

1302-SP-25



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# PROOF OF PUBLICATION

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

the **Herald**  
Durango

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 January 31, 2013 once each day for XXXXXX consecutive issue days; once each week on the same day of each week for XXXXXX consecutive insertions; and that the first publication of said notice was in the issue period of said newspaper dated XXXXXX, A.D., 2013, and that the last publication of said notice was in the issue of said newspaper dated XXXXXX, A.D., 2013

In witness whereof I have hereunto set my hand this 1st day of February A.D., 2013

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

Subscribed and sworn before me, a notary public in and for the County of La Plata, State of Colorado this 1 day of February 1, A.D., 2013

Angela D Styers  
\_\_\_\_\_ Notary Public

**ANGELA D STYERS**  
**NOTARY PUBLIC**  
**STATE OF COLORADO**  
NOTARY ID 20044032743  
MY COMMISSION EXPIRES SEPTEMBER 14, 2016

33107  
BEFORE THE OIL AND GAS  
CONSERVATION COMMISSION  
OF THE STATE OF COLORADO

IN THE MATTER OF THE  
APPLICATION OF SWIFT  
ENERGY OPERATING, LLC FOR  
AN ORDER TO ESTABLISH AN  
APPROXIMATE 587.80-ACRE  
EXPLORATORY DRILLING AND  
SPACING UNIT AND APPROVE  
ONE HORIZONTAL WELL WITHIN  
THE UNIT FOR SECTIONS 28  
AND 29, TOWNSHIP 34 NORTH,  
RANGE 11 WEST, M FOR THE  
NIOBRARA FORMATION IN AN  
UNNAMED FIELD, LA PLATA  
COUNTY, COLORADO )

CAUSE NO. TBD

DOCKET NO. 1302-SP-25

**NOTICE OF HEARING**

TO ALL INTERESTED PARTIES  
AND TO WHOM IT MAY  
CONCERN:

Rule 318.a of the Rules and Regulations of the Oil and Gas Conservation Commission requires that wells drilled in excess of 2,500 feet in depth be located not less than 600 feet from any lease line, and located not less than 1,200 feet from any other producible or drilling oil or gas well when drilling to the same common source of supply. Sections 28 and 29, Township 34 North, Range 11 West, M is subject to this Rule for the Niobrara Formation.

On December 13, 2012, Swift Energy Operating, LLC ("Swift" or "Applicant"), by its attorneys, filed with the Commission pursuant to §34-60-116 C.R.S., a verified application ("Application") for an order to establish an approximate 587.80-acre exploratory drilling and spacing unit for the below-described lands ("Application Lands"), and approve one horizontal well within the unit, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation, with the treated interval of the horizontal wellbore to be no closer than 600 feet from the unit boundaries, without exception being granted by the Director:

Township 34 North, Range 11  
West Meridian  
Section 28: N½  
Section 29: N½

NOTICE IS HEREBY GIVEN, pursuant to: 1) the general jurisdiction granted to the Oil and Gas Conservation Commission of the State of Colorado 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, February 11, 2013

Tuesday, February 12, 2013  
Time 9:00 a.m.  
Place: Colorado Oil and Gas  
Conservation Commission  
1120 Lincoln Street, Suite 801  
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 January 28, 2013, 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 28, 2013. 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 January 28, 2013, the Applicant may request that an administrative hearing be scheduled during the week of January 28, 2013. 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: January 14, 2013

Colorado Oil and Gas  
Conservation Commission  
1120 Lincoln Street, Suite 801  
Denver, Colorado 80203  
Website: <http://cogcc.state.co.us>  
Phone: (303) 894-2100  
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Published: January 31, 2013

