

NOTICE OF DEPARTMENTAL RECOMMENDATION

Application # L.E.-2652-C

Conference # PAN 26-03-IC

- Permit
- Revision
- Renewal
- Amendment

Concerning the application of **Two Canyons Ranch, LLC**, Applicant, for a permit revision request to remove the daylight operating restrictions on mining activities, including morning truck loading. No other changes are proposed. The total permit area contains 434 acres more or less, located in Sections 26, 34, and 35, Township 4 South, Range 9 East in Atoka County, State of Oklahoma. Recommendation is hereby made to the Director of the Oklahoma Department of Mines (“ODM”) that said application:

- be approved
- be approved as conditioned
- be denied

The reason for denial is based on review of the information contained in the permit revision application and information presented during Conference No. **PAN- 26-03-IC**.

An informal conference was held on April 3, 2026 to provide citizens with a forum to discuss their concerns with the removal of the conditions regarding the hours of operation on ODM Permit #L.E.-2652-C. There were several concerns brought up by citizens at the informal conference.

The protestor’s concerns with the removal of the permit conditions regarding the mine’s operating hours are the same concerns that were voiced during issuance of the original permit. During the formal hearing for the original permit in 2021, the applicant (now permittee) agreed to conditions that restricted the hours when mining activities and truck loading were allowed. The Oklahoma Department of Mines takes these conditions seriously and not just as a means of approving a permit. The permittee has asked for the conditions to be removed without providing any alternative solutions to address the protestor’s concerns.

Because the applicant/permittee agreed to the conditions with the issuance of the original permit in 2022 and there have only been four citizen complaints since, ODM does not see a valid reason to remove the permit conditions at this time.

Two Canyons, LLC has submitted a complete permit revision application that meets all requirements provided by law, however, ODM recommends the permit revision application be denied.

This notice is provided in accordance with Title 45 Oklahoma Statutes, 2011 §724 (H)(6).

OAC 460:10-17-15 provides that within thirty (30) days of receipt of this notice, any person with an interest which is or may be adversely affected may request a formal hearing on this decision. Requests for hearing must be filed with the Department in writing. If no request is received, the decision of the Department will become final.

Done this 28th day of May, 2026.



Travis Shore, Chief of Minerals Operations