



Tyrone Operations
P.O. Box 571
Tyrone, NM 88065

July 31, 2024

Via Electronic & Certified Mail # 70203160000104769150
Return Receipt Requested

Mr. Clint Chisler
Energy, Minerals and Natural Resources Department
Mining and Minerals Division
Mining Act Reclamation Program
1220 South St. Francis Drive
Santa Fe, NM 87505

Dear Mr. Chisler:

Re: Termination Report for Emma-B Minimal
Impact Exploration Permit No. GR083EM

Freeport-McMoRan Tyrone Inc. (Tyrone) received approval for a minimal impact exploration permit, Emma-B, on August 08, 2019, under the permit No. GR083EM (Emma-B). Tyrone applied for three modifications to this permit (Modification 20-1, Modification 21-1, and Modification 22-1) and received approval from the Mining and Minerals Division (MMD). Enclosed is the termination report for this permit which satisfies the requirements of 19.10.3.302(J) and 19.10.4.407 NMAC as well as the abatement stipulations of Notice of Violation (NOV) 24-1.

Tyrone has fulfilled all the requirements specified in GR083EM, various modifications, and subsequent correspondence with MMD and requests that this permit be terminated. The attached report contains all the information required by the New Mexico Mining Act Rules for release of financial assurance (FA), however Tyrone is requesting the FA be transferred to the new Part 4 Exploration Permit pursuant to 19.10.12.1210 NMAC. See attachment for a summary of the FA and details of the request.

Please contact Raechel Roberts at (575) 956-3290 or rroberts2@fmi.com if you have questions.

Sincerely,

Sherry Burt-Kested
Environmental Services Manager

SBK:rmr
Enclosures
20240731-100



FREEPORT-McMoRAN

REPORT

Reclamation of Exploration Sites

Termination of the Emma-B Exploration Project- Permit No. GR083EM

Submitted to:

Energy, Mineral, and Natural Resources Department

Mining and Minerals Division
Mining Act Reclamation Program
1220 South St. Francis Drive
Tyrone, New Mexico 88065

Submitted by:

Freeport-McMoRan Tyrone Inc.

Environmental and Sustainable Development
P.O. Box 571
Tyrone, NM 88065

July 2024



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1.0 INTRODUCTION

Freeport-McMoRan Tyrone, Inc. (Tyrone) conducts mineral exploration activities on its private property located adjacent to and associated with the existing Tyrone Mine, approximately 10 miles southwest of Silver City, New Mexico. The Tyrone Mine is permitted as an existing mine by the Mining and Minerals Division (MMD) under Mining Act Permit No. GR010RE. The exploration project area known as Emma-B, is located outside of the GR010RE mining permit boundary, and is therefore conducted under an approved Part 3 Minimal Impact Exploration Permit, No. GR083EM. Additional exploration activities in the Emma area will henceforth be conducted under a new Part 4 Exploration Permit. The GR083EM permit will be terminated pursuant to 19.10.4 NMAC.

Tyrone has prepared this report to satisfy the requirements of 19.10.4.403 and 19.10.3.302(J) which states, “A termination report pursuant to 19.10.4.407 NMAC is also required at the conclusion of an exploration operation not being renewed, unless the permittee has applied for a mining operation permit.”. Additionally, this report satisfies 19.10.4.407(A:C) which dictates the following to be included:

- A. *certify that the exploration reclamation operations have been completed in accordance with the approved permit.*
- B. *provide the total depth and diameter of each hole drilled, the date each hole was completed, depth of water bearing zones, and a statement describing any flow to the surface.*
- C. *identify on an approved map, the disturbed area including the number and location of the disturbed acres, and the location, including identification number, of all drill holes and excavation sites.*
- D. *financial assurance may only be released after the permittee has submitted a termination report that meets the requirements of 19.10.4.407 NMAC and the director has determined, after inspection, that the reclamation requirements of 19.10.4.403 NMAC and the permit have been satisfied.*

1.1 Background

Tyrone first applied for this Minimal Impact Exploration Permit in 2019 and has been operating under that original permit or subsequent modification requests ever since, with the understanding that MMD inspected and accepted the reclamation prior to the next phase of disturbance. The final phase of the exploration under the Part 3 permit concluded in 2023. See Table 1 below for a timeline of the permit modifications and associated changes in the scope of the project. A general reclamation plan was provided in each application and is described in the permits issued by MMD.

Table 1: Permit and Modification Timelines

Permit	Date Applied	Date Approved	Brief Scope Description
Original GR083EM Permit	5/7/2019	8/8/2019	17 boreholes & 3.4 acres of surface disturbance
Modification 20-1	3/20/2020	8/10/2020	Add 6 boreholes & 0.96 acres of surface disturbance
Modification 21-1	1/25/2021	See below	Add 23 boreholes & 3.1 acres of surface disturbance
Modification 21-1 (Amended)	2/19/2021	6/29/2021	Add one additional angled borehole to roughly half of the original 23 requested on 1/25/2021 (on same pads)
Modification 22-1	10/17/2022	1/9/2023	Add 16 boreholes & 1.5 acres of surface disturbance

Note. Surface disturbance included drill pads, new roads, and existing road improvements if needed.

1.2 Reclamation Procedures

Each permit application provided general reclamation measures to be taken to satisfy the 19.10.4.403 NMAC Performance and Reclamation Standards and Requirements. For each phase of exploration, Tyrone initiated and completed the reclamation plan within the one year permitted timeline, with a few seeding exceptions for Modifications 20-1 and 21-1. If the drilling campaign ended after the seasonal precipitation (June-September), the regraded surface disturbances were seeded the following year. Tyrone has found this to be a critical factor in reclamation as it prevents seed from being transported offsite during the winter months when vegetation is not germinating. It also prevents the reduced germination rates due to predation by rodents, birds, and microorganisms. If practical, topsoil is also salvaged and stored near the drill site to be used later for reclamation. In this area, topsoil can vary from just a few inches to a few feet, and sometimes is not practical to salvage. For the reclamation that was completed in 2022, Tyrone inadvertently used a variation of the Tyrone Seed Mix instead of the Emma Seed Mix. The Tyrone Seed Mix included additional seed and species and overall resulted in a benefit.

As described in the permit applications and permits issued by MMD, all drill holes are plugged per the Office of State Engineer (OSE) 19.27.4 NMAC guidelines and an approved variance to plug, issued to Tyrone in 2010. It is FMI policy that the operators plug the hole prior to the drill rig leaving the pad. The plugging and abandonment records are sent to MMD in groups of 5-6 depending on the exploration permit and amount of financial assurance (FA) held for borehole abandonment (FA is calculated based on linear feet of plugging and depths of holes vary). These numbers fluctuated throughout the project due to the installation of temporary NMED groundwater monitor wells as described in the next section. Excavations of mud pits are backfilled with a backhoe or excavator then the slopes are regraded to approximate the original topography. Once all earthwork is completed and the timing aligns with seasonal precipitation, the ground is ripped at a depth of 4-6 inches and seeded with a drill seeder or broadcasted depending on seed shape. The optimal timing for this step of reclamation is April to June. In 2022, Tyrone also began applying mulch to the surface to further decrease erosion and increase germination rate. The mulch was applied at a rate of approximately 2 tons per acre and crimped in place.

It is important to note that Tyrone continued to reclaim these disturbances despite having submitted a Part 5 Mining Act Permit application for this area in October of 2021 (Emma Expansion Project: Modification 21-1 to Permit No. GR010RE). Section 19.10.4.403 NMAC states that reclamation of the disturbed land shall be initiated and completed *unless the area is included within a complete permit application for a new mining operation*. The land was reclaimed despite that provision, as it is a best management practice and provided additional protections and food sources for wildlife.

1.3 Emma Instrumentation

The following sections provide details of the various wells and piezometers that have been installed in association with exploration projects at Emma. These well additions to the already existing monitor well network on the Emma site for Discharge Permit 396 (governed by New Mexico Environment Department (NMED)), are being used to further characterize groundwater conditions such as depth to water, hydraulic gradient and flow direction, and water quality.

Piezometers are used to observe subsurface pore pressures and groundwater levels. This data is used in stability analysis models and allows mining engineers to make informed decisions in all phases of a pit including pit design, groundwater management, and pit wall stability. To ensure representative elevations, all hardrock piezometers are grouted in place with Portland cement. Refer to Table 2 for additional information on all installation dates and locations for all instruments.

1.3.1 2022 Temporary Groundwater Monitor Wells

Under the 2022 exploration project (Modification 21-1) Tyrone converted three of the exploration boreholes (24, 26 and 37) to temporary groundwater monitor wells. Please refer to Figure 1 for the location of these wells. Tyrone maintains excess FA to plug and abandon all three wells. See Section 3.0 for additional information on FA.

1.3.2 2023 Temporary Groundwater Monitor Wells

During the 2023 campaign (Modification 22-1), Tyrone converted three of the exploration boreholes to temporary groundwater monitor wells to collect additional information about water levels and background concentrations. These include boreholes located on pads 49, 50, and 55. Please refer to Figure 1 for the location of these wells. Tyrone maintains excess FA to plug and abandon all three wells. See Section 3.0 for additional information on FA.

1.3.3 Piezometers

A total of four piezometers have been deployed at Emma to collect the data mentioned above. One was installed in 2020 and the other three in 2023.

Table 2. Emma Instrumentation Associated with Exploration

Instrument	Pad Location	Installation Date	Detail Summary
Piezometer A	21	8/25/2020	Installed in borehole during plugging procedure
Piezometer B	53	5/13/2023	Installed in borehole during plugging procedure
Piezometer C	50	4/06/2023	Installed in borehole during plugging procedure
Piezometer D	54	4/23/2023	Installed in borehole during plugging procedure
396-2022-32	24	3/16/2022	Converted exploration borehole to monitor well
396-2022-33	26	3/18/2022	Converted exploration borehole to monitor well
396-2022-34	37	3/19/2022	Converted exploration borehole to monitor well
EM23-003R	49	3/14/2023	Converted exploration borehole to monitor well
EM23-008R	50	4/08/2023	Converted exploration borehole to monitor well
EM23-012R	55	4/28/2023	Converted exploration borehole to monitor well

2.0 PERMIT ACTIVITY SUMMARY

The following sections detail each phase of the exploration projects and provide summaries of the work completed to satisfy parts A and B of 19.10.4.407. Water bearing zones are only recorded by the driller if the borehole is planned to be developed into a temporary groundwater monitor well. No flows to the surface were recorded during the campaigns because the drilling took place in an unconfined aquifer. Refer to Figures 2 through 6 for the locations of the activities within the permit area. Certification documents such as seed tags are included in Appendix A.

2.1 Original Permit

As noted in Table 1, the original Emma-B permit approved Tyrone to drill 17 boreholes & create 3.4 acres of surface disturbance. All pads and roads that were no longer needed, were reclaimed in 2020. See Appendix A for reclamation documentation.

Table 3. Drilling and Reclamation Summary of GR083EM (Original)

Planned Hole ID	Pad #	Total Depth (ft)	Diameter (in)	Plugging Date	Surface Reclamation & Notes
1	1	500	5.5	10/1/2019	Regraded and seeded in 2020
2	2	n/a			Pad was not built, and hole was not drilled
3	3	950	5.5	8/29/2019	Regraded and seeded in 2020
4	4	400	5.5	8/22/2019	Regraded and seeded in 2020
5	5	450	5.5	9/17/2019	Regraded and seeded in 2020
6	6	450	5.5	9/19/2019	Regraded and seeded in 2020, partially re-disturbed in 2020 for Pad 19
7	7	400	5.5	9/25/2019	Regraded and seeded in 2020
8	8	420	5.5	10/7/2019	Regraded and seeded in 2020
9	9	740	5.5	9/22/2019	Partially reclaimed (located in access road)
10	10	n/a			Pad was reclaimed in 2020, hole was not drilled, partially re-disturbed in 2023
11	11	850	5.5	9/11/2019	Regraded and seeded in 2020, re-disturbed in 2023
12	12	700	5.5	9/8/2019	Regraded and seeded in 2020, partially re-disturbed for monitor well access road
13	13	750	5.5	9/6/2019	Regraded and seeded in 2020, partially re-disturbed for monitor well access road
14	14	750	5.5	10/6/2019	Regraded and seeded in 2020
15	15	900	5.5	8/25/2019	Regraded and seeded in 2020
16	16	n/a			Pad was reclaimed in 2020, hole was not drilled
17	17	600	5.5	10/3/2019	Regraded and seeded in 2020

2.2 Modification 20-1

Modification 20-1 included the addition of six boreholes and 0.96 acres of surface disturbance. Tyrone notified MMD in the original Modification 21-1 application document dated January 25, 2021, of the plan to seed the regraded drill sites at a later date due to the timing of precipitation. Since the project extended through fall and winter of 2021, the seeding was pushed to 2022. Tyrone then applied for an additional modification in 2021 so the seeding for the two modifications was bundled and completed in 2022. One piezometer was also installed during this project on Pad 21.

Table 4. Drilling and Reclamation Summary of Modification 20-1

Planned Hole ID	Pad #	Total Depth (ft)	Diameter (in)	Plugging Date	Surface Reclamation & Notes
18	18	500	3	9/1/2020	Regraded in 2020 & seeded in 2022
19	19	600	3	8/17/2020	Regraded in 2020 & seeded in 2022
20	20	600	3	8/29/2020	Regraded in 2020 & seeded in 2022
21	21	800	3	8/25/2020	Seeded in 2022, not regraded due to piezometer
22	22	500	3	9/11/2020	Regraded in 2020 & seeded in 2022
23	23	500	3	9/8/2020	Regraded in 2020 & seeded in 2022

2.3 Modification 21-1

Modification 21-1 originally included a request to add an additional 23 boreholes and 3.1 acres of surface disturbance. An amended application was submitted shortly after the original to add an additional angled borehole to roughly half of the pads. All the holes were permitted through MMD because it was unknown at the time, which locations would be chosen for an additional borehole. Under this modification, three exploration boreholes were converted to temporary groundwater monitoring wells. The specific wells are noted in the table below. All pads and roads that were no longer needed for instrument access, were seeded in 2022. The pads and access roads for the monitor wells were not reclaimed (24, 26, and 37).

Upon evaluation of the drilling program in preparation for this report in June of 2024, Tyrone discovered a discrepancy in the identification of holes permitted and location of holes drilled. This confusion took place due to the request of converting two of the boreholes into temporary monitor wells. Three holes were drilled on two pads, 26 and 37 (two exploration boreholes and 1 monitor well). The confusion came from the original exploration well permits being converted to nonconsumptive use wells through the OSE. Tyrone has since applied for the permits for the two boreholes that were in addition to the already permitted exploration boreholes through both OSE and MMD (see sites 26-c and 37-c). The plugging records for these two wells were sent to MMD at the time of the project however, they were mislabeled as POD 47 and POD 58.

Table 5. Drilling and Reclamation Summary of Modification 21-1

Planned Hole ID	Pad #	Total Depth (ft)	Diameter (in)	Plugging Date	Surface Reclamation & Notes
24 ¹	24	600	5.5	n/a	Not reclaimed due to temporary monitor well
25	25	600	5.5	9/29/2021	Regraded in 2021 & seeded in 2022
26 ¹	26	600	5.5	n/a	Not reclaimed due to temporary monitor well
27	27	700	5.5	3/9/2022	Regraded & seeded in 2022
28	28	600	5.5	3/4/2022	Regraded & seeded in 2022
29	29	800	5.5	2/7/2022	Regraded & seeded in 2022
30	30	800	5.5	2/1/2022	Regraded & seeded in 2022
31	31	800	5.5	1/12/2022	Regraded & seeded in 2022
32	32	800	5.5	1/7/2022	Regraded & seeded in 2022

33	33	800	5.5	12/2/2021	Regraded in 2021 & seeded in 2022
34	34	560	5.5	11/9/2021	Regraded in 2021 & seeded in 2022
35	35	560	5.5	11/6/2021	Regraded in 2021 & seeded in 2022
36	36	850	5.5	11/3/2021	Regraded in 2021 & seeded in 2022
37¹	37	400	5.5	n/a	Not reclaimed due to temporary monitor well
38	38	800	5.5	3/23/2022	Regraded & seeded in 2022
39	39	800	5.5	10/21/2021	Regraded in 2021 & seeded in 2022
40	40	670	5.5	10/14/2021	Regraded in 2021 & seeded in 2022
41	41	600	5.5	10/6/2021	Regraded in 2021 & seeded in 2022
42	42	680	5.5	10/8/2021	Regraded in 2021 & seeded in 2022
43	43	600	5.5	9/29/2021	Regraded in 2021 & seeded in 2022
44	44	600	5.5	10/12/2021	Regraded in 2021 & seeded in 2022
45	45	600	5.5	9/27/2021	Regraded in 2021 & seeded in 2022
46	46	700	5.5	9/25/2021	Regraded in 2021 & seeded in 2022
24-b	24	600	5.5	3/10/2022	See 24
25-b	25	700	5.5	3/8/2022	See 25
26-b	26	800	5.5	2/1/2022	See 26
27-b	27	n/a			See 27, hole was not drilled
28-b	28	800	5.5	3/6/2022	See 28
29-b	29	850	5.5	2/20/2022	See 29
30-b	30	n/a			See 30, hole was not drilled
31-b	31	900	5.5	1/20/2022	See 31
32-b	32	800	5.5	1/9/2022	See 32
33-b	33	n/a			See 33, hole was not drilled
34-b	34	n/a			See 34, hole was not drilled
35-b	35	n/a			See 35, hole was not drilled
36-b	36	n/a			See 36, hole was not drilled
37-b	37	680	5.5	10/27/2021	See 37
38-b	38	1000	5.5	3/31/2022	See 38
39-b	39	n/a			See 39, hole was not drilled
40-b	40	n/a			See 40, hole was not drilled
41-b	41	n/a			See 41, hole was not drilled
42-b	42	800	5.5	10/10/2021	See 42
43-b	43	n/a			See 43, hole was not drilled
44-b	44	n/a			See 44, hole was not drilled
45-b	45	n/a			See 45, hole was not drilled
46-b	46	n/a			See 46, hole was not drilled
26-c	26	180	5.5	1/25/2022	See 26
37-c	37	680	5.5	10/24/2021	See 37

Notes. ¹ Borehole was converted to a permitted temporary monitor well

2.4 Modification 22-1

Modification 22-1 requested an additional 16 boreholes and approximately 1.5 acres of surface disturbance. Under this modification, three exploration boreholes were converted to temporary groundwater monitoring wells. The specific wells are noted in the table below. Three piezometers were also installed during this project at sites 50, 53 and 54. All pads and roads that were no longer needed for instrumentation access, were seeded in 2023. Pad 50 was seeded, but could not be regraded due to the steepness of the slope and presence of the monitor well. Tyrone was able to reshape and seed pads 49 and 55, but maintains the access roads leading to these temporary wells.

Table 6. Drilling and Reclamation Summary of Modification 22-1

Planned Hole ID	Pad #	Total Depth (ft)	Diameter (in)	Plugging Date	Surface Reclamation & Notes
EM-23-001R (48)	48	850	5.5	4/1/2023	Regraded & seeded in 2023
EM-23-002R (50) ¹	50	900	5.5	n/a	Seeded in 2023, not regraded due to well & slope, maintained access for monitor well
EM-23-003R (48-b)	48	850	5.5	3/22/2023	Regraded & seeded in 2023
EM-23-004R (50-b)	50	700	5.5	4/6/2023	Regraded & seeded in 2023
EM-23-005R (49) ¹	49	700	5.5	n/a	Regraded & seeded in 2023, maintained access for monitor well
EM-23-006R (54)	54	890	5.5	4/11/2023	Regraded & seeded in 2023
EM-23-007R (54-b)	54	800	5.5	4/23/2023	Regraded & seeded in 2023
EM-23-008R (55) ¹	55	750	5.5	n/a	Regraded & seeded in 2023, maintained access for monitor well
EM-23-009R (55-b)	55	660	5.5	4/25/2023	Regraded & seeded in 2023
EM-23-010R (52)	52	n/a			Regraded & seeded in 2023, hole was not drilled
EM-23-011R (47)	47	520	5.5	3/9/2023	Regraded & seeded in 2023
EM-23-012R (49-b)	49	700	5.5	3/12/2023	Regraded & seeded in 2023
EM-23-013R (52-b)	52	850	5.5	5/15/2023	Regraded & seeded in 2023
EM-23-014R (53)	53	800	5.5	5/1/2023	Regraded & seeded in 2023
EM-23-015R (53-b)	53	900	5.5	5/13/2023	Regraded & seeded in 2023
EM-23-016R (51)	51	850	5.5	3/19/2023	Regraded & seeded in 2023

Notes. ¹ Borehole was converted to a permitted temporary monitor well

3.0 FINANCIAL ASSURANCE SUMMARY

As noted in Section 1.3, Tyrone will maintain financial assurance for the surface reclamation & abandonment of the six temporary groundwater monitor wells. Those costs will then be covered under the FA for the Tyrone Closure/Closeout Plan for DP-1341 and GR010RE with the incorporation of the closure plan for the Emma Expansion project in 2025 (Revision 21-1 to GR010RE). At that time, Tyrone will request release for the remaining financial assurance. For the portion financial assurance to reclaim the exploration pad and boreholes, Tyrone is requesting it be transferred to the Part 4 Exploration Permit that Tyrone is intending to apply for in 2024. The following is a recap of the financial assurance held for this permit.

Table 7. Financial Assurance Cost Breakdown

Item Description	Exploration Pads & Boreholes	Temporary Monitor Wells ¹	Total
Surface Reclamation	\$6,181	\$5,341	\$11,522
Drill Hole Abandonment	\$165,200	\$53,200	\$218,400
Total	\$171,381³	\$58,541²	\$229,922

Notes.

¹ Surface reclamation includes only pads that have not been reclaimed (24, 26, 37, & 50) and drill hole abandonment is actual depth of the 6 existing temporary monitor wells

² Amount to be maintained until it is absorbed into the GR010RE & DP-1341 closure costs

³ Amount to be transferred and used in future under the Part 4 Exploration Permit

Figures

Figure 1. Emma-B GR083EM

Current Monitor Well and Instrument Locations

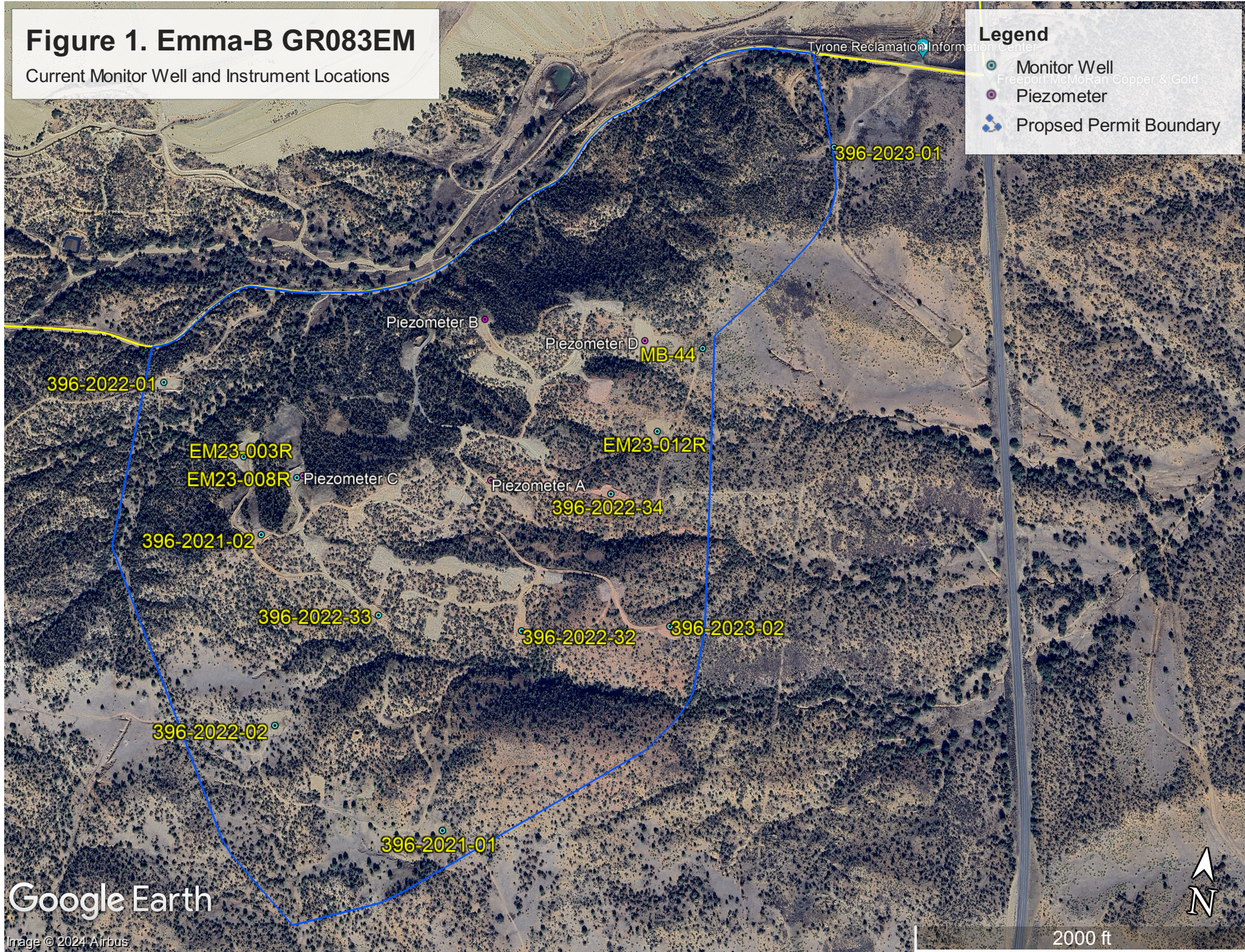


Figure 2. Emma-B GR083EM

Borehole and Surface Disturbance Locations

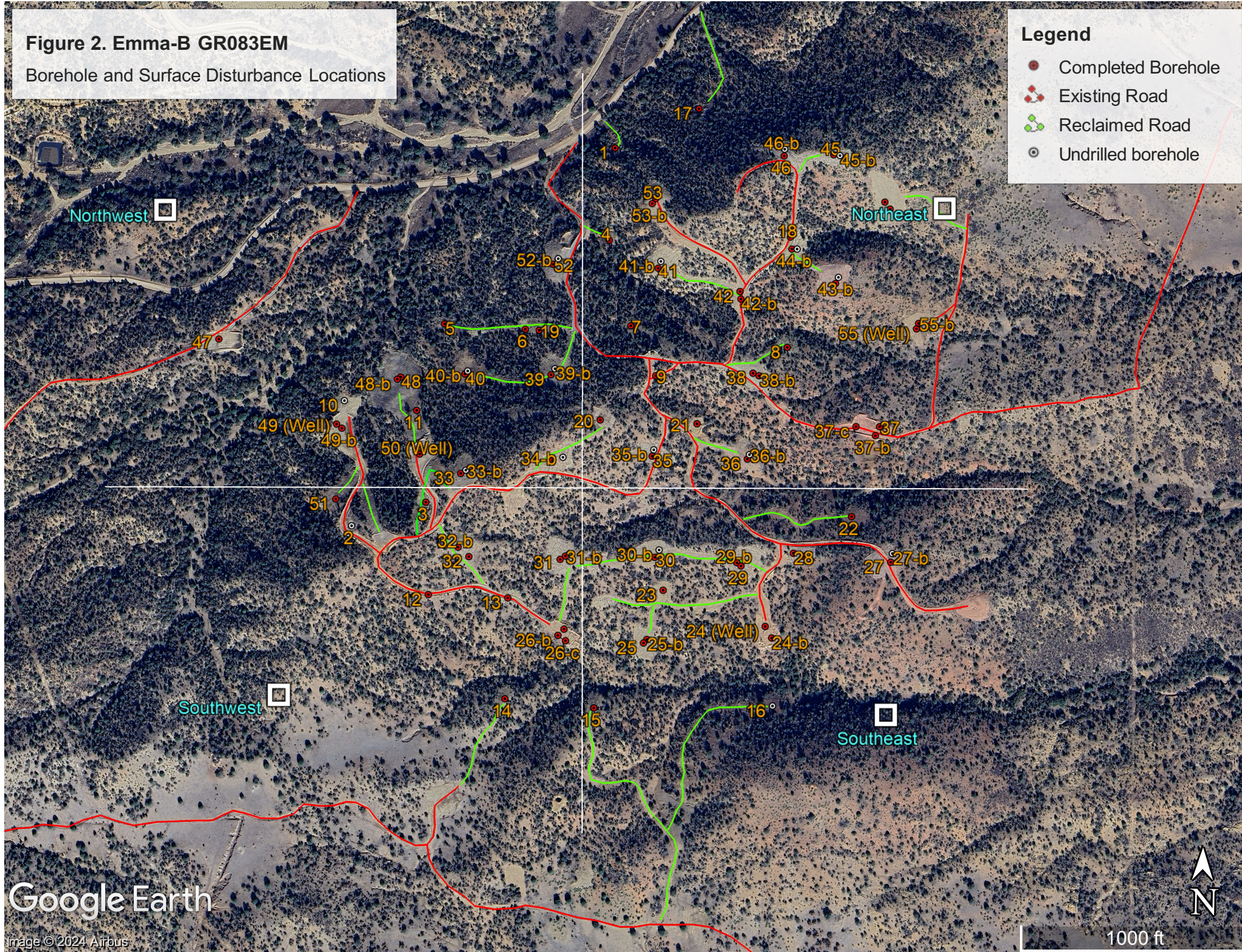


Figure 3. Emma-B GR083EM

Borehole and Surface Disturbance
Locations: Northeast Quadrant 17°

Legend

- Completed Borehole
- Existing Road
- Reclaimed Road
- Undrilled Borehole

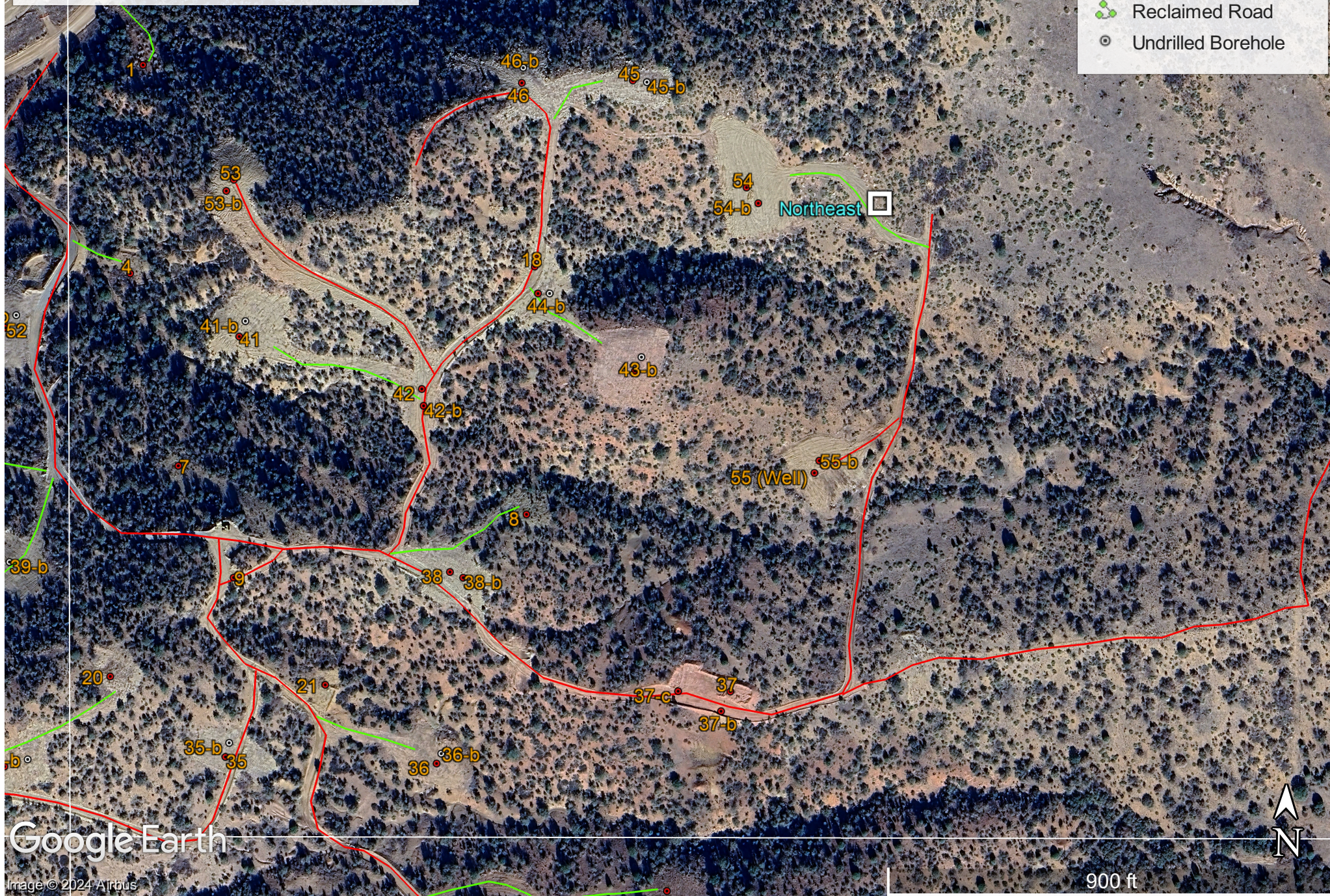


Figure 4. Emma-B GR083EM

Borehole and Surface Disturbance
Locations: Northwest Quadrant

Legend

- Completed Borehole
- Existing Road
- Reclaimed Road
- Undrilled Borehole

Northwest

Google Earth

Image © 2024 Airbus

900 ft

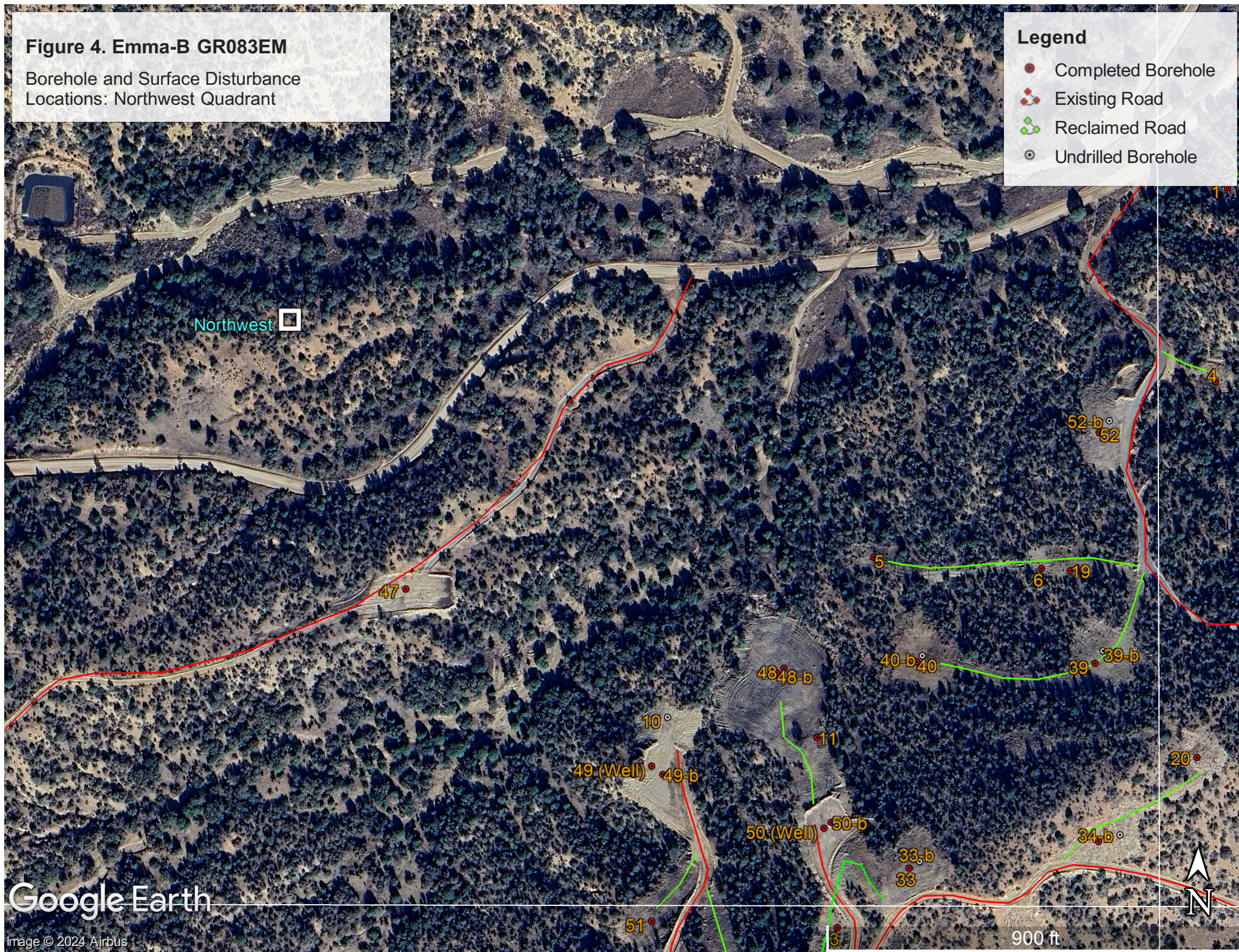


Figure 5. Emma-B GR083EM

Borehole and Surface Disturbance
Locations: Southwest Quadrant

Legend

- Completed Borehole
- Existing Road
- Reclaimed Road
- Undrilled Borehole

Southwest

Google Earth

Image © 2024 Airbus

900 ft

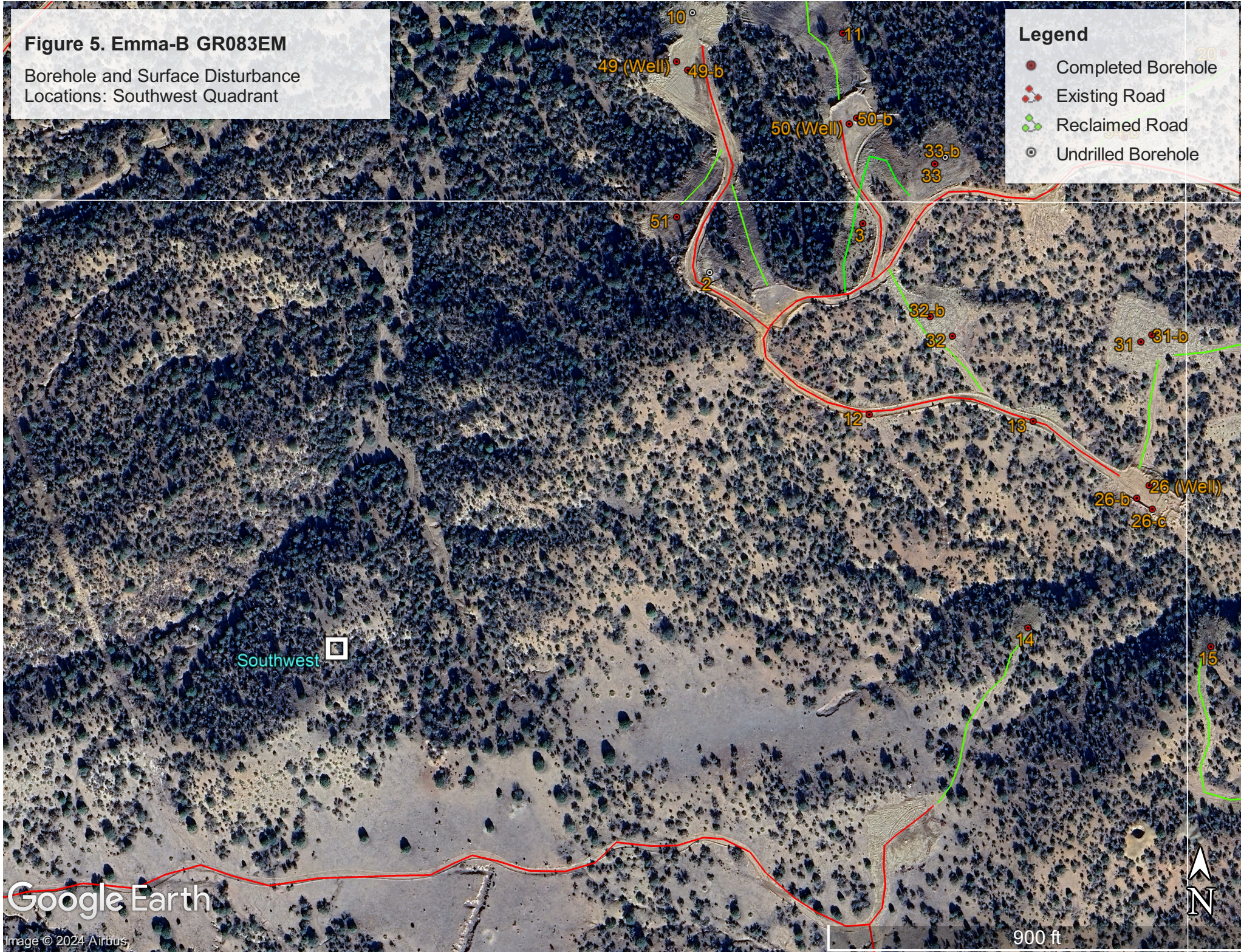
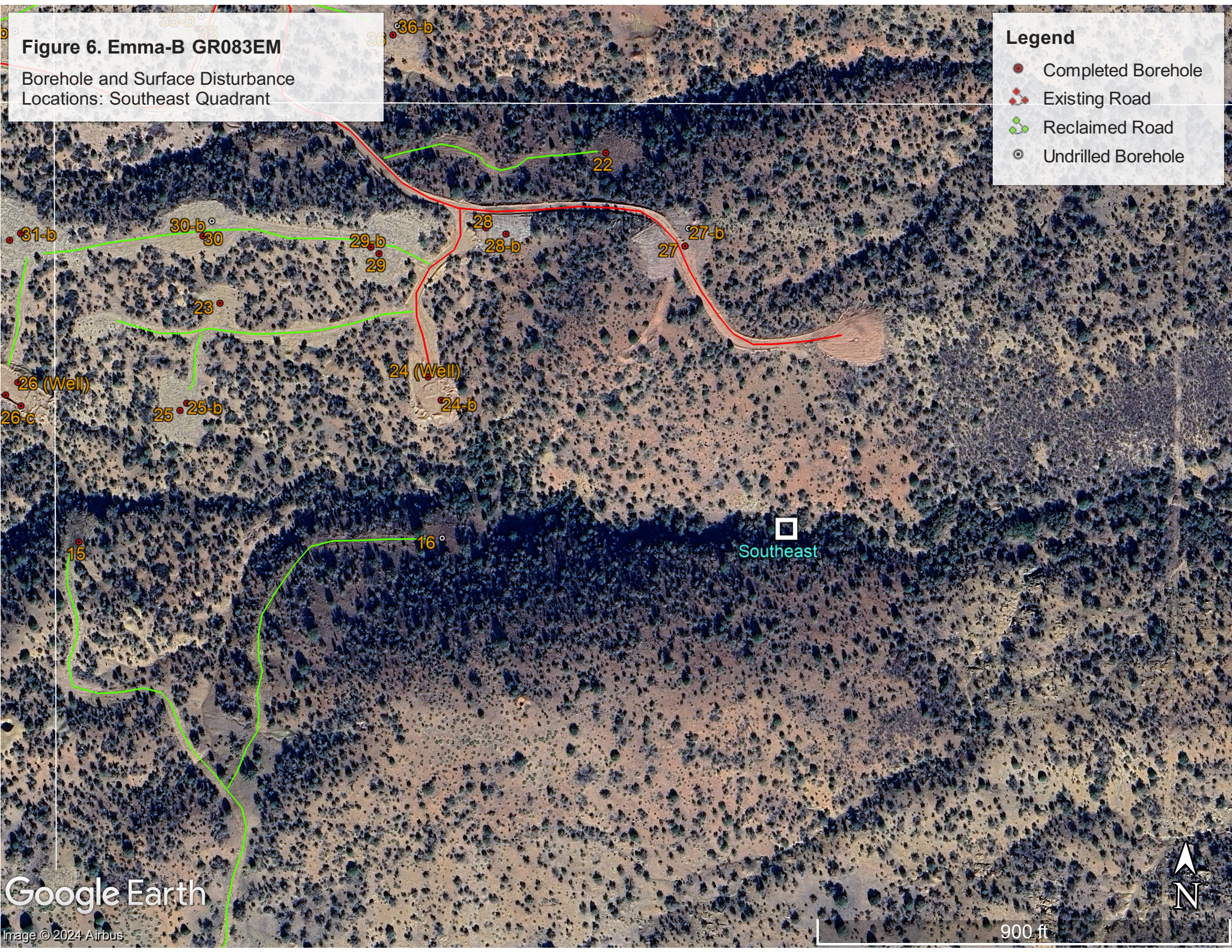


Figure 6. Emma-B GR083EM

Borehole and Surface Disturbance
Locations: Southeast Quadrant

Legend

- Completed Borehole
- Existing Road
- Reclaimed Road
- Undrilled Borehole



APPENDIX A

Reclamation Documentation

PACKING SLIP

Invoice Number: **7-03250**

Project: Emma/West Little Rock

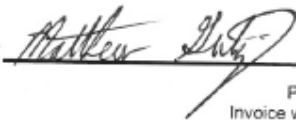
Sold To:
Rocky Mountain Reclamation
Amber Bruner
P.O. Box 1695
Laramie, WY 82073-1695

Ship To:
Rocky Mountain Reclamation
Matt Gutierrez
Tyrone Mine
Hwy 90 South
Tyrone Mine Road
Tyrone NM, 88, NM 88065

Terms: Net 30	Customer P.O.	Ordered By: Amber L. Trevizo	Phone Number: 307-745-5235	
Shipper: UPS	Freight: Prepaid/Collect Prepaid	FOB: Destination	Sales Rep:	Date Shipped:

Price By	PLS #	Bulk #	Description	Variety	Certification	Lot Number
*** MIX # 207475 EMMA/WEST LITTLE ROCK DRILL ***						
PLS #	5.00	6.75	Sideoats grama	Niner	certified	2019.0537
PLS #	8.00	8.44	Indian ricegrass	Rimrock	certified	1933-1
PLS #	8.00	8.34	Clover, Purple Prairie	MN Native	uncertified	G4762-6
PLS #	8.00	8.08	Arroyo lupine	VNS	uncertified	LUSU-18
PLS #	40.00	44.15	Triticale	Quickguard	uncertified	QG-16
MIX PLS Total: 69.00			MIX TOTAL Bulk: 75.76			
*** MIX # 207476 EMMA/WEST LITTLE ROCK FLUFFY ***						
PLS #	1.00	1.38	Blue grama	Hachita	uncertified	6804011A
PLS #	0.12	0.13	Sand dropseed	VNS	source	V-87163
MIX PLS Total: 1.12			MIX TOTAL Bulk: 1.51			

Received By:


Date: 06 / 22 / 20

PACKING SLIP
Invoice will be sent separately

Document 1. Seed Packing Slip from 2020 Reclamation

Granite Seed - Lehi
1697 W 2100 N
Lehi, UT 84043

From: **22853** **1-68759**

Mix Name: **Tyrone 2022 Drill**

Mix #: **227853**

Tyrone 2022 seed mix

% Pure	Common Name	Variety	G + D or H	Origin
15.71	INDIAN RICEGRASS	Paloma	90-TZ	WA
14.29	SALT BUSH FOURMING	VNS	99-TZ	NM
12.40	SIDEDCATS GRAMA	30 Rams	92 + 5 + 95	TX
11.03	ARCHIE PLUME	VNS	17-TZ	NM
9.92	BOTTLEBRUSH SQUIRRELTAIL	Pueblo	95-TZ	WA
9.82	GREEN NEEDLEGRASS	Lockhart	43 + 53 + 95	CAN
4.91	STREAMBANK WHEATGRASS	Stoker	90 + 0 + 95	WY
3.14	CONFLOWER, YELLOW PRAIRIE	Shilohstar	83 + 27 + 90	WA
2.68	SIDEDCATS GRAMA	Naughtin	82 + 6 + 95	TX
1.95	CLOVER, PURPLE PRAIRIE	Kanso	7 + 89 + 95	TX
1.57	LEWIS FLAX	Trade Groves	90-TZ	WA

0.06 Other Crop Date Tested: 06-Aug-21
12.41 Inert Matter Hard Seed: 0.45
0.04 Weed Seed Noxious Weed: chlorophanesella, schizanthus, c. rugellii, berberis, salicaria, kali

Net Weight: 17.95 Lbs. PLS 24.27 Lbs. Bulk
Coverage: 24.266 Bulk #

NOTICE TO BUYER LIMITATIONS OF WARRANTIES AND REMEDIES

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No claim shall be asserted against the labeled seller unless Buyer reports to the labeled seller within a reasonable period after discovery (not to exceed thirty days), any condition that might lead to a complaint. BUYER'S EXCLUSIVE REMEDY FOR ANY CLAIM OR LOSS RESULTING FROM BREACH OF WARRANTY, BREACH OF CONTRACT OR NEGLIGENCE (INCLUDING BUT NOT LIMITED TO INCIDENTAL OR CONSEQUENTIAL DAMAGES) SHALL BE LIMITED TO REFUND OF THE PURCHASE PRICE.

By acceptance of the seed, Buyer agrees the terms and conditions stated above are a benefit to the buyer and constitutes the entire agreement between Buyer and the labeled seller. Buyer shall return the original unopened seed package to the labeled seller within thirty days of receipt for a refund of the purchase price if not accepted under these terms.

NOTICE: REQUIRED ARBITRATION / CONCILIATION / MEDIATION

The seed laws of several states including Arkansas, California, Colorado, Florida, Georgia, Idaho, Illinois, Indiana, Minnesota, Mississippi, Montana, North Dakota, South Carolina (Section 40-21-200), South Dakota, Texas and Washington require arbitration, conciliation or mediation of disputes involving alleged defective seed before certain legal actions may be maintained against a seller. North Carolina offers an alternative to court action that allows claims to be investigated and heard before the Special Seed Board. A complaint (action for AR, CO, FL, IL, IN, MN, MS, MT, NC, SC, TX, WA signed only, CA, GA, ID, ND, SD) must be filed with the Department of Agriculture or Seed Commissioner (in NC or State Plant Board (in IL)) or Commissioner of Agriculture (in NC) within such time to permit an inspection of seed, crops or plants by an Arbitration Committee - AR, ID, MS, SC). In NC, failure to follow this procedure will limit the amount of damages recoverable. Certified copy of complaint must be sent by registered mail to the labeled seller as provided in individual state law. Information about these requirements may be obtained from the state Department of Agriculture.

Rocky Mountain Reclamation
Hwy 90 South
Tyrone Mine Rd
Tyrone, NM 88065

Granite Seed - Lehi
1697 W 2100 N
Lehi, UT 84043

From: **227853** **1-68759**

Mix Name: **Tyrone 2022 Drill**

Mix #: **227853**

Tyrone 2022 seed mix

% Pure	Common Name	Variety	G + D or H	Origin
15.71	INDIAN RICEGRASS	Paloma	90-TZ	WA
14.29	SALT BUSH FOURMING	VNS	99-TZ	NM
12.40	SIDEDCATS GRAMA	30 Rams	92 + 5 + 95	TX
11.03	ARCHIE PLUME	VNS	17-TZ	NM
9.92	BOTTLEBRUSH SQUIRRELTAIL	Pueblo	95-TZ	WA
9.82	GREEN NEEDLEGRASS	Lockhart	43 + 53 + 95	CAN
4.91	STREAMBANK WHEATGRASS	Stoker	90 + 0 + 95	WY
3.14	CONFLOWER, YELLOW PRAIRIE	Shilohstar	83 + 27 + 90	WA
2.68	SIDEDCATS GRAMA	Naughtin	82 + 6 + 95	TX
1.95	CLOVER, PURPLE PRAIRIE	Kanso	7 + 89 + 95	TX
1.57	LEWIS FLAX	Trade Groves	90-TZ	WA

0.06 Other Crop Date Tested: 06-Aug-21
12.41 Inert Matter Hard Seed: 0.45
0.04 Weed Seed Noxious Weed: chlorophanesella, schizanthus, c. rugellii, berberis, salicaria, kali

Net Weight: 37.00 Lbs. PLS 50.00 Lbs. Bulk
Coverage: 50.000 Bulk #

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Rocky Mountain Reclamation
Hwy 90 South
Tyrone Mine Rd
Tyrone, NM 88065

Nekuda Trucking		002317	
Filley, NE 68357 • 402-223-7716		Load Date <u>6-11-22</u>	
Customer's Name <u>RMB</u>		Unload Date <u>6-15-22</u>	
Deliver To <u>Tyrone Mine</u>	City <u>Tyrone</u>	State <u>NM</u>	
Commodity <u>38 4ft Round Bales Hay/Mulch</u>	# of Bales <u>38</u>	Avg. Wt. <u>1135</u>	Size <u>4ft</u>
	# of Bales _____	Avg. Wt. _____	Size _____
41400 lb 09:13AM 06/12/22	Unload Site _____		
34920 lb 09:30AM 06/12/22	Rec'd By <u>David L Schumm</u>		
<u>76320</u>	Date <u>6-15-22</u>		
<u>33160</u>	Hauler <u>Nekuda Trucking</u>		
<u>43160</u>	Truck # <u>7</u> Trailer # <u>2T</u>		
	Address _____		
<u>21.58</u> Ton	Inspection Code # <u>98791</u>		

Document 3. Mulch Weight Slip from 2022 Reclamation

1320 Research Park Drive
 Manhattan, KS 66502
 785-564-6700
www.agriculture.ks.gov
 Mike Beam, Secretary



900 SW Jackson, Room 456
 Topeka, KS 66612
 785-296-3556
 Laura Kelly, Governor

North American Weed Free Forage Program
 CERTIFICATE OF INSPECTION

CLIENT NAME AND ADDRESS		
Account #: 638 PEACE CREEK FARM, JOSH MILLER 2406 N BROWNLEE RD SYLVIA, KS 67581 620-486-0122		
Service Provided: Weed Free Forage Inspection		
Commodity Inspected	Acreage Approved	Number of Bales Certified
MIXED FORAGE GRASSES	150 acres	346 Small Round
Location: mead		
MEETS NORTH AMERICAN STANDARDS Inspection Certificate #: 58791		
Area Specialist: Jeremy Maples	Inspection Date: 07/21/2021	
 Authorized Certification Official	Certificate Date: 09/03/2021	

Document 4. Weed Certification from 2022 Reclamation



[illegible]

KANZA COOPERATIVE
 ASSOCIATION
 ZENITH, KANSAS
 OUTBOUND FERTILIZER

TICKET No. **41381**
 DATE **7/9/2023**

CUSTOMER'S NAME **RMR**
 LOCATION **Tyrone Mine NM**

Empty
 32260 lbs (per provider
 (not sure)

80200 1b 10:32AM 07/08/23
 Loaded
 80200 1b 10:32AM 07/08/23

47,940 - lbs. Net

ON OFF *[Signature]* DRIVER

WEIGHER

☐ COOP UNIT # ☐ LIQUID
☐ COOP APPLICATOR ☐ DRY
☐ FARM UNIT ☐ LIQUID BLEND
☐ ANHYDROUS AMMONIA ☐ DRY BLEND

% 23.97 tons
 % 1,261.57 lb/bale
 %
 % Store Mills - 163996
 % End Mills - 164834
 %

Document 5. Seed Tags and Mulch Weight Slip from 2023 Reclamation

Granite Seed - Denver

From: 490 East 76th Ave., Unit A
Denver, CO 80229

2 of 3

Site Name: Emma Reclaimed Drill
Expansion Project 3-68155

Site #: 256358 Emma Reclaimed Drill
Expansion Project

No.	Common Name	Variety	Q + D or H	Grain
50.64	TRITICALE	Hyostane (R)	95 + 9 + 95	CO
12.63	SIDEWAYS GRAMA	VMS	22 + 55 + 77	KS
10.92	INDIAN RICEGRASS	Percep	97-TZ	WA
9.92	CLOVER, PURPLE PRARIE	QuCo	0 + 95 + 95	TX
5.28	GOLDBALLLOW SCARLET	VMS	92-TZ	UT
4.95	BLUE GRAMA	VMS	95 + 2 + 95	CO
1.23	SAND DROPSSEED	VMS	1 + 55 + 99	CO

0.00 Other Crop Date Tested: 10-10-22

5.28 Inert Matter Hard Seed: 15.15

0.06 Weed Seed Noxious Weed: *ambrosia* sp., *holyh*

Net Weight: 18.25 Lbs. PLS 20.57 Lbs. Bulb

Coverage: 1.000 Acre

NOTICE TO BUYER LIMITATIONS OF WARRANTIES AND REMEDIES

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No claim shall be asserted against the labeled seller unless Buyer reports to the labeled seller within a reasonable period after delivery to the extent that any claim that might lead to a complaint. BUYER'S EXCLUSIVE REMEDY FOR ANY CLAIM OR LOSS RESULTING FROM BREACH OF WARRANTY, BREACH OF CONTRACT OR NEGLIGENCE INCLUDING BUT NOT LIMITED TO INCIDENTAL OR CONSEQUENTIAL DAMAGES SHALL BE LIMITED TO REFUND OF THE PURCHASE PRICE.

By acceptance of this seed, Buyer agrees to the terms and conditions stated above, as a condition to the transfer and purchase of the seed, and that Buyer shall not be liable for any claim or loss resulting from the use of the seed, including but not limited to the use of the seed in any other manner.

NOTICE REQUIRED ARBITRATION / CONCILIATION / MEDIATION

The seed laws of several states including Arkansas, California, Colorado, Florida, Georgia, Idaho, Illinois, Indiana, Minnesota, Mississippi, Missouri, North Dakota, South Carolina (Section 40-21-20), South Dakota, Texas and Washington require arbitration and conciliation of disputes involving alleged seed law violations. Seed laws in these states may be maintained against a seller. North Carolina offers an alternative to court action that allows claims to be investigated and heard before the State of North Carolina. A complaint (upon form AR, CO, FL, IL, IN, MI, MO, NC, SC, TX, VA, signed only, CA, GA, ID, ND, SD, MN, must be filed with the Department of Agriculture or Seed Commissioner (in or State Seed Board) or Commissioner of Agriculture (in NC) within 60 days of the date of purchase of seed. Copies of the form and instructions are available from the Department of Agriculture. If the amount of damages is not available, Certified copy of complaint must be verified by required mail to the labeled seller as provided in individual state law. Information about these requirements may be obtained from the state Department of Agriculture.

Freight/McMoran Reclamation Services
Jacob Ziemke
Tyronne Distribution Center
 Hwy 50 South
 Blair, Oregon
 Tyronne, NV 89006

Granite Seed - Denver

From: 490 East 76th Ave., Unit A
Denver, CO 80229

3 of 3

Site Name: Emma Reclaimed Drill
Expansion Project 3-68155

Site #: 256358 Emma Reclaimed Drill
Expansion Project

No.	Common Name	Variety	Q + D or H	Grain
50.64	TRITICALE	Hyostane (R)	95 + 9 + 95	CO
12.63	SIDEWAYS GRAMA	VMS	22 + 55 + 77	KS
10.92	INDIAN RICEGRASS	Percep	97-TZ	WA
9.92	CLOVER, PURPLE PRARIE	QuCo	0 + 95 + 95	TX
5.28	GOLDBALLLOW SCARLET	VMS	92-TZ	UT
4.95	BLUE GRAMA	VMS	95 + 2 + 95	CO
1.23	SAND DROPSSEED	VMS	1 + 55 + 99	CO

0.00 Other Crop Date Tested: 10-10-22

5.28 Inert Matter Hard Seed: 15.15

0.06 Weed Seed Noxious Weed: *ambrosia* sp., *holyh*

Net Weight: 18.25 Lbs. PLS 20.57 Lbs. Bulb

Coverage: 1.000 Acre

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Freight/McMoran Reclamation Services
Jacob Ziemke
Tyronne Distribution Center
 Hwy 50 South
 Blair, Oregon
 Tyronne, NV 89006

Granite Seed - Denver

From: 490 East 76th Ave., Unit A
Denver, CO 80229

1 of 3

Site Name: Emma Reclaimed Drill
Expansion Project 3-68155

Site #: 256358 Emma Reclaimed Drill
Expansion Project

No.	Common Name	Variety	Q + D or H	Grain
50.64	TRITICALE	Hyostane (R)	95 + 9 + 95	CO
12.63	SIDEWAYS GRAMA	VMS	22 + 55 + 77	KS
10.92	INDIAN RICEGRASS	Percep	97-TZ	WA
9.92	CLOVER, PURPLE PRARIE	QuCo	0 + 95 + 95	TX
5.28	GOLDBALLLOW SCARLET	VMS	92-TZ	UT
4.95	BLUE GRAMA	VMS	95 + 2 + 95	CO
1.23	SAND DROPSSEED	VMS	1 + 55 + 99	CO

0.00 Other Crop Date Tested: 10-10-22

5.28 Inert Matter Hard Seed: 15.15

0.06 Weed Seed Noxious Weed: *ambrosia* sp., *holyh*

Net Weight: 18.25 Lbs. PLS 20.57 Lbs. Bulb

Coverage: 1.000 Acre

NOTICE TO BUYER LIMITATIONS OF WARRANTIES AND REMEDIES

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Freight/McMoran Reclamation Services
Jacob Ziemke
Tyronne Distribution Center
 Hwy 50 South
 Blair, Oregon
 Tyronne, NV 89006

1320 Research Park Drive
Manhattan, KS 66502
785-564-6700
www.agriculture.ks.gov

Mike Beam, Secretary



900 SW Jackson, Room 456
Topeka, KS 66612
785-296-3556

Laura Kelly, Governor

North American Weed Free Forage Program
LOG OF BALE TAGS ISSUED

CLIENT NAME AND ADDRESS

Account #: 638
PEACE CREEK FARM, JOSH MILLER
2406 N BROWNLEE RD
SYLVIA, KS 67581
620-486-0122

Service Provided: Bale Tags - Weed Free Forage

Commodity Inspected
MIXED FORAGE GRASSES

Number of Tags Issued
548 Bale Tags
Bale Tag Numbers: 299657 - 300204

Number of Bales Certified
548 Bales
Date Issued: 10/07/2022

Inspection Certificate #: 61965

Location: JM-080822-01MelfordHolmes

A handwritten signature in black ink, appearing to read "S. Miller", is written over a horizontal line.

Authorized Certification Official

Certificate Date: 10/07/2022

Document 7. Weed Certification from 2023 Reclamation

APPENDIX B

Drill Pad Reclamation Photos 2019-2023

GR083EM (Emma-B) Current Status Photographs

Pad 1



Pad 3



Pad 4



Pad 5



Pad 6



Pad 7



Pad 8



Pad 9



Pad 10



Pad 11



Pad 12



Pad 13



Pad 14



Pad 15



Pad 16



Pad 17



Pad 18



Pad 19



Pad 20



Pad 21



Pad 22



Pad 23



Pad 24-Wellhead



Pad 25



Pad 26-Wellhead



Pad 27



Pad 28



Pad 29



Pad 30



Pad 31



Pad 32



Pad 33



Pad 34



Pad 35



Pad 36



Pad 37-Wellhead



Pad 38



Pad 39



Pad 40



Pad 41



Pad 42



Pad 43



Pad 44



Pad 45



Pad 46



Pad 47-Wellhead



Pad 48



Pad 49-Wellhead



Pad 50-Wellhead



Pad 51



Pad 52



Pad 53



Pad 54



Pad 55-Wellhead

