

State of New Mexico
Energy, Minerals and Natural Resources Department

Michelle Lujan Grisham
Governor

Melanie A. Kenderdine
Cabinet Secretary

Ben Shelton
Deputy Secretary

Erin Taylor
Deputy Secretary

Mike Tompson, Acting Director
Mining and Minerals Division



July 2, 2025

Ms. Sherry Burt-Kested, Manager
Freeport-McMoRan Chino Mines Company
Environmental Services
P.O. Box 10
Bayard, NM 88023

RE: Administratively Complete Determination & Request for Public Hearing, Revision 24-2, 2024 CCP Update, Chino Mine, Grant County, New Mexico, Permit No. GR009RE

Dear Ms. Burt-Kested:

Administratively Complete Determination

The New Mexico Mining and Minerals Division (“MMD”) has received a permit application from Freeport-McMoRan Chino Mines Company (“FMI”) on November 1, 2024, to revise Permit No. GR009RE for the Chino Mine in Grant County, New Mexico. The application is an update to the Chino Mine Closure/Closeout Plan (“CCP”) and is being processed by MMD as Revision 24-2.

Proof of Public Notice documentation from FMI was received by MMD on February 4, 2025, and MMD has determined that this documentation satisfies the requirements of 19.10.9.903 A-H NMAC. Additionally, based on the documents received to date, MMD has determined that the permit application package for Revision 24-2 is Administratively Complete. Hereby, FMI is directed to fulfill the additional public notice requirements outlined in 19.10.9.903.I NMAC.

Request for Public Hearing

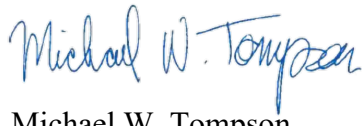
On April 9, 2025, MMD received a request for public hearing from Allyson Siwik of the Gila Resources Information Project (“GRIP”) in response to the public notice for Revision 24-2 initiated January 30, 2025. MMD has determined that this public hearing request is not timely per 19.10.9.904.A NMAC which states that public hearing requests must be made within 30 days of the publishing of a public notice in a paper of record, which was completed January 30, 2025, by FMI in the Silver City Daily Press.

RE: Administratively Complete Determination & Request for Public Hearing,
Revision 24-2, 2024 CCP Update Chino Mine, Grant County, New Mexico, Permit No. GR009RE
April 10, 2025
Page 2

However, the MMD Director has decided that a public hearing for this permit revision is in the public interest. A public hearing shall be held by MMD and FMI for Revision 24-2 per 19.10.9.904.A NMAC which states in part: "...The Director may hold a public hearing absent any request." MMD shall determine the date, time, and location of this public hearing at a later date.

If you have any questions regarding these determinations, please contact the permit lead for Permit No. GR009RE at (505) 470-5354 or kevin.barnes@emnrd.nm.gov.

Sincerely,

A handwritten signature in blue ink that reads "Michael W. Thompson". The signature is written in a cursive, flowing style.

Michael W. Thompson
Acting Director
Mining and Minerals Division

cc: David "DJ" Ennis, Mining Act Reclamation Program ("MARF") Program Manager
Kevin T. Barnes, Permit Lead
Mariana Lafon, FMI
Tyler Johnson, FMI
Allyson Siwik, GRIP
Mine File (GR009RE)