State of New Mexico
Energy, Minerals and Natural Resources Department

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Mining and Minerals Division

May 8, 2023

Ruben Amador
Code Breaker Enterprises, Inc.
P.O. Box 413
Bayard, New Mexico 88023

RE: Exploration Permit Renewal Approval; Santo Nino Exploration Project, Permit No. GR037EM-R12

Dear Mr. Amador:

The New Mexico Mining and Minerals Division ("MMD") received a letter dated April 25, 2023, from Carl Lehrberger on behalf of Codebreaker Enterprises, LLC, ("Permittee"), requesting renewal of the Santo Nino Exploration Project, Permit No. GR037EM. This letter acknowledges the renewal of the Minimal Impact Exploration Permit for the Santo Nino Exploration Project, Permit No. GR037EM. The permit number designated for the renewal will be GR037EM-R12. The Permittee is authorized to conduct mineral exploration and reclamation operations only on those lands specifically designated and authorized as the permit area, located within the Pinos Altos Mining District, and to the north of Cross Mountain, approximately one mile northeast of the village of Pinos Altos, on federal lands within the Pinos Altos Range administered by the Bureau of Land Management ("BLM"), within the NE¼ of Section 32, Township 16 South, Range 13 West, N.M.P.M., in Grant County, New Mexico. Based on your renewal request, it is our understanding that the Permittee proposes to continue exploration as previously approved, without significant modification or change in operations.

Findings of Fact:

1. The application for renewal is complete and demonstrates that the proposed minor changes to the original permit and financial assurance instrument and amount continue to meet the requirements of reclamation as identified in Section 19.10.4.405.C of the New Mexico Mining Act Rules ("the Rules").

2. The Permittee has paid the permit application fee in the amount of $500.00, as determined by Part 2 of the Rules.

3. The Permittee has no outstanding violations of the New Mexico Mining Act or 19.10 NMAC.

4. The Permittee has provided a statement verifying that a Certificate of Deposit established by the Permittee as jointly held MMD-BLM financial assurance for the Santo Nino Exploration Project is valid and presently in effect in the required amount.

5. The Permittee has acknowledged that there has been no change in the amount of proposed disturbance within the proposed permit area or any changes to the plan of operations described in Permit No. GR037EM.

6. The Permittee has provided, as part of the PAP, a signed statement indicating that Permittee agrees to comply with the reclamation requirements of the permit, Part 3 of the Rules, and the New Mexico Mining Act (the Act) and allows the Director to enter the permit area, without delay, for the purpose of conducting inspections during exploration and reclamation.

7. This Permit does not grant or create any property rights. Nor does MMD, by issuing this Permit or otherwise, make any comment on the surface or mineral rights that the Permittee may or may not have in the area covered by the Permit; only that the Permittee has provided a statement of basis on which the Permittee has a right to enter the property to conduct mining and reclamation. Permittee is solely responsible to take whatever steps are necessary to ensure that Permittee has property rights sufficient to support the activities contemplated by the Permit.

8. This Permit does not grant or create any water rights. Nor does MMD, by issuing this Permit or otherwise, make any comment on the water rights that the Permittee may or may not have available for use in the area covered by the Permit. Permittee is solely responsible and obligated to comply with all state and federal laws related to water rights sufficient to support the activities contemplated by the Permit.

9. Since the permit area is on Federal Lands managed by the BLM, the expiration, or termination, of the BLM's authorization to conduct operations on the property automatically suspends the permittee's authority to continue mining operations on the property, although not necessarily reclamation operations required by this permit. The BLM has acknowledged the Permittee's Notice of Intent ("NOI") and has authorized the Permittee to conduct operations on the property pursuant to the current NOI through June 6, 2024.

10. This Permit is issued pursuant to NMSA 1978, Section 69-36-1 et. seq., and Title 19, Chapter 10 NMAC. Permittee may be required to comply with other federal, State, county or local laws or ordinances before or while undertaking the activity that is the subject of this Permit. MMD does not, by issuing this Permit or otherwise, make any comment on Permittee's compliance with such other laws. It is Permittee's sole responsibility to investigate and comply with the requirements of such other laws.

11. The Permittee shall comply with all requirements, obligations and conditions and shall conduct mining and reclamation operations at the Santo Nino Exploration Project only as described within approved Permit No. GR037EM, originally approved on June 7, 2011.

12. This permit renewal R-12 is valid until June 7, 2024, which is one year from the expiration date of the R-11 renewal permit [19.10.4.405.A(1) NMAC]. In addition, at the end of the project Permittee will need to file a termination report based on the requirements of Section 407 of the Rules. If you decide to continue exploration activities beyond that period, you must renew the permit at least 30 days before the date of expiration [19.10.4.405.C(2) NMAC].

If you have any questions, please contact David ("DJ") Ennis of my staff at (505) 372-8634 or via e-mail at: david.ennis@emnrd.nm.gov.

By Order of the Director,

Albert Chang

Albert Chang, Director
Mining and Minerals Division

cc: David ("DJ") Ennis, Program Manager, MARP
Joseph Navarro, Las Cruces District Office, BLM
File No. GR037EM