

The Daily Journal

A Publication Of
The McGraw-Hill Companies

Publisher's Affidavit STATE OF COLORADO

City and County of Denver
I, John Rhoades, of the City and County of Denver, State of Colorado, being duly sworn, upon oath say that I am the Publishing Director of The Daily Journal; that I have personal knowledge of all the facts set forth in this affidavit; that said The Daily Journal is a public newspaper of general circulation having its principal office and place of business situated in said City and County of Denver; that said The Daily Journal is printed and published daily except Saturdays, Sundays and legal holidays; that said The Daily Journal is a daily newspaper within the meaning of the act of the General Assembly of the State of Colorado, approved April 7, 1921, and entitled "An Act Concerning Legal Notices, Advertisements and Publications, and the Fees of Printers and Publishers Thereof, and to Repeal All Acts and Parts of Acts in Conflict with the Provisions of This Act" and as amended by an act of said General Assembly, entitled "An Act to Amend an Act Entitled 'An Act Concerning Legal Notices, Advertisements and Publications, and the Fees of Printers and Publishers Thereof and to Repeal All Acts and Parts of Acts in Conflict with the Provisions of this Act', approved March 30, 1923, and as amended by an act of said General Assembly, approved May 18, 1931, entitled, "An Act to Amend Section 4 of Chapter 139, Session Laws of Colorado, 1923, Relating to Legal Notices and Advertisements," which said Act took effect on and after the first day of January, 1932, and as amended by an act of said General Assembly, entitled, "An Act to Amend Chapter 139 of the Session Laws of 1923 Relating to Legal Notices and Advertisements; to Define Newspapers Qualified to Publish Legal Notices and Advertisements and the Fees of Printers and Publishers Thereof, and to Provide That the Costs of Such Legal Notices and Advertisements Shall Be Taxed as Fees," approved March 6, 1935; and as amended by an act of said General Assembly, entitled, "An Act Relating to Legal Notices and Advertisements, and Amending Section 1, of Chapter 113, Session Laws of 1931," approved March 25, 1935; and "An Act to Amend and as Amended by the General Assembly, concerning 'Rates for Legal Publications,' 1909-17, C.R.S. 1963 as amended, approved May 22, 1971, and effective January 1, 1972," that said newspaper had, prior to January 1, 1938, and has ever since said date, been admitted to the United States Mails as second class matter under the provisions of the Act of March 3, 1879, or any amendments thereof; that said newspaper is printed and published in whole in said City and County of Denver and has a general circulation therein; that said newspaper has been so printed and published as a public daily newspaper of general circulation in said City and County of Denver, uninterruptedly and continuously during the period of more than fifty-two consecutive weeks next prior to the first issue thereof containing the annexed legal notice and advertisement; that said legal notice and advertisement was published daily except Saturdays, Sundays and legal holidays in the regular edition of said newspaper for one day, that the publication of said legal notice and advertisement appeared in the regular edition of said newspaper on the 25th day of August, A.D. 2008, and that therefore, said legal notice and advertisement was duly published in a newspaper duly qualified for the purpose within the meaning of said above-mentioned acts of the General Assembly of the State of Colorado.

Subscribed and sworn to, at the City and County of Denver, State of Colorado, before me, a Notary Public, this 2nd day of September, A.D. 2008.

Witness my hand and Notary seal.

Notary Public

My Commission Expires July 9, 2011

1114 West 7th Avenue, Suite 100
Denver, Colorado 80204-4455

NOTICE OF HEARING BEFORE THE OIL AND GAS CONSERVATION COMMISSION OF THE STATE OF COLORADO CAUSE NOS. 1 AND 407 DOCKET NO. 0809-UP-22

468

IN THE MATTER OF THE PROMULGATION AND ESTABLISHMENT OF FIELD RULES TO GOVERN OPERATIONS IN THE WATTENBERG FIELD, WELD COUNTY, COLORADO

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

Rule 318.a. of the Rules and Regulations of the 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. Section 31, Township 5 North, Range 65 West, 6th P.M. is subject to this Rule for the Sussex, "J" Sand, and Dakota Formations.

On November 22, 1983, the Commission issued Order No. 407-1 which, among other things, established 80-acre drilling and spacing units for certain lands, including Section 31, Township 5 North, Range 65 West, 6th P.M., for the production of oil and associated hydrocarbons from the Codell Formation.

On August 20, 1984, the Commission issued Order No. 407-4 which, among other things, established 80-acre drilling and spacing units for certain lands, including Section 31, Township 5 North, Range 65 West, 6th P.M., for the production of oil and associated hydrocarbons from the Niobrara Formation.

On April 27, 1998, the Commission adopted Rule 318A., which, among other things, allowed certain drilling locations to be utilized to drill or twin a well, deepen a well or recomplete a well and to commingle any or all of the Cretaceous Age Formations from the base of the Dakota Formation to the surface. On December 5, 2005, Rule 318A., was amended to, among other things, allow interior infill and boundary wells to be drilled and wellbore spacing units to be established. Section 31, Township 5 North, Range 65 West, 6th P.M. is subject to this Rule for the Sussex, Codell, Niobrara, "J" Sand, and Dakota Formations.

On August 5, 2008, Mineral Resources, Inc., by its attorney, filed with the Commission a verified application for an order to establish a 160-acre wellbore spacing unit consisting of the E $\frac{1}{4}$ SW $\frac{1}{4}$ and W $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 31, Township 5 North, Range 65 West, 6th P.M., for the production of oil and associated hydrocarbons from the Sussex, Codell, Niobrara, "J" Sand, and Dakota Formations, and to pool all nonconsenting interests in the 160-acre wellbore spacing unit, for the development and operation of said formations.

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 22, 2008
Tuesday, September 23, 2008
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. 139, 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, 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, 2008. 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, 2008 the Applicant may request that an administrative hearing be scheduled during the week of September 8, 2008. In the alternative, pursuant to Rule 511.b., 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 Patricia C. Beaver, Secretary

Attorney for Applicant:

Joseph R. Pope

Joseph R. Pope, P.C.

P.O. Box 2428

Denver, CO 80201

(303) 832-5887

Published: August 25, 2008 in The Daily Journal

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OF THE STATE OF COLORADO

IN THE MATTER OF THE PROMULGATION AND ESTABLISHMENT OF FIELD RULES TO GOVERN OPERATIONS IN THE WATTENBERG FIELD, WELD COUNTY, COLORADO

CAUSE NOS. 1 AND 407
DOCKET NO. 0809-UP-22

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IN THE NAME OF THE STATE OF COLORADO OIL AND GAS CONSERVATION COMMISSION
OF THE STATE OF COLORADO

By
Patricia C. Beaver, Secretary

Dated at Suite 801
1120 Lincoln Street
Denver, Colorado 80203
August 20, 2008

Attorney for Applicant:
Joseph R. Pope
Joseph R. Pope, P.C.
P.O. Box 2428
Denver, CO 80201
(303) 832-5887

The Tribune
August 29, 2008

Affidavit of Publication

STATE OF COLORADO

County of Weld,

I, Jennifer Usher

of said County of Weld, being duly sworn, say that I am an advertising clerk of

THE TRIBUNE

that the same is a daily newspaper of general circulation and printed and published in the City of Greeley, in said county and state; that the notice or advertisement, of which the annexed is a true copy, (days): that the notice was published in the regular and entire issue of every number of said newspaper during the period and time of publication of said notice, and in the newspaper proper and not in a supplement thereof; that the first publication of said notice was contained in the issue of the said newspaper - bearing _____ date _____ the Twenty-ninth day of August AD. 2008, and the last publication thereof: in the issue of said newspaper bearing date the Twenty-ninth day of August AD. 2008; that said The Tribune has been published continuously and uninterruptedly during the period of at least six months next prior to the first issue thereof contained said notice or advertisement above referred to; that said newspaper has been admitted to the United States mails as second-class matter under the provisions of the Act of March 3, 1879, or any amendments thereof; and that said newspaper is a daily newspaper duly qualified for publishing legal notices and advertisements within the meaning of the laws of the State of Colorado.

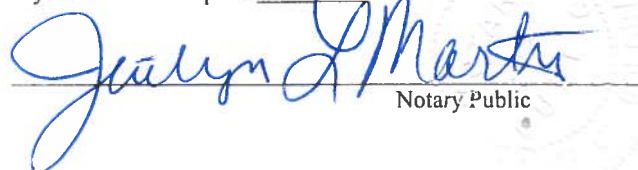
August 29, 2008

Total Charges: \$112.89


Advertising Clerk

29th day of August, 2008

My Commission Expires 02/14/2011


Notary Public