

State of New Mexico
Energy, Minerals and Natural Resources Department

Michelle Lujan Grisham
Governor

Sarah Cottrell Propst
Cabinet Secretary

Todd Leahy, JD, Ph.D.
Deputy Cabinet Secretary

Jerry Schoeppner, PG, Director
Mining and Minerals Division



July 29, 2021

Chairman Timothy Nuvangyaoma
Hopi Tribe
P.O. Box 123
Kykotsmovi, AZ 86039

Re: Notice of Intent to Issue Minimal Impact New Mining Operation Permit, Deming Alpha Mine, Luna County, New Mexico, Permit No. LU042MN

Dear Chairman Nuvangyaoma,

On March 9, 2021, the Mining and Minerals Division (“MMD”) of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Gila Mining, LLC (“Permittee”) to conduct a minimal impact new mining operation under 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The proposed Deming Alpha Mine is located in Section 18 of Township 23 South, Range 9 West in Luna County. The applicant anticipates disturbing approximately 9.8 acres associated with the mining operation.

“Minimal impact new mining” means disturbance will not exceed a total of 10 acres at any given time, which therefore limits impact to the environment. Please see the attached map of the mine location. The application can be viewed in its entirety by visiting the MMD website at http://www.emnrd.state.nm.us/MMD/MARP/AlphaMine_LU042MN.html.

An archaeological survey of the proposed site is not required since the project occurs on private property. We are notifying you that the applicant has satisfied all our regulatory requirements and we are prepared to issue a permit. We would like to give you a final opportunity to provide us with comments. Please provide comments to MMD by July 20, 2021. Please contact me at (505) 470-5354 or jennifere.johnson@state.nm.us with any questions or if you wish to meet to discuss the application.

Sincerely,

Jenn Johnson, Permit Lead
Mining and Minerals Division

Enclosures (Project Vicinity Map)
cc: Project File (LU042MN)

State of New Mexico
Energy, Minerals and Natural Resources Department

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July 29, 2021

Director Leigh Kuwanwisiwma
Hopi Cultural Preservation Office
P.O. Box 123
Kykotsmovi, AZ 86039

Re: Notice of Intent to Issue Minimal Impact New Mining Operation Permit, Deming Alpha Mine, Luna County, New Mexico, Permit No. LU042MN

Dear Director Kuwanwisiwma,

On March 9, 2021, the Mining and Minerals Division (“MMD”) of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Gila Mining, LLC (“Permittee”) to conduct a minimal impact new mining operation under 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The proposed Deming Alpha Mine is located in Section 18 of Township 23 South, Range 9 West in Luna County. The applicant anticipates disturbing approximately 9.8 acres associated with the mining operation.

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Sincerely,

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Mining and Minerals Division

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Mining and Minerals Division



July 29, 2021

President Gabe Aguilar
Mescalero Apache Tribe
P.O. Box 227
Mescalero, NM 88340

Re: Notice of Intent to Issue Minimal Impact New Mining Operation Permit, Deming Alpha Mine, Luna County, New Mexico, Permit No. LU042MN

Dear President Aguilar,

On March 9, 2021, the Mining and Minerals Division (“MMD”) of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Gila Mining, LLC (“Permittee”) to conduct a minimal impact new mining operation under 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The proposed Deming Alpha Mine is located in Section 18 of Township 23 South, Range 9 West in Luna County. The applicant anticipates disturbing approximately 9.8 acres associated with the mining operation.

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Sincerely,

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Mining and Minerals Division

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State of New Mexico
Energy, Minerals and Natural Resources Department

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Mining and Minerals Division



July 29, 2021

Ms. Holly Houghton
Mescalero Apache Tribe, THPO
P.O. Box 227
Mescalero, NM 88340

Re: Notice of Intent to Issue Minimal Impact New Mining Operation Permit, Deming Alpha Mine, Luna County, New Mexico, Permit No. LU042MN

Dear Ms. Houghton,

On March 9, 2021, the Mining and Minerals Division (“MMD”) of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Gila Mining, LLC (“Permittee”) to conduct a minimal impact new mining operation under 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The proposed Deming Alpha Mine is located in Section 18 of Township 23 South, Range 9 West in Luna County. The applicant anticipates disturbing approximately 9.8 acres associated with the mining operation.

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Mining and Minerals Division

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Jerry Schoeppner, PG, Director
Mining and Minerals Division



July 29, 2021

President Jonathan Nez
Navajo Nation
P.O. Box 7440
Window Rock, AZ 86515

Re: Notice of Intent to Issue Minimal Impact New Mining Operation Permit, Deming Alpha Mine, Luna County, New Mexico, Permit No. LU042MN

Dear President Nez,

On March 9, 2021, the Mining and Minerals Division (“MMD”) of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Gila Mining, LLC (“Permittee”) to conduct a minimal impact new mining operation under 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The proposed Deming Alpha Mine is located in Section 18 of Township 23 South, Range 9 West in Luna County. The applicant anticipates disturbing approximately 9.8 acres associated with the mining operation.

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Sincerely,

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Mining and Minerals Division

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cc: Project File (LU042MN)

State of New Mexico
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Deputy Cabinet Secretary

Jerry Schoeppner, PG, Director
Mining and Minerals Division



July 29, 2021

Dr. Richard Begay
Navajo Nation, THPO
P.O. Box 4950
Window Rock, AZ 86515

Re: Notice of Intent to Issue Minimal Impact New Mining Operation Permit, Deming Alpha Mine, Luna County, New Mexico, Permit No. LU042MN

Dear Dr. Begay ,

On March 9, 2021, the Mining and Minerals Division (“MMD”) of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Gila Mining, LLC (“Permittee”) to conduct a minimal impact new mining operation under 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The proposed Deming Alpha Mine is located in Section 18 of Township 23 South, Range 9 West in Luna County. The applicant anticipates disturbing approximately 9.8 acres associated with the mining operation.

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Mining and Minerals Division

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Jerry Schoeppner, PG, Director
Mining and Minerals Division



July 29, 2021

Governor Brian Vallo
Pueblo of Acoma
P.O. Box 309
Acoma, NM 87034

Re: Notice of Intent to Issue Minimal Impact New Mining Operation Permit, Deming Alpha Mine, Luna County, New Mexico, Permit No. LU042MN

Dear Governor Vallo,

On March 9, 2021, the Mining and Minerals Division (“MMD”) of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Gila Mining, LLC (“Permittee”) to conduct a minimal impact new mining operation under 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The proposed Deming Alpha Mine is located in Section 18 of Township 23 South, Range 9 West in Luna County. The applicant anticipates disturbing approximately 9.8 acres associated with the mining operation.

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Sincerely,

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Mining and Minerals Division

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Deputy Cabinet Secretary

Jerry Schoeppner, PG, Director
Mining and Minerals Division



July 29, 2021

Mr. Damian Garcia
Pueblo of Acoma, THPO
P.O. Box 309
Acoma, NM 87034

Re: Notice of Intent to Issue Minimal Impact New Mining Operation Permit, Deming Alpha Mine, Luna County, New Mexico, Permit No. LU042MN

Dear Mr. Garcia,

On March 9, 2021, the Mining and Minerals Division (“MMD”) of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Gila Mining, LLC (“Permittee”) to conduct a minimal impact new mining operation under 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The proposed Deming Alpha Mine is located in Section 18 of Township 23 South, Range 9 West in Luna County. The applicant anticipates disturbing approximately 9.8 acres associated with the mining operation.

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Jerry Schoeppner, PG, Director
Mining and Minerals Division



July 29, 2021

Chairwoman Gwendena Lee-Gatewood
White Mountain Apache Tribe
P.O. Box 700
Whiteriver, AZ 85941

Re: Notice of Intent to Issue Minimal Impact New Mining Operation Permit, Deming Alpha Mine, Luna County, New Mexico, Permit No. LU042MN

Dear Chairwoman Lee-Gatewood,

On March 9, 2021, the Mining and Minerals Division (“MMD”) of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Gila Mining, LLC (“Permittee”) to conduct a minimal impact new mining operation under 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The proposed Deming Alpha Mine is located in Section 18 of Township 23 South, Range 9 West in Luna County. The applicant anticipates disturbing approximately 9.8 acres associated with the mining operation.

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Sincerely,

Jenn Johnson, Permit Lead
Mining and Minerals Division

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Cabinet Secretary

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Deputy Cabinet Secretary

Jerry Schoeppner, PG, Director
Mining and Minerals Division



July 29, 2021

Mr. Mark Altaha
White Mountain Apache Tribe, THPO
P.O. Box 700
Whiteriver, AZ 85941

Re: Notice of Intent to Issue Minimal Impact New Mining Operation Permit, Deming Alpha Mine, Luna County, New Mexico, Permit No. LU042MN

Dear Mr. Altaha,

On March 9, 2021, the Mining and Minerals Division (“MMD”) of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Gila Mining, LLC (“Permittee”) to conduct a minimal impact new mining operation under 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The proposed Deming Alpha Mine is located in Section 18 of Township 23 South, Range 9 West in Luna County. The applicant anticipates disturbing approximately 9.8 acres associated with the mining operation.

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Energy, Minerals and Natural Resources Department

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Deputy Cabinet Secretary

Jerry Schoeppner, PG, Director
Mining and Minerals Division



July 29, 2021

Governor E. Michael Silvas
Ysleta del Sur Pueblo
P119 S. Old Pueblo Road
Ysleta del Sur Pueblo, TX 79917

Re: Notice of Intent to Issue Minimal Impact New Mining Operation Permit, Deming Alpha Mine, Luna County, New Mexico, Permit No. LU042MN

Dear Governor Silvas,

On March 9, 2021, the Mining and Minerals Division (“MMD”) of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Gila Mining, LLC (“Permittee”) to conduct a minimal impact new mining operation under 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The proposed Deming Alpha Mine is located in Section 18 of Township 23 South, Range 9 West in Luna County. The applicant anticipates disturbing approximately 9.8 acres associated with the mining operation.

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Mining and Minerals Division

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Jerry Schoeppner, PG, Director
Mining and Minerals Division



July 29, 2021

Chairwoman Lori Gooday-Ware
Fort Sill Apache Tribe
Route 2, Box 121
Apache, OK 73006

Re: Notice of Intent to Issue Minimal Impact New Mining Operation Permit, Deming Alpha Mine, Luna County, New Mexico, Permit No. LU042MN

Dear Chairwoman Gooday-Ware,

On March 9, 2021, the Mining and Minerals Division (“MMD”) of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Gila Mining, LLC (“Permittee”) to conduct a minimal impact new mining operation under 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The proposed Deming Alpha Mine is located in Section 18 of Township 23 South, Range 9 West in Luna County. The applicant anticipates disturbing approximately 9.8 acres associated with the mining operation.

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