

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

IN THE MATTER OF THE PROMULGATION AND)	CAUSE NO. 537
ESTABLISHMENT OF FIELD RULES TO GOVERN)	
OPERATIONS IN THE WINGSPAN FIELD, YUMA)	DOCKET NO. 1109-UP-121
COUNTY, COLORADO)	

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

Rule 318.b. of the Rules and Regulations of the Oil and Gas Conservation Commission requires that wells drilled to less than 2,500 feet in depth shall be located not less than 200 feet from any lease line, and located not less than 300 feet from any other producible oil or gas well, or drilling well, in the same common source of supply, except that only one producible oil or gas well in each such source of supply shall be allowed in each governmental quarter-quarter section unless an exception under Rule 318.c. is obtained. The NW¼ NW¼ of Section 1, Township 3 South, Range 46 West, 6th P.M. is subject to this Rule for the Niobrara Formation.

On July 20, 2011, McElvain Oil & Gas Properties, Inc. ("McElvain" or "Applicant"), by its attorneys, filed a contemporaneous application, under Docket No. 1109-SP-119, for an order to establish a 40.28-acre drilling and spacing unit for the below-listed lands, wherein the Robin #1-4 Well (the "Well") is planned, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation:

Township 3 South, Range 46 West, 6th P.M.
Section 1: NW¼ NW¼

On July 20, 2011, McElvain, by its attorneys, filed with the Commission a verified application (the "Application") for an order to pool all interests not otherwise voluntarily pooled in a proposed 40.28-acre drilling and spacing unit which may be established for the below-listed lands, for the development and operation of the Niobrara Formation, retroactive to the earliest date costs are incurred for the Well as allowed by §34-60-116(7), C.R.S., or the date of the Application, whichever is earlier:

Township 3 South, Range 46 West, 6th P.M.
Section 1: NW¼ NW¼

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, September 19, 2011 Tuesday, September 20, 2011
Time:	9:00 a.m.
Place:	City & County of Broomfield City & County Building – Council Chambers One DesCombes Drive Broomfield, CO 80020

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.

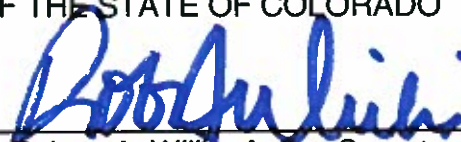
In accordance with Rule 509., any interested party desiring to protest the granting of the application or to intervene on the application should file with the Commission a written protest or intervention no later than September 2, 2011, briefly stating

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 6, 2011.** Pursuant to Rule 503.g., 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 2, 2011, the Applicant may request that an administrative hearing be scheduled during the week of September 6, 2011.** 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
August 9, 2011

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