

DISTRICT COURT, LARIMER COUNTY, COLORADO Address: 201 La Porte Avenue, Suite 100 Fort Collins, Colorado 80521 Phone: 970.494.3500	DATE FILED: February 13, 2014 9:10 AM FILING ID: 4FECA29E71CC0 CASE NUMBER: 2013CV31385 <p style="text-align: center;">▲ COURT USE ONLY ▲</p>
PLAINTIFF: COLORADO OIL & GAS ASSOCIATION v. DEFENDANT: CITY OF FORT COLLINS, COLORADO	Case Number: 2013CV31385 Div.: Civ Courtroom: 5B
<i>Attorneys for Defendant-Intervenors</i> Names: Elizabeth Kutch (Student Attorney) Timothy O'Leary (Student Attorney) Gina Tincher (Student Attorney) Kevin Lynch (Professor and Supervising Attorney; CO Bar No. 39873) Address: Environmental Law Clinic University of Denver Sturm College of Law 2255 E. Evans Ave Denver, CO 80218 Phone: 303.871.7870 Fax: 303.871.6847 E-mail: elc@law.du.edu	<p style="text-align: center;">AFFIDAVIT OF MARY ANDERSON IN SUPPORT OF MOTION TO INTERVENE AS A DEFENDANT</p>

1. My name is Mary C. Anderson. I am of legal age and competent to give this affidavit. The facts and opinions set forth in this declaration are based on my personal knowledge, education and experience. If called as a witness in these proceedings, I could and would testify competently to these facts and opinions.

2. I am a resident of Fort Collins, Colorado. I currently reside at 2256 Clearfield Way, Fort Collins, Colorado 80524.

3. My husband and I moved from Iowa to Fort Collins approximately 2 ½ years ago.

4. My husband and I live approximately four blocks from proposed wells, which would be hydraulically fractured in the Undeveloped Area (UDA) of Fort Collins. I am deeply concerned about my property values declining if wells are allowed to be fracked within sight of our home.

5. I am a member of, and volunteer for Citizens for a Healthy Fort Collins.

6. I actively participated in the passage of Measure 2A by attending strategy meetings of Citizens for Healthy Fort Collins, attending informational meetings, calling volunteers, and canvassing neighborhoods and public gathering places to get signatures on the original petitions to put the motion on the ballot. In addition, I passed out informational door hangers, posted a yard sign in my yard, and arranged for several neighbors who supported Measure 2A to also erect yard signs in their yards. I also made numerous calls to voters on election day.

7. In addition to expending my time and energy in support of Measure 2A, I also made financial contributions to Citizens for a Healthy Fort Collins.

8. I devoted my time, energy, and financial resources to this cause because I strongly believe that more studies of the hydraulic fracturing process must be done before we allow this industrial process anywhere near our neighborhoods and other highly populated areas.

9. My husband suffers from Chronic Obstructive Pulmonary Disease (COPD) and air pollutants, such as those that result from hydraulic fracturing, gravely affect his health and quality of life.

10. I am very active outside with gardening, walking and biking and love to use the streets close to our home for my outdoor exercise. If hydraulic fracturing were allowed near our home, I would no longer feel comfortable participating in these outdoor activities.

11. I am afraid that my health will deteriorate as a result of the amount of outdoor activities I participate in if Measure 2A is overturned.

12. I used to take my grandchildren to a playground in the Hearthfire neighborhood, which is located north of my own neighborhood. However, because I learned that fracking is taking place there, I have stopped going to that area.

13. My husband and I are deeply concerned that if Measure 2A is overturned, we will be forced to move away from Fort Collins because we believe that without scientific studies showing that fracking is safe for the environment, our health, and our property values- we will have no choice but to relocate to an area where hydraulic fracturing does not take place.

14. I believe that the Fort Collins City Council will not vigorously defend this measure that I, and others worked so hard for. This belief is based on the fact that 4 of the 7 City Council members voted to adopt a resolution urging the citizens of Fort Collins to vote against Measure 2A.

Mary C. Anderson

Feb 3, 2014

Mary C. Anderson

Date

SUBSCRIBED AND SWORN before me on this 3rd day of February, 2014,

by Mary C. Anderson.

Kathleen M van Boord

Notary Public

My Commission Expires: 1-12-2016

KATHLEEN M VAN BOORD
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20114082365
MY COMMISSION EXPIRES 01/12/2016