

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 COUNTY,	)	DOCKET NO. 1109-SP-119
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, 6<sup>th</sup> 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 with the Commission a verified application (the "Application") for an order to establish a 40.28-acre drilling and spacing unit for the below-listed lands, wherein the Robin #1-4 Well is planned, for the production of oil, gas and associated hydrocarbons from the Niobrara Formation, with the treated interval of the wellbore for any permitted well to be located no closer than 200 feet from the boundaries of the unit, without exception being granted by the Director:

Township 3 South, Range 46 West, 6<sup>th</sup> 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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