

**STATE OF NEVADA**  
**DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES**  
**DIVISION OF ENVIRONMENTAL PROTECTION**  
**BUREAU OF MINING REGULATION AND RECLAMATION**  
**RECLAMATION PERMIT**

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**PERMITTEE:** Nevagro, LLC  
305 Valpariso Court  
Sparks, Nevada 89441

**PROJECT NAME:** Murdock Mountain Phosphate

**PROJECT LOCATION:** Section 2, Township 38 North, Range 67 East; Sections 26 and 36, Township 39 North, Range 67 East; Sections 20 and 30, Township 39 North, Range 68 East; Mount Diablo Baseline and Meridian, Elko County, Nevada

**PERMIT NUMBER:** 0434                      **BLM CASE NUMBER:** NVNV106197277

**PROJECT TYPE:** Phosphate Exploration    **AMENDMENTS:** None

Pursuant to Nevada Revised Statutes (NRS) 519A.010 to 519A.280, inclusive, and regulations promulgated thereunder by the State Environmental Commission as Nevada Administrative Code (NAC) 519A.010 to 519A.415, inclusive, and implemented by the Division of Environmental Protection (hereinafter the Division), this permit authorizes **Nevagro, LLC** to reclaim the **Murdock Mountain Phosphate Exploration Project** consistent with the conditions of this permit and the reclamation plan dated, August, 2024, entitled *Nevagro, LLC, Murdock Mountain Phosphate Exploration Project Elko County, Nevada, Exploration Plan NVNV106197277/ Nevada Reclamation Permit Application*.

This permit is effective as of the 18<sup>th</sup> day of November 2024, and upon receipt by the Division of an acceptable surety, or verification from the federal land management agency that satisfactory surety has been posted. A surety is required by NAC 519A.350 prior to engaging in the activities authorized by this permit. Unless it is modified, suspended or revoked by the Division, this permit is valid for the life of the project. The permit will not now or in the future serve as a determination of ownership or the validity of any mining claim to which it might relate.

The Permittee must comply with all terms and conditions of this permit and all applicable statutes and regulations.

Issued this 31<sup>st</sup> day of October 2024.

  
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Ashley Taylor, P.E., Chief  
Bureau of Mining Regulation and Reclamation

PERMIT LIMITATIONS AND REQUIREMENTS:

1. Permitted Disturbances

A. Disturbance Acreage Table: All disturbances are located on public land administered by the Bureau of Land Management.

<b>DISTURBANCE TYPE:</b>			
	<b>Authorized Phase I</b>	<b>Subsequent Phase<sup>1,2</sup></b>	<b>TOTAL</b>
<b>EXPLORATION:</b>			
	<b>Public</b>	<b>Public</b>	<b>Public</b>
	Acres	Acres	Acres
<b>Widening of Existing Roads<sup>5</sup></b>	0.3	-	0.3
<b>PROPOSED ROADS BY SLOPE</b>			
<b>0-10%</b>	-	-	-
<b>11-20%</b>	0.3	-	0.3
<b>21-30%</b>	0.5	-	0.5
<b>31-40%</b>	0.2	-	0.2
<b>41-50%</b>	0.1	-	0.1
<b>51-59%</b>	0.1	-	0.1
<b>Roads Unknown Slope</b>	0.0	5.6	5.6
<b>Subtotal Total Roads</b>	<b>1.2</b>	<b>5.6</b>	<b>6.8</b>
<b>PROPOSED PADS BY SLOPE<sup>2,3</sup></b>			
<b>0-10%</b>	-	-	-
<b>11-20%</b>	0.2	-	0.2
<b>21-30%</b>	0.3	-	0.3
<b>31-40%</b>	0.1	-	0.1
<b>41-50%</b>	-	-	-
<b>51-59%</b>	0.1	-	0.1
<b>Pads Unknown Slope</b>	-	0.7	0.7
<b>Subtotal Total Pads</b>	<b>0.7</b>	<b>0.7</b>	<b>1.4</b>
<b>Laydown Areas<sup>4</sup></b>	0.1	-	0.1
<b>Trenches</b>	-	0.3	0.3
<b>TOTAL DISTURBANCE</b>	<b>2.3</b>	<b>6.6</b>	<b>8.9</b>

Notes:

1 Subsequent phase requires additional bonding prior to disturbance.

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**PERMIT LIMITATIONS AND REQUIREMENTS:**

2. Proposed disturbances for newly constructed roads and pads needs to be categorized by slope for any subsequent phase work.
3. All sumps contained within drill pads
4. Constructed drill pads may be used as temporary staging areas
5. Road widening based on 6 ft additional width

B. Drill holes will be plugged in accordance with the provisions specified in Chapter 534 of the Nevada Administrative Code. All drill hole cuttings, grout, and fluids shall be contained in sumps constructed at the drill sites. No more than three (3) drill holes will remain unplugged at any one time.

**2. Departure from Approved Plan for Reclamation**

- A. Except in the case of an emergency, the operator may not depart from the approved plan for reclamation without a modification approved by the Division.
- B. When an operator submits an amended plan of operation to the federal agency, a copy shall also be filed with the Division.

**3. Fees**

- A. On or before April 15 of each year submit the fees as required by NAC 519A.235.
- B. On or before April 15 of each year submit the fees as required by NRS 519A.260.

**4. Reports**

- A. On or before April 15 of each year, the operator shall submit a report (NRS 519A.260), in a format specified by the Division, relating to the status and production of the operation and identifying each acre of land affected and land reclaimed by the operation.

**5. Project Completion, Abandonment or Suspension of Work**

- A. The Division shall be notified in writing within ninety (90) days after an operation is complete or abandoned. The notice must state the date on which the activities for reclamation will begin as specified in NAC 519A.320.
- B. The Division shall be notified in writing within ninety (90) days after work is suspended at the operation for more than one-hundred-twenty (120) days. The notice must state the nature and reason for the suspension; the anticipated duration of the suspension; and any event which would reasonably be expected to result in either the resumption of activities or the abandonment of the operation. The operator is not required to notify the Division of a temporary closure caused by weather conditions.

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PERMIT LIMITATIONS AND REQUIREMENTS:

**6. Surety**

A. The Division and appropriate federal land management agency(s) shall review the estimate of the cost for reclamation submitted by the operator and determine if the estimate is adequate or reasonably sufficient to complete all required reclamation.

B. The operator shall file and maintain an acceptable surety as specified in NAC 519A.350 to ensure that reclamation will be completed. The surety amount will be based on the approved cost for reclamation.

C. Within three (3) years after the effective date of this permit and at least every three (3) years thereafter, the operator shall submit to the Division and the appropriate federal land management agency(s) an updated estimate of the cost for reclamation to determine whether the surety amount is still adequate to execute the approved reclamation plan. Inflation must be considered.

D. The Division and the appropriate federal land management agency(s) may approve release of surety either in whole or in part at the request of the operator. The operator must provide documentation on reclamation work completed and/or stages of process fluid stabilization completed before any portion of the surety may be released. (See Attachment A)

E. Release of the surety amount for reclamation of a specific component or discrete part of a disturbance does not release the operator from liability for reclamation of that component of disturbance should the reclamation fail to meet the requirements of this permit.

**7. Inspection of Exploration Project and/or Mining Operation**

A. The operator shall allow authorized representatives of the Division, and the appropriate federal land management agency(s) to inspect the operation, during normal business hours, to determine compliance with the terms and conditions of this permit and the status of reclamation activities.

**8. Notice of Noncompliance/Suspension or Revocation of Permit**

A. A notice of noncompliance may be issued by the Division if an operator fails to comply with the provisions of NAC 519A.010 to 519A.415, inclusive; Chapter 519A of NRS; or an approved plan for reclamation.

B. The Division may suspend or revoke this permit if the operator does not resolve the noncompliance or agree to a corrective plan of action approved by the Division.

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PERMIT LIMITATIONS AND REQUIREMENTS:

C. The surety posted by the operator may be forfeited if the permit is suspended or revoked, or the operator ceases to conduct business in the State of Nevada and does not transfer the permit to a new operator.

**9. General Requirements**

A. The operator shall maintain a copy of this permit and all modifications at the permitted project or operation at all times.

B. The provisions of this permit are severable. If any provision of this permit, or the application of any provision of this permit to any circumstance, is held invalid, the application of such provision to other circumstances and the remainder of this permit, shall not be affected.

C. Any noncompliance with this permit shall be reported orally to the Division within forty-eight (48) hours of the time the operator has knowledge of the circumstances. A written summary shall be provided within ten (10) days after the oral report is made.

D. Any changes in the operator's name or address shall be reported within ten (10) days to the Division in writing, and must indicate the permit number and appropriate changes.

E. Any changes in Corporation/Partnership/Proprietorship name, officers, or address shall be reported within ten (10) days to the Division in writing, and must indicate the permit number and appropriate changes.

F. The operator shall meet the revegetation standards as set forth in Attachment B.

G. The operator shall provide a cumulative disturbance map annually, **on or before April 15<sup>th</sup> of each year**, which accurately depicts locations of drill roads and drill pads, including breakdown of lengths and widths of disturbed areas. The cumulative disturbance map shall reflect site conditions as of December 31<sup>st</sup> of the previous calendar year and shall state what methods were utilized to verify disturbance sizes and acreages.

**10. Schedule of Compliance**

A. The permittee shall achieve compliance in accordance with the following schedule:

1. On or before **July 1, 2025**, collect data and submit a baseline report to establish the site-specific revegetation release criteria for this project in accordance with the Attachment B guideline included with this permit.

Permit Modification History:

10/31/2024: Issuance of Notice of Final Decision and Final Reclamation Permit 0434

ATTACHMENT A  
FOR EXPLORATION PROJECTS

**DOCUMENTATION OF RECLAMATION ACTIVITIES FOR SURETY RELEASE**

An operator may request surety release in accordance with applicable State and Federal regulations. The following documentation must be submitted simultaneously to Nevada Division of Environmental Protection and the federal land management agency prior to the agencies conducting a site inspection:

1. Map(s) clearly identifying the area, noting specific treatments and sampling locations (as applicable).

2. Description of the following activities:

**Earthwork:**

- ◆ The number of acres regraded.
- ◆ Dates of initiation and completion of activities.

**Revegetation Activities:**

- ◆ The number of acres that were seeded and/or planted.
- ◆ Seed bed preparation methods utilized.
- ◆ Seeding/planting methods used (e.g., broadcast seeding, etc.).
- ◆ Provide information on how seed was covered.
- ◆ Seed mix and seeding rate; document by maintaining seed tags and any testing results (PLS, germination, noxious weeds, etc.).
- ◆ If applicable, the number of acres that received fertilization, mulch or amendments.
  - ▶ Fertilizer (N-P-K, type, application rate, application method).
  - ▶ Mulches and soil amendments (type, application rate, and application method).
  - ▶ Date of initiation and completion of activities.

**Other Reclamation Activities** such as; drillhole plugging, structure and debris removal, safety feature installation, erosion control treatment, equipment removal or other permit requirements.

3. For bond reduction, an operator must show detailed calculation of the surety amount proposed for release. This calculation should also show the surety amount required for the remaining reclamation.

4. Prior to release, a field inspection is required to verify that reclamation has been performed in accordance with the approved reclamation plan and permit.

## ATTACHMENT B

### NEVADA GUIDELINES FOR SUCCESSFUL REVEGETATION FOR THE NEVADA DIVISION OF ENVIRONMENTAL PROTECTION, THE BUREAU OF LAND MANAGEMENT AND THE UNITED STATES FOREST SERVICE

#### MINING OPERATIONS

##### 1. Reclaimed Desired Plant Communities (RDPC) for Mining Operation Disturbances

Reclamation goals for mining disturbances are: 1) stabilize the site, and 2) establish a productive community based on the applicable land use plan and designated post-mining land uses. To meet these goals, a *Reclaimed Desired Plant Community* (RDPC) should be selected for use on the disturbed mine sites.

The RDPC is defined as:

A perennial plant community established on a disturbed site which contributes to stability through management and land treatment, and which produces that type and amount of vegetation necessary to meet or exceed both the land use and activity plan objective established for the site.

Several RDPCs may be selected based on site-specific revegetation goals and variable site characteristics for the mining disturbances. When selecting RDPCs, major alterations in reconstructed soils and the subsequent effect of this on the site's capability to establish and sustain the desired vegetation must be considered. A RDPC must have a reasonable chance for success when making the selection.

The plant community for the RDPC should be diverse, and when appropriate for the site should include grasses, forbs, shrubs and/or trees. The RDPC shall be comprised of species native to the area, or introduced species where the need is documented for inclusion to achieve the approved post-mining land use. The RDPC must meet the requirements of applicable State and Federal seed, poisonous and noxious plants, and introduced species laws or regulations. All RDPCs must be approved by the agencies. Plants for RDPCs may be selected using one or more of the following methods:

- ◆ Select existing vegetation types around the mine site to represent the varied RDPCs.
- ◆ Use test plots, demonstration areas, or areas concurrently reclaimed within the minesite or within similar representative areas from adjacent mines to serve as the RDPCs as long as they meet the reclamation goal.
- ◆ For areas where existing vegetative types adjacent to the mine area are severely disturbed or where test plots or demonstration areas are not reasonable alternatives, RDPCs may be selected using appropriate ecological or range site descriptions or other technical sources.

## 2. Guidelines for Successful Revegetation

The revegetation release criteria for reclaimed mine sites will be to achieve as close to 100 percent of the perennial plant cover of selected comparison areas as possible. The comparison or reference areas will be selected from representative plant communities adjacent to the mine site, test plots or demonstration areas or, as appropriate, representative ecological or range site descriptions. As approved by the agencies, the selected plant communities or reference areas must have a reasonable chance for success on the mine site. Each plan-of-operations shall identify the site-specific release criteria in the reclamation plan or permit. The agencies may also require specific release standards for individual plant species or vegetative types (grasses, forbs, shrubs, trees). Cover would be estimated using a method as described in Sampling Vegetation Attributes, Interagency Technical Reference, 1996, BLM/RS/ST-96/002+1730 or other acceptable technical methods.

The determination of successful revegetation of mining disturbances will require an evaluation of the data by the agencies on a site-specific basis. These data must include all of the information requested in Attachment A of the Reclamation Permit, "Documentation of Reclamation Activities for Surety Release and Annual Fee Responding". When making this evaluation, the following information shall also be considered:

- ◆ Have the desirable species been successfully established, and do they provide sufficient aerial cover to adequately protect the site from soil erosion?
- ◆ Is there evidence that a self-sustaining community has been established? Are vegetative reproduction (e.g. rhizomes) and seedling establishment of the desirable seeded species occurring?
- ◆ Is there evidence of site stability, including the lack of surface soil erosion, gully formation and slumping?
- ◆ Has the revegetation goal in the reclamation plan been met?
- ◆ Has the operator taken reasonable measures to establish the RDPC?

## 3. Time Frames

The success of the vegetative growth on a reclaimed site may be evaluated for release no sooner than during the third growing season after earthwork, planting and irrigation (if used) has been completed. Final bond release may be considered at that time. Interim progress of reclamation will be monitored as appropriate by the agency and operator. Where it has been determined that revegetation success has not been met, the agencies and the operator will meet to decide on the best course of actions necessary to meet the reclamation goal.



## **EXPLORATION PROJECTS**

The same guidelines as described above should be used to evaluate the success of the RDPCs for plan-level exploration disturbances. The agencies may also decide, depending on the size and scope of the project, to evaluate revegetation and reclamation success based on general ground reconnaissance and professional judgment. Extenuating circumstances may be considered when evaluating the success of the revegetation effort. If regulatory agencies determine that remediation is required on the site, the operator and agencies will meet to determine the procedures.

## **BLM NOTICES**

Regarding notice-level activities on public lands, the BLM will evaluate revegetation and reclamation success based on general ground reconnaissance and professional judgment. Notice-level disturbance may be considered reclaimed if in the professional judgment of the regulatory agency effective action has been taken to stabilize and revegetate the site to a condition designed to result in the establishment of a productive post-mining land use. Extenuating circumstances may be considered when evaluating the success of the revegetation effort. If the BLM determines that further stabilization or revegetation efforts are needed, the operator and BLM will meet to determine what further steps are necessary.