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The Daily Journal

No. _____

F.W. DODGE DIVISION
McGraw-Hill Information Systems
Company

A Division of McGraw-Hill Inc.

Publisher's Affidavit

STATE OF COLORADO,
City and County of Denver } ss.

Carole Thurnau

I, Carole Thurnau, of the City and County of Denver, State of Colorado, being duly sworn, upon oath say that I am the legal editor 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 daily 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 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, 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, 1936, 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 ~~consecutive~~ days, that the first publication of said legal notice and advertisement appeared in the regular edition of said

newspaper on the 10th day of

August, A.D. 19 90, that the last publication of said legal notice and advertisement appeared in the regular edition of said newspaper on the 10th

day of

August, A.D. 19 90, 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

Carole Thurnau
Subscribed and sworn to, at the City and County of Denver, State of Colorado, before

me, a Notary Public, this 10th day of August, A.D. 19 90

Witness my hand and notarial seal

Roy E. Parise
Notary Public

101 University Blvd. #260
Denver, Colorado 80206

**NOTICE OF HEARING
BEFORE THE OIL AND GAS
CONSERVATION COMMISSION
OF THE STATE OF COLORADO
CAUSE NO. 1**

IN THE MATTER OF THE DESIGNATION OF THE MESAVERDE-POINT LOOKOUT FORMATION AS AN EXPERT AQUIFER IN LA PLATA COUNTY, COLORADO TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

Amoco Production Co. has filed an application for approval to inject water produced from the Fruitland formation into the Mesaverde-Point Lookout formation in the Wallace Gulch Disposal Well No. 1, located 2180 feet from the North line and 1550 feet from the West line of Section 26, Township 35 North, Range 7 West, N.M.P.M., La Plata County, Colorado.

The Mesaverde-Point Lookout formation is found at a depth of 4300 feet to 4536 feet in the Wallace Gulch Disposal Well No. 1. The Mesaverde-Point Lookout water quality was determined from analysis and contains 2552 milligrams per liter total dissolved solids.

Based on the data supplied by Amoco Production Co., the Mesaverde-Point Lookout formation would qualify as an exempt aquifer under this Commission's Rule No. 324B in that:

1. it does not currently serve as a source of drinking water; and
2. it cannot now and will not in the future serve as a source of drinking water because:
 - (a) it is situated at a depth or location which makes recovery of water for drinking purposes economically or technologically impractical;

Such exemptions should extend to and include the Mesaverde-Point Lookout formation in the NW 1/4, SW 1/4, NE 1/4, NW 1/4, SE 1/4, and N 1/2 NW 1/4 of Section 26, Township 35 North, Range 7 West N.M.P.M., La Plata County, Colorado.

On May 29, 1990 notice of the above application was published in the *Durango Herald* and said notice gave a thirty day period for the Commission to receive requests indicating a significant degree of public interest in a hearing on the designation of the above described portion of the Mesaverde-Point Lookout as exempt.

On August 6, 1990 the Commission determined there was a significant degree of public interest and that a hearing should be held as soon as practicable and that at such a hearing the Commission shall make a final determination regarding the designation.

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, August 20, 1990
Tuesday, August 21, 1990

Time: 8:30 a.m.
Place: Room 101, State Education Building, 201 East Colfax, Denver, Colorado 80203

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 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 THE NAME OF THE STATE OF COLORADO,
OIL AND GAS
CONSERVATION COMMISSION
OF THE STATE
OF COLORADO
By Dennis R. Bicknell
Secretary
Dated at Suite 380
1580 Logan Street
Denver, Colorado 80203
August 6, 1990
Pub. 8/10/90—It in
The Daily Journal

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AUG 13 1990

OIL & GAS CONS. COMM