

Publication Date

7/8/2022

Ad Number

GCI0910475

GCI0910473

GCI0910468/

GCI0910471

Publication

Deming Highlight

Market

El Paso

Delivery Method

Both

Number of Affidavits Needed

1

Customer Email

gms@midplains.coop

Customer Name

Gerald Smith

Customer Phone Number

(806) 292-0197

Customer Address

Po Box 353

Silverton, TX 79257-0353

Account Number (If Known)

AP-785613

Name

Gerald Smith

Street

Po Box 353

City

Silverton

State

TX

ZIP Code

79257-0353

Your Name

Nicolle Lackey

Email Address

nlackey@localiq.com

Deming Headlight

AFFIDAVIT OF PUBLICATION

Ad No.
GCI0910468

GERALD SMITH
PO BOX 353
SILVERTON, TX 79257
ATTN

I, a legal clerk of the **Deming Headlight**, a newspaper published weekly in the county of Luna, state of New Mexico and of general paid circulation in said county; that the same is a duly qualified newspaper under the laws of the State wherein legal notices and advertisements may be published; that the printed notice attached hereto was published in the regular and entire edition of said newspaper and not in supplement thereof on the date as follows, to wit:

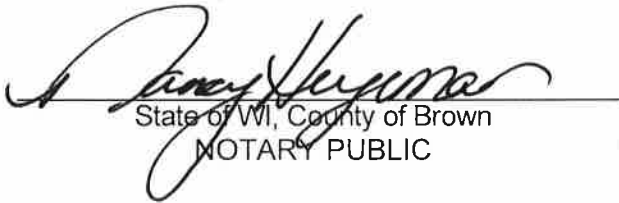
7/8/2022

Despondent further states this newspaper is duly qualified to publish legal notice or advertisements within the meaning of Sec. Chapter 167, Laws of 1937.



Legal Clerk

Subscribed and sworn before me this
8th of July, 2022.



State of WI, County of Brown
NOTARY PUBLIC

5.15.23
My Commission Expires

Ad#: GCI0910468
Ad Cost: \$126.68
PO: PUBLIC NOTICE
of Affidavits : 1

THIS IS NOT AN INVOICE

NANCY HEYRMAN
Notary Public
State of Wisconsin

PUBLIC NOTICE

GEO SOUTHWEST, LP IS APPLYING FOR THE REVISION OF THE PERMIT FOR THE DEMING MILL AND MILL TAILING FACILITY TO UPDATE THE CLOSEOUT PLAN AND FINANCIAL ASSURANCE

Pursuant to the New Mexico Mining Act Rules, 19.10.5 and 19.10.9.903A NMAC, Geo Southwest, Ltd dba Geo Southwest, LP in New Mexico (GEO) is applying to the State of New Mexico Mining and Minerals Division (MMD) for a Revision to the Deming Mill and Mill Tailings Facility Permit LU009RE to update the Closeout Plan (CP) and financial assurance MMD Permit LU009RE was modified on August 5, 2014 (permit transfer to GEO) and on September 23, 2021 (vegetation success standards).

Location of Real Property Affected: The Deming Mill is located on 8.0 acres within the Deming city limits adjoining the Deming industrial park located in the northwest part of the City. The permit area also includes 178.63 acres not within the Deming City limits but adjoining the Mill on its east side. This additional land includes the Mill Tailings on 77.267 acres, a borrow pit on 22.2 acres and 79.163 additional acres south of the Mill Tailings. The permit area is located entirely on private land in Sections 20, 21 and 29, Township 23 South, Range 9 West, NMPM, Luna County, New Mexico. The Mill address is 2050 Peru Mill Road NW, Deming, NM 88031.

Site History: ASARCO constructed the mill in 1949, and operated it for nearly 30 years with periodic shutdowns until 1979, when its primary source of lead and zinc ores, the Groundhog Mine closed. From May, 1989 until August, 1995, Phelps Dodge, Cyprus Pinos Altos Corporation leased the mill to produce copper-zinc concentrate from ore and the tailing impoundment regulated under a separate MMD permit with Freeport McMoRan Incorporated. ASARCO applied for standby of the mill in 1999.

In August, 2005, ASARCO filed for bankruptcy protection and began reclamation in 2007 of the Deming Mill Tailings. From 2009 to 2014, The ASARCO Multi-State Custodial Trust (Trust) completed reclamation of the Deming Mill Tailings and some soil cleanup at the Mill. GEO purchased 1193.84 acres from the Trust on April 10, 2014.

Proposed Changes to CP: GEO is requesting approval of the CP which outlines plans and estimated closeout costs of the Deming Mill and for the reclamation of a few acres of exposed tailings found on the area south of the Mill Tailings. The updated CP proposes reclaiming additional tailing by placement of soil cover and establishment of vegetation. Some smaller tailing areas may be consolidated into a few acres prior to cover placement.

The application can be viewed at the Marshall Memorial Library, 110 S. Diamond Ave. in Deming or downloaded from the New Mexico Energy, Minerals, and Natural Resources website at:

<https://www.emnrd.nm.gov/mmd/mining-act-reclamation-program/pending-and-approved-mine-applications/mining-applications-regular-existing/lu009regeo-southwest-deming-mill-and-tailing-impoundment/>

Name and Address to Submit Written Comments, Objections or Requests for Public Hearings: Written comments, objections or requests for a public hearing with regard to the application to update the CP shall be submitted to: Jerry Schoeppner, Director, Mining and Minerals Division, 1220 South St. Francis Dr., Santa Fe, New Mexico 87505 and/or via email at EMNRD.MMD2@state.nm.us. Within 30 days of the date of this public notice, any interested person may file written objections to the proposed application with the Director at the above address and may request a public hearing. If a hearing is requested in a timely manner, the Director shall set a hearing unless the request is clearly frivolous. The Director may hold a public hearing absent any request. If a public hearing is held, it will be advertised in accordance with 19.10.9.904 NMAC.

TX-GCI09 0468-01

Deming Headlight

AFFIDAVIT OF PUBLICATION

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GCI0910471

GERALD SMITH
PO BOX 353
SILVERTON, TX 79257
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AVISO PÚBLICA

GEO SOUTHWEST, LP SOLICITA LA REVISIÓN DEL PERMISO PARA EL MOLINO DEMING Y LA INSTALACIÓN DE RELAVES DEL MOLINO PARA ACTUALIZAR EL PLAN DE CIERRE Y LA GARANTÍA FINANCIERA

En conformidad con las Reglas de la Ley de Minería de Nuevo México, 19.10.5 y 19.10.9.903A NMAC, Geo Southwest, Ltd dba Geo Southwest, LP en Nuevo México (GEO) está solicitando a la División de Minería y Minerales (MMD) del Estado de Nuevo México para una revisión del permiso LU009RE de la instalación de relaves del molino y del molino Deming para actualizar el plan de cierre (CP) y la garantía financiera. El permiso LU009RE de MMD se modificó el 5 de agosto de 2014 (transferencia del permiso a GEO) y el 23 de septiembre de 2021 (estándares de éxito de la vegetación).

Ubicación de los inmuebles afectados: Deming Mill está ubicado en 8.0 acres dentro de los límites de la ciudad de Deming junto al parque industrial de Deming ubicado en la parte noroeste de la ciudad. El área del permiso también incluye 178.63 acres que no se encuentran dentro de los límites de la ciudad de Deming, pero que colindan con Deming Mill en su lado este. Este terreno adicional incluye el tranque de los relaves del Molino en 72.267 acres, el área de extracción del suelo 22.27 acres y 79.163 acres del terreno al sur de los relaves. El área del permiso está ubicada en su totalidad en terrenos privados en las Secciones 20, 21 y 29, Municipio 23 Sur, Rango 9 Oeste, NMPM, Condado de Luna, Nuevo México. La dirección de Mill es 2050 Peru Mill Road NW, Deming, NM 88031.

Historia del sitio: ASARCO construyó el molino en 1949 y lo operó durante casi 30 años con paradas periódicas hasta 1979, cuando cerró su principal fuente de minerales de plomo y zinc, la mina Groundhog. Desde mayo de 1989 hasta agosto de 1995, Phelps Dodge, Cyprus Pinos Altos Corporación arrendó el molino para producir concentrado de cobre-zinc a partir del mineral y construir un tranque de relaves regulado bajo un permiso MMD separado con Freeport McMoRan Incorporado. ASARCO solicitó a suspender temporalmente la operación de la planta en 1999.

En agosto de 2005, ASARCO se declaró en bancarrota y comenzó la recuperación en 2007 de los relaves. De 2009 a 2014, el fideicomiso de custodia multi-estatal (Fideicomiso) de ASARCO completó la recuperación de los relaves del molino Deming y algo de limpieza del suelo en el molino. GEO compró 1193.84 acres del Fideicomiso el 10 de abril de 2014.

Cambios propuestos al CP: GEO solicita la aprobación del CP que describe los planes y los costos estimados de cierre del molino Deming y para la recuperación de unos pocos acres de relaves expuestos que se encuentran en el área al sur de los relaves del molino. El CP actualizado propone la recuperación de relaves adicionales mediante la colocación de una cubierta de suelo y el establecimiento de vegetación. Algunas áreas de relaves más pequeñas pueden consolidarse en unos pocos acres antes de colocar la cubierta.

La solicitud se puede ver en la biblioteca Marshall Memorial Library, 110 S. Diamond Ave. en Deming o descargarse del sitio web de Departamento de Energía, Minerales, y Recursos Naturales de Nuevo México en:

<https://www.emnrd.nm.gov/mmd/mining-act-reclamation-program/pending-and-approved-mine-applications/mining-applications-regular-existing/lu009regeo-southwest-deming-mill-and-tailing-impoundment/>

Nombre y dirección para presentar comentarios, objeciones o solicitudes de Audiencia Pública por escrito: Los comentarios, objeciones o solicitudes de audiencia pública por escrito con respecto a la solicitud de actualización del CP deben enviarse a: Jerry Schoeppner, Director, División de Minería y Minerales, 1220 South St. Francis Dr., Santa Fe, Nuevo México 87505 y/o por correo electrónico a EMNRD.MMD2@state.nm.us. Dentro de los 30 días de la fecha de este aviso público, cualquier persona interesada puede presentar objeciones por escrito a la solicitud propuesta ante el Director en la dirección anterior y puede solicitar una audiencia pública. Si se solicita una audiencia de manera oportuna, el Director fijará una audiencia a menos que la solicitud sea claramente frívola. El Director podrá celebrar una audiencia pública en ausencia de cualquier solicitud. Si se lleva a cabo una audiencia pública, se anunciará de acuerdo con 19.10.9.904 NMAC.

-X.GC10910471-01

Deming Headlight

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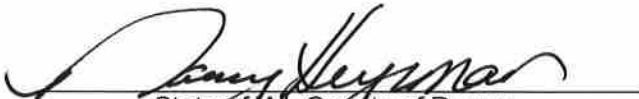
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State of Wisconsin

PUBLIC NOTICE

**GEO SOUTHWEST, LP IS APPLYING FOR THE MODIFICATION
OF THE PERMIT FOR THE DEMING MILL AND MILL TAILING
FACILITY TO RELEASE THE RECLAIMED TAILINGS AREA
FROM THE PERMIT**

Pursuant to the New Mexico Mining Act Rules, 19.10.5 and 19.10.9.903A NMAC, Geo Southwest, Ltd dba Geo Southwest, LP in New Mexico (GEO) is applying to the State of New Mexico Mining and Minerals Division (MMD) for a Modification to the Deming Mill and Mill Tailings Facility Permit LU009RE to release the reclaimed Mill Tailings area from the Permit. Permit LU009RE was modified on August 5, 2014 (permit transfer to GEO) and on September 23, 2021 (vegetation success standards).

Location of Real Property Affected: The Deming Mill Tailings is located on 77.267 acres outside of the city limits and adjacent to the Deming industrial park located in the northwest part of the Deming. The total permit area is 186.63 acres, which includes the Mill, Mill Tailings, borrow area and area south of the Mill Tailings. The permit area is located entirely on private land in Sections 20, 21 and 29, Township 23 South, Range 9 West, NMPM, Luna County, New Mexico. The Mill address is 2050 Peru Mill Road NW, Deming, NM 88031.

Site History: ASARCO constructed the mill in 1949, and operated it for nearly 30 years with periodic shutdowns until 1979, when its primary source of lead and zinc ores, the Groundhog Mine closed. From May, 1989 until August, 1995, Phelps Dodge, Cyprus Pinos Altos Corporation leased the mill to produce copper-zinc concentrate from ore and the tailing impoundment regulated under a separate MMD permit with Freeport McMoRan Incorporated. ASARCO applied for standby of the mill in 1999.

In August, 2005, ASARCO filed for bankruptcy protection and began reclamation in 2007 of the Deming Mill Tailings. From 2009 to 2014, The ASARCO Multi-State Custodial Trust (Trust) completed reclamation of the Deming Mill Tailings and some soil cleanup at the Mill. GEO purchased 1193.84 acres from the Trust on April 10, 2014.

Proposed Modification to Permit Area: GEO is requesting approval of the release of the Mill Tailings from the permit area based on three annual vegetation survey reports and MMD's review of the vegetation success standards. This modification will not release any financial assurance (FA) instrument or change the amount of FA.

The application can be viewed at the Marshall Memorial Library, 110 S. Diamond Ave. in Deming or downloaded from the New Mexico Energy, Minerals, and Natural Resources website at:

<https://www.emnrd.nm.gov/mmd/mining-act-reclamation-program/pending-and-approved-mine-applications/mining-applications-regular-existing/lu009regeo-southwest-deming-mill-and-tailing-impoundment/>

Name and Address to Submit Written Comments, Objections or Requests for Public Hearings:

Written comments, objections or requests for a public hearing with regard to the application to release the Mill Tailings from the permit area shall be submitted to: Jerry Schoepfner, Director, Mining and Minerals Division, 1220 South St. Francis Dr., Santa Fe, New Mexico 87505 and/or via email at EMNRD.MMD2@state.nm.us. Within 30 days of the date of this public notice, any interested person may file written objections to the proposed application with the Director at the above address and may request a public hearing. If a hearing is requested in a timely manner, the Director shall set a hearing unless the request is clearly frivolous. The Director may hold a public hearing absent any request. If a public hearing is held, it will be advertised in accordance with 19.10.9.904 NMAC.

Deming Headlight

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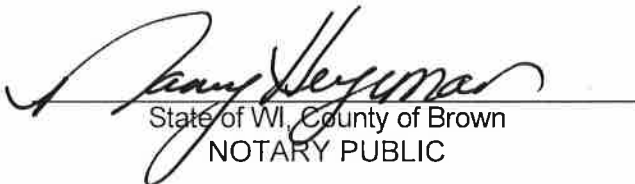
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AVISO PÚBLICO

GEO SOUTHWEST, LP SOLICITA LA MODIFICACIÓN DEL PERMISO PARA EL MOLINO DEMING Y LA TRANQUE DE RELAVES DEL MOLINO PARA LIBERAR EL ÁREA DE RELAVES RECUPERADA DEL PERMISO

En conformidad con las Reglas de la Ley de Minería de Nuevo México, 19.10.5 y 19.10.9.903A NMAC, Geo Southwest, Ltd dba Geo Southwest, LP en Nuevo México (GEO) está solicitando a la División de Minería y Minerales (MMD) del Estado de Nuevo México para una Modificación al Permiso LU009RE del Molino Deming y La Tranque de Relaves del Molino para liberar el área recuperada del tranque de relaves del Permiso. El permiso LU009RE se modificó el 5 de agosto de 2014 (transferencia del permiso a GEO) y el 23 de septiembre de 2021 (estándares de éxito de la vegetación).

Ubicación de los inmuebles afectados: Los relaves del molino están ubicados en 77.267 acres fuera de los límites de la ciudad y adyacente al parque industrial Deming ubicado en la parte noroeste de Deming. El área total del permiso es de 186.63 acres, que incluye el molino, el tranque de relaves del molino, el área de extracción del suelo y el terreno al sur de los relaves. El área del permiso está ubicada en su totalidad en terrenos privados en las Secciones 20, 21 y 29, del Municipio 23 Sur, Rango 9 Oeste, NMPM, Condado de Luna, Nuevo México. La dirección del molino es 2050 Peru Mill Road NW, Deming, NM 88031.

Historia del sitio: ASARCO construyó el molino en 1949 y lo operó durante casi 30 años con paradas periódicas hasta 1979, cuando cerró su principal fuente de minerales de plomo y zinc, la mina Groundhog. Desde mayo de 1989 hasta agosto de 1995, Phelps Dodge, Cyrus Pinos Altos Corporación arrendó el molino para producir concentrado de cobre-zinc a partir del mineral y construir un tranque de relaves regulado bajo un permiso MMD separado con Freeport McMoRan Incorporado. ASARCO solicitó a suspender temporalmente la operación de la planta en 1999.

En agosto de 2005, ASARCO se declaró en bancarrota y comenzó la recuperación en 2007 de los relaves. De 2009 a 2014, el fideicomiso de custodia multi-estatal (Fideicomiso) de ASARCO completó la recuperación de los relaves del molino y algo de limpieza de los suelos molinos. GEO compró 1193.84 acres del Fideicomiso el 10 de abril de 2014.

Modificación propuesta al área del permiso: GEO solicita la aprobación de la liberación de los relaves del molino del área del permiso en base a tres informes anuales de estudio de la vegetación y la revisión de MMD de los estándares de éxito de la vegetación. Esta modificación no liberará ningún instrumento de garantía financiera (FA) ni cambiará la cantidad de FA.

Esta solicitud se puede ver en la biblioteca, Marshall Memorial Library, 110 S. Diamond Ave. en Deming o descargarse del sitio web del Departamento de Energía, Minerales, y Recursos Naturales de Nuevo México en:

<https://www.emnrd.nm.gov/mrd/mining-act-reclamation-program/pending-and-approved-mine-applications/mining-applications-regular-existing/lu009regeo-southwest-deming-mill-and-tailing-impoundment/>

Nombre y dirección para enviar comentarios, objeciones o solicitudes de Audiencia Pública por escrito: Los comentarios, objeciones o solicitudes de audiencia pública por escrito con respecto a la solicitud para liberar los relaves del molino del área del permiso deben enviarse a: Jerry Schoeppner, Director, División de Minería y Minerales, 1220 South St. Francis Dr., Santa Fe, Nuevo México 87505 y/o por correo electrónico a EMNRD.MMD2@state.nm.us. Dentro de los 30 días posterior de la fecha de este aviso público, cualquier persona interesada puede presentar objeciones por escrito a la solicitud propuesta mandado al Director en la dirección anterior y puede solicitar una audiencia pública. Si se solicita una audiencia a tiempo, el Director fijará una audiencia a menos que la solicitud sea claramente frívola. El Director podrá celebrar una audiencia pública en ausencia de cualquier solicitud. Si se lleva a cabo una audiencia pública, se anunciará de acuerdo con 19.10.9.904 NMAC.

*X GCI09-04 P5-01

