

State of New Mexico  
Energy, Minerals and Natural Resources Department

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Mining and Minerals Division



May 14, 2025

El Capitan Precious Metals, Inc.  
5871 Honeysuckle Rd.  
Prescott, AZ 80305

**RE: Compliance Review and Required Permit Modification for Capitan Iron Mine, Permit No. LI005ME, Lincoln County, New Mexico**

To Whom It May Concern,

The New Mexico Mining and Minerals Division (MMD), in accordance with NMAC 19.10.3.303 & 19.10.5.504, has recently completed a review of the El Capitan Precious Metals, Inc. (ECPMI) permit for the Capitan Iron Mine, located north of Capitan in Lincoln County, NM. The Capitan Mine is permitted as a Minimal Impact Existing Mining Operation and has remained inactive for an extended period. MMD conducted this review to assess compliance and ensure appropriate financial assurance.

**Capitan Iron Mine LI005ME Permit History Summary**

|                |                                                                                                                                                                                                                                                                                                                                                             |
|----------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| March 2015     | Last approved Modification (14-1).                                                                                                                                                                                                                                                                                                                          |
| April 2016     | Notice of Non-Compliance for USFS road and acreage.                                                                                                                                                                                                                                                                                                         |
| June 2016      | Modification 16-1 initiated                                                                                                                                                                                                                                                                                                                                 |
| September 2016 | MMD Modification processing stalled until USFS road issue resolved.                                                                                                                                                                                                                                                                                         |
| March 2017     | The last known communication or action regarding the Capitan Iron Mine was approval of a CD, which resolved the USFS road issue. This allowed MMD to continue processing Mod 16-1. MMD then requested ECPMI to notify and schedule a site inspection upon completion of the necessary work to bring the site into compliance. No further actions were seen. |

Due to the extended period of inactivity, Modification 16-1 is now considered outdated. Consequently, MMD will now require ECPMI to submit a new application to modify the Permit as the Permit appears to be out of compliance since the incomplete Modification 16-1. As this will be a new modification application, MMD also requires the \$250.00 modification fee payable to the Mining and Minerals Division.

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- **Guidance on the permitting process is also available here: [Microsoft Word - Part 3 Guidelines October 2011 .docx](#)**
- **Application for a Minimal Impact Existing Mine can be found here: [Application Forms - General Permits, Minimal Impact, Regular Exploration - Mining and Minerals](#)**

MMD is requiring ECPMI to submit this application with an updated Mine Operation and Reclamation Plan within **90 days of receipt of this letter**.

For additional information regarding the New Mexico Mining Act Rules, please visit our Website at: <http://www.emnrd.state.nm.us/MMD>, or contact me at (505) 216-8945, or via e-mail at: [samantha.rynas@emnrd.nm.us](mailto:samantha.rynas@emnrd.nm.us), with any questions regarding this permit.

Sincerely,



Samantha Rynas  
Permit Lead  
Mining and Minerals Division

**cc:** DJ Ennis, Program Manager, Mining Act Reclamation Program, (MARF)/MMD  
Clint Chisler, Reclamation Specialist Supervisor, (MARF)/MMD  
Marcie Kelton, USFS Smokey Bear District Ranger -  
Mark Fisher, Acting County Manager/Lincoln County Clerk's Office  
Mine File LI005ME