

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,	)	DOCKET NO. 0911-AW-06
RIO 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 6<sup>th</sup> 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, 6<sup>th</sup> 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 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 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, Colorado 80203  
October 26, 2009

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