

# Code Breaker Enterprises

P.O. Box 413 Bayard, NM 88023

May 15, 2020

Clinton Chisler

Mining Act Reclamation Program, Mining & Minerals Division  
New Mexico Energy, Minerals & Natural Resources Department  
Wendell Chino Building - 3rd Floor, Rm. 360  
1220 S. St. Francis Dr. - Santa Fe, NM 87505

Via Email: Clinton.chisler@state.nm.us

RE: Serial Number NMMC 197959, claim name Santo Nino  
NM Permit No. GR037EM-R8, Minimal Impact Exploration Operation

Re: Comment Letter on GR037 EM-R9 Application, Santo Nino Minimal Impact Exploration Project, Permit No. GR037EM-R8 ("Project")

Dear Mr. Chisler,

Code Breaker Enterprises responses to the April 17, 2020 New Mexico Mining and Minerals Division ("MMD") comment letter regarding submittal of the above referenced Project dated April 15, 2020 ("Application") follows.

1. Updated maps of mine site. Attached as exhibits are updated drawings as follows:
  - A. Drawing A: Access Trail, Reclaimed/Vegetated Slope, Old Pile (reclaimed) and Existing Boulders (Proposed New Pile)
  - B. Drawing B: Dimensions of New Pile, Reclaimed Pile, Access Trail, Portal and Rock Wall
  - C. Drawing C: Top and Side Views of New Pile
2. Disturbances not to exceed 5 acres. Code Breaker Enterprises confirms that between the reclaimed and New Stockpiles, the mining operation and any associated disturbances will not exceed 5 acres at any time per §19.10.3.302 NMACA.
3. Stabilization of New Stockpile on west side of the mine entrance.

The New Pile on the West side of the mine entrance (portal) uses the existing boulders as a foundation and the rock wall to stabilize the storage pile. Code Breakers is reclaiming the New Stockpile on a continuing basis consisting of adding a layer of vegetative materials including sticks and solid biomass for every 1-foot layer of excavated material to stabilize the pile. Exhibit F is a photo showing the layer of vegetative matter applied to stabilize and cover the New Stockpile.

4. Water runoff control measures to divert water from the portal.

This Stockpile is being constructed and fashioned to channel water away from the portal utilizing an existing rock wall to divert water to a water diversion trench. This trench has boulders on one side and a silt fence on the down slope side. See Exhibit G photo showing trench. This trench allows rainwater runoff from the piles to be diverted to the west into the forest away from the portal.

As described in 3., the New Stockpile is significantly stabilized by existing, large boulders that serve as a solid foundation preventing any slippage or movement of the pile.

5. New Stockpile details: Photos, dimensions, estimated volume and maximum capacity of the Second Stockpile.

- A. Exhibit D: Photo looking down from on top of the old stockpile to the portal entrance (yellow) and boulders to serve as base for New Stockpile.
- B. Exhibit E Photo of roped-off area of New Stockpile and foundational boulders.
- C. Dimensions of the New Stockpile: 13 ft. X 21 ft. with a maximum height of 15 ft. (Exhibit C)
- D. Estimated Volume of the Second Stockpile for maximum capacity is 3,500 cubic feet.

Please contact me at [carllehrburger@gmail.com](mailto:carllehrburger@gmail.com) if you have questions or require additional information.

All formal communications and Notices should also be sent via mail to: Ruben Amador, Code Breaker Enterprises, P.O. Box 413, Bayard, NM 88023. To arrange for a Site Inspection or for other operational questions, contact Ruben Amador at (575) 574-7167.

Regards,



Carl Lehrburger  
Code Breaker Enterprises, Inc.  
Secretary

Cc: Ruben Amador, Code Breaker Enterprises  
Joseph Navarro, BLM Las Cruces NM Office, [jnavarro@blm.gov](mailto:jnavarro@blm.gov)  
Ms. Leighandra Keeven, [lkeeven@blm.gov](mailto:lkeeven@blm.gov)

## Exhibits

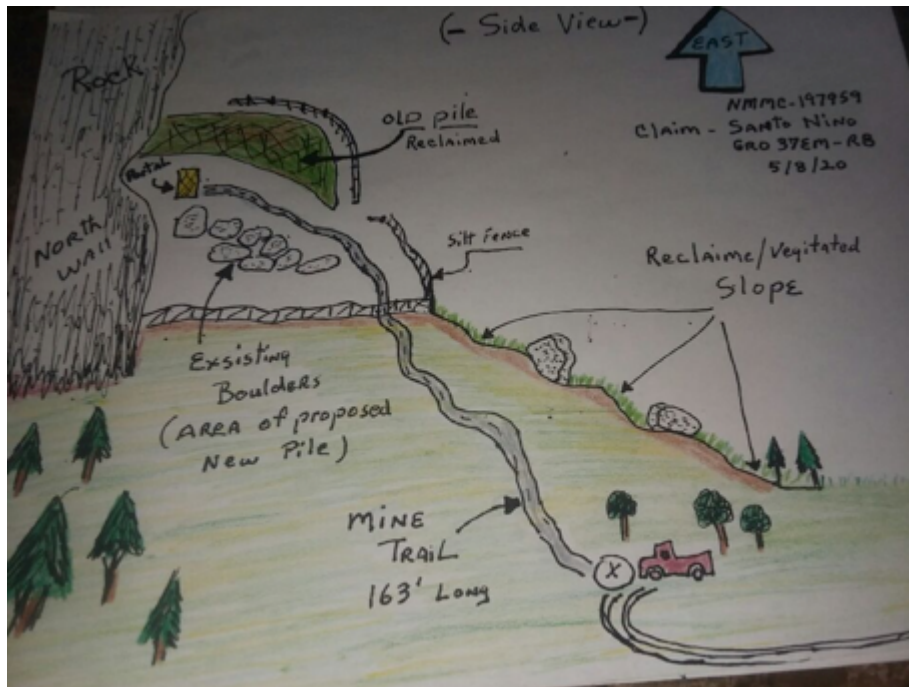


Exhibit A: Drawing showing Access Trail, Reclaimed/Vegetated Slope, Old Pile (reclaimed) and Existing Boulders (Proposed new pile)



Exhibit B. Drawing Dimensions of New Pile, Reclaimed Pile, Mine Trail, Portal and Rock Wall

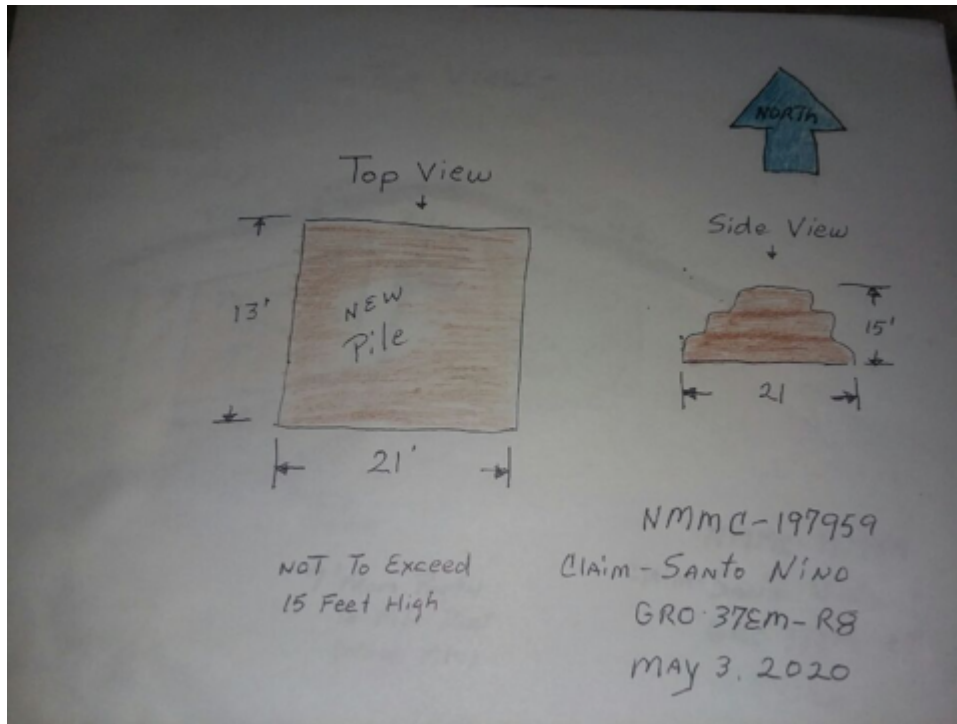


Exhibit C: Drawing. Top and Side Views of New Pile

Exhibit D (Left, below): Photo looking down from old stockpile top to portal entrance (yellow) and boulders to serve as base for new pile.



Exhibit E (Right): Photo of roped-off area of New Stockpile and foundational Boulders. No dirt will go outside the red marker



Exhibit F: Photo of boulders and marked off border of New Stockpile described in 3.



Exhibit G: Photo of trench that diverts water from Portal

