

(PERMIT TERMS CONTINUED)

The total combined duty of water under Permits 40900, Certificate 13392, 47962, 48328, 48330, 48910, 48911, 48912, 49550, 49916, 49962, 51962, 52330, 52331, 52332, 52883, Certificate 13398, 52884, 53384, 53385, 54339, 54340, 54341, 55616, 55617, 55618, 55619, 57117-T, 57468-T, 57469-T, 57470-T, 57473-T, 57474-T, 57475-T, 57476-T, 57477-T, 57500-T, 57501-T, 57968-T, 58037-T, 58038-T and 58039-T shall not exceed 10,660.42 acre feet annually.

Any water obtained under Permits 52883, Certificate 13398, 52884, 53384, 53385, 54339, 54340, 54341, 55616, 55617, 55618, 55619, 57117-T, 57468-T, 57469-T, 57470-T, 57473-T, 57474-T, 57475-T, 57476-T, 57477-T, 57500-T, 57501-T, 57968-T, 58037-T, 58038-T and 58039-T as a result of the dewatering program by the permittee shall be used first for mining, milling, heap leaching, drilling, road water, construction, dust suppression and other related mining and milling uses within the place of use as described.

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

This temporary permit is issued subject to the provisions of State Engineer Order No. 1055 dated April 1, 1992, concerning rules for well spacing and modification of well drilling regulations in Maggie Creek Groundwater Basin.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on October 1, 1993 at which time all rights herein granted shall revert to the right being changed by this temporary permit.



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2

TEMPORARY

Serial No. **58039**

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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 SEP 3 - 1992

Returned to applicant for correction.....

Corrected application filed..... Map filed JUN 18 1990 under 54339

The applicant Newmont Gold Company by Charles Zimmerman, agent

P. O. Box 669

of Carlin

Street and No. or P.O. Box No.

City or Town

Nevada 89822

State and Zip Code No.

hereby make^s application for permission to change the

manner of use and place of use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under permit 54341; wells GQW-4, GQW-5, and GDW-9

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

(yet to be drilled), all permitted under State Engineer's Order 1055.

Identify right in Decree.

1. The source of water is underground; wells within the SW quarter, sec. 35, T34N,
Name of stream, lake, underground spring or other source. R51E
2. The amount of water to be changed 4.0 cfs (1795.3 gpm); 2896 Acre feet/year (943.7
Second feet, acre feet. One second foot equals 448.83 gallons per minute. MgA)
3. The water to be used for construction and dust suppression
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for mining, milling, and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point Within the NW quarter of the SW quarter of
Describe as being within a 40-acre subdivision of public survey and by course and
section 35 of T34N, R51E, M.D.B. & M., at a point from which the NE corner of
distance to a section corner. If on unsurveyed land, it should be stated.
said section 35 bears N 54°25'01"E a distance of 5,733 feet.
6. The existing permitted point of diversion is located within (not changed)
If point of diversion is not changed, do not answer.
7. Proposed place of use sections 5 and 6, T33N, R52E, M.D.B. & M., sections 29, 30,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
31, 32, T34N, R52E, 25 and 36, T34N, R52E, M.D.B. & M.
8. Existing place of use sections 34, 35, and 36, T34N, R51E, M.D.B. & M., sections 1,
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
2, 3, 10, and 11, T33N, R51E, M.D.B. & M., and section 6, T33N, R52E, M.D.B. & M.
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 01 to December 31 of each year.
Month and Day Month and Day
10. Use was permitted from January 01 to December 31 of each year.
Month and Day Month and Day
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 wells equipped with
State manner in which water is to be diverted, i.e. diversion structure,
pumps, motors, totalizing flowmeters, and pipelines to the place of use. (ref.
ditches, pipes and flumes, or drilled well, etc. Order 1055)
12. Estimated cost of works not applicable - wells completed under existing rights.
13. Estimated time required to construct works See Proofs of Completion of Work filed under
54339, 54341, and the answer to #11 on application 56978-T.

14. Estimated time required to complete the application of water to beneficial use..... one year.

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 hereby submitted for a temporary (one year) permit for the purpose of using Gold Quarry pit dewatering production for road and dam construction and dust suppression.

By s/ Charles Zimmerman P. O. BOX 669 Carlin, Nevada 89822

Compared ap/se ap/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 temporary permit to change the point of diversion, place of use and manner of use of the waters of an underground source as heretofore granted under Permit 54341 is issued subject to the terms and conditions imposed in said Permit 54341 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 temporary 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 of the dewatering project.

(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 4.0 cubic feet per second, but not to exceed 2896 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

Proof of the application of water to beneficial use shall be filed on or before

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

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 2nd day of October

A.D. 19 92

Signature of R. Michael Turnipseed, State Engineer

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