

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. FEB 4 1994

Returned to applicant for correction.....

Corrected application filed..... Map filed SEP 10 1991 MAR 23 1994

The applicant..... Newmont Gold Company by Charles Zimmerman, agent

P.O. Box 669 Carlin Nevada 89822

Street and No. or P.O. Box No. Nevada 89822 State and Zip Code No. hereby make... application for permission to change the point of diversion of a portion

Point of diversion, manner of use, and/or place of use permit 56611 of water heretofore appropriated under.....

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; well GNTW-15 Name of stream, lake, underground spring or other source.

2. The amount of water to be changed..... .10 cfs (44.88 gpm) Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for..... mining, milling, and dewatering Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for..... mining, milling, and dewatering 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 NE quarter of the SE quarter of section 31 of T36N, R50E, M.D.B.&M. Describe as being within a 40-acre subdivision of public survey and by course and at a point from which the SE corner of said section 31 bears S 21°31'24" E, a distance to a section corner. If on unsurveyed land, it should be stated. distance of 2797 feet. (see attached Amended map)

6. The existing permitted point of diversion is located within..... within the SE quarter of section 31 of T36N, R50E, M.D.B.&M., at a point from which the SW corner of said section 31 bears S71°35'28"W a distance of 4248.71 feet. If point of diversion is not changed, do not answer.

7. Proposed place of use..... Same as existing Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use..... sections 17, 18, 19, 20, 31 and 32, T36N, R50E, M.D.B. & M., and sections 3, 10, T35N, R50E, M.D.B.7M. Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or 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.)..... A drilled and cased well equipped with a pump; motor, totalizing flow meter, and a pipeline to the place of use State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works..... fifty thousand dollars (\$50,000.00)

13. Estimated time required to construct works..... one year

one year

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

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 dewatering the Genesis pit, in accordance with State Engineer's Order 1038.~~

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

Compared.....gkl/vjw jr/vjw

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 of a portion of the waters of an underground source as heretofore granted under Permit 56611 is issued subject to the terms and conditions imposed in said Permit 56611 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.

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. (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.....0.1.....cubic feet per second, but not to exceed 7.01 million gallons 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 13th day of October,
A.D. 1994.

Hugh Ricci
State Engineer
by: Hugh Ricci, Deputy State Engineer

TEMPORARY

WITHDRAWN BY APPLICANT APR 19 1995

[Signature]
STATE ENGINEER

EXPIRED
DATE 10-12-95