

IN THE MATTER OF THE PROMULGATION AND)	CAUSE NO. 510
ESTABLISHMENT OF FIELD RULES TO GOVERN)	
OPERATIONS IN THE GRAND VALLEY FIELD)	DOCKET NO. 0608-SP-39
GARFIELD COUNTY, COLORADO)	

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

Rule 318.a. of the Rules and Regulations of the Colorado Oil and Gas Conservation Commission requires wells drilled in excess of 2,500 feet in depth to be located not less than 600 feet from any lease line, and 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. The below-listed lands are subject to this rule.

Township 5 South, Range 96 West, 6th P.M.
 Section 19: Lot 1 (N½ NW¼)
 Section 33: S½ N½ and the West 32 rods of the NW¼ NW¼

Township 6 South, Range 97 West, 6th P.M.
 Sections 1 and 2: N½
 Section 34: W½

On July 12, 2004, the Commission issued Order No. 510-11, which among other things, allowed optional drilling of wells for the production of gas and associated hydrocarbons from the Williams Fork Formation, the equivalent of one (1) well per 10 acres with the permitted wells to be located anywhere within the application lands but no closer than 100 feet from the boundaries of the lease line without exception being granted by the Director, except that with respect to lease lines abutting or cornering lands for which the Commission has not at the time of the drilling permit application granted the right to drill 10-acre density wells, the well shall be located downhole no closer than 200 feet from the boundary or boundaries of the lease line so abutting or cornering such lands:

Township 6 South, Range 96 West, 6th P.M.
Section 5: W $\frac{1}{2}$ SE $\frac{1}{4}$

On March 22, 2005, the Commission issued Order No. 510-13, which among other things, allowed optional drilling of wells for the production of gas and associated hydrocarbons from the Williams Fork Formation, the equivalent of one (1) well per 10 acres, with the permitted wells to be located anywhere within the application lands but no closer than 100 feet from the boundary of any lease line without exception being granted by the Director, except that with respect to lease lines abutting or cornering lands for which the Commission has not at the time of the drilling permit application granted the right to drill 10-acre density wells, the well shall be located downhole no closer than 200 feet from the lease line so abutting or cornering such lands, and no more than four (4) Williams Fork wells should be drilled downhole per governmental quarter quarter section:

Township 5 South, Range 96 West, 6th P.M.
Section 36: SW¼

On June 26, 2006, Berry Petroleum Company, by its attorney, filed with the Commission a verified application for an order to establish various drilling and spacing units for the production of gas and associated hydrocarbons from the Williams Fork Formation for the below-listed lands and to allow the equivalent of one (1) well per 10 acres, with the permitted well to be located no closer than one hundred (100) feet from the unit boundary. That as to all future Williams Fork wells to be drilled upon the application lands, each well may be located anywhere downhole in the established drilling and spacing unit but no closer than one hundred (100) feet from the boundaries of the unit or any lease line, without exception being granted by the Director, except that with respect to units or lease lines abutting or cornering lands for which the Commission has not at the time of the drilling permit application granted the right to drill 10-acre density wells, the well shall be located downhole no closer than two hundred (200) feet from the boundary of the drilling unit or lease line so abutting or cornering such lands, and no more than four (4) Williams Fork Formation wells should be drilled downhole per governmental quarter quarter section. In addition, wells to be drilled under this application will be drilled from the surface either vertically or directionally from no more than one (1) pad located on a given quarter quarter section unless exception is granted by the Director of the Colorado Oil and Gas Conservation Commission.

Township 5 South, Range 96 West, 6th P.M.
 Section 19: Lot 1 (N½ NW¼), containing 51.29 acres
 Section 33: S½ N½ and the West 32 rods of the NW¼ NW¼,
 containing 176 acres, more or less

Section 36: SW¹/₄, containing 160 acres more or less

Township 6 South, Range 96 West, 6th P.M.

Section 5: W¹/₂ SE¹/₄, containing 80 acres more or less

Township 6 South, Range 97 West, 6th P.M.

Section 1: N¹/₂, containing approximately 553 acres more or less

Section 2: N¹/₂, containing approximately 551 acres more or less

Section 34: W¹/₂, containing approximately 108 acres, more or less

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: Wednesday, August 16, 2006
Thursday, August 17, 2006

Time: 8:30 a.m.

Place: Meeker Town Hall
345 Market Street/Hwy 13
Meeker, Colorado 81641-3421

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 or intervention no later than July 31, 2006, 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.). **Anyone who files a protest or intervention must be able to participate in a prehearing conference during the week of July 31, 2006.** 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 **July 31, 2006, the Applicant may request that an administrative hearing be scheduled for the week of July 31, 2006.** 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 C. Beaver, Secretary

Dated at Suite 801
1120 Lincoln Street
Denver, Colorado 80203
July 13, 2006

Attorney for Applicant:
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