

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

IN THE MATTER OF THE PROMULGATION AND) CAUSE NO. 1
ESTABLISHMENT OF FIELD RULES TO GOVERN)
OPERATIONS IN THE WATTENBERG FIELD,) DOCKET NO. 1006-GA-08
WELD COUNTY, COLORADO)

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

On April 1, 2009, the Commission adopted Rule 305, which, among other things, requires the Director to promptly provide notification of the decision on an Application for Permit-to-Drill ("APD"), Form 2, or an Oil and Gas Location Assessment ("OGLA"), Form 2A, coupled with any conditions of approval, to the operator and to any party with standing to request a hearing before the Commission, pursuant to Rule 503.b. Said Rule further requires a party with standing to notify the Director, by written request setting forth the basis for any objection, within ten days of the issuance of the Director's decision, which shall result in the Director suspending the approval of the Form 2 or Form 2A, and the matter being set for an expedited adjudicatory hearing before the Commission.

On or about December 30, 2009, EnCana Oil & Gas (USA), Inc. filed an OGLA, Form 2A (Location ID #336178), for the Oskarson SESW #4-6-33 Multi-Well Pad (the "Well Pad"), located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 33, Township 2 North, Range 68 West, 6th P.M. On or about February 19, 2010, the Director approved the Form 2A for the Well Pad.

On or about March 12, 2010, SMT Investors, LP ("SMT"), by its attorney, filed a written objection to the issuance of the Form 2A for the Well Pad on the allegation that SMT, the surface owner of the SW $\frac{1}{4}$ of said Section 33, will be directly and adversely affected or aggrieved by the issuance of the Form 2A for the Well Pad, in that, the approved setbacks do not accommodate the surface owner by minimizing the planned intrusion upon, and damage to, the surface estate by oil and gas activities.

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, June 1, 2010
	Wednesday, June 2, 2010
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 May 17, 2010, 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 May 17, 2010.** 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 **May 17, 2010, the Applicant may request that an administrative hearing be scheduled during the week of May 17, 2010.** 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 _____
Carol Harmon, Secretary

Dated at Suite 801
1120 Lincoln Street
Denver, Colorado 80203
May 10, 2010

Attorney for Applicant:
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