

AFFIDAVIT OF PUBLICATION

County of Chaves
State of New Mexico

I, Jean M. Pettit,
Bus. Manager,

Of the Roswell Daily Record, a daily newspaper published at Roswell, New Mexico, do solemnly swear that the clipping hereto attached was published once a week in the regular and entire issue of said paper and not in a supplement thereof for a period

of: one time weeks

beginning with issue dated
November 9th, 1994

and ending with the issue dated
November 9th, 1994

Jean M. Pettit
Manager

Sworn and subscribed to before me

this 9th day of
November, 1994

Marylon D. Shipper
Notary Public

My Commission expires

July 25, 1998
(SEAL)

OIL CONSERVATION DIVISION
RECEIVED

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Publish November 9, 1994

NOTICE OF PUBLICATION

STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION

Notice is hereby given that pursuant to the New Mexico Oil Conservation Division Regulations, the following application has been submitted to the Director of the Oil Conservation Division, 2040 South Pacheco, Santa Fe, New Mexico 87505, Telephone (505) 827-7131:

Gandy Marley, Inc., Hart M. Greenwood, III, Agent, 1109 E. Broadway, P.O. Box 827, Tatum, New Mexico, 88267, has submitted an application to construct and operate a Rule 711 commercial landfarm facility for remediation of hydrocarbon contaminated soils. The proposed facility is located in the SW/4 of Section 4, SE/4 of Section 5, NE/4 of Section 8, NW/4 of Section 9, Township 11 South, Range 31 East, NMPM, Chaves County, New Mexico. The facility is proposed to consist of 1 154 acre land management area where only solids classified as "non-hazardous" oilfield waste by RCRA Subtitle C exemption or by characteristic testing will be spread on the ground surface in six inch lifts or less and periodically stirred to enhance biodegradation of contaminants. No liquids will be allowed to be accepted for disposal at the facility. Ground water most likely to be affected by an accidental release is at a depth of 150 feet with a total dissolved solids concentration of approximately 4920 mg/l. The permit application addresses the construction, operation, spill/leak prevention and monitoring procedures to be utilized at the facility site.

Any interested person may obtain further information from the Oil Conservation Division and may submit written comments to the Director of the Oil Conservation Division at the address given above. The application may be viewed at the above address between 8:00 a.m. and 4:00 p.m., Monday thru Friday. Prior to ruling on any proposed application, the Director of the Oil Conservation Division shall allow at least thirty (30) days after the date of publication of this notice during which comments may be submitted to him and public hearing may be requested by any interested person. Request for public hearing shall set forth the reasons why a hearing shall be held. A hearing will be held if the director determines that there is significant public interest.

If no hearing is held, the Director will approve or disapprove the application based on the information available. If a public hearing is held, the Director will approve the application based on the information in the application and information presented at the hearing.

GIVEN under the Seal of the State of New Mexico Oil Conservation Commission at Santa Fe, New Mexico on this 3rd day of November, 1994.

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION

William J. LeMay
WILLIAM J. LEMAY, Director

SEAL

Before the OCD
Case 13454 & 13455
OCD Ex. 2