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# The Daily Journal

A Publication Of  
The McGraw-Hill Companies

## Publisher's Affidavit

754

### NOTICE OF HEARING BEFORE THE OIL AND GAS CONSERVATION COMMISSION OF THE STATE OF COLORADO CAUSE NO. 421

**DOCKET NO. 1003-AW-02**  
IN THE MATTER OF THE PROMULGATION AND ESTABLISHMENT OF  
FIELD RULES TO GOVERN OPERATIONS IN AN HEREFORD FIELD,  
WELD COUNTY, COLORADO  
TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

I, Michael Mehno, 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 5, 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 139 of the Session Laws of 1923, approved March 25, 1935; and "An Act to Amend and as Amended by the General Assembly, concerning 'Rates for Legal Publications,' 109-1-7 C.R.S. 1963 as amended, approved May 22, 1971, and effective January 1, 1972," that said newspaper had, prior to January 1, 1935, 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 3rd day of March, A.D. 2010; and that therefore, said legal notice and advertisement was duly published in a newspaper duly qualified for that purpose within the meaning of said above-mentioned acts of the General Assembly of the State of Colorado.

*Michael Mehno*  
\_\_\_\_\_  
Notary Public

Subscribed and sworn to, at the City and County of Denver, State of Colorado, before me, a Notary Public, this 11th day of March, A.D. 2010.

Witness my hand and notarial seal.  
*Kari S. Gaylor*  
\_\_\_\_\_  
Notary Public

My Commission Expires July 9, 2011

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



On February 22, 2010, the Commission entered Order No. 421-1, which among other things, established an approximate 640-acre drilling and spacing unit for Section 36, Township 12 North, Range 63 West, 6th P.M., and approved of one horizontal well in said unit, for the production of oil and associated hydrocarbons from the Niobrara Formation, with the horizontal leg of the permitted well to be no closer than 600 feet to the outside boundary of the drilling unit and the terminus of the horizontal leg no closer than 600 feet to the outside boundary of the drilling and spacing unit, without exception being granted by the Director of the Oil and Gas Conservation Commission.

On February 3, 2010, EOG Resources, Inc., by its attorneys, filed with the Commission a verified application for an order to approve an additional horizontal well, for a total of up to two horizontal wells drilled from a common pad, for the established approximate 640-acre drilling and spacing unit for Section 36, Township 12 North, Range 63 West, 6th P.M., for the production of oil and associated hydrocarbons from the Niobrara Formation, with the horizontal leg of the additional well to be no closer than 600 feet to the outside boundary of the drilling unit and the terminus of the horizontal leg no closer than 600 feet to the outside boundary of the drilling and spacing unit, without exception being granted by the Director of the Oil and Gas Conservation Commission.

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, March 25, 2010  
Friday, March 26, 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 March 11, 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 March 15, 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 March 11, 2010, the Applicant may request that an administrative hearing be scheduled during the week of March 15, 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  
Attorneys for Applicant:  
Michael J. Wozniak/Jamie L. Jost  
Beatty & Wozniak, P.C.  
216 Sixteenth Street, Suite 1100  
Denver, Colorado 80202  
(303) 407-4499

Published: March 3, 2010 in The Daily Journal

754

Affidavit of Publication



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

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

CAUSE NO. 421 DOCKET NO. 1003-AW-02

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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 February 26, 2010

Attorneys for Applicant: Michael J. Wozniak/Jamie L. Jost Beatty & Wozniak, P.C. 216 Sixteenth Street, Suite 1100 Denver, Colorado 80202 (303) 407-4499

The Tribune March 3, 2010

STATE OF COLORADO

County of Weld,

ss.

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 Third day of March AD. 2010, and the last publication thereof: in the issue of said newspaper bearing date the Third day of March AD. 2010; that said The Tribune has been published continuously and uninterrupted during the period of at least six months next prior to the first issue there of 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.

March 3, 2010

Total Charges: \$99.58

Jennifer Usher Advertising Clerk

3rd day of March 2010

My Commission Expires 06/14/2013

Robert Little Notary Public