

State of New Mexico
Energy, Minerals and Natural Resources Department

Michelle Lujan Grisham
Governor

Sarah Propst Cottrell
Cabinet Secretary

Todd Leahy, JD, PhD
Deputy Cabinet Secretary

Mike Tompson, Acting Director
Mining and Minerals Division



September 3, 2019

Ms. Laura McCarthy
NM State Forestry Division
P.O. Box 1948
Santa Fe, NM 87504-1948

Re: Request for Comments on Modification 19-1 Application, Partial Release of Financial Assurance on 7.18 Acres of Reclamation, T19N R5W Section 9, Ojo Encino Mine, McKinley County, New Mexico, Permit No. MK043MN

Dear Ms. McCarthy,

On August 22, 2019, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department received a permit application from Broken Pick Propriety, LLC to modify permit number MK043MN. The application requests partial release of financial assurance associated with approximately 7.18 acres of reclamation performed at the Ojo Encino Mine located in T19N, R5W, Section 9. The application is being processed as modification number 19-1 to permit MK043MN.

Pursuant to §19.10.3.303.I NMAC, MMD is requesting comments from your agency regarding the application to modify the permit. *The application received from the operator can be downloaded from MMD's website at http://www.emnrd.state.nm.us/MMD/MARP/OjoEncino_MK043MN.html*

In accordance with §19.10.3.303.I and §19.10.12.1210.A(4) NMAC, your agency has 20 days from the date of receipt of this letter in which to provide comments. The Director will consider these comments in making the decision to release financial assurance.

If you have any questions, please contact me at (505) 476-3434 or by email at david.ennis@state.nm.us.

Sincerely,

David J. (DJ) Ennis, P.G., Permit Lead
Mining Act Reclamation Program (MARF)

cc: Mine File (MK043MN)

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Energy, Minerals and Natural Resources Department

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September 3, 2019

Dr. Ghassan Musharrafieh
Office of the State Engineer
P.O. Box 25102
Santa Fe, NM 87504-5102

Re: Request for Comments on Modification 19-1 Application, Partial Release of Financial Assurance on 7.18 Acres of Reclamation, T19N R5W Section 9, Ojo Encino Mine, McKinley County, New Mexico, Permit No. MK043MN

Dear Dr. Musharrafieh,

On August 22, 2019, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department received a permit application from Broken Pick Propriety, LLC to modify permit number MK043MN. The application requests partial release of financial assurance associated with approximately 7.18 acres of reclamation performed at the Ojo Encino Mine located in T19N, R5W, Section 9. The application is being processed as modification number 19-1 to permit MK043MN.

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Mining and Minerals Division



September 3, 2019

Dr. Matthew Wunder
NM Department of Game and Fish
P.O. Box 25112
Santa Fe, NM 87504

Re: Request for Comments on Modification 19-1 Application, Partial Release of Financial Assurance on 7.18 Acres of Reclamation, T19N R5W Section 9, Ojo Encino Mine, McKinley County, New Mexico, Permit No. MK043MN

Dear Dr. Wunder,

On August 22, 2019, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department received a permit application from Broken Pick Propriety, LLC to modify permit number MK043MN. The application requests partial release of financial assurance associated with approximately 7.18 acres of reclamation performed at the Ojo Encino Mine located in T19N, R5W, Section 9. The application is being processed as modification number 19-1 to permit MK043MN.

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Sincerely,

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September 3, 2019

Mr. Rick Reycraft
Department of Cultural Affairs, Historic Preservation Division
407 Galisteo St., Suite 236
Santa Fe, NM 87501

Re: Request for Comments on Modification 19-1 Application, Partial Release of Financial Assurance on 7.18 Acres of Reclamation, T19N R5W Section 9, Ojo Encino Mine, McKinley County, New Mexico, Permit No. MK043MN

Dear Mr. Reycraft,

On August 22, 2019, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department received a permit application from Broken Pick Propriety, LLC to modify permit number MK043MN. The application requests partial release of financial assurance associated with approximately 7.18 acres of reclamation performed at the Ojo Encino Mine located in T19N, R5W, Section 9. The application is being processed as modification number 19-1 to permit MK043MN.

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Mining Act Reclamation Program (MARP)

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Mining and Minerals Division



September 3, 2019

Mr. Tony Gallegos
BLM Farmington Field Office
6251 College Blvd.
Farmington, NM 87402

Re: Request for Comments on Modification 19-1 Application, Partial Release of Financial Assurance on 7.18 Acres of Reclamation, T19N R5W Section 9, Ojo Encino Mine, McKinley County, New Mexico, Permit No. MK043MN

Dear Mr. Gallegos,

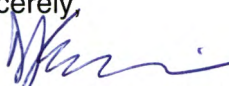
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Mining Act Reclamation Program (MARP)

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Mining and Minerals Division



September 3, 2019

Ms. Daniela Roth
EMNRD-Forestry Division
1220 S. St. Francis Drive
Santa Fe, NM 87505

Re: Request for Comments on Modification 19-1 Application, Partial Release of Financial Assurance on 7.18 Acres of Reclamation, T19N R5W Section 9, Ojo Encino Mine, McKinley County, New Mexico, Permit No. MK043MN

Dear Ms. Roth,

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Mining and Minerals Division



September 3, 2019

Mr. Jeff Lewellin
NMED Ground Water Quality Bureau
P.O. Box 5469
Santa Fe, NM 87502-5469

Re: Request for Comments on Modification 19-1 Application, Partial Release of Financial Assurance on 7.18 Acres of Reclamation, T19N R5W Section 9, Ojo Encino Mine, McKinley County, New Mexico, Permit No. MK043MN

Dear Mr. Lewellin,

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Mining Act Reclamation Program (MARF)

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