

State of New Mexico  
Energy, Minerals and Natural Resources Department

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**Michelle Lujan Grisham**  
Governor

**Melanie A. Kenderdine**  
Cabinet Secretary

**Ben Shelton**  
Acting Deputy Secretary

**Albert Chang, Director**  
Mining and Minerals Division



January 8, 2025

Governor Randall Vicente  
Pueblo of Acoma  
P.O. Box 309  
Acoma, NM 87034

**Re: Request for Comments on Modification 24-1 Application, Expansion of Permit Area to Include NE 1/4 Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear Governor Vicente,

The Mining and Minerals Division (MMD) of the New Mexico Energy, Minerals, and Natural Resources Department has received an application from Miocene, LLC, (“Permittee”) to modify the permit area for the Brie I Mine in accordance with 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The modification application (“Modification 24-1”) requests inclusion of the NE ¼ of Section 3, T19N, R9W into the permit area for the Brie I Mine. The project proposes to increase the permit area by approximately 160 acres. The area proposed for expansion is considered private surface and mineral estate.

“Minimal Impact New Mining” means disturbance will not exceed a total of up to 40 acres at any given time for humate mines, which therefore limits impact to the environment. Please see the attached map of the area proposed for permit area expansion. The application received by MMD can be viewed in its entirety by visiting the MMD website at [www.emnrd.nm.gov/mmd/mining-act-reclamation-program/pending-and-approved-mine-applications/minimal-impact-new/mk039mn-brie-mine/](http://www.emnrd.nm.gov/mmd/mining-act-reclamation-program/pending-and-approved-mine-applications/minimal-impact-new/mk039mn-brie-mine/)

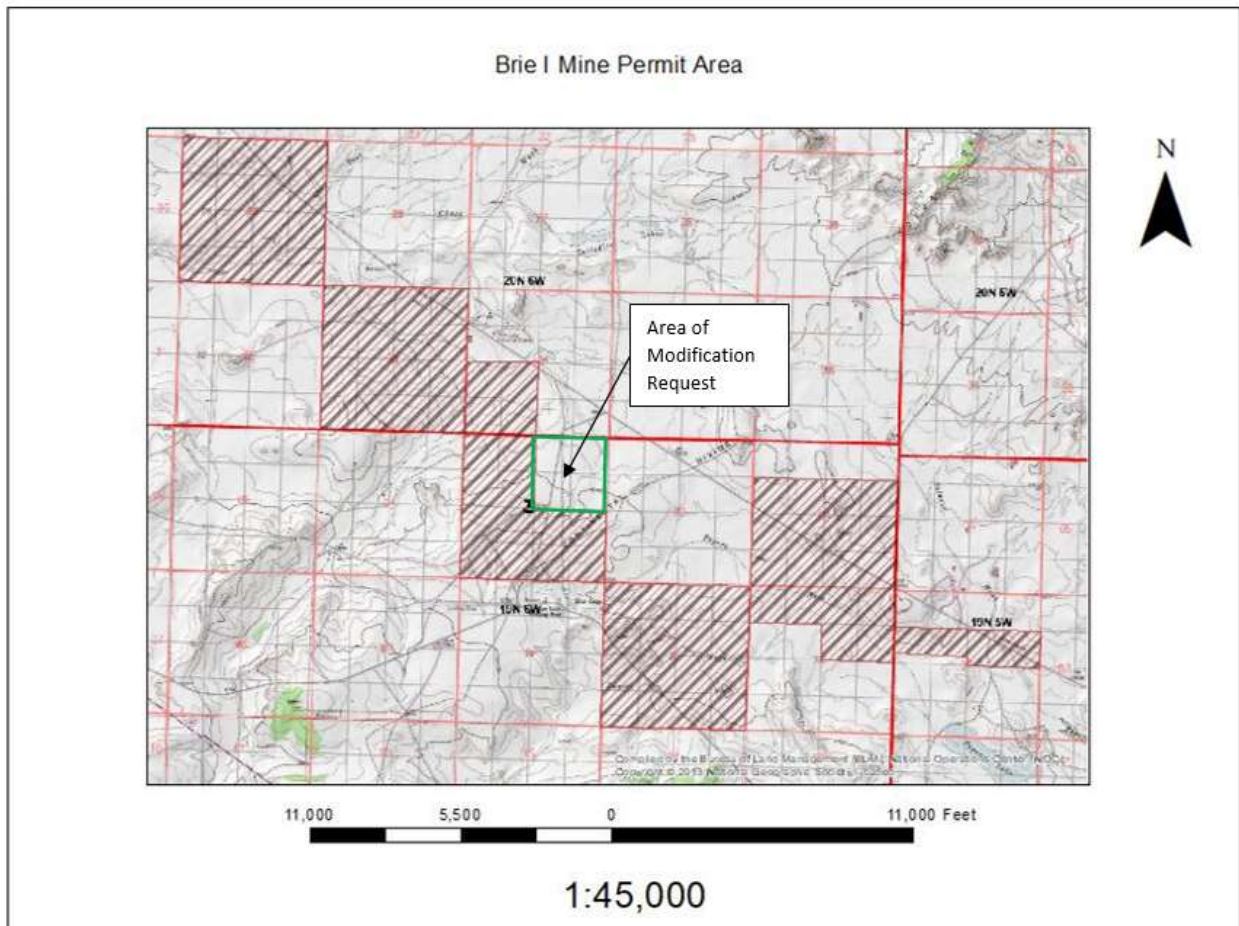
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Sincerely,

Kevin Barnes, Permit Lead  
Mining Act Reclamation Program (“MARP”)

Enclosures: Project Vicinity Maps

Cc w/o enclosures: David “DJ” Ennis, Program Manager, MARP/MMD  
File (MK039MN)



State of New Mexico  
Energy, Minerals and Natural Resources Department

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Mining and Minerals Division



January 8, 2025

THPO Steven Concho  
Pueblo of Acoma  
P.O. Box 309  
Acoma, NM 87034

**Re: Request for Comments on Modification 24-1 Application, Expansion of Permit Area to Include NE 1/4 Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear THPO Concho,

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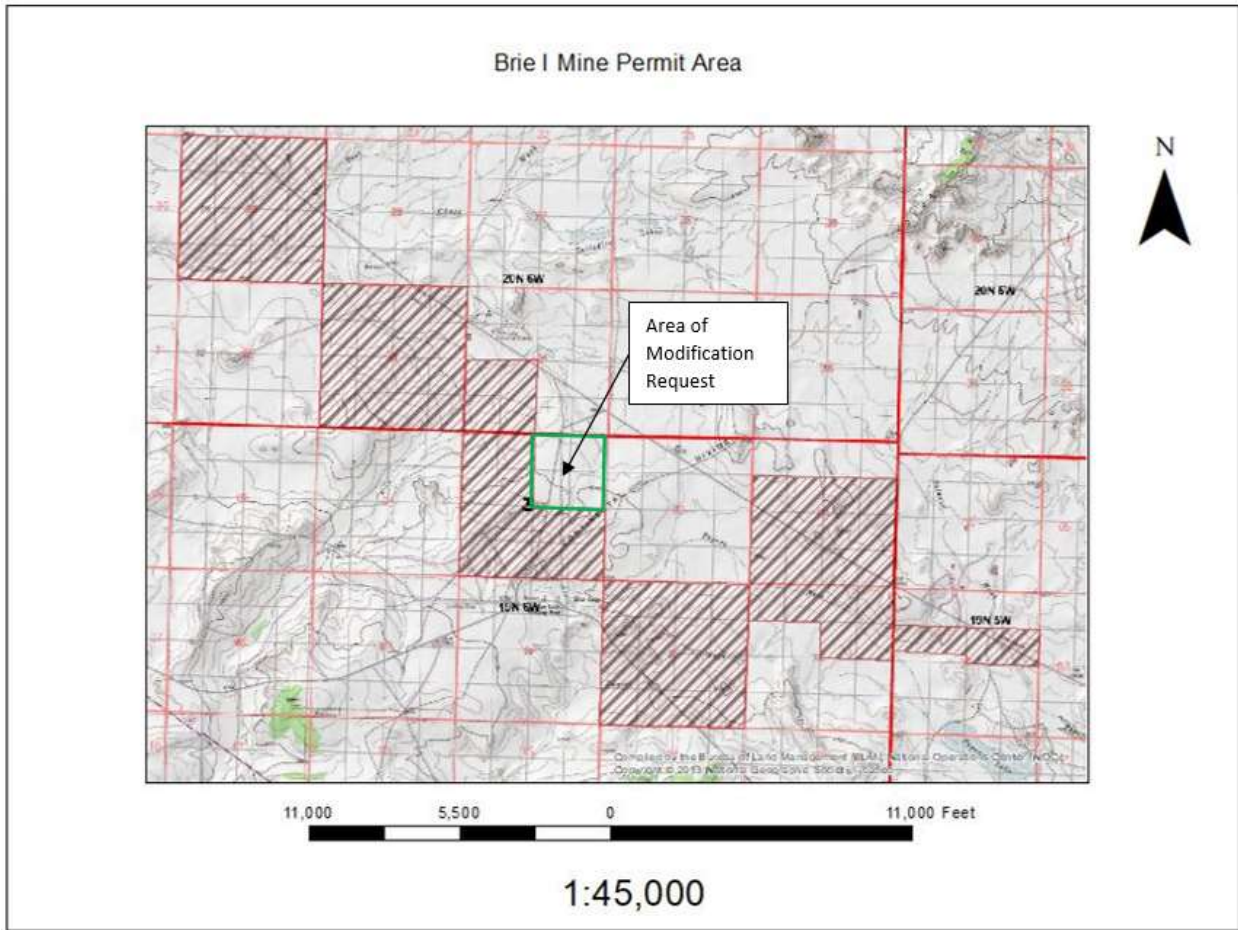
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Mining and Minerals Division



January 8, 2025

Governor Max Zuni  
Pueblo of Isleta  
P.O. Box 1270  
Isleta Pueblo, NM 87022

**Re: Request for Comments on Modification 24-1 Application, Expansion of Permit Area to Include NE 1/4 Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear Governor Zuni,

The Mining and Minerals Division (MMD) of the New Mexico Energy, Minerals, and Natural Resources Department has received an application from Miocene, LLC, (“Permittee”) to modify the permit area for the Brie I Mine in accordance with 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The modification application (“Modification 24-1”) requests inclusion of the NE ¼ of Section 3, T19N, R9W into the permit area for the Brie I Mine. The project proposes to increase the permit area by approximately 160 acres. The area proposed for expansion is considered private surface and mineral estate.

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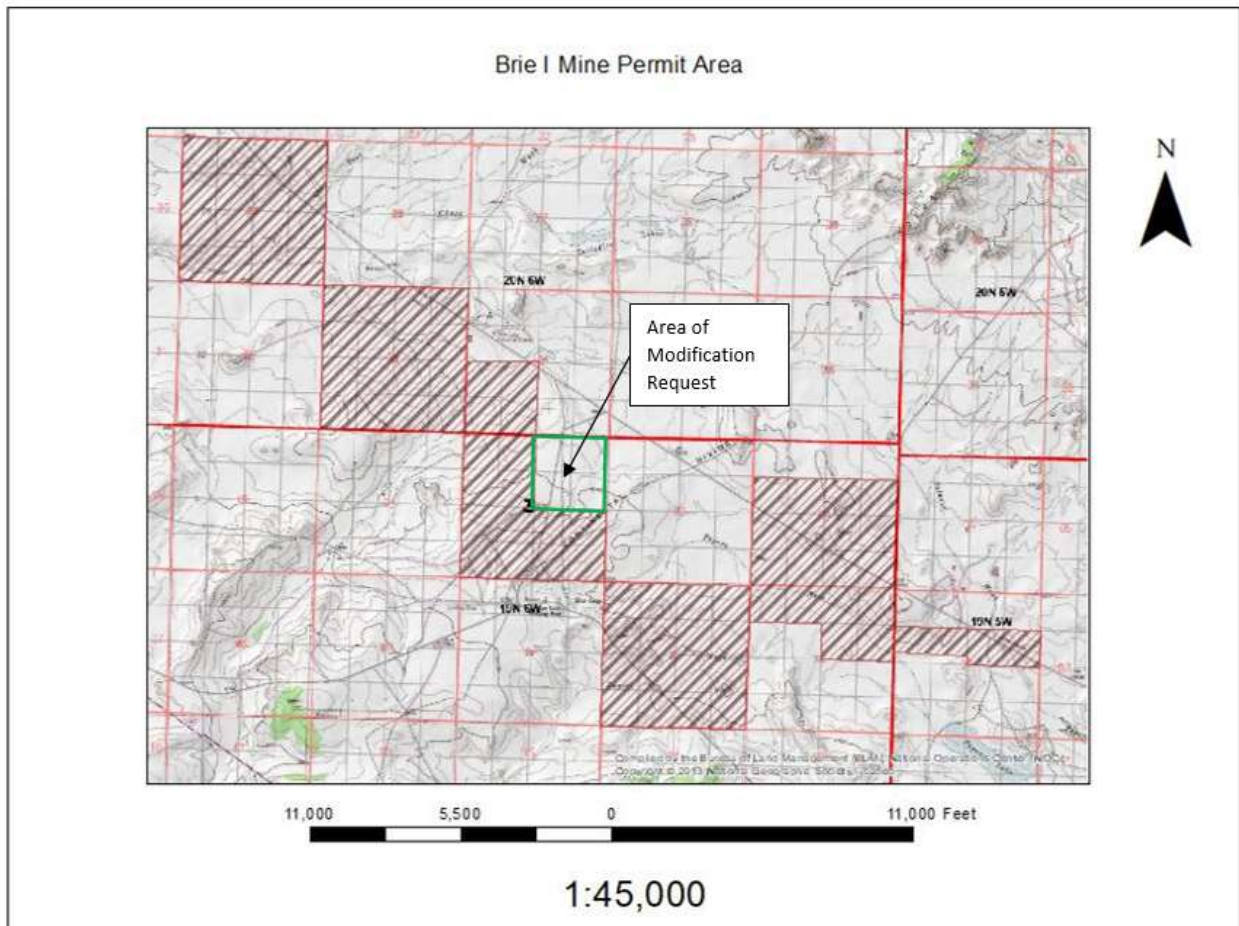
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File (MK039MN)





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**Albert Chang, Director**  
Mining and Minerals Division



January 8, 2025

THPO Henry Walt  
Pueblo of Isleta  
P.O. Box 1270  
Isleta Pueblo, NM 87022

**Re: Request for Comments on Modification 24-1 Application, Expansion of Permit Area to Include NE 1/4 Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear THPO Walt,

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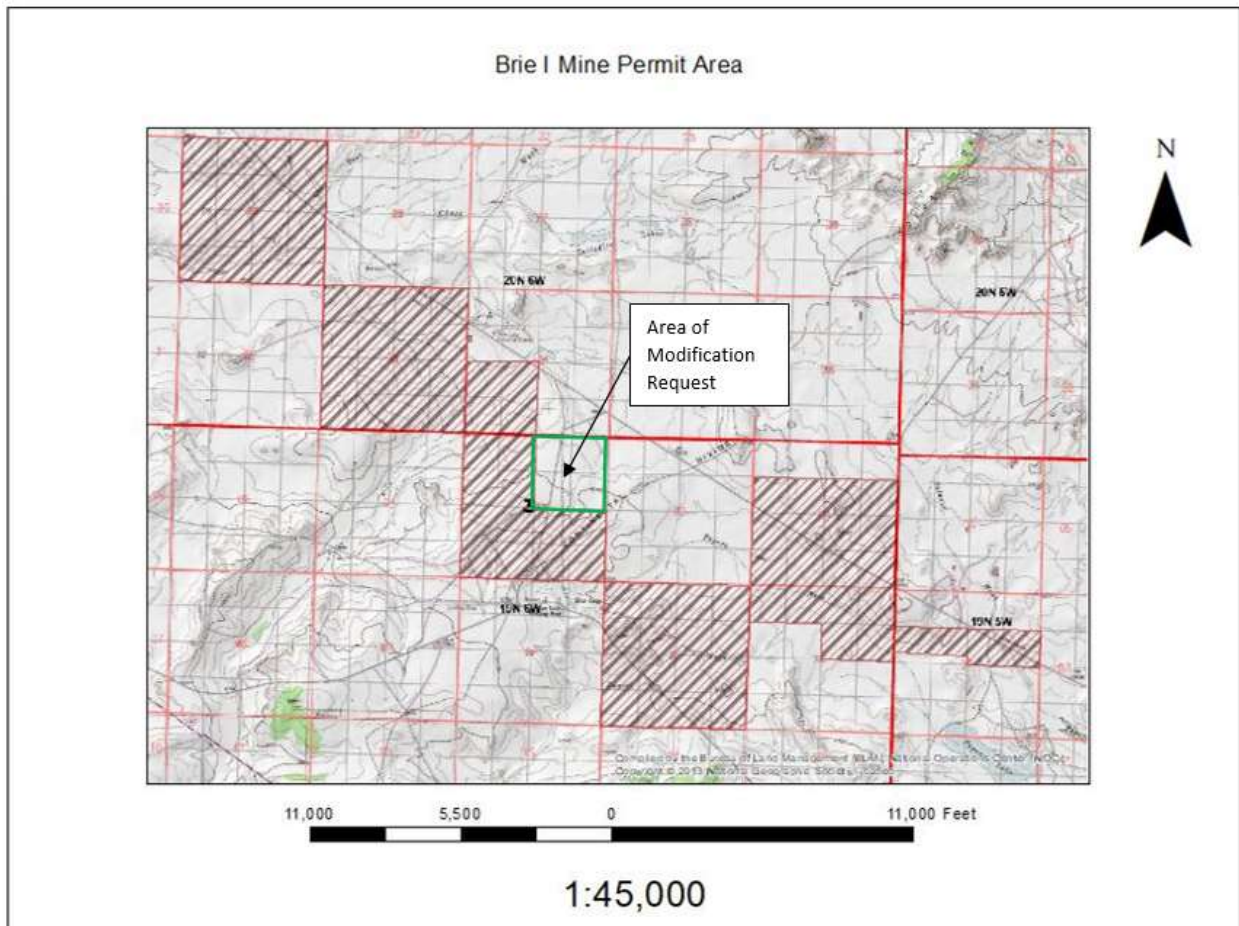
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Kevin Barnes, Permit Lead  
Mining Act Reclamation Program (“MARP”)

Enclosures: Project Vicinity Maps

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Acting Deputy Secretary

**Albert Chang, Director**  
Mining and Minerals Division



January 8, 2025

Governor Wilfred Herrera  
Pueblo of Laguna  
P.O. Box 194  
Laguna Pueblo, NM 87026

**Re: Request for Comments on Modification 24-1 Application, Expansion of Permit Area to Include NE 1/4 Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear Governor Herrera,

The Mining and Minerals Division (MMD) of the New Mexico Energy, Minerals, and Natural Resources Department has received an application from Miocene, LLC, (“Permittee”) to modify the permit area for the Brie I Mine in accordance with 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The modification application (“Modification 24-1”) requests inclusion of the NE ¼ of Section 3, T19N, R9W into the permit area for the Brie I Mine. The project proposes to increase the permit area by approximately 160 acres. The area proposed for expansion is considered private surface and mineral estate.

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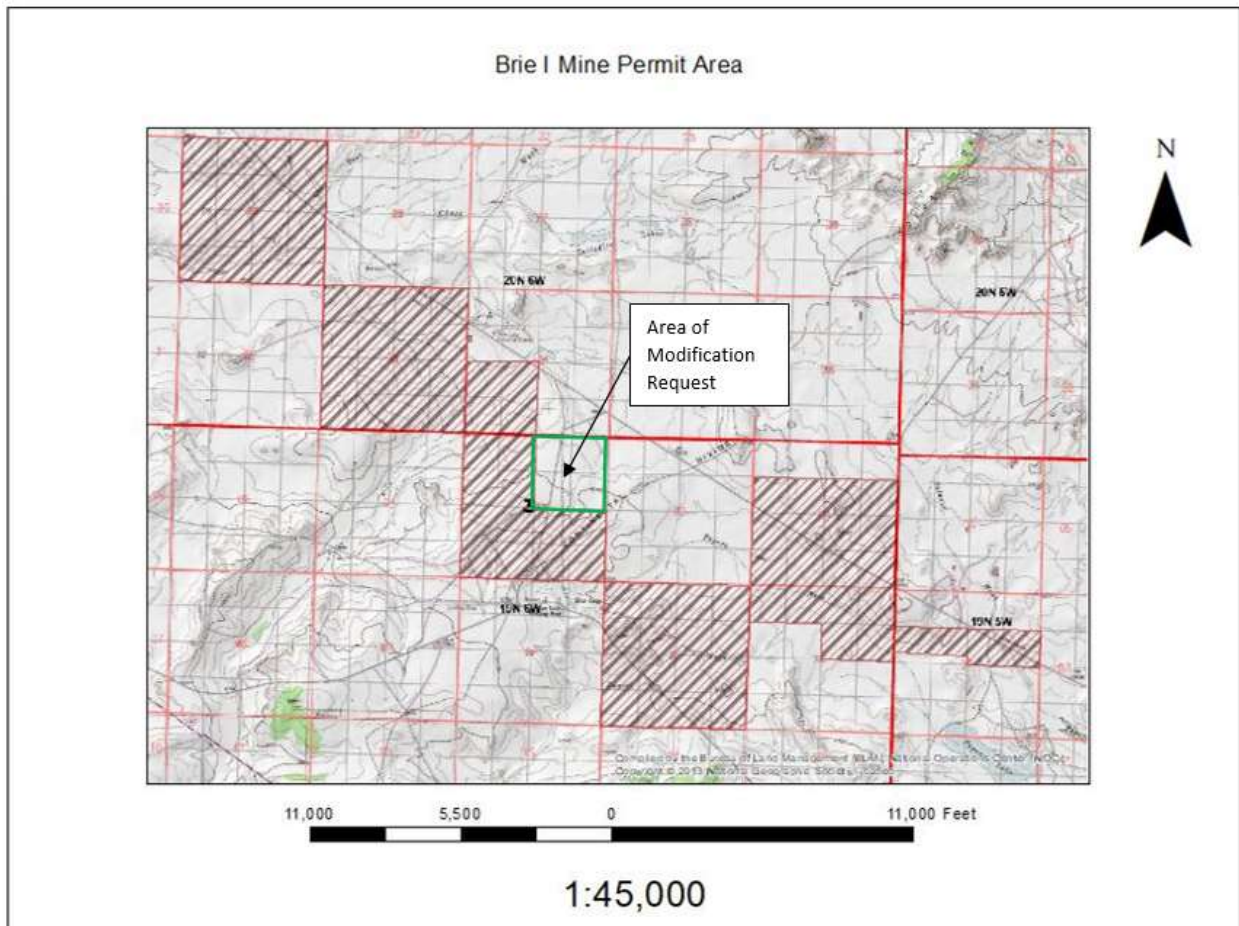
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Sincerely,

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

Enclosures: Project Vicinity Maps

Cc w/o enclosures: David “DJ” Ennis, Program Manager, MARF/MMD  
File (MK039MN)



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Energy, Minerals and Natural Resources Department

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Cabinet Secretary

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Acting Deputy Secretary

**Albert Chang, Director**  
Mining and Minerals Division



January 8, 2025

THPO Richard Smith Sr.  
Pueblo of Laguna  
P.O. Box 194  
Laguna Pueblo, NM 87026

**Re: Request for Comments on Modification 24-1 Application, Expansion of Permit Area to Include NE 1/4 Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear THPO Smith Sr.,

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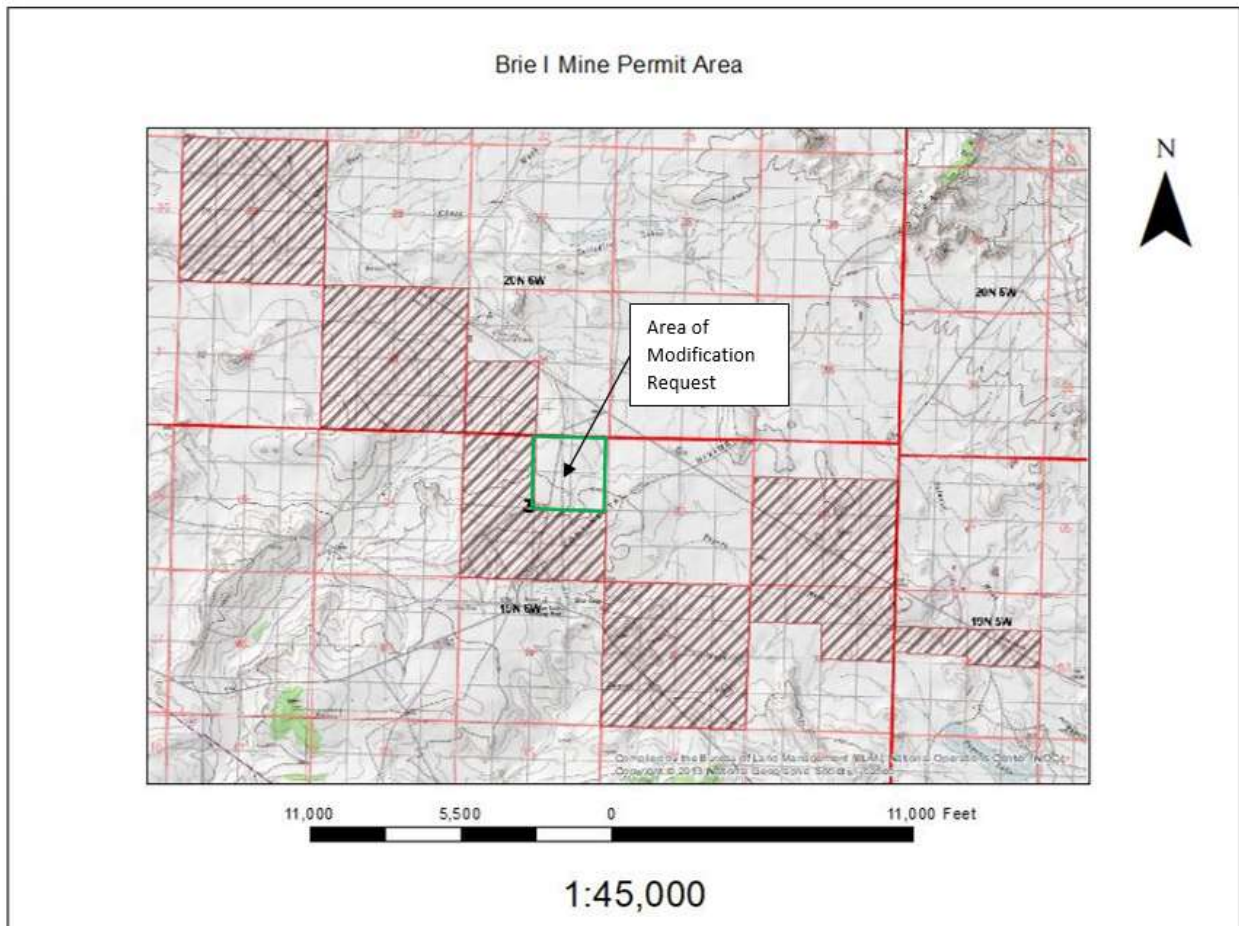
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Mining and Minerals Division



January 8, 2025

Governor Milton Herrera  
Pueblo of Tesuque  
20 TP828  
Santa Fe, NM 87506

**Re: Request for Comments on Modification 24-1 Application, Expansion of Permit Area to Include NE 1/4 Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear Governor Herrera,

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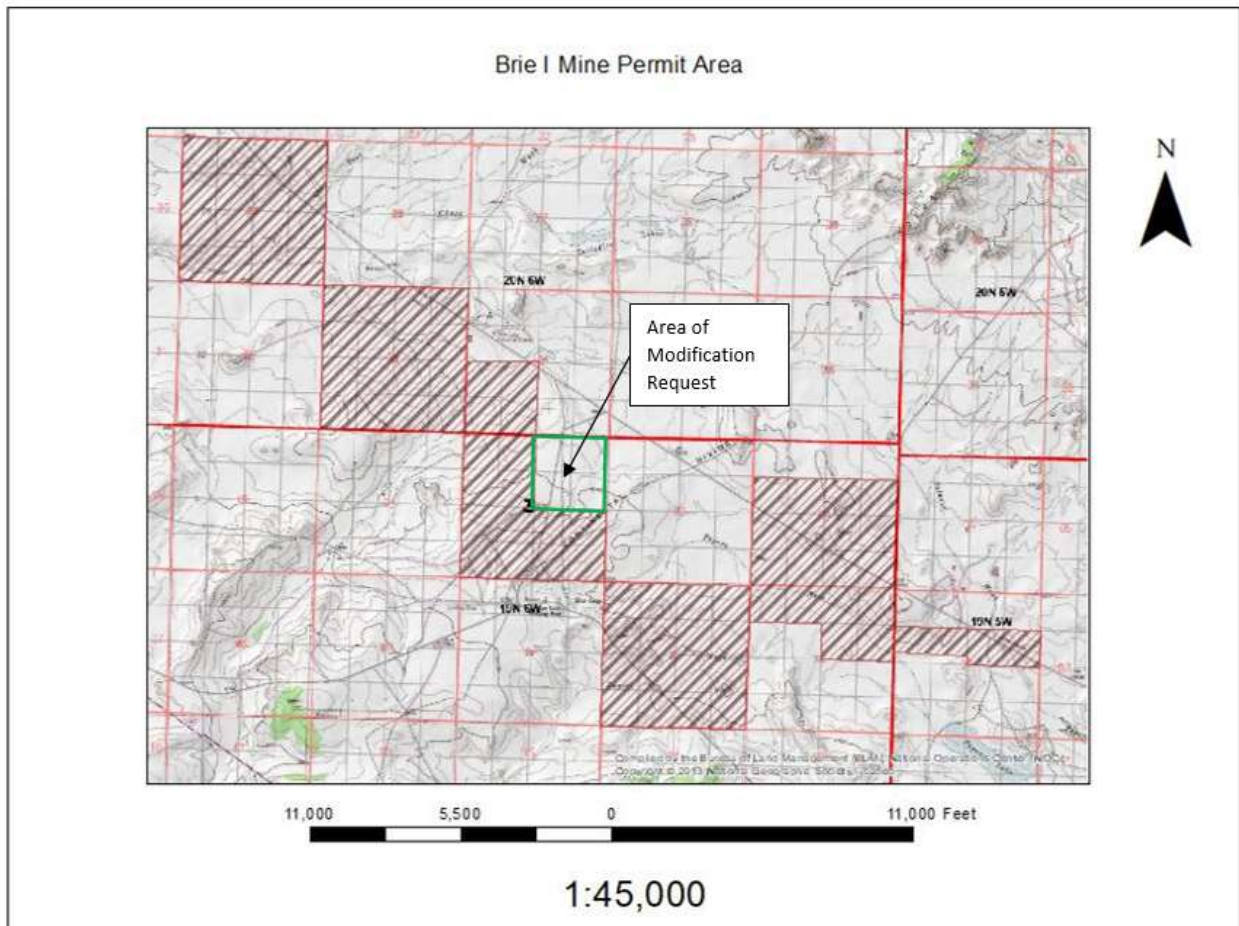
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Mining and Minerals Division



January 8, 2025

THPO Larry Samuel  
Pueblo of Tesuque  
20 TP828  
Santa Fe, NM 87506

**Re: Request for Comments on Modification 24-1 Application, Expansion of Permit Area to Include NE 1/4 Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

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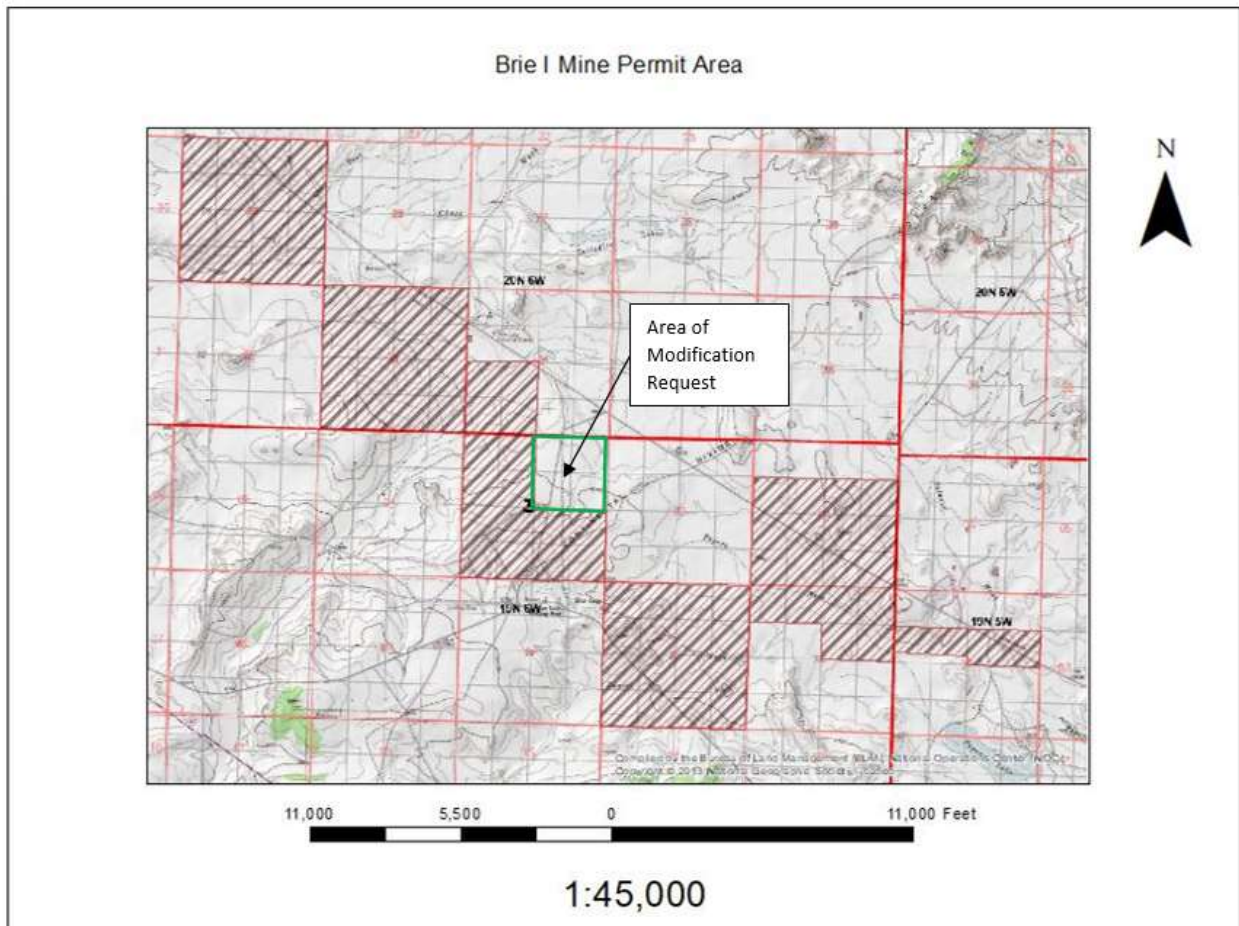
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**Albert Chang, Director**  
Mining and Minerals Division



January 8, 2025

Governor Arden Kucate  
Pueblo of Zuni  
P.O. Box 339  
Zuni, NM 87327

**Re: Request for Comments on Modification 24-1 Application, Expansion of Permit Area to Include NE 1/4 Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

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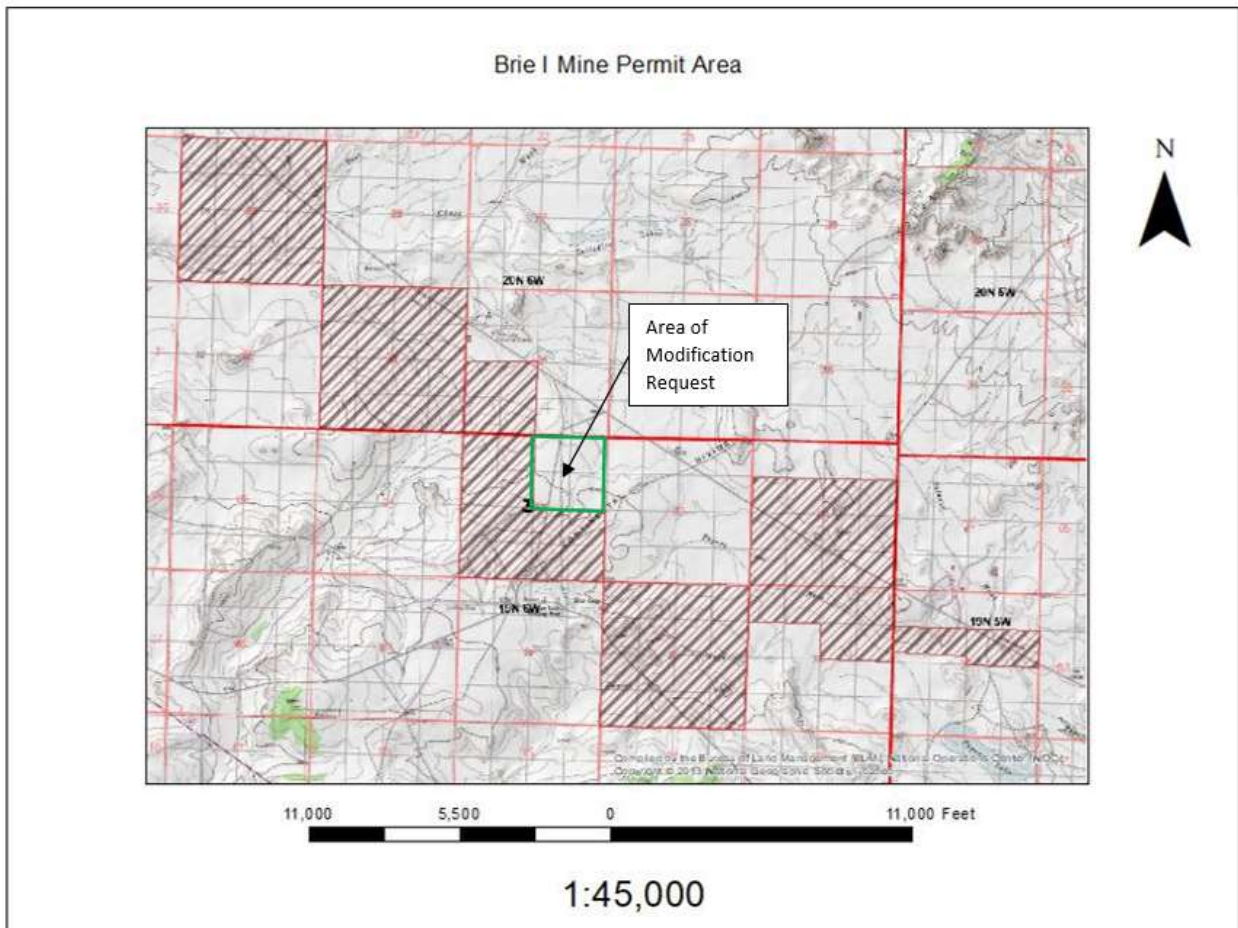
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**Albert Chang, Director**  
Mining and Minerals Division



January 8, 2025

THPO Kurt Dongoske  
Pueblo of Zuni  
P.O. Box 339  
Zuni, NM 87327

**Re: Request for Comments on Modification 24-1 Application, Expansion of Permit Area to Include NE 1/4 Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear THPO Dongoske,

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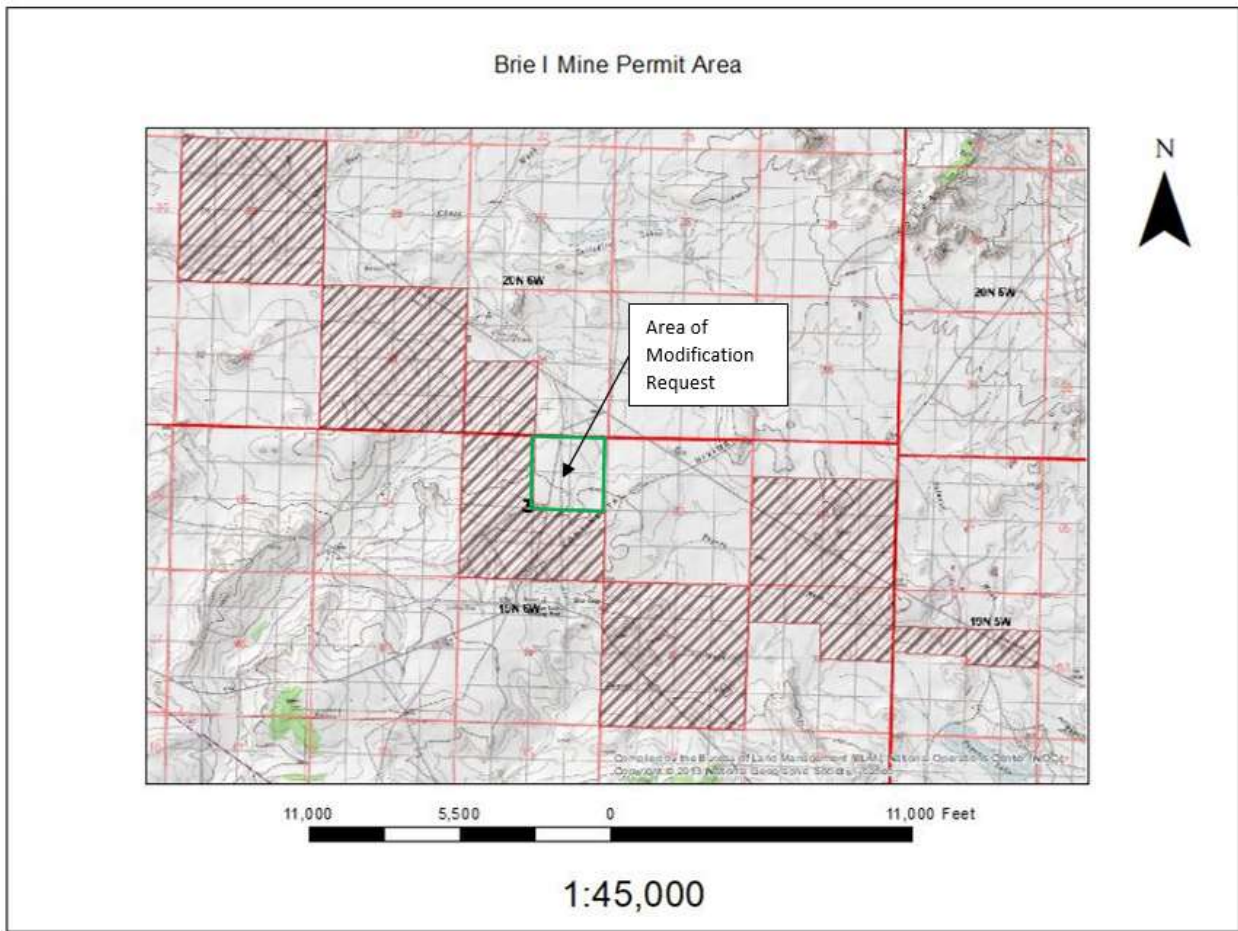
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January 8, 2025

President Buu Nygren  
Navajo Nation  
P.O. Box 7440  
Window Rock, AZ 86515

**Re: Request for Comments on Modification 24-1 Application, Expansion of Permit Area to Include NE 1/4 Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear President Nygren,

The Mining and Minerals Division (MMD) of the New Mexico Energy, Minerals, and Natural Resources Department has received an application from Miocene, LLC, (“Permittee”) to modify the permit area for the Brie I Mine in accordance with 19.10.3.304 NMAC of the New Mexico Mining Act (NMSA 1978, §69-36-1 et seq.). The modification application (“Modification 24-1”) requests inclusion of the NE ¼ of Section 3, T19N, R9W into the permit area for the Brie I Mine. The project proposes to increase the permit area by approximately 160 acres. The area proposed for expansion is considered private surface and mineral estate.

“Minimal Impact New Mining” means disturbance will not exceed a total of up to 40 acres at any given time for humate mines, which therefore limits impact to the environment. Please see the attached map of the area proposed for permit area expansion. The application received by MMD can be viewed in its entirety by visiting the MMD website at [www.emnrd.nm.gov/mmd/mining-act-reclamation-program/pending-and-approved-mine-applications/minimal-impact-new/mk039mn-brie-mine/](http://www.emnrd.nm.gov/mmd/mining-act-reclamation-program/pending-and-approved-mine-applications/minimal-impact-new/mk039mn-brie-mine/)

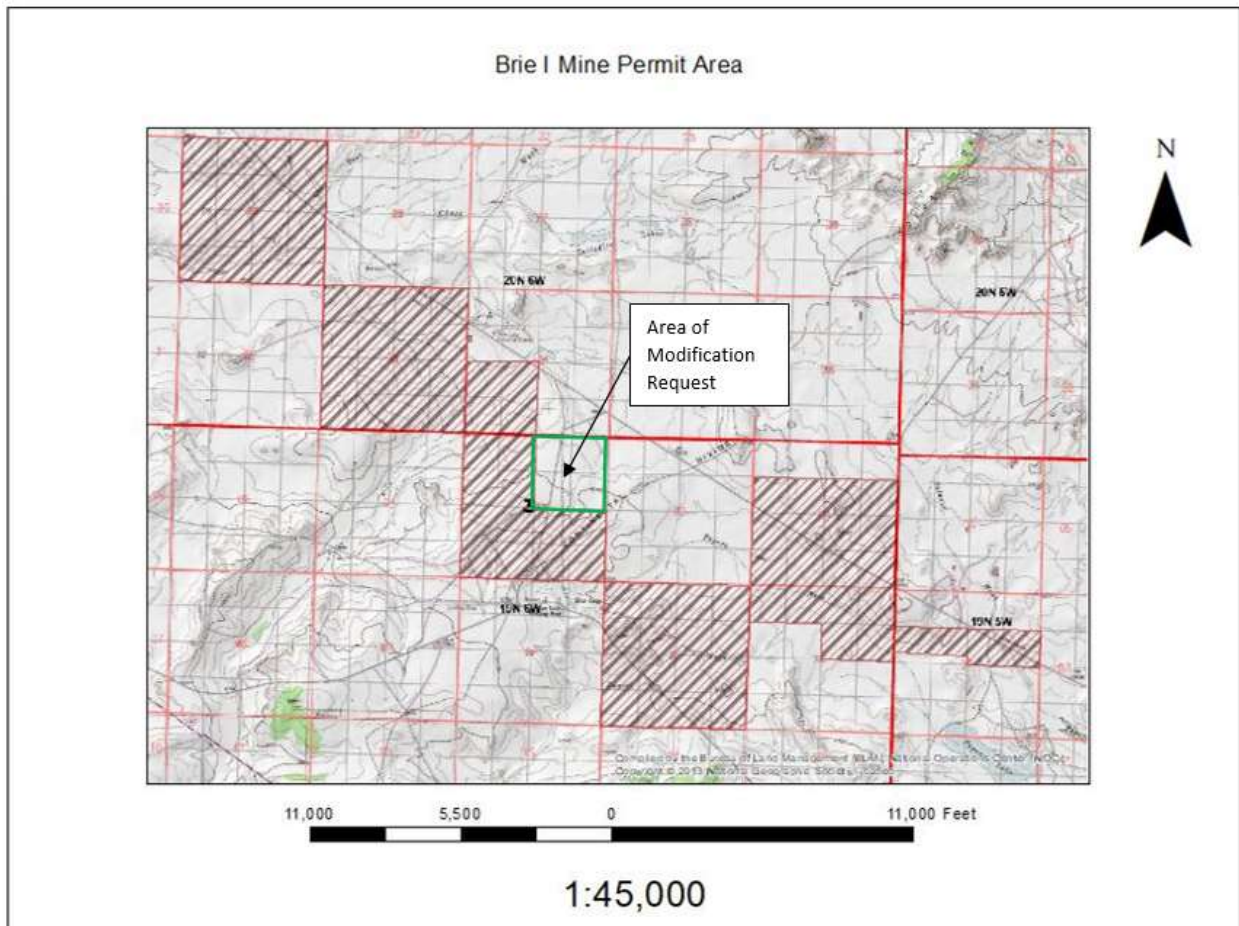
As part of the application process, MMD is requesting comments from the New Mexico Department of Cultural Affairs, Historic Preservation Division (“HPD”) on this modification request from the Permittee. If there are known cultural resources in the vicinity of this project that your tribe is aware of, please provide any comments and concerns to MMD by January 24, 2025. Please contact me at (505) 470-5354 or [kevin.barnes@emnrd.nm.gov](mailto:kevin.barnes@emnrd.nm.gov) with any questions or if you wish to meet to discuss the application.

Sincerely,

Kevin Barnes, Permit Lead  
Mining Act Reclamation Program (“MARP”)

Enclosures: Project Vicinity Maps

Cc w/o enclosures: David “DJ” Ennis, Program Manager, MARP/MMD  
File (MK039MN)



State of New Mexico  
Energy, Minerals and Natural Resources Department

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**Michelle Lujan Grisham**  
Governor

**Melanie A. Kenderdine**  
Cabinet Secretary

**Ben Shelton**  
Acting Deputy Secretary

**Albert Chang, Director**  
Mining and Minerals Division



January 8, 2025

THPO Richard M. Begay  
Navajo Nation Historic Preservation Division  
P.O. Box 4950  
Window Rock, AZ 86515

**Re: Request for Comments on Modification 24-1 Application, Expansion of Permit Area to Include NE 1/4 Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

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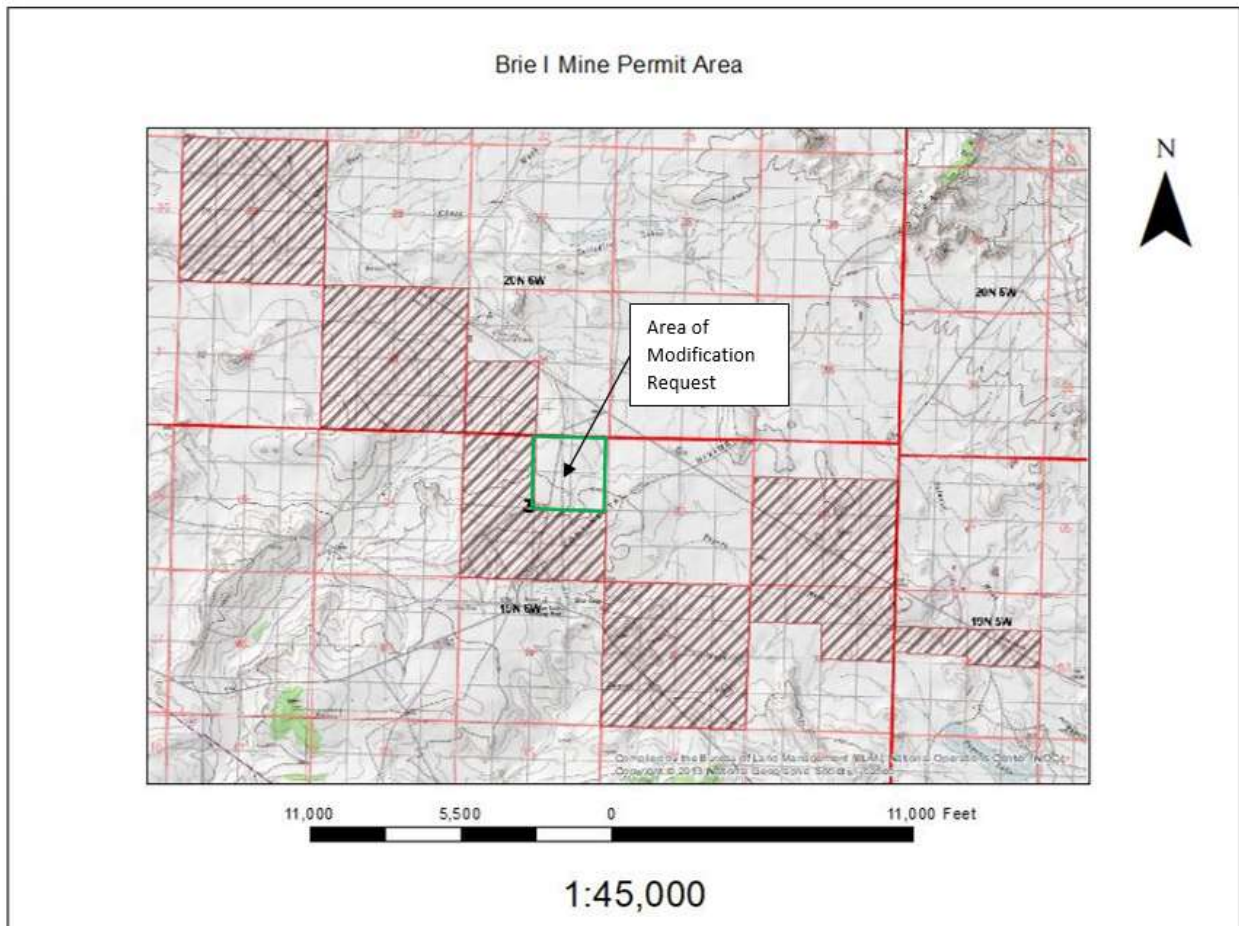
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Mining Act Reclamation Program (“MARP”)

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State of New Mexico  
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**Ben Shelton**  
Acting Deputy Secretary

**Albert Chang, Director**  
Mining and Minerals Division



January 8, 2025

Chairman Timothy L. Nuvangyaoma  
The Hopi Tribe  
P.O. Box 123  
Kykotsmovi, AZ 86039

**Re: Request for Comments on Modification 24-1 Application, Expansion of Permit Area to Include NE 1/4 Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

Dear Chairman Nuvangyaoma,

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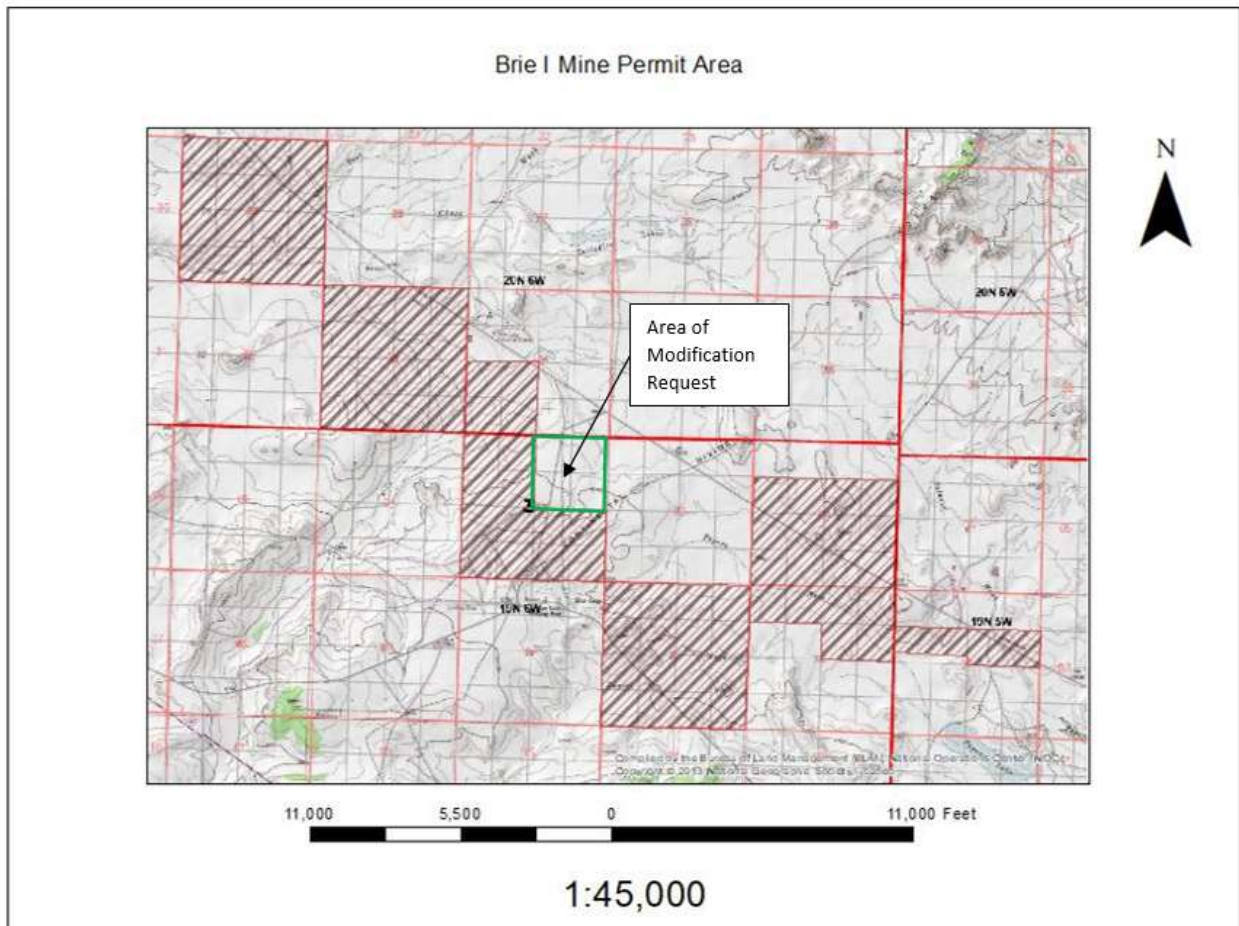
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State of New Mexico  
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**Albert Chang, Director**  
Mining and Minerals Division



January 8, 2025

Director Stewart Koyiyumptewa  
The Hopi Tribe Cultural Preservation Office  
P.O. Box 123  
Kykotsmovi, AZ 86039

**Re: Request for Comments on Modification 24-1 Application, Expansion of Permit Area to Include NE 1/4 Section 3, T19N, R9W, Brie I Mine, McKinley County, New Mexico, Permit No. MK039MN**

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Mining Act Reclamation Program (“MARF”)

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