

# The Daily Journal

McGRAW-HILL, INC.  
Construction News  
Publishing Network

## Publisher's Affidavit

STATE OF COLORADO

City and County of Denver

I, Al Slattery, of the City and County of Denver, State of Colorado, being duly sworn, upon oath say that I am the Publishing Director 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 3, 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 23, 1935; and "An Act to Amend and as Amended by the General Assembly, concerning 'Rates for Legal Publications,' 109-1-7 C.R.S. 1983 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 day, that the publication of said legal notice and advertisement appeared in the regular

edition of said newspaper on the 18<sup>th</sup> day of

June, A.D. 1999; 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 23<sup>rd</sup> day of June, A.D. 1999.

Witness my hand and notarial seal.

*Richard A. Die*  
Notary Public

My Commission Expires January 3, 2003

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

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## NOTICE OF HEARING

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

DOCKET NO. 9907-GA-02

IN THE MATTER OF A REQUEST TO FORECLOSE ON OR INCREASE THE FINANCIAL ASSURANCE REQUIREMENT OF THE RULES AND REGULATIONS OF THE COLORADO OIL AND GAS CONSERVATION COMMISSION FOR ALLEN OIL & GAS LLC, TOW CREEK FIELD, ROUTT COUNTY, COLORADO

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

On March 25, 1999 the Commission issued Order No. 1V-170, finding Allen Oil & Gas LLC ("Allen") in violation of Rule 326.b., failure to pass a mechanical integrity test for the following six (6) wells located in the NW1/4 of Section 18, Township 6 North, Range 86 West, 6th P.M.: the Bradley #2, Bradley #3, Bradley #5, State #1, State #2 and the State #5; Rule Nos. 904 and 905 for the Bradley #4 Well and Rule Nos. 803.g., 906., 909 b.(2) and (5), and Rule No. 910. for the State #1 Well located in Section 18, Township 6 North, Range 86 West, 6th P.M. It was further ordered that Allen plug and abandon the Bradley #1, Bradley #2, Bradley #3, Bradley #4, Bradley #5, State #1, State #2, State #3 and the State #5 Wells no later than July 1, 1999. In addition a fine of Twelve Thousand Dollars (\$12,000.00) was assessed for the violations, payable within thirty (30) days from the date Order No. 1V-170 was issued. Further, the Cease and Desist Order No. 1C-2 entered by the Commission on January 21, 1999 as of January 14, 1999, shall remain in effect until said order has been fully complied with by Allen Oil & Gas LLC.

As of June 10, 1999, Allen Oil & Gas LLC has not complied with Order No. 1V-170 to plug, abandon and reclaim all wells in the Tow Creek Fields and as of May 24, 1999, Allen has acknowledged that it will not be able to comply with the July 1, 1999 deadline. In accordance with Rule 709., the Director hereby makes application to the Commission for an order calling or foreclosing on Allen Oil & Gas LLC's Thirty Thousand Dollar (\$30,000.00) bond to plug, abandon and reclaim the above-described wells. COGCC staff has estimated plugging and reclamation costs in the Tow Creek Field at approximately One Hundred Thirteen Thousand Two Hundred Seventy Five Dollars (\$113,275.00).

On May 24, 1999 Allen Oil & Gas LLC, by its attorney, filed with the Commission a verified application for an order to amend Order No. 1V-170 to allow production of oil and gas from certain wells in the NW1/4 of Section 18, Township 6 North, Range 86 West, 6th P.M. Allen believes that two (2) and possibly as many as five (5) of the wells in the field can be produced economically in compliance with Commission rules.

In the alternative, should the Commission amend Order No. 1V-170 to allow Allen to produce certain wells in the Tow Creek Field, the Director, in accordance with Rule 702.a., petitions the Commission for an increase in the financial assurance provided by Allen to the Commission.



NOTICE IS HEREBY GIVEN, that the Oil and Gas Conservation Commission of the State of Colorado, pursuant to the above, has rescheduled the above-entitled matter for hearing on:

Date: Monday, July 12, 1999  
Tuesday, July 13, 1999  
Time: 8:30 a.m.  
Place: Suite 801,  
The Chancery Building  
1120 Lincoln Street  
Denver, CO 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 Ginger Morelli at (303) 894-2100 ext. 114, 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 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 July 2, 1999 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.** An original and nine (9) copies, accompanied by a fee of seventy dollars (\$70.00) shall be filed with the Commission.

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  
June 11, 1999  
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