

The Daily Journal

A Publication Of
The McGraw-Hill Companies

Publisher's Affidavit STATE OF COLORADO

I, John R. Humecki, 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 122, 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 122 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 1935, and 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 20th day of October, A.D. 2009; and that therefore, said legal notice and advertisement was duly published in a newspaper duly qualified for the purposes 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 21st day of November, A.D. 2009.

Witness my hand and Notary Seal

Notary Public

My Commission Expires July 9, 2011

1114 West 7th Avenue, Suite 100
Denver, Colorado 80204-4425



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COGCC

NOTICE OF HEARING BEFORE THE OIL AND GAS CONSERVATION COMMISSION OF THE STATE OF COLORADO CAUSE NO. 528

DOCKET NO. 0911-AW-08

IN THE MATTER OF THE PROMULGATION AND ESTABLISHMENT OF FIELD RULES TO GOVERN OPERATIONS IN THE SULPHUR CREEK FIELD, RIO BLANCO COUNTY, COLORADO

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

On October 23, 2008, the Commission issued Order No. 528-1, which among other things, allowed the equivalent of one well per 10 acres to be drilled in Section 3, Township 3 South, Range 97 West 8th P.M., for the production of gas and associated hydrocarbons from the Williams Fork, Iles and Sego Formations, with the permitted well to be located no closer than 100 feet from the outside boundary for Williams Fork Formation wells and no closer than 400 feet from the outside boundary for Iles and Sego formation wells, and that Iles and Sego Formation wells shall be drilled only in conjunction with the drilling of Williams Fork Formation wells.

On October 13, 2009, Whiting Oil and Gas Corporation ("Whiting"), filed with the Commission a verified application for an order to amend Order No. 528-1 to vacate the requirement that the Iles and Sego Formation wells shall be drilled only in conjunction with the drilling of Williams Fork Formation wells for Section 3, Township 3 South, Range 97 West, 8th P.M. for the production of gas and associated hydrocarbons from the Mesaverde Group.

All future Iles and Sego wells be drilled under this application should be no closer than 100 feet from the outside boundary of the application lands, unless such boundary abuts or corners lands for which the Commission has not at the time of drilling permit application granted the right to drill 10-acre density Iles and Sego wells, and such abutting or cornering lands are not in a federal unit that allows drilling of 10-acre density Iles and Sego wells. Where the application lands abut or corner lands for which the Commission has not at the time of drilling permit application granted the right to drill 10-acre density Iles and Sego wells, and such abutting or cornering lands are not in a federal unit that allows drilling of 10-acre density Iles and Sego wells, Iles and Sego wells should be located downhole no closer than 200 feet from that portion of the boundary which abuts or corners lands for which 10 acre density has not been ordered by the Commission for the Iles and Sego formations.

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 Colorado Oil and Gas Conservation Commission pursuant to application made for such exception as set forth by Rule 315.c.

Applicant requests the Commission authorize the Director of the Commission, without additional notice and hearing, to grant exceptions to well locations for good cause shown (including but not limited to surface owner requests) provided a waiver is obtained from the lease owner toward whom the well location is proposed to be moved. If a waiver cannot be obtained, then Applicant requests that the well operator be authorized to apply to the Director of the Commission for a variance.

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, November 30, 2009
Tuesday, December 1, 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 November 16, 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 November 16, 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 November 16, 2009, the Applicant may request that an administrative hearing be scheduled during the week of November 16, 2009. 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, CO 80203
October 28, 2009

Attorney for Applicant:
Stephen J. Sullivan
821 Seventeenth Street, Suite 500
Denver, CO 80202
(303) 830-2500

Published: October 28, 2009 in The Daily Journal

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Publisher's Affidavit and Proof of Publication

RIO BLANCO

Herald Times

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592 Main Street, Suite 6 • Meeker, Colorado 81641-0720

Phone (970)878-4017 • FAX (970)878-4016

STATE OF COLORADO

COUNTY OF RIO BLANCO

ss.

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

IN THE MATTER OF THE PROMULGATION AND) CAUSE NO. 528
ESTABLISHMENT OF FIELD RULES TO GOVERN)
OPERATIONS IN THE SULPHUR CREEK FIELD, RIO) DOCKET NO. 0911-AW-06
BLANCO COUNTY, COLORADO)

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

On October 23, 2006, the Commission issued Order No. 528-1, which among other things, allowed the equivalent of one well per 10 acres to be drilled in Section 3, Township 3 South, Range 97 West 6th P.M., for the production of gas and associated hydrocarbons from the Williams Fork, Iles and Sego Formations, with the permitted well to be located no closer than 100 feet from the outside boundary for Williams Fork Formation wells and no closer than 400 feet from the outside boundary for Iles and Sego formation wells, and that Iles and Sego Formation wells shall be drilled only in conjunction with the drilling of Williams Fork Formation wells.

On October 13, 2009, Whiting Oil and Gas Corporation ("Whiting"), filed with the Commission a verified application for an order to amend Order No. 528-1 to vacate the requirement that the Iles and Sego Formation wells shall be drilled only in conjunction with the drilling of Williams Fork Formation wells for Section 3, Township 3 South, Range 97 West, 6th P.M. for the production of gas and associated hydrocarbons from the Mesaverde Group.

All future Iles and Sego wells be drilled under this application should be no closer than 100 feet from the outside boundary of the application lands, unless such boundary abuts or corners lands for which the Commission has not at the time of drilling permit application granted the right to drill 10-acre density Iles and Sego wells, and such abutting or cornering lands are not in a federal unit that allows drilling of 10-acre density Iles and Sego wells. Where the application lands abut or corner lands for which the Commission has not at the time of drilling permit application granted the right to drill 10-acre density Iles and Sego wells, and such abutting or cornering lands are not in a federal unit that allows drilling of 10-acre density Iles and Sego wells, Iles and Sego wells should be located downhole no closer than 200 feet from that portion of the boundary which abuts or corners lands for which 10 acre density has not been ordered by the 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 Colorado Oil and Gas Conservation Commission pursuant to application made for such exception as set forth by Rule 318.c.

Applicant requests the Commission authorize the Director of the Commission, without additional notice and hearing, to grant exceptions to well locations for good cause shown (including but not limited to surface owner requests) provided a waiver is obtained from the lease owner toward whom the well location is proposed to be moved. If a waiver cannot be obtained, then Applicant requests that the well operation be authorized to apply to the Director of the Commission for a variance.

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Place: Suite 801, The Chancery Building
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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.

I, JEFF BURKHEAD, do solemnly swear that I am the editor acting on behalf of Mitch Bettis, owner/publisher of the Rio Blanco Herald Times, formerly known as The Meeker Herald and The Rangely Times weekly newspapers; that the same is a weekly newspaper published in the County of Rio Blanco, State of Colorado, and has a general circulation therein; that said newspaper has been published continuously and uninterruptedly in said County of Rio Blanco 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 second-class matter under the provision 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 Oct 29 A.D. 2009, and that the last publication of said notice was in the issue of said newspaper dated, Oct 29 A.D. 2009.

In witness whereof I have hereunto set my hand this 29th day of October A.D. 2009.

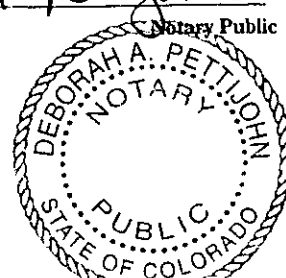
Jeff Burkhead, editor acting on behalf
of Mitch Bettis, owner/publisher

Subscribed and sworn to before me, a notary public in
and for the County of Rio Blanco, State of Colorado, this
29th day of October A., D. 2009.

Deborah A. Pettijohn
Notary Public

My commission expires

OCT 16 2012



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 November 16, 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 November 16, 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 November 16, 2009, the Applicant may request that an administrative hearing be scheduled during the week of November 16, 2009. 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 */s/Robert A. Willis*

Robert A. Willis, Acting Secretary

Dated at Suite 801
1120 Lincoln Street
Denver, Colorado 80203
October 26, 2009

Attorney for Applicant:
Stephen J. Sullivan
821 Seventeenth Street, Suite 500
Denver, CO 80202
(303) 830-2500

Published: October 29, 2009 in Rio Blanco Herald Times