

# The Daily Journal

McGRAW-HILL, INC.  
Construction News Publishing



## Publisher's Affidavit

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

I, Kristopher Richard Passey, of the City and County of Denver, State of Colorado, being duly sworn, upon oath say that I am the publisher 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 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 1 consecutive days, that the first publication of said legal notice and advertisement appeared in the regular edition

of said newspaper on the 27th day of

December, A.D. 19 96 that the last publication of said legal notice and advertisement appeared in the regular edition of said

newspaper on the 27th day of

December, A.D. 19 96 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

Subscribed and sworn to, at the City and County of Denver, State of Colorado, before me, a Notary Public, this 27th day of

December, A.D. 19 96

Witness my hand and notarial seal.

Notary Public

**My Commission Expires June 13, 1999**

2000 S. Colorado Boulevard, #2000  
Denver, Colorado 80222

## NOTICE OF HEARING BEFORE THE OIL AND GAS CONSERVATION COMMISSION OF THE STATE OF COLORADO CAUSE NOS. 1 and 365

DOCKET NO. 1-11

IN THE MATTER OF THE PROMULGATION AND ESTABLISHMENT OF FIELD RULES TO GOVERN OPERATIONS IN THE BAXTER PASS FIELD, RIO BLANCO, COLORADO

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

On May 28, 1980, the Commission issued Order No. 365-1 which established 320-acre drilling and spacing units for the production of gas and associated hydrocarbons from the Dakota-Morrison Formation underlying certain lands in the Baxter Pass Field. The units consist of the N1/2 and S1/2 of each section with the existing wells being the permitted wells for the units upon which each is located, and for the remaining units the permitted wells to be located in accordance with Rule 318. On August 17, 1981, the Commission issued Order No. 365-2 which among other things expanded the Baxter Pass Field rules to include Section 28, Township 4 South, Range 103 West, 6th P.M. with the designated units to consist of the E1/2 and W1/2 for said Section 28.

On November 12, 1996, Cabot Oil & Gas Corporation, by its attorney, filed with the Commission a verified application for an order to allow the Baxter Pass No. 41-28 Well to be drilled at an exception location 1,108 feet FNL and 323 feet FEL in the NE1/4 NE1/4 of Section 28, Township 4 South, Range 103 West, 6th P.M., to the depth of 6,750 feet to test the Dakota-Morrison Formation. The Applicant may complete this well in a formation other than the Dakota-Morrison Formation.

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, January 6, 1997  
Tuesday, January 7, 1997

Time: 8:30 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 for this hearing as a result of a disability, please contact Mara Jauch at (303) 894-2100 (ext. 114) prior to the hearing.

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.

Any interested party desiring to protest the granting of the application or to intervene should file with the Commission a written protest or a notice to intervene, including nine (9) copies, no later than December 31, 1996, briefly stating the basis of the protest or intervention. **Such interested party shall, at the same time, serve a copy of the protest or notice to intervene to the person filing the application.** A fee of seventy dollars (\$70.00) shall accompany each document filed with the Commission. In accordance with the practices of the Commission, should no protests or interventions be filed in this matter by December 31, 1996, the Applicant may request that an administrative hearing be scheduled prior to the above hearing date.

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  
December 6, 1996

Attorney for Applicant:  
Peter J. Wall

Burns Wall Smith & Mueller PC  
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Denver, Colorado 80203  
(303) 830-7000

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