

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

IN THE MATTER OF THE PROMULGATION)	CAUSE NO. 112
AND ESTABLISHMENT OF FIELD RULES)	
TO GOVERN OPERATIONS IN THE)	DOCKET NO. 0710-UP-28
IGNACIO- BLANCO FIELD, LA PLATA)	
COUNTY, COLORADO)	

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

On June 17, 1988, the Commission issued Order No. 112-60, which among other things, established 320-acre drilling and spacing units for certain lands including Section 29, Township 34 North, Range 7 West, N.M.P.M., for production of gas from the Fruitland coal seams, with the permitted well to be located no closer than 990 feet to any outer boundary of the unit, nor closer than 130 feet to any interior quarter section line.

On July 11, 2000, the Commission issued Order No. 112-157, which among other things, allowed an optional second Fruitland coal seam well to be drilled in each 320-acre drilling and spacing unit for certain lands including Section 29, Township 34 North, Range 7 West, N.M.P.M., with such additional well being located no closer than 990 feet to any outer boundary of the unit, nor closer than 130 feet to any interior quarter section line.

On September 26, 2005, the Commission issued Order No. 112-180, which among other things, amended Order No. 112-157 to allow a total of four (4) wells to be optionally drilled in each 320-acre drilling and spacing unit including Section 29, Township 34 North, Range 7 West N.M.P.M., for production from the Fruitland coal seams.

On July 6, 2007, BP America Production Company (“BP”), by its attorneys, filed with the Commission a verified application for an order to pool all nonconsenting interests in the 320-acre drilling and spacing unit consisting of the S½ of Section 29, Township 34 North, Range 7 West, N.M.P.M. for the development and operation of the Fruitland Coal Formation. BP has drilled the Gary Patrick GU No. 1 Well in said Section 29. Parties have been offered the option to participate in the drilling of the well in the unit, but to date one or more of such parties have refused to participate by bearing their proportionate shares of the costs and risks of drilling or operating the wells. In addition, attempts have been made to enter into leases with unleased mineral owners abut have been unsuccessful to date.

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: Tuesday, October 2, 2007

Time: 8:00 a.m.

Place: Public Hearing Room
Old Court House
544 Rood Avenue, 2nd Floor
Grand Junction, CO 81501

(Free public parking lot at 6th and White)

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 September 17, 2007, 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 12 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 September 17, 2007.** 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 **September 17, 2007, the Applicant may request that an administrative hearing be scheduled during the week of September 17, 2007.** 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
August 30, 2007

Attorneys for Applicant:
Michael J. Wozniak/Susan L. Aldridge
Beatty & Wozniak
216 Sixteenth Street, Suite 110
Denver, CO 80202
(303) 407-4466