

The Daily Journal

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

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Publisher's Affidavit

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

No. _____



Carole Thurnau

I, _____ 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 31st day of

October A D 19 89, that the last publication of said legal notice and advertisement appeared in the regular edition of said newspaper on the

31st day of

October A D 19 89, 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 31st day of

October A D 19 89

Witness my hand and notarial seal

Logan E. Parrell

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. 232**

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

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

On November 17, 1970, the Commission authorized Order No. 232-1 to be issued which established 320-acre drilling and spacing units for the production of gas and associated hydrocarbons from the "J" Sand underlying certain lands in Adams and Weld Counties. The units consist of the E1/2 and W1/2 or the N1/2 and S1/2 of each section with the permitted well for each unit to be located in the NE1/4 and the SW1/4 of each section and no closer than 990 feet to the boundaries of the quarter section upon which it is located. Order Nos. 232-2 and 232-3 extended the same 320-acre spacing to additional lands in Adams and Weld Counties including Section 32, Township 1 North, Range 64 West, 6th P.M., Weld County, Colorado. Order No. 232-20 allowed a second well to be drilled on each 320-acre unit in the undrilled quarter section.

On or about May 25, 1989, Apex Operating Company, Inc. drilled and completed the well Sawyer #32-2 at a location 660 feet FSL and 1980 feet FEL of Section 32, Township 1 North, Range 65 West, Weld County, Colorado in the "D" Sand. On October 6, 1989, Apex Operating Company, Inc., by its attorney, filed a verified application for an order amending Order No. 232-20 and allow the well Sawyer #32-2 to be completed in the "J" Sand for the drilling and spacing unit consisting of the S1/2 of Section 32, and that commingled production be allowed from both the "D" and "J" Sands, and the application contained the documents required by Rule 322 of the Rules and Regulations of the 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: **Monday, November 20, 1989**
Tuesday, November 21, 1989

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.

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 no later than November 14, 1989, 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 forty-five dollars (\$45.00) shall accompany each document filed with the Commission.

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

October 12, 1989
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COLO. OIL & GAS CONS. COMM.