



Gila Resources Information Project

Promoting Healthy Communities by Protecting Our Environment Since 1998

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SEP 30 2010

MINING & MINERALS DIVISION

September 29, 2010

Holland Shepherd, Program Manager
Mining Act Reclamation Program
Mining and Minerals Division
1220 South St. Francis Dr.
Santa Fe, NM 87505

**RE: Public Hearing Request, Application for Modification of Waiver - Tyrone Mine
Permit GR010RE**

Dear Mr. Shepherd:

The Gila Resources Information Project would like to request a public hearing for Freeport-McMoRan's request for a waiver from regulations requiring a permittee to reclaim land disturbed by mining to achieve a post-mining land use at its Tyrone mine.

GRIP requests a hearing so that it, the applicant, MMD, the public and all other interested persons will have an opportunity to hear and present evidence as to whether it is technically or economically infeasible, or environmentally unsound, to achieve a post-mining land use or self-sustaining ecosystem at the site of the requested waiver. GRIP also desires to examine the applicant's evidence and testimony regarding the measures that will be taken to ensure that the area affected by the waiver will meet all applicable federal and state laws, regulations and standards for air, surface water and ground water protection following closure and will not pose a current or future hazard to public health or safety.

We thank you for consideration of our request and look forward to your response.

Sincerely,

Allyson Siwik
Executive Director

Cc: Tim Eastep, FMI Environment, Land & Water
David Otori, MMD/MARP
Chuck Thomas, Executive Manager, Mine Reclamation Bureau, MMD
Keith Ehlert, NMED/GWQB