

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

IN THE MATTER OF THE PROMULGATION AND ) CAUSE NO. 535  
ESTABLISHMENT OF FIELD RULES TO GOVERN )  
OPERATIONS IN AN UNNAMED FIELD, MORGAN COUNTY, ) DOCKET NO. 1110-UP-137  
COLORADO )

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

On May 16, 2011, the Commission entered Order No. 535-16 which among other things, established approximate 640-acre drilling and spacing units, with the authority to drill up to two horizontal wells within each unit, for certain lands, including Section 8, Township 5 North, Range 60 West, 6<sup>th</sup> P.M., for the production of oil, gas and associated hydrocarbons from the Niobrara Formation.

On May 16, 2011, the Commission entered Order No. 535-22 which among other things pooled all nonconsenting interests in the approximate 640-acre drilling and spacing unit established for the below-described lands for the initial well drilled for the development and operation of the Niobrara Formation underlying Section 7, Township 5 North, Range 60 West, 6<sup>th</sup> P.M.

On September 1, 2011, Upstream Innovations, Inc. ("Upstream" or "Applicant"), filed with the Commission a verified application ("Application") for an order to pool all nonconsenting interests in the approximate 640-acre drilling and spacing unit in the below listed lands, to accommodate the drilled Wickstrom 8-41 Well (API No. 05-087-08160), for the development and operation of the Niobrara Formation:

Township 5 North, Range 60 West, 6<sup>th</sup> P.M.  
Section 8: All

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, October 31, 2011  
Tuesday, November 1, 2011  
Time: 9:00 a.m.  
Place: City of Littleton – Council Chambers  
2255 W. Berry Avenue  
Littleton, CO 80120


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 October 17, 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 October 17, 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 **October 17, the Applicant may request that an administrative hearing be scheduled during the week of October 17.** 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   
Peter J. Gowen, Acting Secretary

Dated at Suite 801  
1120 Lincoln Street  
Denver, Colorado 80203  
September 30, 2011

Attorneys for Applicant:  
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