

State of New Mexico
Energy, Minerals and Natural Resources Department

Michelle Lujan Grisham
Governor

Melanie A. Kenderdine
Cabinet Secretary

Ben Shelton
Acting Deputy Secretary

Albert Chang, Director
Mining and Minerals Division



March 11, 2025

Governor Charles Riley
Pueblo of Acoma
P.O. Box 309
Acoma, NM 87034

**Re: Notice of Intent to Issue Modification 24-1, Expansion of Permit Area to Include NE 1/4
Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear Governor Riley,

On January 8, 2025, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Miocene, LLC, ("Permittee") to modify the permit area for the Brie I Mine in accordance with 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The modification application ("Modification 24-1") requests inclusion of the NE ¼ of Section 3, T19N, R9W into the permit area for the Brie I Mine. The project proposes to increase the permit area by approximately 160 acres. The area proposed for expansion is considered private surface and mineral estate.

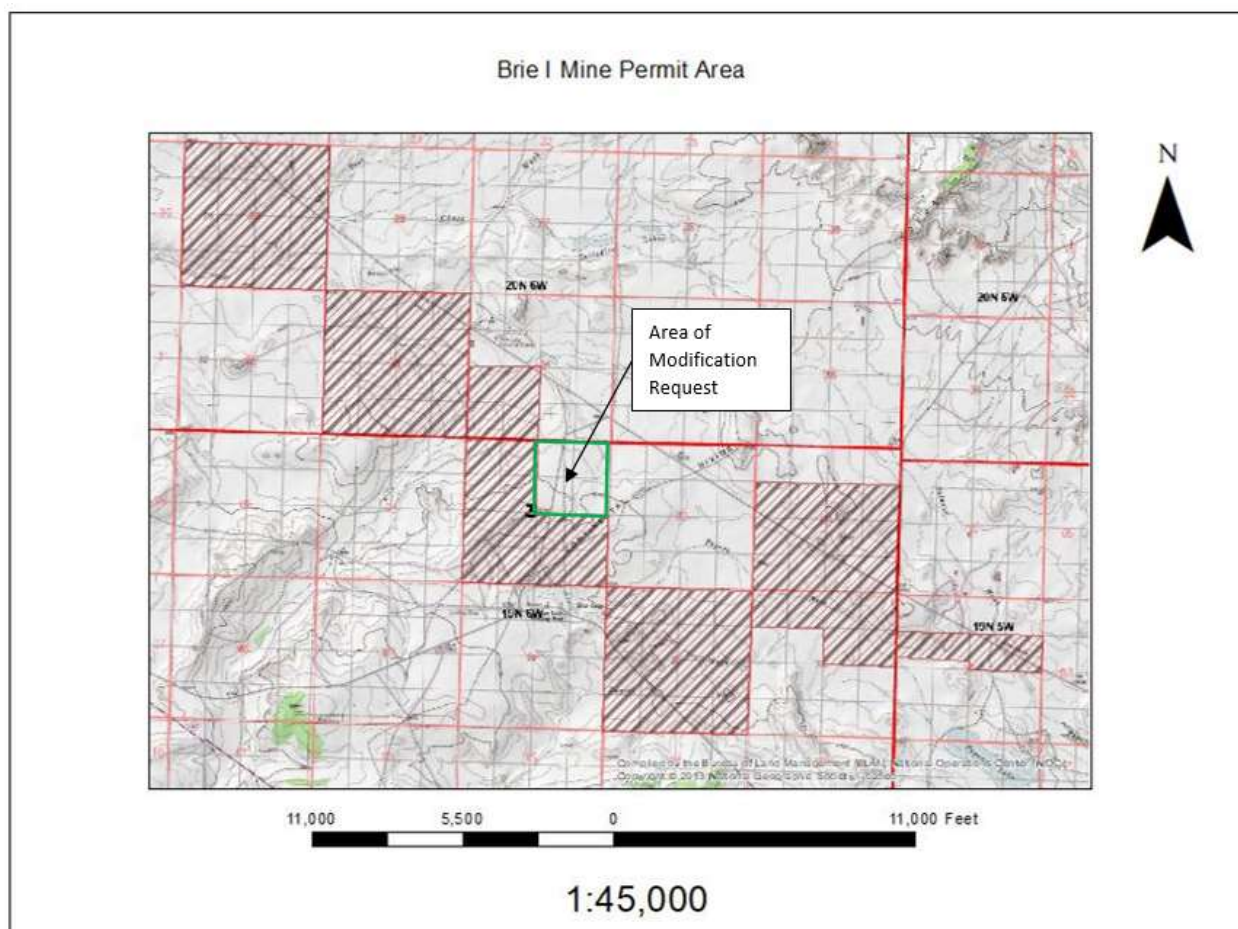
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We are notifying you that the applicant has satisfied all of our regulatory requirements, and we are prepared to issue Modification 24-1. We would like to give you a final opportunity to provide us with comments. If there are known cultural resources in the vicinity of this project that your tribe is aware of, please provide any comments and concerns to MMD by March 26, 2025. Please contact me at (505) 470-5354 or kevin.barnes@emnrd.nm.gov with any questions or if you wish to meet to discuss the application.

Sincerely,

Kevin Barnes, Permit Lead
Mining Act Reclamation Program ("MARF")

Enclosures: Project Vicinity Maps
Cc w/o enclosures: David "DJ" Ennis, Program Manager, MARF/MMD
File (MK039MN)



State of New Mexico
Energy, Minerals and Natural Resources Department

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Acting Deputy Secretary

Albert Chang, Director
Mining and Minerals Division



March 11, 2025

THPO Steven Concho
Pueblo of Acoma
P.O. Box 309
Acoma, NM 87034

**Re: Notice of Intent to Issue Modification 24-1, Expansion of Permit Area to Include NE 1/4
Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear THPO Concho,

On January 8, 2025, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Miocene, LLC, ("Permittee") to modify the permit area for the Brie I Mine in accordance with 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The modification application ("Modification 24-1") requests inclusion of the NE ¼ of Section 3, T19N, R9W into the permit area for the Brie I Mine. The project proposes to increase the permit area by approximately 160 acres. The area proposed for expansion is considered private surface and mineral estate.

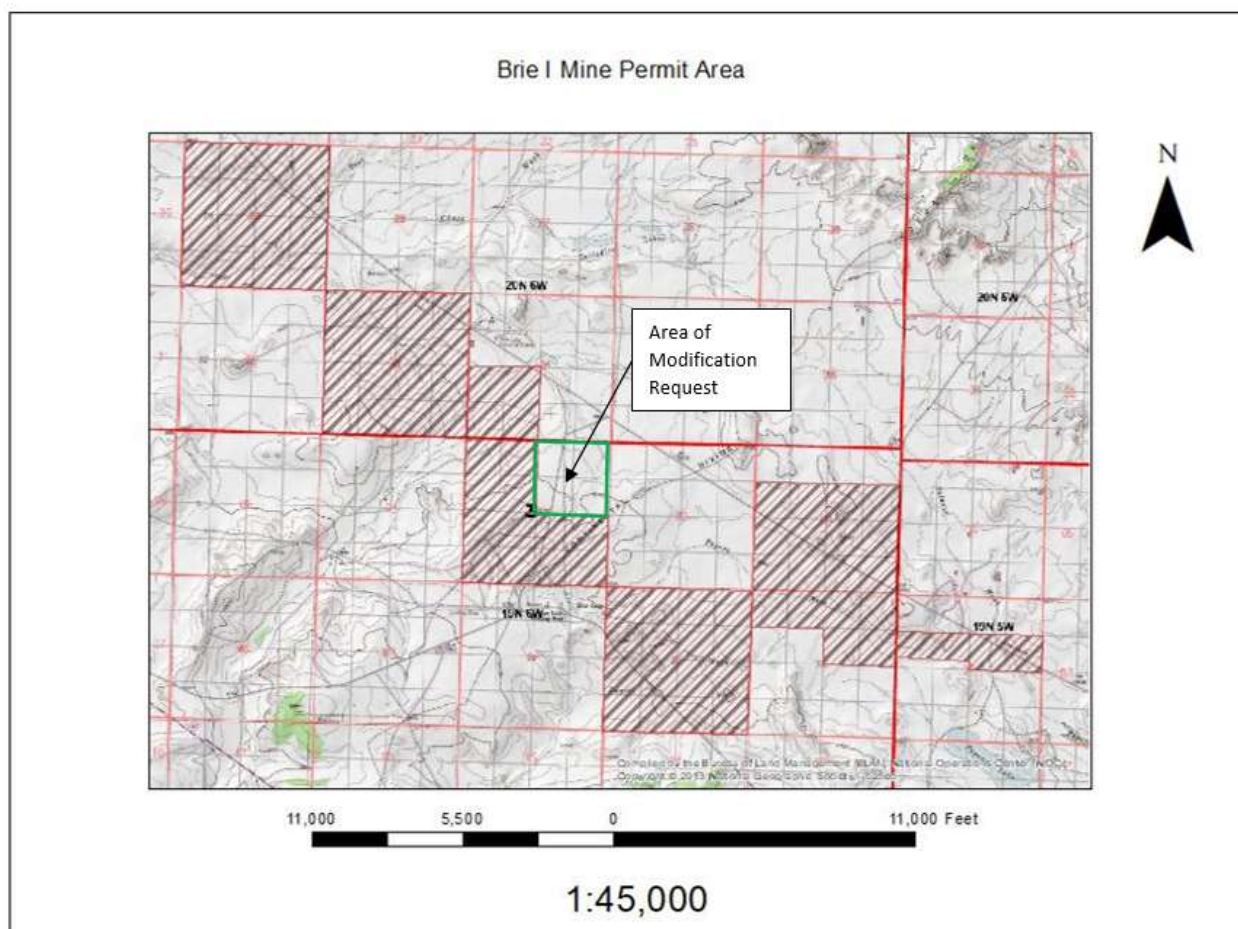
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Sincerely,

Kevin Barnes, Permit Lead
Mining Act Reclamation Program ("MARF")

Enclosures: Project Vicinity Maps
Cc w/o enclosures: David "DJ" Ennis, Program Manager, MARF/MMD
File (MK039MN)



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Energy, Minerals and Natural Resources Department

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Albert Chang, Director
Mining and Minerals Division



March 11, 2025

Governor Eugene Jiron
Pueblo of Isleta
P.O. Box 1270
Isleta Pueblo, NM 87022

**Re: Notice of Intent to Issue Modification 24-1, Expansion of Permit Area to Include NE 1/4
Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear Governor Jiron,

On January 8, 2025, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Miocene, LLC, ("Permittee") to modify the permit area for the Brie I Mine in accordance with 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The modification application ("Modification 24-1") requests inclusion of the NE ¼ of Section 3, T19N, R9W into the permit area for the Brie I Mine. The project proposes to increase the permit area by approximately 160 acres. The area proposed for expansion is considered private surface and mineral estate.

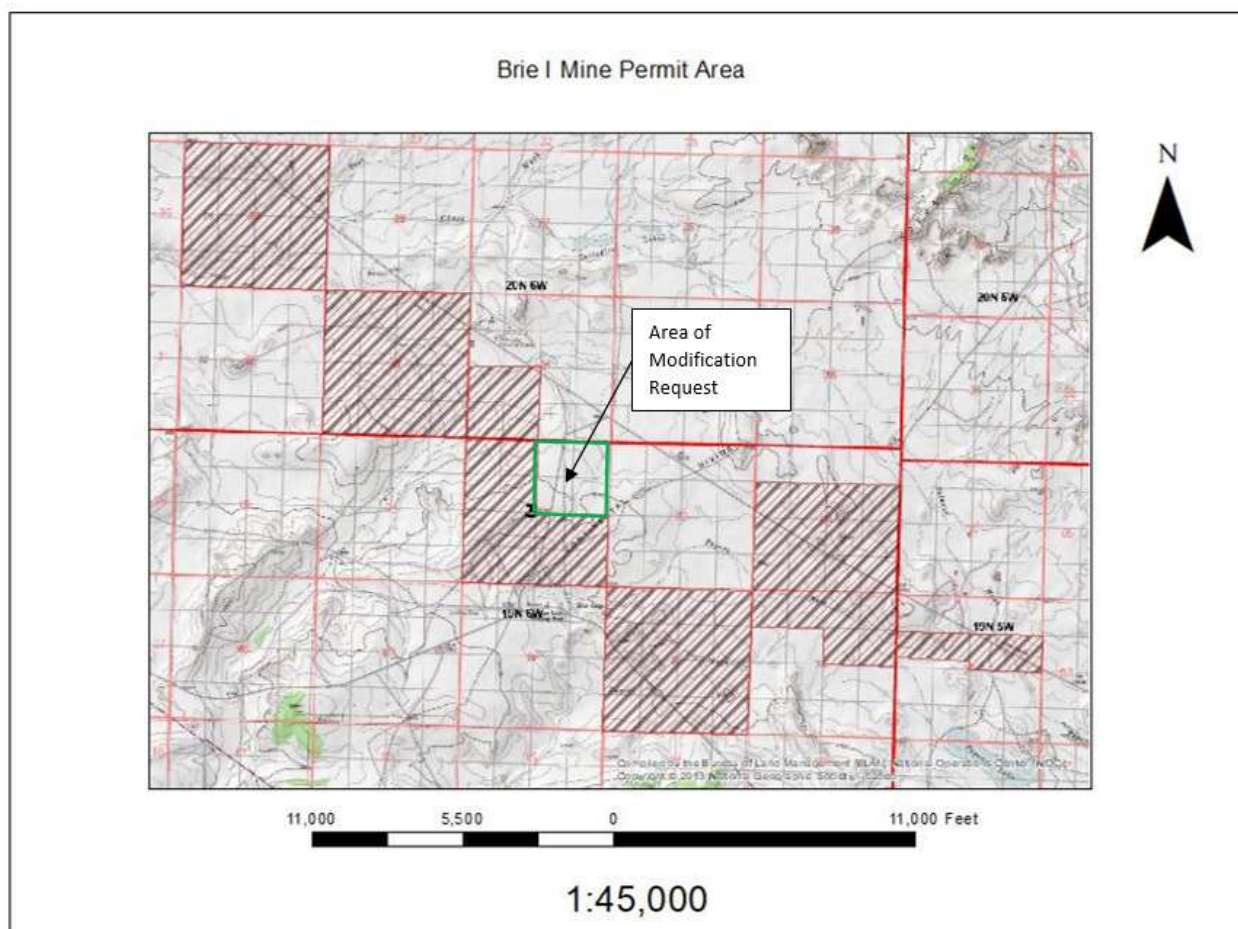
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Sincerely,

Kevin Barnes, Permit Lead
Mining Act Reclamation Program ("MARF")

Enclosures: Project Vicinity Maps
Cc w/o enclosures: David "DJ" Ennis, Program Manager, MARF/MMD
File (MK039MN)



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Ben Shelton
Acting Deputy Secretary

Albert Chang, Director
Mining and Minerals Division



March 11, 2025

THPO Henry Walt
Pueblo of Isleta
P.O. Box 1270
Isleta Pueblo, NM 87022

**Re: Notice of Intent to Issue Modification 24-1, Expansion of Permit Area to Include NE 1/4
Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear THPO Walt,

On January 8, 2025, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Miocene, LLC, ("Permittee") to modify the permit area for the Brie I Mine in accordance with 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The modification application ("Modification 24-1") requests inclusion of the NE ¼ of Section 3, T19N, R9W into the permit area for the Brie I Mine. The project proposes to increase the permit area by approximately 160 acres. The area proposed for expansion is considered private surface and mineral estate.

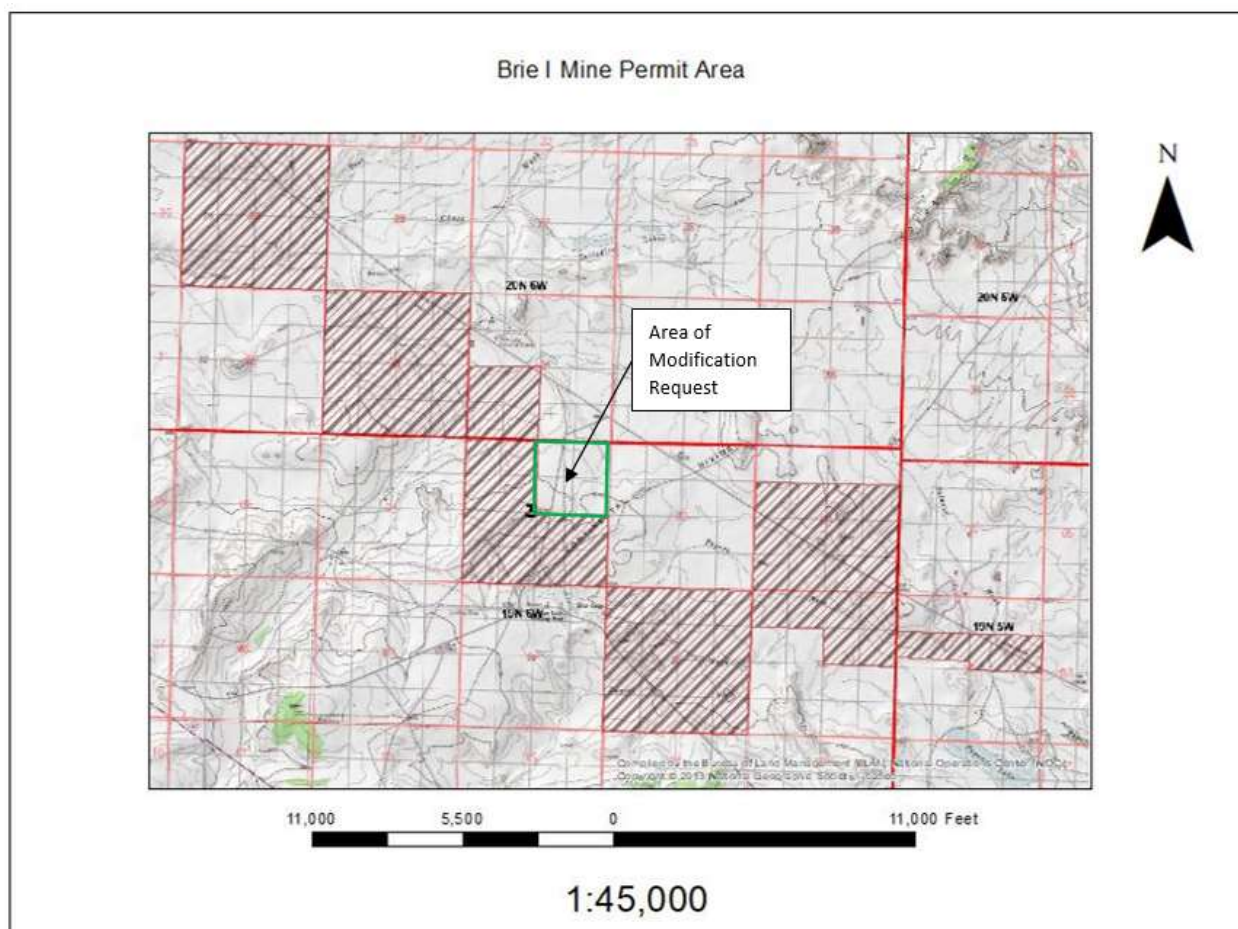
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Sincerely,

Kevin Barnes, Permit Lead
Mining Act Reclamation Program ("MARF")

Enclosures: Project Vicinity Maps
Cc w/o enclosures: David "DJ" Ennis, Program Manager, MARF/MMD
File (MK039MN)



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Ben Shelton
Acting Deputy Secretary

Albert Chang, Director
Mining and Minerals Division



March 11, 2025

Governor Harry Antonio Jr.
Pueblo of Laguna
P.O. Box 194
Laguna Pueblo, NM 87026

**Re: Notice of Intent to Issue Modification 24-1, Expansion of Permit Area to Include NE 1/4
Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear Governor Antonio Jr.,

On January 8, 2025, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Miocene, LLC, ("Permittee") to modify the permit area for the Brie I Mine in accordance with 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The modification application ("Modification 24-1") requests inclusion of the NE ¼ of Section 3, T19N, R9W into the permit area for the Brie I Mine. The project proposes to increase the permit area by approximately 160 acres. The area proposed for expansion is considered private surface and mineral estate.

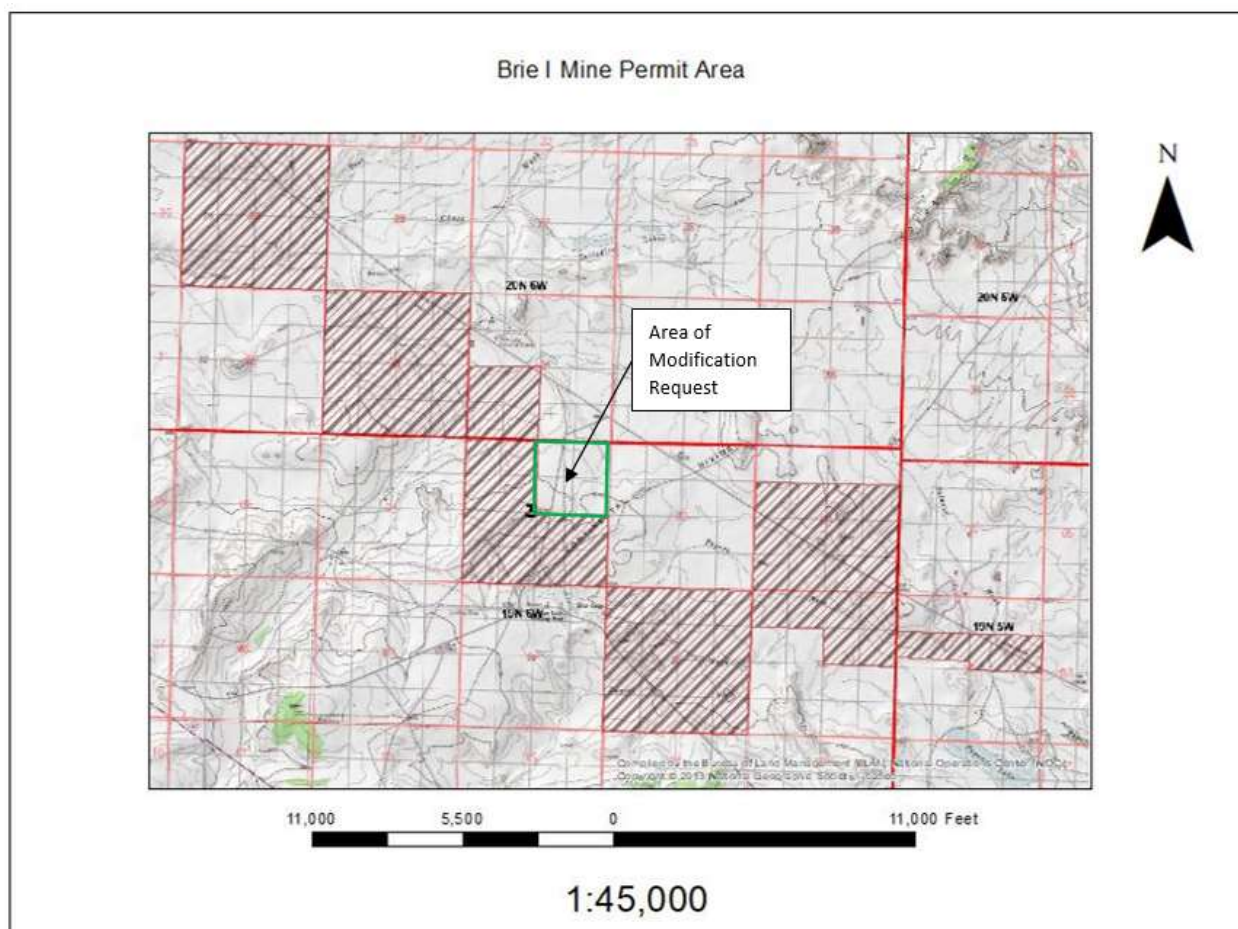
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Sincerely,

Kevin Barnes, Permit Lead
Mining Act Reclamation Program ("MARP")

Enclosures: Project Vicinity Maps
Cc w/o enclosures: David "DJ" Ennis, Program Manager, MARP/MMD
File (MK039MN)



State of New Mexico
Energy, Minerals and Natural Resources Department

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Ben Shelton
Acting Deputy Secretary

Albert Chang, Director
Mining and Minerals Division



March 11, 2025

THPO Richard Smith Sr.
Pueblo of Laguna
P.O. Box 194
Laguna Pueblo, NM 87026

**Re: Notice of Intent to Issue Modification 24-1, Expansion of Permit Area to Include NE 1/4
Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear THPO Smith Sr.,

On January 8, 2025, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Miocene, LLC, ("Permittee") to modify the permit area for the Brie I Mine in accordance with 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The modification application ("Modification 24-1") requests inclusion of the NE ¼ of Section 3, T19N, R9W into the permit area for the Brie I Mine. The project proposes to increase the permit area by approximately 160 acres. The area proposed for expansion is considered private surface and mineral estate.

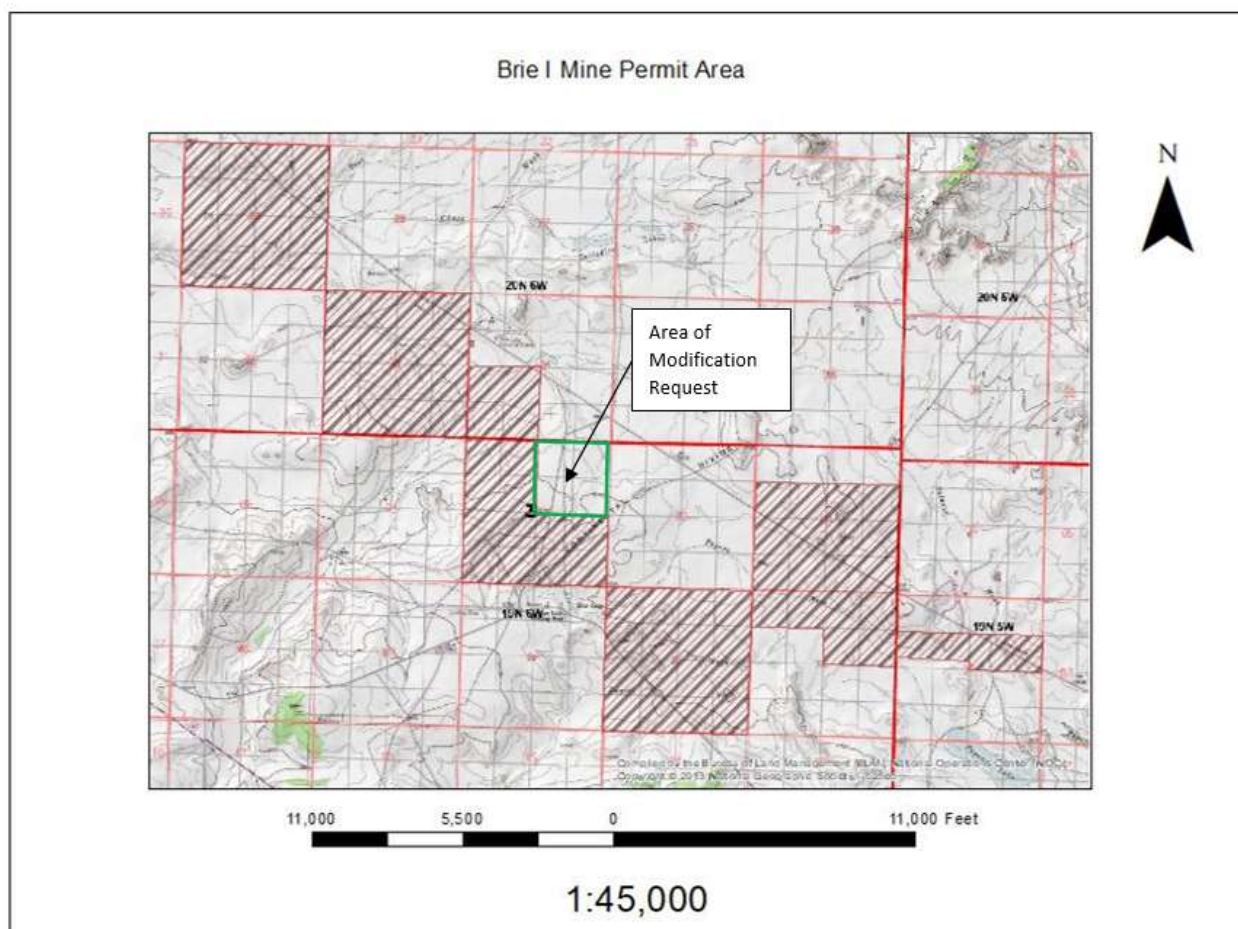
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Sincerely,

Kevin Barnes, Permit Lead
Mining Act Reclamation Program ("MARF")

Enclosures: Project Vicinity Maps
Cc w/o enclosures: David "DJ" Ennis, Program Manager, MARF/MMD
File (MK039MN)



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Acting Deputy Secretary

Albert Chang, Director
Mining and Minerals Division



March 11, 2025

Governor Earl Samuel
Pueblo of Tesuque
20 TP 828
Santa Fe, NM 87506

**Re: Notice of Intent to Issue Modification 24-1, Expansion of Permit Area to Include NE 1/4
Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear Governor Samuel,

On January 8, 2025, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Miocene, LLC, ("Permittee") to modify the permit area for the Brie I Mine in accordance with 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The modification application ("Modification 24-1") requests inclusion of the NE ¼ of Section 3, T19N, R9W into the permit area for the Brie I Mine. The project proposes to increase the permit area by approximately 160 acres. The area proposed for expansion is considered private surface and mineral estate.

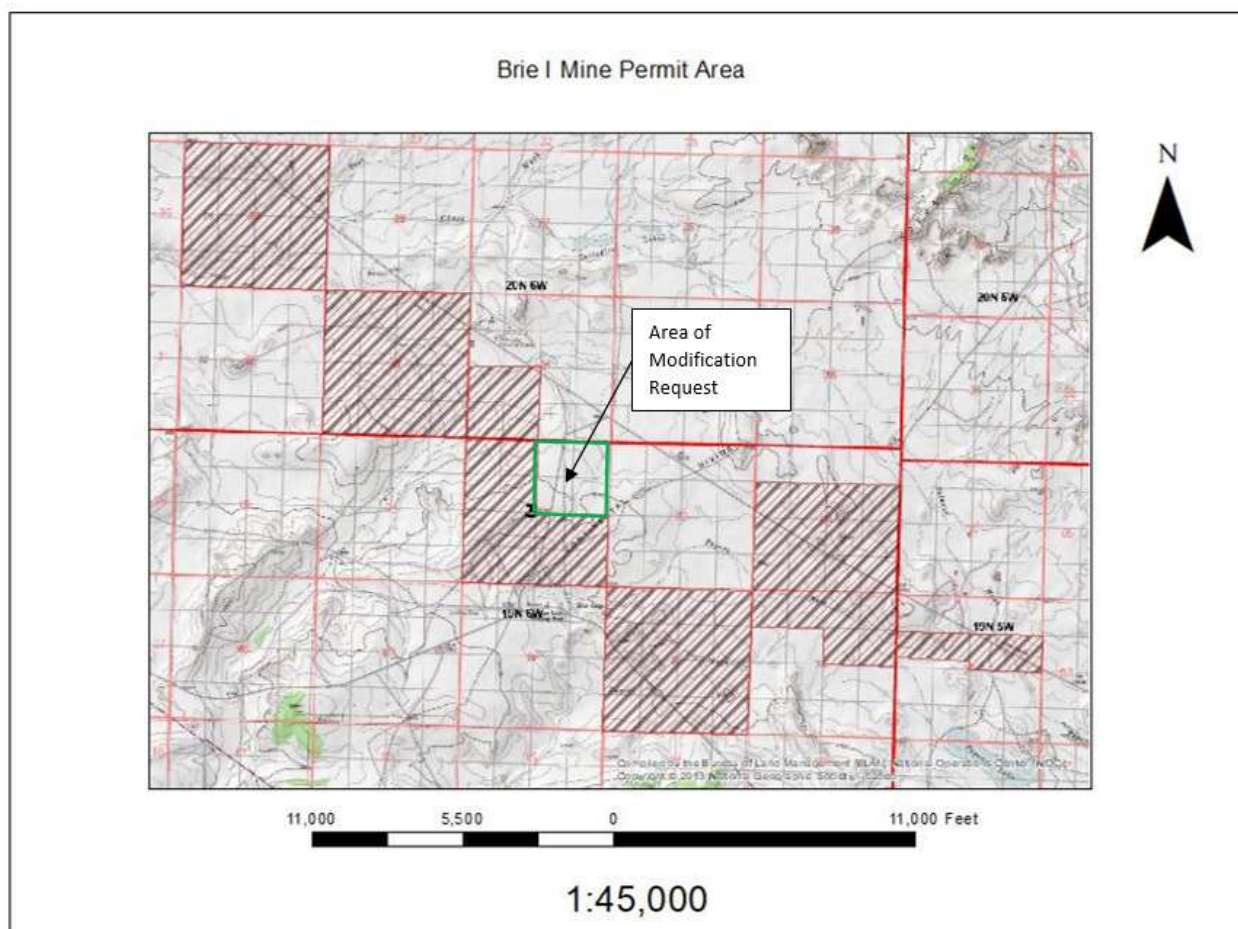
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Sincerely,

Kevin Barnes, Permit Lead
Mining Act Reclamation Program ("MARF")

Enclosures: Project Vicinity Maps
Cc w/o enclosures: David "DJ" Ennis, Program Manager, MARF/MMD
File (MK039MN)



State of New Mexico
Energy, Minerals and Natural Resources Department

Michelle Lujan Grisham
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Melanie A. Kenderdine
Cabinet Secretary

Ben Shelton
Acting Deputy Secretary

Albert Chang, Director
Mining and Minerals Division



March 11, 2025

THPO Larry Samuel
Pueblo of Tesuque
20 TP 828
Santa Fe, NM 87506

**Re: Notice of Intent to Issue Modification 24-1, Expansion of Permit Area to Include NE 1/4
Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear THPO Samuel,

On January 8, 2025, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Miocene, LLC, ("Permittee") to modify the permit area for the Brie I Mine in accordance with 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The modification application ("Modification 24-1") requests inclusion of the NE ¼ of Section 3, T19N, R9W into the permit area for the Brie I Mine. The project proposes to increase the permit area by approximately 160 acres. The area proposed for expansion is considered private surface and mineral estate.

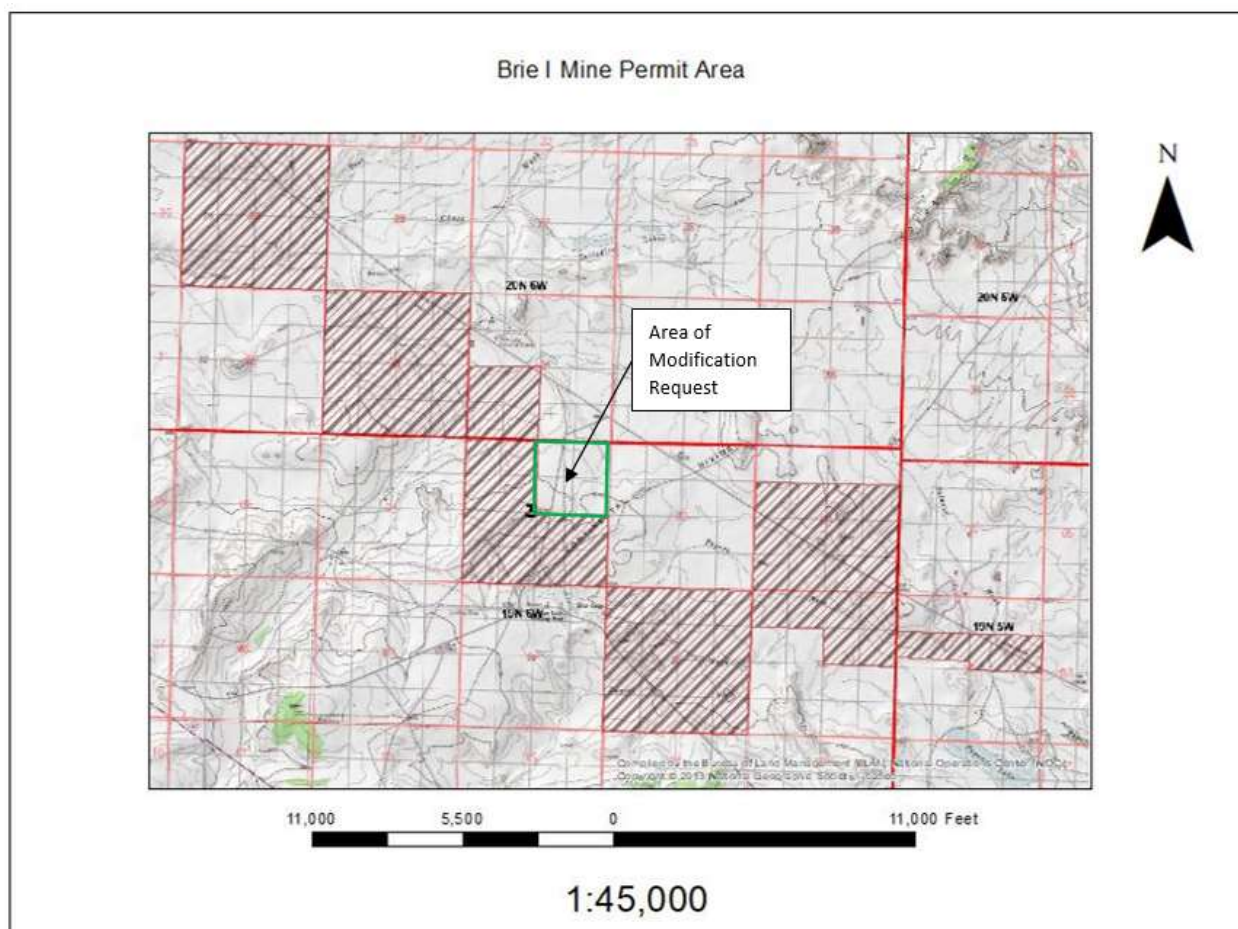
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Sincerely,

Kevin Barnes, Permit Lead
Mining Act Reclamation Program ("MARF")

Enclosures: Project Vicinity Maps
Cc w/o enclosures: David "DJ" Ennis, Program Manager, MARF/MMD
File (MK039MN)



State of New Mexico
Energy, Minerals and Natural Resources Department

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Melanie A. Kenderdine
Cabinet Secretary

Ben Shelton
Acting Deputy Secretary

Albert Chang, Director
Mining and Minerals Division



March 11, 2025

Governor Arden Kucate
Pueblo of Zuni
P.O. Box 339
Zuni, NM 87327

**Re: Notice of Intent to Issue Modification 24-1, Expansion of Permit Area to Include NE 1/4
Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear Governor Kucate,

On January 8, 2025, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Miocene, LLC, ("Permittee") to modify the permit area for the Brie I Mine in accordance with 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The modification application ("Modification 24-1") requests inclusion of the NE ¼ of Section 3, T19N, R9W into the permit area for the Brie I Mine. The project proposes to increase the permit area by approximately 160 acres. The area proposed for expansion is considered private surface and mineral estate.

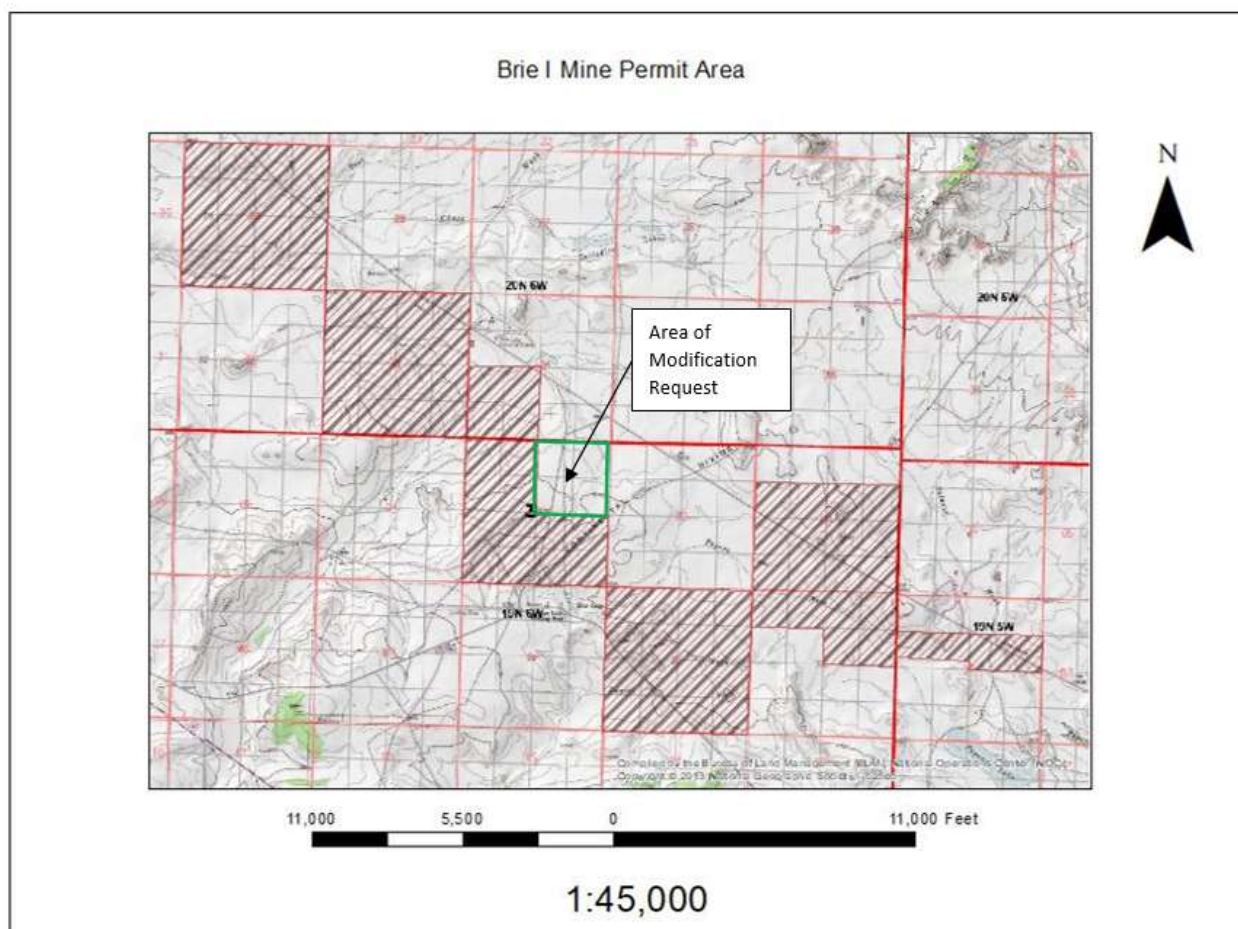
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Sincerely,

Kevin Barnes, Permit Lead
Mining Act Reclamation Program ("MARF")

Enclosures: Project Vicinity Maps
Cc w/o enclosures: David "DJ" Ennis, Program Manager, MARF/MMD
File (MK039MN)



State of New Mexico
Energy, Minerals and Natural Resources Department

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Melanie A. Kenderdine
Cabinet Secretary

Ben Shelton
Acting Deputy Secretary

Albert Chang, Director
Mining and Minerals Division



March 11, 2025

THPO Kurt Dongoske
Pueblo of Zuni
P.O. Box 1149
Zuni, NM 87327

**Re: Notice of Intent to Issue Modification 24-1, Expansion of Permit Area to Include NE 1/4
Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear THPO Dongoske,

On January 8, 2025, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Miocene, LLC, ("Permittee") to modify the permit area for the Brie I Mine in accordance with 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The modification application ("Modification 24-1") requests inclusion of the NE ¼ of Section 3, T19N, R9W into the permit area for the Brie I Mine. The project proposes to increase the permit area by approximately 160 acres. The area proposed for expansion is considered private surface and mineral estate.

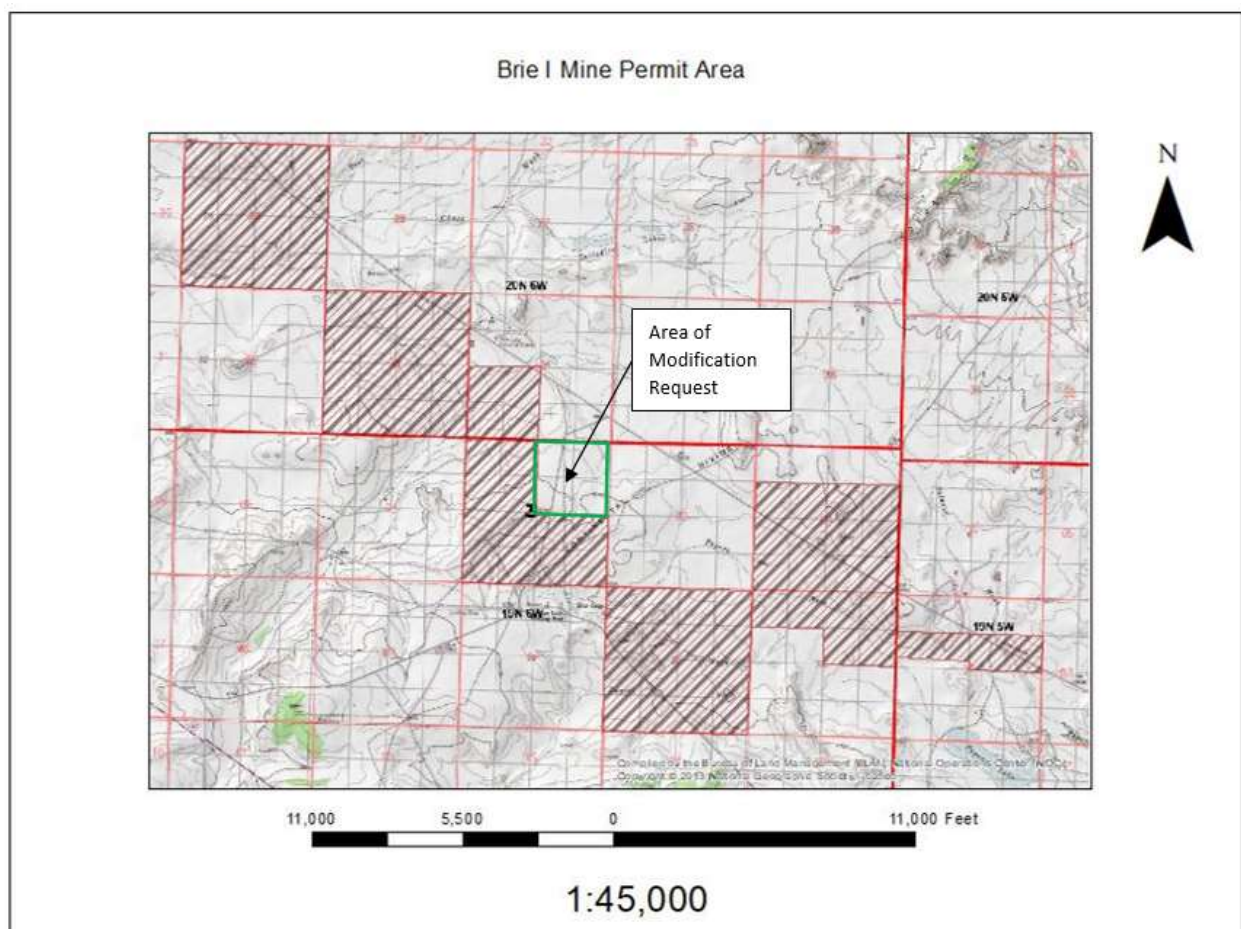
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Sincerely,

Kevin Barnes, Permit Lead
Mining Act Reclamation Program ("MARF")

Enclosures: Project Vicinity Maps
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Ben Shelton
Acting Deputy Secretary

Albert Chang, Director
Mining and Minerals Division



March 11, 2025

President Buu Nygren
Navajo Nation
P.O. Box 7440
Window Rock, AZ 86515

**Re: Notice of Intent to Issue Modification 24-1, Expansion of Permit Area to Include NE 1/4
Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear President Nygren,

On January 8, 2025, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Miocene, LLC, ("Permittee") to modify the permit area for the Brie I Mine in accordance with 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The modification application ("Modification 24-1") requests inclusion of the NE ¼ of Section 3, T19N, R9W into the permit area for the Brie I Mine. The project proposes to increase the permit area by approximately 160 acres. The area proposed for expansion is considered private surface and mineral estate.

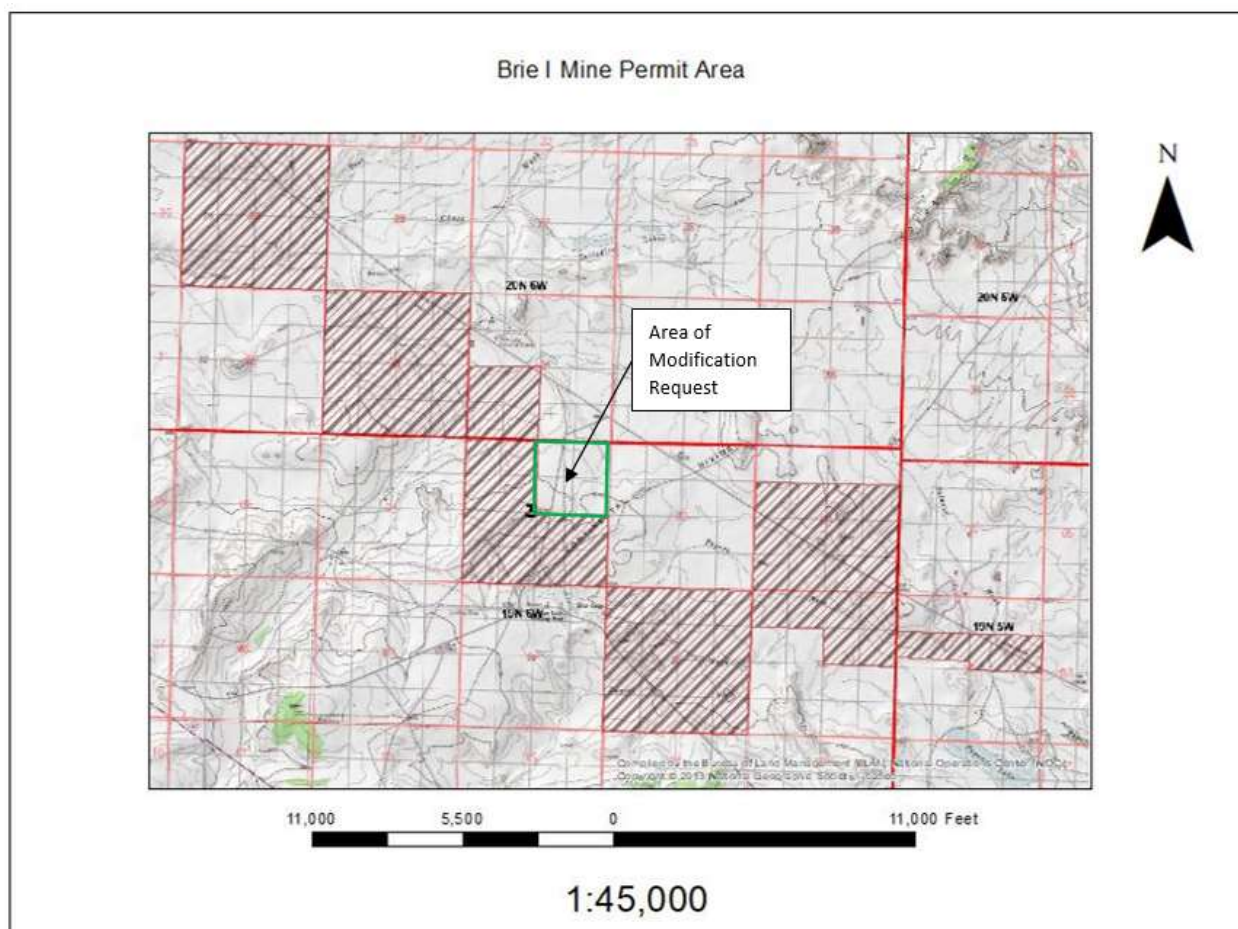
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Kevin Barnes, Permit Lead
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Melanie A. Kenderdine
Cabinet Secretary

Ben Shelton
Acting Deputy Secretary

Albert Chang, Director
Mining and Minerals Division



March 11, 2025

THPO Richard M. Begay
Navajo Nation Historic Preservation Division
P.O. Box 4950
Window Rock, AZ 86515

**Re: Notice of Intent to Issue Modification 24-1, Expansion of Permit Area to Include NE 1/4
Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear THPO Begay,

On January 8, 2025, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Miocene, LLC, ("Permittee") to modify the permit area for the Brie I Mine in accordance with 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The modification application ("Modification 24-1") requests inclusion of the NE ¼ of Section 3, T19N, R9W into the permit area for the Brie I Mine. The project proposes to increase the permit area by approximately 160 acres. The area proposed for expansion is considered private surface and mineral estate.

"Minimal Impact New Mining" means disturbance will not exceed a total of up to 40 acres at any given time for humate mines, which therefore limits impact to the environment. Please see the attached map of the area proposed for permit area expansion. The application received by MMD can be viewed in its entirety by visiting the MMD website at www.emnrd.nm.gov/mmd/mining-act-reclamation-program/pending-and-approved-mine-applications/minimal-impact-new/mk039mn-brie-mine/

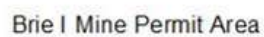
We are notifying you that the applicant has satisfied all of our regulatory requirements, and we are prepared to issue Modification 24-1. We would like to give you a final opportunity to provide us with comments. If there are known cultural resources in the vicinity of this project that your tribe is aware of, please provide any comments and concerns to MMD by March 26, 2025. Please contact me at (505) 470-5354 or kevin.barnes@emnrd.nm.gov with any questions or if you wish to meet to discuss the application.

Sincerely,

Kevin Barnes, Permit Lead
Mining Act Reclamation Program ("MARF")

Enclosures: Project Vicinity Maps
Cc w/o enclosures: David "DJ" Ennis, Program Manager, MARF/MMD
File (MK039MN)

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State of New Mexico
Energy, Minerals and Natural Resources Department

Michelle Lujan Grisham
Governor

Melanie A. Kenderdine
Cabinet Secretary

Ben Shelton
Acting Deputy Secretary

Albert Chang, Director
Mining and Minerals Division



March 11, 2025

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

**Re: Notice of Intent to Issue Modification 24-1, Expansion of Permit Area to Include NE 1/4
Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear Chairman Nuvangyaoma,

On January 8, 2025, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Miocene, LLC, ("Permittee") to modify the permit area for the Brie I Mine in accordance with 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The modification application ("Modification 24-1") requests inclusion of the NE ¼ of Section 3, T19N, R9W into the permit area for the Brie I Mine. The project proposes to increase the permit area by approximately 160 acres. The area proposed for expansion is considered private surface and mineral estate.

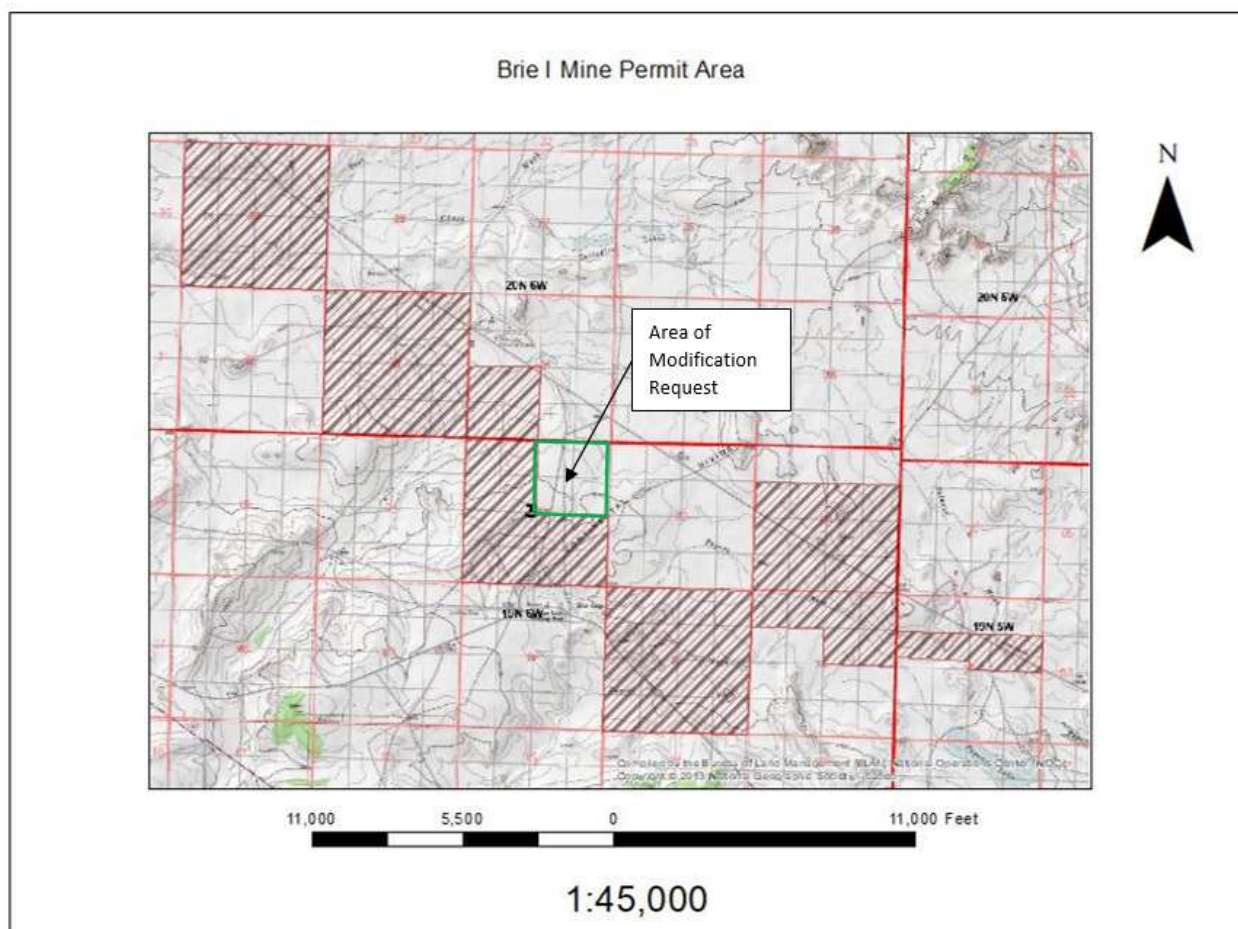
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We are notifying you that the applicant has satisfied all of our regulatory requirements, and we are prepared to issue Modification 24-1. We would like to give you a final opportunity to provide us with comments. If there are known cultural resources in the vicinity of this project that your tribe is aware of, please provide any comments and concerns to MMD by March 26, 2025. Please contact me at (505) 470-5354 or kevin.barnes@emnrd.nm.gov with any questions or if you wish to meet to discuss the application.

Sincerely,

Kevin Barnes, Permit Lead
Mining Act Reclamation Program ("MARF")

Enclosures: Project Vicinity Maps
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File (MK039MN)



State of New Mexico
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Michelle Lujan Grisham
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Melanie A. Kenderdine
Cabinet Secretary

Ben Shelton
Acting Deputy Secretary

Albert Chang, Director
Mining and Minerals Division



March 11, 2025

Director Stewart Koyiyumptewa
The Hopi Tribe Cultural Preservation Office
P.O. Box 123
Kykotsmovi, AZ 86039

**Re: Notice of Intent to Issue Modification 24-1, Expansion of Permit Area to Include NE 1/4
Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear Director Koyiyumptewa,

On January 8, 2025, the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals, and Natural Resources Department notified your tribe about an application from Miocene, LLC, ("Permittee") to modify the permit area for the Brie I Mine in accordance with 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The modification application ("Modification 24-1") requests inclusion of the NE ¼ of Section 3, T19N, R9W into the permit area for the Brie I Mine. The project proposes to increase the permit area by approximately 160 acres. The area proposed for expansion is considered private surface and mineral estate.

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Sincerely,

Kevin Barnes, Permit Lead
Mining Act Reclamation Program ("MARF")

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