

State of New Mexico  
Energy, Minerals and Natural Resources Department

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**Michelle Lujan Grisham**  
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Deputy Secretary

**Mike Thompson**  
Acting Director  
Mining and Minerals Division



July 11, 2025

Mr. Galen McNamara  
Summa Silver Corp.  
918-1030 West Georgia Street  
Vancouver, BC V6E 2Y3

**RE: Agency Review Comments and Notice of Possible Exclusion from Minimal Impact Status  
Summa Silver Mogollon, Permit No. CA027EM, Modification 23-2  
Catron County, New Mexico**

Dear Mr. McNamara,

The New Mexico Mining and Minerals Division (“MMD”) has reviewed the revised Permit Application Package (“PAP”) submitted on February 5, 2025, by Summa Silver Corp. (“Summa”) for Modification 23-2 (“Modification”) to Permit No. CA027EM (“Permit”) for the Summa Silver Mogollon minimal impact exploration project located in Catron County, New Mexico. In accordance with 19.10.3.302.G NMAC, MMD requested comments on the PAP from cooperating state and federal agencies. Enclosed with this letter are the reviewing agency comment letters submitted by the following state agencies: the New Mexico Environment Department (“NMED”), the New Mexico Department of Game and Fish (“NMDGF”), the New Mexico Department of Cultural Affairs - Historic Preservation Division (“NMDCA/HPD”), the New Mexico Energy, Minerals, and Natural Resources Department – Forestry Division (“Forestry”), and the United States Forest Service – Glenwood Ranger District (“USFS”). General comments from MMD based on review of this application are also included.

**General Comments:**

MMD has reviewed the PAP and has found it to be *technically incomplete*. MMD has the following comments to be addressed in writing within 30 days of receipt of this letter:

**1. FS 4056O Bypass Road**

- a) The proposed FS 4056O bypass road will travel from existing Drill Pad 11 to an existing roadbed to allow access to the upper drill pad area and require the construction of 581 feet of new road. This portion will be constructed in a wooded area with steep slopes and will likely require cut and fill construction that may extend outside of the 10-foot width listed in the PAP. Please provide more detailed plans for the construction of this portion of the road, including cut and fill calculations, an updated estimate of disturbance area, and any erosion prevention structures that are planned to be constructed.
- b) MMD concurs with NMDGF recommendations that any road construction activities be conducted outside migratory bird and Mexican Spotted Owl breeding season (March 1 – August 31).

## **2. Staging Area B**

MMD concurs with the attached comments from NMDCA/HPD that state:

*“LA 181471 – the proposed staging area (Staging Area B) must be confined to the existing road disturbance area. All travel within the site boundary will be within the existing roadbed-there are to be no improvements to the road”*

In a prior site inspection, MMD noted that during exploration activities at Drill Pad 4, related equipment and vehicles have been staged within LA 181471 outside the existing road disturbance area and caused disturbance outside the scope of the Permit. MMD will require the reclamation of disturbed areas within LA 181471, and prohibit any further staging outside the existing roadbed in this area unless further consultation with NMDCA/HPD is performed. Additionally, MMD will require construction of fencing to prevent disturbance outside of the roadbed within LA 181471.

## **3. Staging Area C & Drill Pad 9, Notice of Possible Exclusion from Minimal Impact Status:**

Due to the activities proposed under the Modification that would be located within the bounds of the Fannie Hill Mill and Company Town Historic District (“SR 1413”), MMD has reviewed the minimal impact status of the Permit under the obligations of NMAC 19.10.3.302.H. The definition of “minimal impact mining operation” as stated in NMAC 19.10.1.7.M(2) and 19.10.1.7.M(2)(c) reads in part:

*“(2) ...In making this determination, the Director shall, except as set forth in Subsection M, Paragraph 2, Subparagraph j of 19.10.1.7NMAC exclude from minimal impact status operations with any of these characteristics:*

*...(c) Located in an area with cultural resources listed on either the National Register of Historic Places or the State Register of Cultural Properties.”*

Based on this definition, MMD has determined that inclusion of exploration activities within SR 1413 excludes the Permit from minimal impact status as SR 1413 is listed on both the National Register of Historic Places and the State Register of Cultural Properties. Please note, the definition as written in NMAC 19.10.1.7.M(2)(c) does not include an exception for projects that are determined to have “no significant impact” by a cultural resource survey or a state agency review. Instead, the definition simply states that a project located in an area with listed cultural resources is no longer eligible for minimal impact status.

If Summa wishes to include exploration activities within SR 1413, namely Drill Pad 9 and proposed Staging Area C, MMD will require the submittal of a Part 4 Exploration Application. If Summa elects to drop the exploration activities within SR 1413 from the Permit, this should be clarified in the response to comments and MMD will maintain the minimal impact status of the Permit.

## **NMED Mining Environmental Compliance Section, Ground Water Quality Bureau Comments (“MECS”)**

Please review the comment letter received from NMED MECS Ground Water Quality and respond to any concerns.

## **NMED Surface Water Quality Bureau Comments:**

Please review the comment letter received from NMED Surface Water Quality Bureau and respond to any concerns.

**NMED Air Quality Bureau Comments:**

Please review the comment letter received from NMED Air Quality Bureau and respond to any concerns.

**NMDGF Comments:**

Please review the comment letter received from NMDG&F and respond to all concerns and recommendations raised.

**Forestry Comments:**

Please review the comment letter received from Forestry and respond to any concerns.

**USFS Comments:**

Please review the comment letter received from USFS and respond to any concerns

**NMDCA/HPD Comments:**

Please review the comment letter received from NMDCA/HPD and respond to any concerns and recommendations raised.

If you have any questions, please contact me at (505) 470-5354, or via email at [kevin.barnes@emnrd.nm.gov](mailto:kevin.barnes@emnrd.nm.gov).

Sincerely,

A handwritten signature in blue ink, appearing to read 'Kevin Barnes', with a long horizontal flourish extending to the right.

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

enclosures:     Agency Letters

cc:                David "DJ" Ennis, Program Manager, MARF/MMD  
                      Mine File (CA027EM)



## Electronic Transmission

### MEMORANDUM

Date: March 21, 2025

To: David Ennis, Program Manager, Mining Act Reclamation Program

Through: Amber Rheubottom, Mining Act Team Leader, Mining Environmental Compliance Section (MECS)

From: Davena Crosley, Surface Water Quality Bureau (SWQB)  
Sufi Mustafa, Air Quality Bureau (AQB)  
Sean Madden (MECS)

Subject: **New Mexico Environment Department (NMED) Comments, Summa Silver Mine, Exploration, Catron County, New Mexico, Mining Act Permit No. CA027EM**

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The New Mexico Environment Department (NMED) received correspondence from the Mining and Minerals Division (MMD) on February 26, 2025, requesting that NMED review and provide comments on the above-referenced MMD permitting action. Pursuant to the Mining Act, the operation is an exploration project. MMD requested comments on the application within 20 days of receipt of the request for comments. NMED requested an extension to March 21, 2025.

#### **Background**

Summa Silver (Applicant) is requesting to change plans for roads and exploration drilling. The Applicant is adding a road totaling 0.38 acres and staging areas totaling 0.31 acres to the existing disturbed area.

#### **Air Quality Bureau**

The AQB comments are attached.

#### **Surface Water Quality Bureau**

The SWQB comments are attached.

Mr. David Ennis  
Summa Silver  
March 21, 2025  
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**Mining Environmental Compliance Section**

MECS does not have any comments.

**NMED Summary Comment**

NMED has determined the proposed activities will be protective of the environment if done in accordance with the approved permits and pollution controls as presented.

If you have any questions, please contact Amber Rheubottom at (505) 660-2379.

cc: Joseph Fox, Program Manager, NMED-MECS  
Brad Reid, Team Leader, NMED-MECS  
Shelly Lemon, Bureau Chief, NMED-SWQB  
Cindy Hollenberg, Acting Bureau Chief, NMED-AQB  
Kevin Barnes, EMNRD-MARP



## MEMORANDUM

DATE: March 17, 2025

TO: Amber Rheubottom, Mining Act Team Leader, Mining Environmental Compliance Section, NMED

FROM: Sufi Mustafa, Staff Manager, Air Dispersion Modeling and Emission Inventory Section, Air Quality Bureau.

### **Request for Review and Comment, Summa Silver Mogollon, Catron County, New Mexico Mining Act Permit No. CA027EM**

The New Mexico Air Quality Bureau (AQB) has completed its review of the above-mentioned mining project. Pursuant to the New Mexico Mining Act Rules, the AQB provides the following comments.

#### **Details**

Summa Silver Corporation (Summa), Everett Ecological is submitted request for additional modification (23-2) to Summa's Part 3 Minimal Impact Permit. This modification request introduces the addition of a 0.31-mile (1,639- foot) long access road constructed on Summa's patented property and the inclusion and use of five staging areas.

#### **Air Quality Requirements**

The New Mexico Mining Act of 1993 states that "Nothing in the New Mexico Mining Act shall supersede current or future requirements and standards of any other applicable federal or state law." Thus, the applicant is expected to comply with all requirements of federal and state laws pertaining to air quality.

20.2.15 NMAC, *Pumice, Mica and Perlite Processing*. Including 20.2.15.110 NMAC, *Other*

*Particulate Control*: "The owner or operator of pumice, mica or perlite process equipment shall not permit, cause, suffer or allow any material to be handled, transported, stored or disposed of or a building or road to be used, constructed, altered or demolished without taking reasonable precautions to prevent particulate matter from becoming airborne."

**Request for Review and Comment, Summa Silver Mogollon, Catron County, New Mexico  
Mining Act Permit No. CA027EM**

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Paragraph (1) of Subsection A of 20.2.72.200 NMAC, *Application for Construction, Modification, NSPS, and NESHAP - Permits and Revisions*, states that air quality permits must be obtained by:

“Any person constructing a stationary source which has a potential emission rate greater than 10 pounds per hour or 25 tons per year of any regulated air contaminant for which there is a National or New Mexico Ambient Air Quality Standard. If the specified threshold in this subsection is exceeded for any one regulated air contaminant, all regulated air contaminants with National or New Mexico Ambient Air Quality Standards emitted are subject to permit review.”

Further, Paragraph (3) of this subsection states that air quality permits must be obtained by:

“Any person constructing or modifying any source or installing any equipment which is subject to 20.2.77 NMAC, *New Source Performance Standards*, 20.2.78 NMAC, *Emission Standards for Hazardous Air Pollutants*, or any other New Mexico Air Quality Control Regulation which contains emission limitations for any regulated air contaminant.”

Also, Paragraph (1) of Subsection A of 20.2.73.200 NMAC, *Notice of Intent*, states that:

“Any owner or operator intending to construct a new stationary source which has a potential emission rate greater than 10 tons per year of any regulated air contaminant or 1 ton per year of lead shall file a notice of intent with the department.”

The above is not intended to be an exhaustive list of all requirements that could apply. The applicant should be aware that this evaluation does not supersede the requirements of any current federal or state air quality requirement.

**Fugitive Dust**

Air emissions from this project should be evaluated to determine if an air quality permit is required pursuant to 20.2.72.200.A NMAC (e.g. 10 lb/hour or 25 TPY). Fugitive dust is a common problem at mining sites and this project will temporarily impact air quality as a result of these emissions. However, with the appropriate dust control measures in place, the increased levels should be minimal. Disturbed surface areas, within and adjacent to the project area, should be reclaimed to avoid long-term problems with erosion and fugitive dust. EPA’s *Compilation of Air Pollutant Emission Factors, AP-42, “Miscellaneous Sources”* lists a variety of control strategies that can be included in a comprehensive facility dust control plan. A few possible control strategies are listed below:

**Request for Review and Comment, Summa Silver Mogollon, Catron County, New Mexico  
Mining Act Permit No. CA027EM**

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Paved roads: covering of loads in trucks to eliminate truck spillage, paving of access areas to sites, vacuum sweeping, water flushing, and broom sweeping and flushing.

Material handling: wind speed reduction and wet suppression, including watering and application of surfactants (wet suppression should not confound track out problems).

Bulldozing: wet suppression of materials to “optimum moisture” for compaction.

Scraping: wet suppression of scraper travel routes.

Storage piles: enclosure or covering of piles, application of surfactants.

Miscellaneous fugitive dust sources: watering, application of surfactants or reduction of surface wind speed with windbreaks or source enclosures.

**Recommendation**

The Air Quality Bureau does not have any objection to this permit modification request.

This written evaluation does not supersede the applicability of any forthcoming state or federal regulations.

If you have any questions, please contact me at 505 629 6186.





## MEMORANDUM

DATE: March 17, 2025

TO: Amber Rheubottom, Mining Environmental Compliance Section, Ground Water Quality Bureau, New Mexico Environment Department

FROM: Davena Crosley, Watershed Protection Section, Surface Water Quality Bureau, New Mexico Environment Department

SUBJECT: **Request for Review and Comment, Summa Silver Mogollon, Catron County, New Mexico Mining Act Permit No. CA027EM, Modification 23-2**

The New Mexico Environment Department (NMED)-Surface Water Quality Bureau (SWQB) received the subject request for comments on February 27, 2024. Summa Silver Corporation ("Applicant") submitted an application that proposes to construct a 1,639-foot long (0.31-mile) access road on Summa's patented property including 581-feet (0.13 acres) of newly constructed road and 1,058-feet (0.24 acres) of improvement of existing road for a total of 0.38 acres of disturbance. Additionally, the applicant proposes to use of five staging areas, totaling 0.33 acres, on or adjacent to currently existing roads and disturbed areas. Modification 23-2 would increase total disturbance for this project from 2.26 acres to 2.97 Total Acres of Disturbance. SWQB is providing the following comments pursuant to 19.10.4 New Mexico Administrative Code (NMAC):

Mine activities may affect Surface Waters of the State as defined in 20.6.4.7 NMAC, which includes ephemeral arroyos within the mining operations and are subject to 20.6.4.98 NMAC. General Criteria at 20.6.4.13 NMAC, established to sustain and protect existing or attainable uses of surface waters of the State, apply to all surface waters of the state at all times. Surface waters of the state shall be free of any water contaminant in such quantity and of such duration as may with reasonable probability injure human health, animal or plant life or property, or unreasonably interfere with the public welfare or the use of property (20.6.4.13 NMAC). Operations must ensure protection of surface waters of the State. Mine exploration activities that have the potential to contribute pollutants to waters of the state must be implemented with appropriate and reasonable Best Management Practices (BMPs) in order to prevent impacts to water quality. Any discharge of a water contaminant, in such quantity as may with reasonable probability injure or be detrimental to human health, animal or plant life, or property, or unreasonably interfere with the public welfare or the use of property, must be reported to the Environment Department within twenty-four hours (20.6.2.1203 NMAC).

The Applicant is required to report all spills immediately to the NMED as required by the New Mexico Water Quality Control Commission regulations (20.6.2.1203 NMAC). For non-emergencies during normal business hours, call 505-428-2500. For non-emergencies after hours, call 866-428-6535 or 505-428-6535 (voice mail, twenty-four hours a day). For emergencies only, call 505-827-9329 twenty-four hours a day (NM Dept of Public Safety).

Appropriate and reasonable BMPs include, but are not limited to, the following:

- Summa Silver, the operator, currently has National Pollutant Discharge Elimination System (NPDES) Multisector General Permit (MSGP) coverage under master permit number NMR050000. The Mogollon Minimal Impact Exploration Operation has NPDES MSGP permit coverage NMR05J07f with an effective date of November 11, 2023. The operator should update the required Stormwater Pollution Prevention Plan (SWPPP) for the project area to include the newly constructed road and five (5)
- Staging areas, indicating any applicable changes in sector, stormwater monitoring, stormwater controls or BMPs as required by the NPDES permit.
- Spill clean-up materials such as absorbent pads must be available on-site at all times during road construction, site preparations, and drilling activities to address potential spills.
- Fuel, oil, hydraulic fluid, lubricants, and other petrochemicals must have a secondary containment system to prevent spills. Store these materials outside of the flood-prone zone.
- Pressure wash and/or steam clean all mobile equipment used in the project area before the start of the project and inspect daily for leaks. A written log of inspections and maintenance should be completed.
- The site selection, design, and construction of staging areas and roads should comply with the guidelines described in the Bureau of Land Management “Gold Book” <sup>1</sup>. Suspend construction, maintenance activities, or off-road travel during periods when the soil is too wet to adequately support heavy equipment without causing surface disturbance. The operator should commit to repair any surface disturbance they caused.
- Implement Best Management Practices to prevent direct impacts to watercourses, including springs, wetlands, and arroyos. For temporary surface disturbances during exploration and reclamation activities, the operator should implement erosion control measures that are designed, constructed and maintained using professionally recognized standards (e.g., Natural Resource Conservation Service standards or the Bureau of Land Management “Gold Book”).
- Provide a minimum 100-foot setback from existing drainages to roads and staging areas.

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<sup>1</sup> <https://www.blm.gov/programs/energy-and-minerals/oil-and-gas/operations-and-production/the-gold-book>



DIRECTOR AND SECRETARY  
TO THE COMMISSION  
Michael B. Sloane

STATE OF NEW MEXICO  
DEPARTMENT OF GAME & FISH

One Wildlife Way, Santa Fe, NM 87507  
Tel: (505) 476-8000 | Fax: (505) 476-8180  
For information call: (888) 248-6866

[wildlife.dgf.nm.gov](http://wildlife.dgf.nm.gov)

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Cebolla

DR. SABRINA PACK  
Silver City

14 March 2025

Kevin Barnes, Permit Lead  
Mining Act Reclamation Program  
Mining and Minerals Division (MMD)  
1220 South St. Francis Drive  
Santa Fe, NM 87505

**RE: Minimal Impact Exploration Permit Modification Application, Summa Silver Mogollon Project, Catron County, New Mexico, Permit No. CA027EM; NMDGF Project No. NMERT-4256.**

Dear Mr. Barnes,

The New Mexico Department of Game and Fish (Department) has reviewed the above referenced permit modification for the Mogollon Exploration Project submitted by Summa Silver Corporation (Summa Silver). Summa Silver is proposing the construction of a new access road and the clarification of staging area locations. The total area that will be disturbed is approximately 2.9 acres. Staff from the Department, MMD, New Mexico Environment Department, U.S. Forest Service, and Summa Silver conducted a site inspection on 13 March 2025.

The Department recommends that during new road and staging area construction, large, mature trees are left undisturbed to the maximum extent feasible. Tree species to protect include alligator juniper (*Juniperus deppeana*), Gambel oak (*Quercus gambelii*), piñon pine (*Pinus edulis*), and ponderosa pine (*Pinus ponderosa*).

During the site inspection, Summa Silver confirmed that all road and staging area development would be conducted outside of the migratory bird and Mexican spotted owl (*Strix occidentalis lucida*) breeding season (1 March-31 August).

Thank you for the opportunity to provide comments on the permit modification. If you have any questions, please contact Ron Kellermueller, Mining and Energy Habitat Specialist, at (505) 270-6612 or [ronald.kellermueller@dgf.nm.gov](mailto:ronald.kellermueller@dgf.nm.gov).

Sincerely,

Virginia Seamster, Ph.D.  
Assistant Chief, Ecological and Environmental Planning Section  
cc: USFWS NMES Field Office

State of New Mexico  
Energy, Minerals and Natural Resources Department

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**Michelle Lujan Grisham**  
Governor

**Sarah Cottrell Propst**  
Cabinet Secretary

**Todd E. Leahy, JD, PhD**  
Deputy Cabinet Secretary

**Laura McCarthy**, State Forester  
Forestry Division



March 13, 2025

Kevin Barnes  
Reclamation Specialist; Permit Lead  
Mining Act Reclamation Program  
1220 S. St. Francis Drive  
Santa Fe, NM 87505  
(505) 470-5354

**RE: Request for Comments on Minimal Impact Exploration Permit Modification Application, Summa Silver Mogollon Project, Catron County, New Mexico, Permit No. CA027EM, Modification 23-2**

Thank you for the opportunity to comment on the proposed project modification. Based on the modification application, I do not anticipate any impacts to New Mexico State or Federally listed plants as a result of this project.

If any state-listed endangered plants are found within the project site, an incidental take permit will be required if plants are likely to be destroyed or harmed. Alternatively, mitigation measures should be developed to minimize disturbance. Additional information on permits and state-endangered plant species can be accessed at: <https://www.emnrd.nm.gov/sfd/rare-plants/request-a-collection-permit/>

Sincerely,

Erika Rowe

A handwritten signature in blue ink, appearing to read "Erika Rowe", with a long, sweeping horizontal line extending to the right.

State Botanist - Endangered Plant Program Coordinator  
EMNRD-Forestry Division  
1220 S. St. Francis Dr.  
Santa Fe, NM 87505  
[erika.rowe@emnrd.nm.gov](mailto:erika.rowe@emnrd.nm.gov)  
(505)699-6371



**File Code:** 2810

**Date:** October 17, 2024

Galen McNamara  
CEO & Director  
Summa Silver Corporation  
918-1030 West Georgia Street  
Vancouver, BC V6E 2Y3

Dear Mr. McNamara:

This letter is in response to your July 29th, 2024 request to stage a water tender and run a water pump with a hose lay from Forest Service land to patented private land. I acknowledge the activities to stage a water tender along with running a water pump to transport water from a pullout along the south side of National Forest System (NFS) road 4056 M, as well as, running an above-ground hose lay to transport water from the pullout across 200ft of NFS land on the Glenwood Ranger District of the Gila National Forest to private patented land. The current request complies with Forest Service policies and regulation under 36 CFR 228 Subpart A, for a Notice of Intent, and as described will not likely cause a significant disturbance of surface resources. However, we request that you follow the Mexican Spotted Owl (MSO) guidelines for time restrictions as recent surveys have documented Mexican Spotted Owls near the project site. The guidelines do not allow for any disturbance from March 1 thru August 31 during the MSO breeding season. We also ask that fuel cans not be staged on site to prevent the public from damaging and possibly draining cans on site. Any additional activity on Forest Service Lands outside the scope of your request are not acknowledged and may require a Plan of Operation.

Any activities outside of the scope described in your request will need to be discussed with myself or geologist, Jenna Padilla.

Feel free to contact myself by phone at 575-388-8430 or by email at [elizabeth.toney@usda.gov](mailto:elizabeth.toney@usda.gov), or Jenna Padilla at [jenna.padilla@usda.gov](mailto:jenna.padilla@usda.gov) for any other questions.

Sincerely,

*Elizabeth Toney*  
District Ranger

Cc: Forest Service — Jenna Padilla, Joseph Jaffa-Martinez, & Harley Allsup  
New Mexico Mining and Minerals Division — Kevin Barns  
Summa Silver Corporation — Chris York





## New Mexico Historic Preservation Division

407 Galisteo Street, Suite 236  
Santa Fe, NM 87501  
Telephone: (505) 827.6320  
Email: [nm.shpo@dca.nm.gov](mailto:nm.shpo@dca.nm.gov)

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June 16, 2025

Kevin Barnes  
Reclamation Specialist  
Mining and Minerals Division  
Mining Act Reclamation Program  
1220 S. St. Francis Drive  
Santa Fe, New Mexico 87505  
[Kevin.Barnes@emnrd.nm.gov](mailto:Kevin.Barnes@emnrd.nm.gov)

### Via Email Only

RE: HPD Log #125598 Request for Comments on Minimal Impaction Exploration Permit Modification Application, Summa Silver Mogollon Project, Catron County, New Mexico, Permit No. CA027EM, Modification 23-2

Dear Mr. Barnes:

Thank you for submitting your request for comments on the permit modification application from Everett Ecological, on behalf of Summa Silver Corporation, for a modification to their minimal impact exploration permit (Permit No. CA027EM) in Catron County, New Mexico to the New Mexico State Historic Preservation Office (SHPO) for review and comment.

Your initial request was received by our office on February 26, 2025, via email. In order to complete our review, we requested revisions to the report *A Cultural Resources Inventory of 32.4 Acres of Private and Gila National Forest Lands near Mogollon, Catron County, New Mexico for a Proposed Mineral Exploration Drilling Project* (NMCRIS 152144 and 157359). This request was sent on March 28<sup>th</sup> and was followed by a TEAMS meeting on April 4<sup>th</sup>. We received the revised document on May 5<sup>th</sup>. We subsequently requested additional information analyzing potential effects to the Fannie Hill Historic District (SR #1413). The final document, *A Cultural Resources Inventory of 1.88 Acres of Private and Gila National Forest Lands near Mogollon, Catron County, New Mexico for a Proposed Mineral Exploration Drilling Project* (NMCRIS 157359), with revised and additional information was received by our office on May 30, 2025. The request was reviewed under 19.10.3.303 NMAC.

Six historic properties are identified as being within the proposed Area of Potential Effect (APE), one site, LA 162584, was not relocated within the APE. Two sites and one historic structure were previously determined Not Eligible to the NRHP—LA 198307 and LA 198308 (HPD Log 114938, 3/18/2021 and 4/13/2021, respectively) and HCPI 38345 (Not Eligible; HPD Log 119915, 6/21/2023). Two historic properties, LA 181471, the Last Chance Mine, and SR 1413, the Fannie Hill Mill and Company Town Historic District are eligible to be listed and/or are listed in the State Register of Cultural Properties (SR) and/or the National Register of Historic Places (SR 1413).

The SHPO has determined the proposed project will have no adverse effect on historic properties provided the following conditions are met:

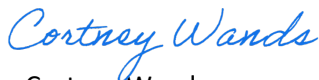
- LA 181471—the proposed staging area (Staging Area B) must be confined to the existing road disturbance area. All travel within the site boundary will be within the existing roadbed—there are to be no improvements to the road.
- SR 1413—the proposed staging area (Staging Area C) must be confined to the existing road prism. There can be no future construction or ground-disturbing activity within the boundary of SR 1413, nor within the visual APE without further consultation with the SHPO. All road travel must be restricted to the existing roadbed.
- The SHPO recommends putting up orange fencing at LA 181471 and SR 1413 to prevent accidental disturbance outside of approved areas.
- Additional work in the area of LA 181471 and SR 1413 will need to be approved by the SHPO to ensure there are no adverse effects to the visual APE.

Based on the information provided, the project area includes lands managed by the Forest Service. Per 19.10.3.303.H NMAC, “If the permit area includes state or federally-owned lands, no permit will be issued unless the appropriate land management agency has approved or acknowledged the proposed operation, if such approval or acknowledgment is required by the agency’s rules”. The SHPO recommends contacting the Forest Service for comment.

Please have WestLand Resources upload the LA forms to NMCRIS. The survey shapefiles in NMCRIS do not match the NIAF, please correct the shapefiles to reflect what is in the NIAF.

If you have any questions or concerns, please contact me at [cortney.wands@dca.nm.gov](mailto:cortney.wands@dca.nm.gov).

Sincerely,



Cortney Wands  
Archaeological Reviewer