

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

IN THE MATTER OF THE PROMULGATION)	CAUSE NO. 526
AND ESTABLISHMENT OF FIELD RULES TO)	
GOVERN OPERATIONS IN THE RUSH WILLADEL)	DOCKET NO. 0506-SP-09
FIELD, WASHINGTON COUNTY, COLORADO)	

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

Rule 318.a. of the Rules and Regulations of the Commission requires that wells drilled in excess of two thousand five hundred (2,500) feet in depth be located not less than six hundred (600) feet from any lease line, and located not less than one thousand two hundred (1,200) feet from any other producible or drilling oil or gas well when drilling to the same common source of supply, unless authorized by order of the Commission upon hearing. Section 26, Township 3 South, Range 51 West, 6th P.M. was included in this Rule.

On April 18, 2005, Merit Energy Company, Inc., (“Merit”), by its attorney filed with the Commission a verified Application for an order to establish 160-acre drilling and spacing units for Section 26, Township 3 South, Range 51 West, 6th P.M. for the production of oil, gas and associated hydrocarbons from the Cretaceous Age formations from the base of the Dakota to the surface including the “J” Sand and Niobrara Formations. Merit wishes to drill two (2) sets of twin wells at the following locations approximately 100 feet from one another, with one (1) “J” Sand Formation well and one (1) Niobrara Formation well at each drilling location. Merit also requests that the existing wells located in Section 26 be deemed permitted wells within the 160-acre drilling and spacing units and that additional wells may be drilled at locations of operator’s election and discretion provided they are not closer than 600 feet from existing lease lines.

Location No. 1: 2,351 feet FSL and 1,359 feet FEL

Location No. 2: 845 feet FNL and 2600 feet FEL

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, June 6, 2005
Time:	9:00 a.m.
Place:	Suite 801, The Chancery Building 1120 Lincoln Street Denver, CO 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 Angie Gipson at (303) 894-2100 ext. 113, 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 May 16, 2005, 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 nine (9) copies shall be filed with the Commission (Rule 503.f.). **Anyone who files a protest or intervention must be available to participate in a prehearing conference during the week of May 16, 2005.** Pursuant to Rule 503.e., 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 May 16, 2005, **the applicant may request that an administrative hearing be scheduled for the week of May 16, 2005.**

IN THE NAME OF THE STATE OF COLORADO

OIL AND GAS CONSERVATION COMMISSION
OF THE STATE OF COLORADO

By _____
Patricia C. Beaver, Secretary

Dated at Suite 801
1120 Lincoln Street
Denver, Colorado 80203
April 28, 2005

Attorney for Applicant
Keith M. Crouch
5015 Ingersoll Place
Boulder, CO 80303
(303) 929-7016