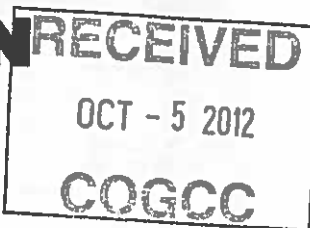




02298102

**PROOF OF PUBLICATION**County of La Plata, }  
State of Colorado } ss.the  
Durango **Herald**

Drawer A, Durango, Colorado 81302

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.

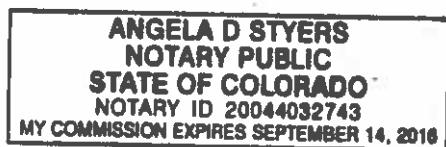
That the annexed legal notice or advertisement was published in the regular and entire editions of said daily newspaper one time only Sept. 16, 2012; once each day for XXXXX consecutive issue days; once each week on the same day of each week for XXXXX consecutive insertions; and that the first publication of said notice was in the issue period of said newspaper dated XXXXX A.D., 2012, and that the last publication of said notice was in the issue of said newspaper dated XXXXX, A.D., 2012.

In witness whereof I have hereunto set my hand this 18th day of September, A.D., 2012.

Karen Thompson


Subscribed and sworn before me, a notary public in and for the County of La Plata, State of Colorado this 18 day of September, A.D., 2012

Angela D Styers  
Notary Public



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

IN THE MATTER OF THE  
APPLICATION BY XTO ENERGY  
PURSUANT TO C.R.S. § 34-60-  
116, TO AMEND ORDER NO. 112-  
138 BY ADOPTING A REVISED  
PLAN FOR THE DEVELOPMENT  
AND OPERATION OF THE  
FRUITLAND COAL SEAM  
FORMATION, IGNACIO-BLANCO  
FIELD, LA PLATA COUNTY,  
COLORADO)

CAUSE NO. 1  
DOCKET NO. (1210-GA-15)   
NOTICE OF HEARING  
TO ALL INTERESTED PARTIES  
AND TO WHOM IT MAY  
CONCERN:

On June 17, 1988, the Commission approved Order No. 112-60 which, among other things, approved the Fruitland Coal Seam Formation as a separate source of supply, established 320-acre drilling and spacing units, and approved one well within each unit for the production of oil, gas and associated and development of the Fruitland Coal Seam Formation.

On August 15, 1988, the Commission approved Order No. 112-61 which, among other things, amended Order No. 112-60 and established additional field

rules for the production of coalbed methane for the Fruitland Coal Seam Formation.

On November 24, 1997, the Commission approved Order No. 112-138 which, among other things, approved the request of J.M. Huber Corporation, to amend Order No. 112-61 to approve, at the discretion of the operator, an additional well in certain 320-acre drilling and spacing units established for Townships 34 and 35 North, Range 8 West, N.M.P.M., for the development and operation of the Fruitland Coal Seam Formation, subject to presentation and approval of a plan of development to address health, safety and welfare issues. At the March 30, 1998 hearing, said plan of development was presented to and approved by the Commission as an adjunct to Order 112-138.

On July 31, 2012, XTO Energy ("XTO" or "Applicant"), by its attorneys, filed with the Commission filed with the Commission pursuant to § 34-60-116 C.R.S., a verified application ("Application") for an order to amend Order No. 112-138 by adopting a revised plan of development and operation for the Fruitland Coal Seam Formation. The proposed revised plan is incorporated into the Application, and is available at: <http://cogcc.state.co.us/underHearings>.

NOTICE IS HEREBY GIVEN, pursuant to: 1) the general jurisdiction granted to the Oil and Gas Conservation Commission of the State of Colorado (Commission) under § 34-60-105 C.R.S.; 2) specific powers granted pursuant to § 34-60-106 C.R.S.; 3) the Colorado Administrative Procedures Act at § 24-4-105 C.R.S.; and 4) the Commission's Series 500 Rules at 2CCR 404-1, that the Commission has scheduled the above-entitled matter for hearing on:

Date: Monday, October 1, 2012

Tuesday, October 2, 2012

Time: 9:00 a.m.

Place: Routt County Justice Center

1955 Shield Drive  
Steamboat Springs, CO 80487

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 September 17, 2012, 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 pre-hearing conference during the week of September 17, 2012. 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 September 17, 2012, the Applicant may request that an administrative hearing be scheduled during the week of September 17, 2012. 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.

OIL AND GAS CONSERVATION  
COMMISSION

OF THE STATE OF COLORADO

By Robert J. Frick, Secretary

Dated: September 6, 2012

Colorado Oil and Gas

Conservation Commission

1120 Lincoln Street, Suite 801

Denver, Colorado 80203

<http://cogcc.state.co.us/>

Phone: (303) 894-2100

Fax: (303) 894-2109

Attorneys for XTO:

Kenneth A. Wonstolen

Beatty & Wozniak, P.C.

216 16th Street, Suite 1100

Denver, Colorado 80202

(303) 407-4499

[kwonstolen@bwenerylaw.com](mailto:kwonstolen@bwenerylaw.com)

Published: September 16, 2012

ANGELA

NOTARY

STATE OF

COLORADO

My Comm. Expires