

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

IN THE MATTER OF THE PROMULGATION)	CAUSE NO. 252
AND ESTABLISHMENT OF FIELD RULES TO)	
GOVERN OPERATIONS IN THE LEFT HAND)	DOCKET NO. 0909-UP-21
FIELD, KIOWA 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 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 27, 28 and 34, Township 18 South, Range 47 West, 6th P.M. are subject to this Rule for the Marmaton Formation.

On August 3, 2009, Bayhorse Petroleum, LLC (“Bayhorse”), by its attorneys, filed with the Commission a verified application for an order to establish an approximate 80-acre drilling and spacing unit for the W½ NE¼ of Section 28, Township 18 South, Range 47 West, 6th P.M., for the production of gas and associated hydrocarbons from the Marmaton Formation.

Bayhorse requested that, as to all future Marmaton Formation wells to be drilled upon the drilling and spacing unit, the permitted well should be located downhole anywhere in the drilling and spacing unit but no closer than 600 feet from the boundaries of the unit without exception being granted by the Director of the Oil and Gas Conservation Commission. It is further provided that, in cases where the drilling and spacing unit abut or corner lands in which the Commission has not at the time of drilling permit application granted the right to drill 80-acre density Marmaton Formation wells, the permitted well should be located downhole no closer than 1120 feet from the boundary or boundaries of the drilling unit so abutting or cornering such lands without exception being granted by the Director of the Oil and Gas Conservation Commission.

That, 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.

On August 3, 2009, Bayhorse, by its attorneys, filed with the Commission a verified application to pool all nonconsenting interests in the pending application for an approximate 80-acre drilling and spacing unit consisting of the W½ NE¼ of Section 28, Township 18 South, Range 47 West, 6th P.M., for the development and operation of the Marmaton Formation.

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:	Thursday, September 24, 2009 Friday, September 25, 2009
Time:	9:00 a.m.
Place:	Pagosa Springs, CO (Location to be determined and will be posted to the website)

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 **September 8, 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 September 8, 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 **September 8, 2009**, the Applicant may request that an administrative hearing be scheduled during the week of **September 8, 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, CO 80203
August 21, 2009

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