

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

IN THE MATTER OF THE PROMULGATION AND ) CAUSE NO. 1  
ESTABLISHMENT OF FIELD RULES TO GOVERN )  
OPERATIONS IN THE NAVAJO FIELD, ) DOCKET NO. 1203-GA-03  
ARCHULETA COUNTY, COLORADO )

NOTICE OF HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

Rule 603.a.(2) of the Rules and Regulations of the Oil and Gas Conservation Commission states a well shall be a minimum distance of one hundred fifty (150) feet from a surface property line. An exception may be granted by the Director if it is not feasible for the operator to meet this minimum distance requirement and a waiver is obtained from the offset surface owner(s).

Rule 502.b.(1) of the Rules and Regulations of the Oil and Gas Conservation Commission states variances to any Commission rules, regulations, or orders may be granted in writing by the Director without a hearing upon written request by an operator to the Director, or by the Commission after hearing upon application. The operator or the applicant requesting the variance shall make a showing that it has made a good faith effort to comply, or is unable to comply with the specific requirements contained in the rules, regulations, or orders, from which it seeks a variance, including, without limitation, securing a waiver or an exception, if any, and that the requested variance will not violate the basic intent of the Oil and Gas Conservation Act.

On June 9, 2010 Alamosa Drilling, Inc. ("Alamosa") spud the Janke #3 Well (API No. 05-007-06280) at a surface location not consistent with surface property line setback requirements of Rule 603.a.(2). Alamosa has attempted, but cannot obtain a waiver from the affected adjacent surface property owner under Rule 603.a.(2) Alamosa seeks a variance from the Commission to Rule 603.a.2. to legalize the surface location of the Janke #3 Well located on the below-listed lands ("Affected Lands"):

Township 32 North, Range 1 East 6<sup>th</sup> N.M.P.M.  
Section 18: SE $\frac{1}{4}$  NW $\frac{1}{4}$

On February 8, 2012, the Colorado Oil and Gas Conservation Commission ("COGCC"), by notice of hearing, set a hearing to consider a request under Rule 502.b.(1) for a variance to Rule 603.a.(2) by Alamosa.

NOTICE IS HEREBY GIVEN, pursuant to: 1) the general jurisdiction granted to the Oil and Gas Conservation Commission of the State of Colorado (Commission) under § 34-60-105 C.R.S.; 2) specific powers granted pursuant to § 34-60-106 C.R.S.; 3) the Colorado Administrative Procedures Act at § 24-4-105 C.R.S.; and 4) the Commission's Series 500 Rules at 2CCR 404-1, that the Commission has scheduled the above-referenced matter for hearing on:

Date: Monday, March 5, 2012  
Tuesday, March 6, 2012  
Time: 9:00 a.m.  
Place: COGCC Offices  
1120 Lincoln Street, Suite 801  
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 February 17, 2012, 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 February 17, 2012.** 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 **February 17, 2012, the Applicant may request that an administrative hearing be scheduled beginning February 17, 2012.** 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  
February 8, 2012

Contact for Alamosa:  
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