

State of New Mexico  
Energy, Minerals and Natural Resources Department

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Michelle Lujan Grisham  
Governor

Sarah Propst Cottrell  
Cabinet Secretary

Todd Leahy, JD, PhD  
Deputy Cabinet Secretary

Mike Tompson, Interim Director  
Mining and Minerals Division



September 4, 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 7.15 Acres of Reclamation, T19N, R6W, Section 12, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear Ms. Roth,

On September 3, 2019, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department received a permit application from Miocene, LLC to modify permit number MK039MN. The application requests partial release of financial assurance associated with 7.15 acres of reclamation performed at the Brie I Mine located in T19N, R6W, Section 12. The application is being processed as Modification 19-1 to permit MK039MN.

Pursuant to §19.10.3.304.H 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/Mod19-1\\_MK039MN.html](http://www.emnrd.state.nm.us/MMD/MARP/Mod19-1_MK039MN.html)

In accordance with §19.10.3.304.H 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](mailto:david.ennis@state.nm.us).

Sincerely,

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

cc: Mine File (MK039MN)

State of New Mexico  
Energy, Minerals and Natural Resources Department

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September 4, 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 7.15 Acres of Reclamation, T19N, R6W, Section 12, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear Mr. Lewellin,

On September 3, 2019, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department received a permit application from Miocene, LLC to modify permit number MK039MN. The application requests partial release of financial assurance associated with 7.15 acres of reclamation performed at the Brie I Mine located in T19N, R6W, Section 12. The application is being processed as Modification 19-1 to permit MK039MN.

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Sincerely,

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

cc: Mine File (MK039MN)

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Energy, Minerals and Natural Resources Department

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Mining and Minerals Division



September 4, 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 7.15 Acres of Reclamation, T19N, R6W, Section 12, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear Ms. McCarthy,

On September 3, 2019, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department received a permit application from Miocene, LLC to modify permit number MK039MN. The application requests partial release of financial assurance associated with 7.15 acres of reclamation performed at the Brie I Mine located in T19N, R6W, Section 12. The application is being processed as Modification 19-1 to permit MK039MN.

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Sincerely,

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Mining Act Reclamation Program (MARP)

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Energy, Minerals and Natural Resources Department

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Mining and Minerals Division



September 4, 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 7.15 Acres of Reclamation, T19N, R6W, Section 12, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear Dr. Musharrafieh,

On September 3, 2019, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department received a permit application from Miocene, LLC to modify permit number MK039MN. The application requests partial release of financial assurance associated with 7.15 acres of reclamation performed at the Brie I Mine located in T19N, R6W, Section 12. The application is being processed as Modification 19-1 to permit MK039MN.

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Mining Act Reclamation Program (MARP)

cc: Mine File (MK039MN)

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Mining and Minerals Division



September 4, 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 7.15 Acres of Reclamation, T19N, R6W, Section 12, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear Mr. Reycraft,

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Mining Act Reclamation Program (MARP)

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Mining and Minerals Division



September 4, 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 7.15 Acres of Reclamation, T19N, R6W, Section 12, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear Dr. Wunder,

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