

# 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 Session Laws of Colorado 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 CRS 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 submitted 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 in 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 21st day of August AD 2008 and that therefore said legal notice and advertisement was 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 27th day of August AD 2008

Witness my hand and Notary Seal

Notary Public

My Commission Expires July 9 2011

1114 West 7th Avenue Suite 100  
Denver Colorado 80204 4455

02031538

## NOTICE OF HEARING

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

CAUSE NOS 139-28 and 440-16

DOCKET NO 00809-AV-27

IN THE MATTER OF THE PROMULGATION AND ESTABLISHMENT OF FIELD RULES TO GOVERN OPERATIONS IN THE RULISON AND PARACHUTE FIELDS, GARFIELD COUNTY, COLORADO

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN: On February 21, 1981, the Commission issued Order No. 139-28 which among other things, established a 40-acre drilling and spacing unit for certain lands, including Sections 11 and 16 Township 7 South, Range 94 West, 8th P.M. for the production of gas and associated hydrocarbons from the Mesaverde Formation.

On February 21, 1995, the Commission issued Order Nos. 139-28 and 440-16 which among other things authorized up to 16 wells per 640-acre drilling and spacing unit for certain lands including Section 11, Township 7 South, Range 94 West 8th P.M. for the production of gas and associated hydrocarbons from the Williams Fork Formation with the permitted well to be located no closer than 400 feet from the boundaries of the unit and no closer than 800 feet from any existing Williams Fork Formation well or wells.

On July 1, 1997, the Commission issued Order Nos. 139-31 and 440-18 which among other things, authorized up to 16 wells per 640-acre drilling and spacing unit for certain lands, including Sections 11 and 16 Township 7 South, Range 94 West 8th P.M., for the production of gas and associated hydrocarbons from the Williams Fork Formation and the Mesaverde Group, with the permitted well to be located no closer than 400 feet from the boundaries of the unit and no closer than 800 feet from any existing Williams Fork Formation well or wells.

On September 25, 2005, the Commission issued Order No. 139-50 which among other things, allowed one (1) well per 20 acres to be drilled on certain lands, including Sections 11 and 16 Township 7 South, Range 94 West, 8th P.M. for the production of gas and associated hydrocarbons from the Williams Fork Formation and the Mesaverde Group, with the permitted well to be located no closer than 200 feet from the boundaries of the unit and no closer than 400 feet from any existing Williams Fork Formation well or wells.

On August 7, 2008, Encana Oil and Gas (USA) Inc. by its attorney filed with the Commission a verified application for an order to allow the equivalent of one (1) well per 10 acres for Sections 11 and 16 for Township 7 South, Range 94 West, 8th P.M. for the production of gas and associated hydrocarbons from the Williams Fork Formation and the Mesaverde Group.

All future Williams Fork Formation and Iles Formation wells to be drilled upon the application lands should be located downhole anywhere within the application lands but no closer than 100 feet from a lease line on the boundaries of the application lands without exception being granted by the Director of the Oil and Gas Conservation Commission. In cases where the application 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 a 10-acre density Williams Fork Formation and Iles Formation wells, the well should be located downhole no closer than 1200 feet from the boundary or boundaries of the application lands so abutting or cornering such lands without exception being granted by the Director of the Oil and Gas Conservation Commission.

Except as previously authorized by order of the Commission, wells to be drilled under this application will be drilled from the surface either vertically or directionally from not more than one pad located on a given quarter, quarter section (or lots or parcels approximately equivalent thereto), unless exceptions granted by the Director of the Oil and Gas Conservation Commission pursuant to application made for such exceptions. In addition, all wells drilled to the Iles Formation will be drilled only in connection with the drilling of Williams Fork Formation wells.

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 Monday September 22 2008

Time 10:00 a.m.

Place Suite 801 The Chancery Building

1720 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 Humber at (303) 894-2100 ext. 139 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 503 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 September 8, 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 3 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 September 8, 2008. Pursuant to Rule 503 c, 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 provisions of the Commission should no protests or interventions be filed in this matter by September 8, 2008 the Applicant may request that an administrative hearing be scheduled during the week of September 8, 2008. In the alternative, pursuant to Rule 511 b, if the matter is contested, 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 \_\_\_\_\_ Secretary

Dated at Suite 801, 1720 Lincoln Street, Denver, Colorado 80203, this 18th day of August 2008.

Published August 21, 2008 in the Daily Journal

RECEIVED

AUG 29 2008

COGCC

**PROOF OF PUBLICATION  
RIFLE CITIZEN TELEGRAM  
STATE OF COLORADO, COUNTY OF GARFIELD**

I, **Andrea Porter**, do solemnly swear that I am a Publisher of The Rifle Citizen Telegram, that the same weekly newspaper printed, in whole or in part and published in the County of Garfield, State of Colorado, and has a general circulation therein, that said newspaper has been published continuously and uninterruptedly in said County of Garfield for a period of more than fifty-two consecutive weeks 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 a periodical under the provisions of the Act of March 3, 1879, or any amendments thereof, and that said newspaper is a weekly newspaper duly qualified for publishing legal notices and advertisements within the meaning of the laws of the State of Colorado

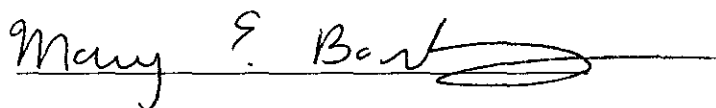
That the annexed legal notice or advertisement was published in the regular and entire issue of every number of said weekly newspaper for the period of 1 consecutive insertions, and that the first publication of said notice was in the issue of said newspaper dated **08/28/2008** and that the last publication of said notice was dated **08/28/2008** in the issue of said newspaper.

In witness whereof, I have here unto set my hand this 7th day of September 2008

  
Andrea Porter  
Publisher

Subscribed and sworn to before me, a notary public in and for the County of Garfield, State

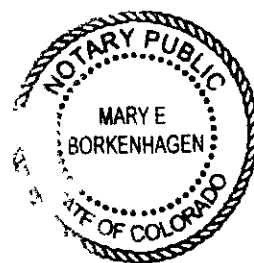
of Colorado this 7th day of September 2008



Mary E Borkenhagen, Notary Public

My Commission expires **August 27, 2011**

Colorado Oil & Gas Conservatio



Expires 08/27/2011

**RULING NOTICE  
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 RULSON AND  
ZACHUTE FIELDS, GARFIELD COUNTY,  
COLORADO**

**CAUSE NOS. 139 and 440  
DOCKET NO. 0809-AW-27**

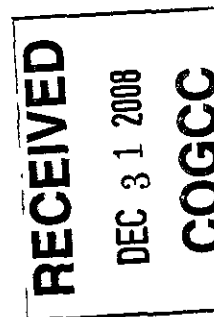
**NOTICE OF HEARING  
TO ALL INTERESTED PARTIES AND TO WHOM  
IT MAY CONCERN**

On February 21, 1991, the Commission issued Order No. 139-2 which, among other things, established 640-acre drilling and spacing units for certain lands, including Sections 11 and 16, Township 7 South, Range 94 West 6th P.M., for the production of gas and associated hydrocarbons from the Williams Fork Formation.

On February 21, 1995, the Commission issued Order Nos. 139-28 and 440-16 which, among other things, authorized up to 16 wells per 640-acre drilling and spacing unit for certain lands, including Section 11, Township 7 South, Range 94 West 6th P.M., for the production of gas and associated hydrocarbons from the Williams Fork Formation, with the permitted well to be located no closer than 400 feet from the boundaries of the unit and no closer than 800 feet from any existing Williams Fork Formation well or wells.

On July 1, 1997, the Commission issued Order Nos. 139-31 and 440-18 which, among other things, authorized up to 16 wells per 640-acre drilling and spacing unit for certain lands, including Section 16, Township 7 South, Range 94 West 6th P.M., for the production of gas and associated hydrocarbons from the Williams Fork Formation of the Mesaverde Group, with the permitted well to be located no closer than 400 feet from the boundaries of the unit and no closer than 800 feet from any existing Williams Fork Formation well or wells.

On September 25, 2005, the Commission issued Order No. 139-50 which, among other things, allowed one (1) well per 20 acres to be drilled on certain lands, including Sections 11 and 16, Township 7 South, Range 94 West 6th P.M., for the production of gas and associated hydrocarbons from the Williams Fork and Iles Formations, with the permitted well to be located no closer than 200 feet from the boundaries of the unit and no closer than 400 feet from any existing Williams



**Fork Formation or Iles Formation well or wells**

On August 7, 2008, Encana Oil and Gas (USA), Inc. by its attorney filed with the Commission a verified application for an order to allow the equivalent of one (1) well per 10 acres for Sections 11 and 16 of Township 7 South, Range 94 West 6th P.M. for the production of gas and associated hydrocarbons from the Williams Fork and Iles Formations.

All future Williams Fork Formation and Iles Formation wells to be drilled upon the application lands should be located downhole anywhere within the application lands but no closer than 100 feet from a lease line or the boundaries of the application lands without exception being granted by the Director of the Oil and Gas Conservation Commission. In cases where the application 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 Formation and Iles Formation wells, the well should be located downhole no closer than 200 feet from the boundary or boundaries of the application lands so abutting or cornering such lands without exception being granted by the Director of the Oil and Gas Conservation Commission.

Except as previously authorized by order of the Commission, wells to be drilled under this application will 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) unless exception is granted by the Director of the Oil and Gas Conservation Commission pursuant to application made for such exception. In addition, all wells drilled to the Iles Formation will be drilled only in connection with the drilling of Williams Fork Formation wells.

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

Date: **Monday, September 22, 2008**  
**Tuesday, September 23, 2008**

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. 139 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 for intervention no later than September 8, 2008, 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 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 September 8, 2008. Pursuant to Rule 503.1, 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 September 8, 2008, the Applicant may request that an administrative hearing be scheduled during the week of September 8, 2008. 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: **Patricia G. Beaver**, Secretary

Date at Suite 801  
1120 Lincoln Street  
Denver, Colorado 80203  
August 18, 2008

Attorneys for Applicant  
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(303) 407-4499

Published in the Rifle Citizen Telegram on August 26, 2008 (2089021)