



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX
75 Hawthorne Street
San Francisco, CA 94105-3901

In reply, refer to WTR-5

FEB 12 2009

Mr. Gary Wendt
Manager, Environmental Affairs
Peabody Western Coal Company
P.O. Box 605
Navajo Route 41
Kayenta, AZ 86033

Re: Proposed NPDES Permit NN0022179; Black Mesa Complex

Dear Mr. Wendt:

Please find enclosed the proposed permit, fact sheet, and public notice for the National Pollutant Discharge Elimination System (NPDES) permit renewal for the Black Mesa Complex.

EPA is proposing to renew the NPDES permit for the Black Mesa complex that has been in operation since the early 1970s. The NPDES permit authorizes the discharge of treated runoff from active mine areas, coal preparation plant areas, and reclamation areas. Peabody Western Coal Company submitted a timely application for a NPDES permit renewal on August 5, 2005. This proposed permit incorporates new regulatory requirements for the Western Alkaline Coal Mining Subcategory for reclamation areas (promulgated January 2002) and incorporates revisions to the Seep Monitoring and Management Plan to reflect results of the monitoring study conducted during the previous permit term. Additionally, several new outfall locations have been added and several have been eliminated due to ongoing mining activities. No other significant changes have been made to the permit.

The public notice on the draft permit and fact sheet is being published in the *Navajo Times* on or about February 19th, 2009 for a public comment period of 30 days. The comment period will close on or about March 21, 2009.

Please feel free to call John Tinger of my staff with any questions or comments at 415 972-3518 or at Tinger.John@EPA.GOV.

Sincerely,



Douglas E. Eberhardt, Chief
NPDES Permits Office

Enclosures (3):

Draft Permit
Draft Statement of Basis
Pre-publication Public Notice

CC: w/attachments
Mr. Patrick Antonio
Navajo Nation EPA
P.O. Box 339
Window Rock, AZ 86515

Mr. Dennis Winterringer
Office of Surface Mining Reclamation and Enforcement
P.O. Box 46667
Denver, CO 80201-6667

Ms. Carrie Marr
U.S. Fish and Wildlife Service
2321 West Royal Palm Road, Suite 103
Phoenix, AZ 85021-4951

Ms. Rita Whitehorse-Larsen
The Navajo Nation
Department of Fish & Wildlife
Navajo Natural Heritage Program
P. O. Box 1480
Window Rock, Arizona

The Hopi Tribe
Water Resources Office
P.O. Box 123
Kykotsmovi, AZ 86039

Mr. Mike Eisenfeld
San Juan Citizens Alliance
108 North Behrend, Suite I
Farmington, NM 87402

Ms. Lori Goodman
Diné Care
1022 Main Avenue
Durango, CO 81302

NOTICE OF PROPOSED ACTION

by the

U.S. Environmental Protection Agency (EPA) Region IX

Public Notice #: AZ-09-W-05

Public Notice Date: February 19, 2009

Comment Period Closes: March 21, 2009

The U.S. EPA is issuing a notice of proposed action under the Clean Water Act to reissue a National Pollutant Discharge Elimination System (NPDES) permit NN0022179 to: Peabody Western Coal Company – Black Mesa Complex, P.O. Box 650, Kayenta, AZ 86033.

The Black Mesa Complex is a surface coal mine located southwest of Kayenta, Arizona. The complex is located on land leased within the boundaries of the Navajo and Hopi Indian Reservations primarily located in Navajo County, AZ. The permittee is required to control all surface runoff water with the potential of being contaminated from contact with mining activities. EPA initially issued a NPDES permit to the facility in the 1970s. The proposed permit incorporates recent regulatory changes to the Coal Mining Point Source Category (40 CFR Part 434) and implements changes to a Seep Monitoring and Management Plan but otherwise does not significantly change the previous permit.

The administrative record, including the draft permit, fact sheet, comments received, all data submitted by the applicant, and other relevant documents is open for public inspection during normal business hours (9:00-5:00) at the above address. Requests to obtain or review the administrative record should be made to the contact listed below. Interested persons may submit written comments on the draft permit during the public comment period to the contact listed below. All comments or objections received within the comment period will be retained and considered in the formulation of the final permit determination. A request for a public hearing may be made in writing to the contact below (40 CFR Part 124.11).

Upon issuance of a final permit decision and response to comments, the USEPA will notify the applicant and persons who submitted written comments or requested notice of the final permit decision. Within 33 days after EPA issues the final permit, any person who filed comments on the draft permit or participated in the public hearing may petition the Environmental Appeals Board to review any condition of the permit decision (40 CFR Part 124.19).

When public interest warrants, USEPA may schedule a public hearing or may grant an extension of the comment period for the submittal of comments or objections (40 CFR Part 124.14).

EPA is soliciting comments on the proposal. EPA will consider all comments received during comment period before taking final action. To submit comments, or to obtain additional information including the proposed permit and administrative record, please contact:

John Tinger (415) 972-3518 or Tinger.John@epa.gov

EPA Region IX (WTR-5)

75 Hawthorne Street

San Francisco, CA 94105

Website: <http://www.epa.gov/region09/water/npdes/pubnotices.html>

ARIZONA COMMISSION Records, L.L.C. and street address: P.O. Box 662, Flagstaff, AZ 86001. To be Published in The NAVAJO TIMES February 12, 19, 2009.

NOTICE OF PROPOSED ACTION

by the U.S. Environmental Protection Agency (EPA) Region IX, Public Notice # AZ-09-W-05, Public Notice Date: February 19, 2009.

Comment Period Closes: March 21, 2009.

The U.S. EPA is issuing a notice of proposed action under the Clean Water Act to reissue a National Pollutant Discharge Elimination System (NPDES) permit N00022179 to: Peabody Western Coal Company - Black Mesa Complex, P.O. Box 657, Kayenta, AZ 86033.

The Black Mesa Complex is a surface coal mine located southwest of Kayenta, Arizona. The complex is located on the Navajo and Hopi Indian Reservations primarily located in Navajo County, Arizona. The permit is required to control all surface runoff water with the potential of being contaminated from contact with mining activities. EPA initially issued a permit to the facility in the 1970s. The proposed permit incorporates recent regulatory changes to the Clean Water Act, Category 4 (40 CFR Part 434) and implements changes to a Seep Monitoring and Management Plan but otherwise does not significantly change the permit.

The administrative record, including the draft permit, fact sheet, comments received, all data submitted by the applicant, and other relevant documents is open for public inspection during normal business hours (9:00-5:00) at the above address. Requests to obtain or review the administrative record should be made to the contact listed below. Interested persons may submit written comments on the draft permit during the public comment period to the contact listed below. All comments or objections received within the comment period will be retained and considered in the formulation of the final permit determination. A request for a public hearing may be made in writing to the contact below (40 CFR Part 124.11).

Upon issuance of a final permit decision and response to comments, the USEPA will notify the applicant and persons who submitted written comments or requested copies of the final permit decision. Within 30 days after EPA issues the final permit, any person who filed comments on the draft permit may petition the Environmental Appeals Board to review any condition of the permit decision (40 CFR Part 124.19).

When public interest warrants, USEPA may schedule a public hearing or may grant an extension of the comment period for the submission of comments or objections (40 CFR Part 124.14).

EPA is soliciting comments on the proposed EPA permit decision comments received during comment period before taking final action. To submit comments, or to obtain additional information, including the proposed permit and administrative record, please contact:

John Tinger (415) 972-3115 or Tinger@epa.gov EPA Region IX (WTR-5), 75 Hawthorne Street San Francisco, CA 94105. Website: <http://www.epa.gov/region9/water/index.cfm>

To be Published in The NAVAJO TIMES February 19, 2009.

IN THE DISTRICT COURT OF THE NAVAJO NATION

JUDICIAL DISTRICT OF CHINLE, ARIZONA.

In re the matter of the Re-possession of the 1997 Redman Mobile Home 28'x60' Serial No. 13518639A, and concerning Irene Goldtooth and Emerson Goldtooth (deceased debtors) and Green Tree Servicing, LLC (Plaintiff).

Case No. CH-CV-044-09

To: Any Interested Person.

1. A Petition for Order Allowing Repossession of the 1997 Redman Mobile Home 28'x60' Serial No. 13518639A, owned by Irene Goldtooth and Emerson Goldtooth, both deceased has been filed in this Court on January 29, 2009.

2. Any interested party to this lawsuit is directed to file a pleading in response to the Petition for Order Allowing Repossession on or before March 12, 2009, in the office of the Clerk of the above Court.

3. If you want to deny the claim you must do so with a written answer.

4. You may go to a legal counsel or advocate who can prepare an answer for you.

5. If you do not file an answer

award to Navajo and other Indian owned firms qualifying for preference in accordance with the Navajo Nation Business Opportunity Act, N.N.C. Title 5, Chapter 001, et seq.

To be Published in The NAVAJO TIMES February 19, 28 and March 5, 2009.

REQUEST FOR PROPOSALS

LEGAL SERVICES

FLAGSTAFF BORDERTOWN DORMITORY, INC.

901 N. Kinlari Rd. Flagstaff, Arizona 86001

Phone: (928) 774-5279

Fax: (928) 556-9883

This is a request for proposals from attorneys admitted to practice in Arizona and the Navajo Nation to provide legal services to the Flagstaff Bordertown Dormitory, Inc. (FBD). FBD is an Arizona non-profit corporation which operates a Public Law 100-297 Grant program, authorized through the Navajo Nation. The Dormitory is funded through grants issued by the U.S. Department of Interior, Bureau of Indian Education and authorized by the Navajo Nation.

For additional information please contact Interim Chief Executive Officer Randy Begay at (928) 774-5279 ext. 10 or e-mail: greatwhite_2007@yahoo.com. Proposals will be accepted through 5 p.m. on Tuesday, February 24, 2009.

To be Published in The NAVAJO TIMES February 19, 2009.

REQUEST FOR PROPOSALS

ACCOUNTING SERVICES

FLAGSTAFF BORDERTOWN DORMITORY, INC.

901 N. Kinlari Rd. Flagstaff, Arizona 86001

Phone: (928) 774-5279

Fax: (928) 556-9883

This is a request for proposals from individuals or organizations to provide accounting services to the Flagstaff Bordertown Dormitory, Inc. (FBD). FBD is an Arizona non-profit corporation which operates a Public Law 100-297 Grant program, authorized through the Navajo Nation. The Dormitory is funded through grants issued by the U.S. Department of Interior, Bureau of Indian Education and authorized by the Navajo Nation.

For additional information please contact Interim Chief Executive Officer Randy Begay at (928) 774-5279 ext. 10 or e-mail: greatwhite_2007@yahoo.com. Proposals will be accepted through 5 p.m. on Tuesday, February 24, 2009.

To be Published in The NAVAJO TIMES February 19, 2009.

ADVERTISEMENT FOR BIDS

HOPI TRIBAL HOUSING AUTHORITY (THE "OWNER"), First Mesa, Arizona, will receive bids from general contractors

HOPI TRIBAL HOUSING AUTHORITY - 12 SINGLE FAMILY UNITS, First Mesa, Arizona

The project consists of earthwork, infrastructure, concrete foundations, building framing, finishes, HVAC, plumbing, and electrical systems, site utility and improvements. The work is comprised of construction of 12 single family housing units on scattered sites.

Each bid must be submitted in accordance with Bidding Documents prepared by the Architect, Dyrnon Murphy Architects, P.C., (505) 830-0203, Albuquerque, NM.

Procurement provisions set forth in the project manual, including Hopi Tribal business statutes, A lump sum contract award will be based on the following:

Construction of dwelling units are to be bid as a conventional method.

When the bid's price is a low bid proposal will include costs to construct the dwellings based upon information contained in the project manual and drawings. The low bidder will evaluate proposed design information submitted by prospective bidders, and award the contract to the most responsive proposal based on the project parameters.

Bid Documents may be obtained at: Albuquerque, Reprographics Inc. (505) 261-1111, Albuquerque 87109; (505) 864-6862. One set per Bidder is available upon \$100 refundable deposit, cashier's check or check payable to Dyrnon Murphy Architects, P.C. Additional sets may be purchased. Shipping charges are the sole responsibility of the bidder requesting documents.

Bidding Documents may be examined at the following Plan Rooms:

Dodge Reports / McGraw-Hill (Phoenix, Flagstaff, Albuquerque) Construction Reporter (Albuquerque) Builder's News (Albuquerque).

Bids shall be sealed, labeled, and submitted to the architect at Dyrnon Murphy Architects, P.C., 4505 Montebel PL NE Albuquerque, NM 87107.

On or before 3:00 pm MST,

paid before five o'clock P.M. on the last day other than a Saturday or legal holiday before the date of the sale. The Purchaser at the sale, other than the beneficiary to the extent of his credit bid, shall pay the price no later than five o'clock P.M. of the following day, other than a Saturday or legal holiday. Name and Address of Original Trustor: LISA MARIE MARTINEZ, 108 W. PINE SHADOW DRIVE, LAKE SIDE, AZ 85929 Name and Address of Current Trustee: RECONTRUST COMPANY, 2380 Performance Dr. TX-985-07-03 Richardson, TX 75082 FOR INFORMATION/SALE INFORMATION CALL: (800) 281-8218. Name and Address of Current Beneficiary: WORTGAGE ELECTRONIC REGISTRATION, 400 COUNTRYWIDE WAY SV-35, SIMI VALLEY, CA 93065 PHONE: (800) 665-9650 RECONTRUST COMPANY IS THE CURRENT TRUSTEE. RECONTRUST COMPANY QUALIFIES AS A TRUSTEE UNDER THE UNIFORM PROBATE ACT. ARIZONA REVISED STATUTES SECTION 33-803, SUBSECTION A.5. BECAUSE IT IS A CORPORATION, IT IS SUBJECT TO THE OFFICE OF THRIFT SUPERVISION (OTS), SUCCESSOR TO THE FEDERAL HOME LOAN BANK. To be Published in The NAVAJO TIMES February 19, 28, 2009.

STATE OF ARIZONA

Arizona State Land Department

Public Hearing

Notice of Proposed

Unit Agreement

Under provisions of A.R.S. §27-557(r)(1), the Arizona State Land Department has received a proposed unit agreement for the expansion, development, and operation of a permitted substances including CO2 and helium on the state lands within the following sections, and may purchase Department owned lands within the same townships and ranges:

GLA and Salt River Baseline & Meridian, Arizona.

Section 15, 1-5, 9-15, 22-25, 29N, R31E, Sec 3-10, 15-22, 27-30.

T10N, R29E, Sec 1, 2, 12, 27-30.

T10N, R31E, Sec 1, 2, 4-13, 15-22, 24-30, 32-36.

T10N, R31E, Sec 3-10, 15-22, 27-34.

T11N, R28E, Sec 1, 2, 12, 27-34.

T11N, R29E, Sec 1-18, 20-26, 34-38.

T11N, R30E, Sec 2, 6, 7, 15-23, 25-28, 30-32, 34-36.

T11N, R31E, Sec 3-10; 15-22, 27-30, 31-34.

T12N, R28E Sec 24, 26, 36, 37.

T12N, R29E, Sec 10, 12, 14, 16, 18, 22-26, 30, 32-36.

T12N, R30E, Sec 8, 15-22, 24, 25, 27-36.

T12N, R31E, Sec 18-20, 29-32.

The area described approximates 130,940.18 acres of State lands, more or less, all in Apache County.

In addition, private lands in the proposed Unit Agreement may also be located in T8N, R31E. The total of private lands approximates 27,072.38 acres, more or less, all in Apache County.

A public hearing will be held to receive written or oral comments, to assist the State Land Commissioner in determining whether it is in the best interest of the State to commit state lands to the proposed Unit Agreement. The hearing will be held as follows:

Date: Monday, March 9, 2009.

Time: 10 a.m. to 1 p.m.

Place: 75 W. Cleveland, 1st Floor

Meeting Room 1, Phoenix, Arizona.

Any person or party wishing to file a written or oral comment, to Arizona State Land Commissioner, should file the comment with the following information:

Name and Address of Original Trustor: LISA MARIE MARTINEZ, 108 W. PINE SHADOW DRIVE, LAKE SIDE, AZ 85929 Name and Address of Current Trustee: RECONTRUST COMPANY, 2380 Performance Dr. TX-985-07-03 Richardson, TX 75082 FOR INFORMATION/SALE INFORMATION CALL: (800) 281-8218. Name and Address of Current Beneficiary: WORTGAGE ELECTRONIC REGISTRATION, 400 COUNTRYWIDE WAY SV-35, SIMI VALLEY, CA 93065 PHONE: (800) 665-9650 RECONTRUST COMPANY IS THE CURRENT TRUSTEE. RECONTRUST COMPANY QUALIFIES AS A TRUSTEE UNDER THE UNIFORM PROBATE ACT. ARIZONA REVISED STATUTES SECTION 33-803, SUBSECTION A.5. BECAUSE IT IS A CORPORATION, IT IS SUBJECT TO THE OFFICE OF THRIFT SUPERVISION (OTS), SUCCESSOR TO THE FEDERAL HOME LOAN BANK. To be Published in The NAVAJO TIMES February 19, 28, 2009.

UNIT AGREEMENT

Under provisions of A.R.S. §27-557(r)(1), the Arizona State Land Department has received a proposed unit agreement for the expansion, development, and operation of a permitted substances including CO2 and helium on the state lands within the following sections, and may purchase Department owned lands within the same townships and ranges:

GLA and Salt River Baseline & Meridian, Arizona.

Section 15, 1-5, 9-15, 22-25, 29N, R31E, Sec 3-10, 15-22, 27-30.

T10N, R29E, Sec 1, 2, 12, 27-30.

T10N, R31E, Sec 1, 2, 4-13, 15-22, 24-30, 32-36.

T10N, R31E, Sec 3-10, 15-22, 27-34.

T11N, R28E, Sec 1, 2, 12, 27-34.

T11N, R29E, Sec 1-18, 20-26, 34-38.

T11N, R30E, Sec 2, 6, 7, 15-23, 25-28, 30-32, 34-36.

T11N, R31E, Sec 3-10; 15-22, 27-30, 31-34.

T12N, R28E Sec 24, 26, 36, 37.

T12N, R29E, Sec 10, 12, 14, 16, 18, 22-26, 30, 32-36.

T12N, R30E, Sec 8, 15-22, 24, 25, 27-36.

T12N, R31E, Sec 18-20, 29-32.

The area described approximates 130,940.18 acres of State lands, more or less, all in Apache County.

In addition, private lands in the proposed Unit Agreement may also be located in T8N, R31E. The total of private lands approximates 27,072.38 acres, more or less, all in Apache County.

A public hearing will be held to receive written or oral comments, to assist the State Land Commissioner in determining whether it is in the best interest of the State to commit state lands to the proposed Unit Agreement. The hearing will be held as follows:

Date: Monday, March 9, 2009.

Time: 10 a.m. to 1 p.m.

Place: 75 W. Cleveland, 1st Floor

Meeting Room 1, Phoenix, Arizona.

Any person or party wishing to file a written or oral comment, to Arizona State Land Commissioner, should file the comment with the following information:

Name and Address of Original Trustor: LISA MARIE MARTINEZ, 108 W. PINE SHADOW DRIVE, LAKE SIDE, AZ 85929 Name and Address of Current Trustee: RECONTRUST COMPANY, 2380 Performance Dr. TX-985-07-03 Richardson, TX 75082 FOR INFORMATION/SALE INFORMATION CALL: (800) 281-8218. Name and Address of Current Beneficiary: WORTGAGE ELECTRONIC REGISTRATION, 400 COUNTRYWIDE WAY SV-35, SIMI VALLEY, CA 93065 PHONE: (800) 665-9650 RECONTRUST COMPANY IS THE CURRENT TRUSTEE. RECONTRUST COMPANY QUALIFIES AS A TRUSTEE UNDER THE UNIFORM PROBATE ACT. ARIZONA REVISED STATUTES SECTION 33-803, SUBSECTION A.5. BECAUSE IT IS A CORPORATION, IT IS SUBJECT TO THE OFFICE OF THRIFT SUPERVISION (OTS), SUCCESSOR TO THE FEDERAL HOME LOAN BANK. To be Published in The NAVAJO TIMES February 19, 28, 2009.

UNIT AGREEMENT

Under provisions of A.R.S. §27-557(r)(1), the Arizona State Land Department has received a proposed unit agreement for the expansion, development, and operation of a permitted substances including CO2 and helium on the state lands within the following sections, and may purchase Department owned lands within the same townships and ranges:

GLA and Salt River Baseline & Meridian, Arizona.

Section 15, 1-5, 9-15, 22-25, 29N, R31E, Sec 3-10, 15-22, 27-30.

T10N, R29E, Sec 1, 2, 12, 27-30.

T10N, R31E, Sec 1, 2, 4-13, 15-22, 24-30, 32-36.

T10N, R31E, Sec 3-10, 15-22, 27-34.

T11N, R28E, Sec 1, 2, 12, 27-34.

T11N, R29E, Sec 1-18, 20-26, 34-38.

T11N, R30E, Sec 2, 6, 7, 15-23, 25-28, 30-32, 34-36.

T11N, R31E, Sec 3-10; 15-22, 27-30, 31-34.

T12N, R28E Sec 24, 26, 36, 37.

T12N, R29E, Sec 10, 12, 14, 16, 18, 22-26, 30, 32-36.

T12N, R30E, Sec 8, 15-22, 24, 25, 27-36.

T12N, R31E, Sec 18-20, 29-32.

The area described approximates 130,940.18 acres of State lands, more or less, all in Apache County.

In addition, private lands in the proposed Unit Agreement may also be located in T8N, R31E. The total of private lands approximates 27,072.38 acres, more or less, all in Apache County.

A public hearing will be held to receive written or oral comments, to assist the State Land Commissioner in determining whether it is in the best interest of the State to commit state lands to the proposed Unit Agreement. The hearing will be held as follows:

Date: Monday, March 9, 2009.

Time: 10 a.m. to 1 p.m.

Place: 75 W. Cleveland, 1st Floor

Meeting Room 1, Phoenix, Arizona.

Any person or party wishing to file a written or oral comment, to Arizona State Land Commissioner, should file the comment with the following information:

Name and Address of Original Trustor: LISA MARIE MARTINEZ, 108 W. PINE SHADOW DRIVE, LAKE SIDE, AZ 85929 Name and Address of Current Trustee: RECONTRUST COMPANY, 2380 Performance Dr. TX-985-07-03 Richardson, TX 75082 FOR INFORMATION/SALE INFORMATION CALL: (800) 281-8218. Name and Address of Current Beneficiary: WORTGAGE ELECTRONIC REGISTRATION, 400 COUNTRYWIDE WAY SV-35, SIMI VALLEY, CA 93065 PHONE: (800) 665-9650 RECONTRUST COMPANY IS THE CURRENT TRUSTEE. RECONTRUST COMPANY QUALIFIES AS A TRUSTEE UNDER THE UNIFORM PROBATE ACT. ARIZONA REVISED STATUTES SECTION 33-803, SUBSECTION A.5. BECAUSE IT IS A CORPORATION, IT IS SUBJECT TO THE OFFICE OF THRIFT SUPERVISION (OTS), SUCCESSOR TO THE FEDERAL HOME LOAN BANK. To be Published in The NAVAJO TIMES February 19, 28, 2009.

UNIT AGREEMENT

Under provisions of A.R.S. §27-557(r)(1), the Arizona State Land Department has received a proposed unit agreement for the expansion, development, and operation of a permitted substances including CO2 and helium on the state lands within the following sections, and may purchase Department owned lands within the same townships and ranges:

GLA and Salt River Baseline & Meridian, Arizona.

Section 15, 1-5, 9-15, 22-25, 29N, R31E, Sec 3-10, 15-22, 27-30.

T10N, R29E, Sec 1, 2, 12, 27-30.

T10N, R31E, Sec 1, 2, 4-13, 15-22, 24-30, 32-36.

T10N, R31E, Sec 3-10, 15-22, 27-34.

T11N, R28E, Sec 1, 2, 12, 27-34.

T11N, R29E, Sec 1-18, 20-26, 34-38.

T11N, R30E, Sec 2, 6, 7, 15-23, 25-28, 30-32, 34-36.

T11N, R31E, Sec 3-10; 15-22, 27-30, 31-34.

T12N, R28E Sec 24, 26, 36, 37.

T12N, R29E, Sec 10, 12, 14, 16, 18, 22-26, 30, 32-36.

T12N, R30E, Sec 8, 15-22, 24, 25, 27-36.

T12N, R31E, Sec 18-20, 29-32.

The area described approximates 130,940.18 acres of State lands, more or less, all in Apache County.

In addition, private lands in the proposed Unit Agreement may also be located in T8N, R31E. The total of private lands approximates 27,072.38 acres, more or less, all in Apache County.

A public hearing will be held to receive written or oral comments, to assist the State Land Commissioner in determining whether it is in the best interest of the State to commit state lands to the proposed Unit Agreement. The hearing will be held as follows:

Date: Monday, March 9, 2009.

Time: 10 a.m. to 1 p.m.

Place: 75 W. Cleveland, 1st Floor

Meeting Room 1, Phoenix, Arizona.

Any person or party wishing to file a written or oral comment, to Arizona State Land Commissioner, should file the comment with the following information:

Name and Address of Original Trustor: LISA MARIE MARTINEZ, 108 W. PINE SHADOW DRIVE, LAKE SIDE, AZ 85929 Name and Address of Current Trustee: RECONTRUST COMPANY, 2380 Performance Dr. TX-985-07-03 Richardson, TX 75082 FOR INFORMATION/SALE INFORMATION CALL: (800) 281-8218. Name and Address of Current Beneficiary: WORTGAGE ELECTRONIC REGISTRATION, 400 COUNTRYWIDE WAY SV-35, SIMI VALLEY, CA 93065 PHONE: (800) 665-9650 RECONTRUST COMPANY IS THE CURRENT TRUSTEE. RECONTRUST COMPANY QUALIFIES AS A TRUSTEE UNDER THE UNIFORM PROBATE ACT. ARIZONA REVISED STATUTES SECTION 33-803, SUBSECTION A.5. BECAUSE IT IS A CORPORATION, IT IS SUBJECT TO THE OFFICE OF THRIFT SUPERVISION (OTS), SUCCESSOR TO THE FEDERAL HOME LOAN BANK. To be Published in The NAVAJO TIMES February 19, 28, 2009.

UNIT AGREEMENT

Under provisions of A.R.S. §27-557(r)(1), the Arizona State Land Department has received a proposed unit agreement for the expansion, development, and operation of a permitted substances including CO2 and helium on the state lands within the following sections, and may purchase Department owned lands within the same townships and ranges:

GLA and Salt River Baseline & Meridian, Arizona.

Section 15, 1-5, 9-15, 22-25, 29N, R31E, Sec 3-10, 15-22, 27-30.

T10N, R29E, Sec 1, 2, 12, 27-30.

T10N, R31E, Sec 1, 2, 4-13, 15-22, 24-30, 32-36.

T10N, R31E, Sec 3-10, 15-22, 27-34.

T11N, R28E, Sec 1, 2, 12, 27-34.

T11N, R29E, Sec 1-18, 20-26, 34-38.

T11N, R30E, Sec 2, 6, 7, 15-23, 25-28, 30-32, 34-36.

T11N, R31E, Sec 3-10; 15-22, 27-30, 31-34.

T12N, R28E Sec 24, 26, 36, 37.

T12N, R29E, Sec 10, 12, 14, 16, 18, 22-26,