitted well to be located no closer than 990 feet to any outer boundary of the unit nor closer than 130 feet to any interior quarter section line.

On October 21, 1997, amended August 28, 1998, the Commission issued Order No. 112-136, which among other things, allowed an optional additional second well to be drilled in the 320-acre drilling and spacing unit designated for the S¼ of Section 20, Township 33 North, Range 8 West, N.M.P.M., for the production of gas and associated hydrocarbons from the Fruitland coal seams, with the permitted well to be located in the center of the NW¼ and the SE¼ of the section, and no closer than 990 feet to any outer boundary of the unit nor closer than 130 feet to any interior quarter section line.

On March 18, 2009, McElvain Oil & Gas Properties, Inc., by its attorney, filed with the Commission a verified application for an order to allow two (2) optional additional infill wells, for a total of four (4) wells, to be drilled in the 320-acre drilling and spacing unit established for the S¼ of Section 20, Township 33 North, Range 8 West, N.M.P.M., for the production of gas and associated hydrocarbons from the Fruitland coal seams.

The application further requests that either or both of the proposed optional additional infill wells should be permitted to be drilled and completed as vertical, directional or horizontal wells, at the operator's discretion, with the bottomhole location no closer than 680 feet to any outer boundary of the unit and no setback required to any interior quarter section line.

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: Wednesday, May 6, 2009  
Thursday, May 7, 2009  
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 April 20, 2009, 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 April 20, 2009. Pursuant to Rule 503.f., 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 April 20, 2009, the Applicant may request that an administrative hearing be scheduled during the week of April 20, 2009. In the alternative, pursuant to Rule 511.b., 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:  
Susan L. Aldridge  
Beatty & Wozniak  
216 Sixteenth Street, Suite 1100  
Denver, CO 80202  
(303) 407-4499

Dated at Suite 801  
1120 Lincoln Street  
Denver, Colorado 80203  
April 3, 2009

Published: April 7, 2009 in The Daily Journal

702



# PROOF OF PUBLICATION

RECEIVED

County of La Plata, }  
State of Colorado } ss.

the  
Durango **Herald**

Drawer A, Durango, Colorado 81302

MAY 15 2009

I, Karen N. Thompson, do solemnly swear that I am the customer service representative of the Durango Herald, and that I have personal knowledge of the essential facts stated herein; that the same is a daily newspaper printed in whole, and published in the County of La Plata, State of Colorado, and has a general circulation therein; that said newspaper has been published continuously and uninterruptedly in said County of La Plata for a period of more than twelve months next prior to the first publication of the annexed Legal notice or advertisement; that said newspaper has been admitted to the United States mails as second-class matter under a provision of the Act of March 3, 1879, or any amendments thereof, and that said newspaper is a daily newspaper duly qualified for publishing legal notices and advertisements within the meaning of the laws of the State of Colorado.

That the annexed legal notice or advertisement was published in the regular and entire editions of said daily newspaper one time only April 5, A.D., 2009; once each day for XXXXX consecutive issue days; once each week on the same day of each week for the period of XXXX consecutive insertions; and that the first publication of said notice was in the issue of said newspaper dated XXXXX, A.D., 2009, and that the last publication of said notice was in the issue of said newspaper dated XXXXX, A.D., 2009.

In witness whereof I have hereunto set my hand this 6th day of April, A.D., 2009.

Karen N. Thompson  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Subscribed and sworn before me, a notary public in and for the County of La Plata, State of Colorado this 6th day of April, A.D., 2009.

Angela King  
\_\_\_\_\_  
Notary Public

My Commission expires \_\_\_\_\_

9-14-2012

28255  
BEFORE THE OIL AND GAS  
CONSERVATION COMMISSION  
OF THE STATE OF COLORADO  
IN THE MATTER OF THE PROM-  
ULGATION AND ESTABLISHMENT  
OF FIELD RULES TO GOVERN  
OPERATIONS IN THE IGNA-  
CIO-BLANCO FIELD, LA PLATA  
COUNTY, COLORADO  
CAUSE NO. 112  
DOCKET NO. 0905-AW-02

NOTICE OF HEARING  
TO ALL INTERESTED PARTIES  
AND TO WHOM IT MAY CON-  
CERN:

On June 17, 1988, the Commission issued Order No. 112-60, which among other things, established 320-acre drilling and spacing units for certain lands, including Section 20, Township 33 North, Range 8 West, N.M.P.M., for the production of gas and associated hydrocarbons from the Fruitland coal seams, with the permitted well to be located no closer than 990 feet to any outer boundary of the unit nor closer than 130 feet to any interior quarter section line.

On October 21, 1997, amended August 28, 1998, the Commission issued Order No. 112-136, which among other things, allowed an optional additional second well to be drilled in the 320-acre drilling and spacing unit designated for the S½ of Section 20, Township 33 North, Range 8 West, N.M.P.M., for the production of gas and associated hydrocarbons from the Fruitland coal seams, with the permitted well to be located in the center of the NW¼ and the SE¼ of the section, and no closer than 990 feet to any outer boundary of the unit nor closer than 130 feet to any interior quarter section line.

On March 18, 2009, McElvain Oil & Gas Properties, Inc., by its attorney, filed with the Commission a verified application for an order to allow two (2) optional additional infill wells, for a total of four (4) wells, to be drilled in the 320-acre drilling and spacing unit established for the S½ of Section 20, Township 33 North, Range 8 West, N.M.P.M., for the production of gas and associated hydrocarbons from the Fruitland coal seams.

The application further requests that either or both of the proposed optional additional infill wells should be permitted to be drilled and completed as vertical, directional or horizontal wells, at the operator's discretion, with the bottomhole location no closer than 660 feet to any outer boundary of the unit and no setback required to any interior quarter section line.

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: Wednesday, May 6, 2009  
Thursday, May 7, 2009  
Time: 9:00 a.m.  
Place: Suite 801, The  
C h a n c e r y  
Building

1120 Lincoln Street  
Denver, Colorado 80203

In accordance with the Americans  
with Disabilities Act, if any party re-  
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a result of a disability for this hear-  
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Humecki at (303) 894-2100 ext.  
5139, prior to the hearing and ar-  
rangements will be made.

Pursuant to said hearing in the  
above-entitled matter at the time  
and place aforesaid, or at any ad-  
journd 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  
said field, and to carry out the pur-  
poses of the statute.

In accordance with Rule 509, an  
interested party desiring to pro-  
test the granting of the application or to  
intervene on the application should  
file with the Commission a written  
protest or intervention no later than  
April 20, 2009, briefly stating the ba-  
sis of the protest or intervention.  
Such interested party shall, at the  
same time, serve a copy of the pro-  
test or intervention to the person fil-  
ing 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 con-  
ference during the week of April 20,  
2009. Pursuant to Rule 503.f, if a  
party who has received notice un-  
der 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 ac-  
cordance with the practices of the  
Commission, should no protests or  
interventions be filed in this matter  
by April 20, 2009 the Applicant  
may request that an administra-  
tive hearing be scheduled during  
the week of April 20, 2009. In the  
alternative, pursuant to Rule 511.b.,  
if the matter is uncontested, the ap-  
plicant may request, and the Direc-  
tor may recommend approval on  
the basis of the merits of the ver-  
ified 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

April 3, 2009

Attorney for Applicant:

Susan L. Aldridge

Beatty & Wozniak

216 Sixteenth Street, Suite 1100

Denver, CO 80202

(303) 407-4499

Published: April 5, 2009