

**Amendment to Condition 10.HH of Permit Modification 22-1 to Permit No. GR083EM
Emma-B Exploration Project
Minimal Impact Exploration Operation
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**AMENDMENT TO CONDITION 10.HH
PERMIT MODIFICATION 22-1 TO PERMIT NO. GR083EM
EMMA-B
MINIMAL IMPACT EXPLORATION OPERATION**

**MINING AND MINERALS DIVISION
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT**

This Amendment to Permit Modification 22-1 is issued by the Director of the Mining and Minerals Division ("MMD") of the New Mexico Energy, Minerals and Natural Resources Department to:

Freeport-McMoRan Tyrone Mining LLC ("Tyrone")
Whose correct address is: P.O. Box 571
Tyrone, NM 88065

("Permittee") for the Emma-B Exploration Project, located approximately 10 miles south of Silver City in Grant County, New Mexico.

This Amendment corrects clerical errors in Condition 10.HH, Financial Assurance on page 12 for:

1. the amount of financial assurance sufficient to cover third-party costs of sealing, subsurface plugging, and surface reclamation of drill holes; and
2. the number of unabandoned and reclaimed drill holes at any one time.

Condition 10.HH, Financial Assurance of Permit Modification 22-1 to Permit No. GR083EM is hereby replaced with:

Financial Assurance

- A. The Permittee shall maintain FA, after approval of this Permit Modification 22-1, in the approved amount of \$229,922.00 00 (two hundred twenty-nine thousand nine hundred twenty-two dollars), using one or more approved FA instruments, pursuant to Part 12 of the Rules and sufficient to cover third-party costs of sealing, subsurface plugging, and surface reclamation of sixteen (16) drill holes, and nine (9) drill pad areas, and access roads. The Permittee shall plug and abandon and reclaim the drill pads immediately after drilling is complete for each drill hole and shall not exceed 12 unabandoned and reclaimed drill holes at any one time.

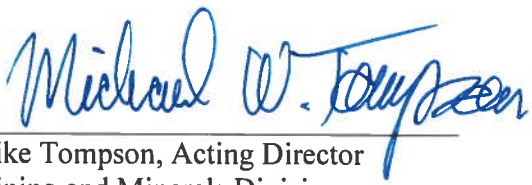
All other provisions, and modifications for mining and reclamation contained in the Emma-B Exploration Project Permit No. GR083EM, remain unchanged.

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ORDER

NOW THEREFORE, IT IS HEREBY ORDERED that Amendment to Condition 10.HH of Modification 22-1 to Permit No. GR083EM, for Freeport-McMoRan Tyrone Mining LLC to conduct exploration drilling and reclamation operations at the Emma-B Project in Grant County, New Mexico, is approved. The Permit may not be transferred without approval by the Director. The Permit is subject to all conditions set out in the Director's Findings of Fact, Conditions and Conclusions of Law.

By Order of the Director, Mining and Minerals Division, Energy, Minerals and Natural Resources Department, of the State of New Mexico.

By: 
Mike Thompson, Acting Director
Mining and Minerals Division
Energy, Minerals and Natural Resources Department

Date: 