From:Ennis, David, EMNRDTo:Bill Bradford; joe saenzCc:Barnes, Kevin, EMNRD

Subject: RE: [EXTERNAL] input on the Summa Silver permit application

Date: Friday, July 7, 2023 4:12:00 PM

Mr. Saenz and Mr. Bradford,

Thank you for reaching out to the New Mexico Mining and Minerals Division (MMD) with your concerns regarding the Summa Silver minimal impact exploration operation.

By the terms of the New Mexico Mining Act and the New Mexico State Tribal Collaboration Act, MMD relies on the register of federally recognized tribes held by the New Mexico Historic Preservation Office for its consultation obligations. The list can be found here:

NMHPD - 2023 Tribal Contacts.pdf (nmhistoricpreservation.org)

As your organization is not listed as being federally recognized, MMD cannot meet with you under the formal tribal consultation process. However, MMD understands you have concerns and invites you to participate in the public comment process. Information and regulatory correspondence on the project can be found at MMD's website found here:

https://www.emnrd.nm.gov/mmd/mining-act-reclamation-program/pending-and-approved-exploration-applications/minimal-impact/ca027em-summa-silver-mogollon/

On April 20, 2023, Summa Silver applied to modify and renew the minimal impact exploration permit. Summa Silver is proposing to drill 25 additional boreholes from 10 additional drill pads. MMD anticipates a decision regarding their application sometime in August of 2023. MMD will include your comments as part of the administrative record as requested and will consider any additional concerns you may have on the impact of the mine exploration in this process. My team and I would be happy to listen to your concerns regarding this project via Zoom or Microsoft Teams in the future.

Sincerely, DJ Ennis

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David ("D.J.") Ennis, Program Manager Mining and Minerals Division 1220 S. St. Francis Drive Santa Fe, NM 87505 (505) 372-8634 Cell and Office david.ennis@emnrd.nm.gov

From: Bill Bradford <chiricahuaprofessor@hotmail.com>

Sent: Saturday, June 24, 2023 1:47 PM

To: Barnes, Kevin, EMNRD < Kevin.Barnes@emnrd.nm.gov>; joe saenz

<apache@wolfhorseoutfitters.com>

Subject: [EXTERNAL] input on the Summa Silver permit application

CAUTION: This email originated outside of our organization. Exercise caution prior to clicking on links or opening attachments.

Greetings, Mr. Barnes,

We write to you in reference to the recent request your office submitted to tribal nations with regard to inputs as to Native equities that might be disturbed by Summa's planned exploration on new acreage in the Mogollon Mountains. While we do not know whether the Ft. Sill Tribe of Oklahoma or any other tribe has or will express any concerns about this proposed drilling, we wish to share with you that as we are the Native party to the Treaty of Santa Fe of 1852, and claimants of the lands Summa wishes to explore by aboriginal title confirmed by that Treaty and subsequent practice, we should, by applicable law, courtesy, and custom, be consulted by your office.

To that end, please recognize that the lands upon which Summa Silver wishes to drill are sacred to all Chiricahua people. They are the origin of sacred stories, practices, and ceremonies that continue to guide and shape our daily lives and behaviors. We can elaborate upon their sacredness and our need to protect them at your request. For now, suffice it to say that the entirety of the lands Summa Silver claims are sacred to us and that any and all mining activities upon such lands are anathema to us.

We request that you include this email as part of the official public record, and further that you meet with us so that we may elaborate our concerns and objections to Summa Silver's permit application. We request further that you send any similar such correspondence to the address listed below.

Thank you.

Very respectfully,

Joe Saenz, Nant'an, Chiricahua Apache Nation Bill Bradford, Ikegee Nant'an, Chiricahua Apache Nation 125 Arenas Valley Road Arenas Valley, NM 88022 (575) 534-1379