

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUN 14 1989
Returned to applicant for correction JUL 20 1989
Corrected application filed SEP 19 1989 Map filed SEP 19 1989 under 48910

The applicant Newmont Gold Company

P.O. Box 669 of Carlin Nevada 89822
Street and No. or P.O. Box No. City or Town State and Zip Code No.

hereby make application for permission to change the Point of diversion of a portion of water heretofore appropriated under Permit No. 48910

- 1. The source of water is underground - GOTW #2
2. The amount of water to be changed 0.50 cfs
3. The water to be used for Mining, milling and domestic
4. The water heretofore permitted for mining, milling and domestic
5. The water is to be diverted at the following point SE 1/4 NW 1/4, Section 35, T34N, R51E, MDM at a point from which the SE corner at Section 34 T34N, R51E, MDM bears S41°29'51"W, a distance of 3,769.41 feet.
6. The existing permitted point of diversion is located within SE 1/4 NW 1/4, Section 15, T34N, R51E, MDM, at a point from which the NE corner of Section 36, T34N, R51E, MDM bears S44°55'E, a distance of 18,768 feet.
7. Proposed place of use Same as existing.
8. Existing place of use Sections 34, 35, and 36, T34N, R51E, MDM; Sections 1, 2, 3, 10 and 11, T33N, R51E, MDM; Section 6 T33N, R52E, MDM.
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 of each year.
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled and cased well equipped with motor, pump, sanitary seal, pipeline and flow meter.
12. Estimated cost of works \$80,000.00
13. Estimated time required to construct works two years

14. Estimated time required to complete the application of water to beneficial use 10 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Refer to the supporting map filed under Permit No. 48910 for existing point of diversion and place of use.

By s/Michael D. Buschelman Agent  
5405 Mae Anne Avenue  
Reno, NV 89523

Compared pm/ cc bp/se

Protested \_\_\_\_\_

APPROVAL OF STATE ENGINEER

This is to certify I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 48910 is issued subject to the terms and conditions imposed in said Permit 48910 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second, but not to exceed 362 acre feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before January 4, 1991

Proof of completion of work shall be filed before February 4, 1991

Application of water to beneficial use shall be made on or before January 4, 1992

Proof of the application of water to beneficial use shall be filed on or before February 4, 1992

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed FEB 13 1992

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

IN TESTIMONY WHEREOF, I PETER G. MORROS,  
State Engineer of Nevada, have hereunto set my hand and the seal of my  
office, this 7th day of February,

A.D. 19 90

*[Handwritten Signature]*  
State Engineer

Abrogated By S7475T <sup>Exp</sup> 9-24-93

## (PERMIT TERMS CONTINUED)

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 40900, 47962, 48257, 48328, 48330, 48910, 48911, 48912, 49550, 49916, 49962, 51962, 52330, 52331, 52332, 52883, 52884, 53384, 53385, 54308-T, 54309-T and 54310-T shall not exceed 10,582 acre feet annually.

Any water obtained under Permits 52883, 52884, 53384, 53385, 54308-T, 54309-T and 54310-T as a result of the dewatering program by the permittee shall be used first for mining, milling, heap leaching, drilling, road water and other related mining and milling uses within the places of use as described.

