

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 JUL 31 1990

Returned to applicant for correction

Corrected application filed Map filed JUL 31 1990 under 51750

The applicant NEWMONT GOLD COMPANY P.O. Box 669 Nevada 89822 of Carlin Nevada

hereby make application for permission to change the point of diversion and place of use of a portion

of water heretofore appropriated under Permit No. 51750 (PPW-1)

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.

1. The source of water is Underground (PPW-7)

2. The amount of water to be changed 0.167 cfs 39.0 MGA

3. The water to be used for Mining, Milling & Domestic

4. The water heretofore permitted for Mining, Milling & Domestic

5. The water is to be diverted at the following point NW 1/4 SE 1/4 Section 19, T.36N., R.50E., MDM at a point from which the NW Corner of said Section 19 bears N 37 0 39' 17" W, 4747.04 feet

6. The existing permitted point of diversion is located within SE 1/4 SW 1/4 Section 17, T.36N., R.50E., MDM at a point from which the E 1/4 Corner of Section 19 T.36N., R.50E., MDM bears S 42 0 33' 52" W 3758.58 feet.

7. Proposed place of use Sections 13, 23, 24, 25, 26, 27, 34, and 35, T.36N., R.49E., MDM and Sections 18, 19, 20, 28, 29 and 30, T.36N., R.50E., MDM

8. Existing place of use Sections 17 & 20, T.36N., R.50E., 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.) a drilled and cased well, equipped with motor, pump and flow/totalizing meter.

12. Estimated cost of works \$50,000.00

13. Estimated time required to construct works Well completed, as described above. Will file Proof of Completion upon approval of this application and issuance of permit.

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:

This application is being filed to replace temporary permit #54212-T (expires on 12/13/90), under which a permanent pit dewatering well has been completed

Ann Consumptive Use: 0.167 cfs x 60 x 24 x 365 = 39.0 MGA

Use map filed under Permit No. 51750 for existing point of diversion/place of use

By s/Gregory M. Bilyeu
Gregory M. Bilyeu - Agent
5405 Mae Anne Ave.
Reno, Nevada 89523

Compared bc/cc am/se

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that 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 and place of use of a portion of the waters of an underground source as heretofore granted under Permit 51750 is issued subject to the terms and conditions imposed in said Permit 51750 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.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies and is specifically issued contingent upon approval by the Nevada Division of Environmental Protection.

(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 0.167 cubic feet per second, but not to exceed 11.7 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before July 10, 1992

Proof of completion of work shall be filed before August 10, 1992

Application of water to beneficial use shall be made on or before July 10, 1992

Proof of the application of water to beneficial use shall be filed on or before August 10, 1992

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

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No. Issued.....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 1st day of May,

A.D. 19 91

[Signature]
State Engineer

WITHDRAWN BY APPLICANT JUL 30 1992
[Signature]
STATE ENGINEER

(PERMIT TERMS CONTINUED)

This permit is issued subject to the water management plan and water management plan addendum among Barrick Goldstrike Mines, Inc.; Newmont Gold Company; and T S Ranch Joint Venture dated May 1, 1989.

Any water obtained as a result of the dewatering operation of Barrick Goldstrike Mines, Inc. or Newmont Gold Company shall be used first by the permittee for mining, milling, heap leaching, drilling, road watering and other related mining and milling uses hereinafter referred to as mining and milling uses within the described place of use and prior to any use of the water authorized under Permits 49960, 50567, 50688, 50939, 51074, 51750, 51963, 52354, 52795, 52796, 52797, 52999, 53000, 54335, 54336, 54337, 54338, 54598-T, 55315-T, 55316-T, 55317-T, 55318-T, 55127, 55128, 55795-T and 55796-T.

The total amount of water under the above mentioned permits shall not exceed 2,000 million gallons annually.

The State Engineer retains the right to regulate the pumping from the dewatering project and/or any other groundwater withdrawals herein authorized to protect the public interest and existing rights.

A monthly report shall be submitted to the State Engineer within 10 days from the end of the month which shall include the amount pumped from each well and the amount used for each mining and milling purpose.

