

Pete

# TEMPORARY

No. 70307-T

## TEMPORARY

### 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 AUG 13 2003

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed SEP 03 2003

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The applicant **Newmont Gold Company** hereby makes application for permission to change the **Place of Use of a portion of water** heretofore appropriated under **Permit 22061, Certificate 7018**

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1. The source of water is **Underground**
2. The amount of water to be changed **1 cfs, 723.97 acre-feet**
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 **Carlin Mine - Lower Well within the Lot 1, Section 20, T35N, R50E, M.D.M., at a point from which the NW corner of said section 20 bears N 05°30'31" W a distance of 833.08.**
6. The existing permitted point of diversion is located within **Not Changed**
7. Proposed place of use **All Sections 10, 11, 13, 14, 15, 24, T35N, R50E, All sections 19, 29, 30, T35N, R51E, M.D.M.**
8. Existing place of use **Section 14, T35N, R50E, M.D.M.**
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 **Drilled, cased well with motor and pump, totalizing flow meter, and pipeline to the place of use.**
12. Estimated cost of works **\$50,000 (fifty thousand dollars)**
13. Estimated time required to construct works **two years**
14. Estimated time required to complete the application of water to beneficial use **11 years**
15. Remarks: **This application expands the place of use of the Carlin Mine to reflect the current operation and to cover mining of the neighboring Pete Deposit, which will require water for dust control.**

By **Paul M. Pettit, Manager of Environmental Compliance and Hydrology**  
 s/Paul M. Pettit  
 Environmental Department, PO Box 669  
 Carlin, Nevada 89822

Compared cmf/ sam ag/ cmf \_\_\_\_\_

Protested \_\_\_\_\_

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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 place of use of a portion of the waters of an underground source as heretofore granted under Permit 22061, Certificate 7018 is issued subject to the terms and conditions imposed in said Permit 22061, Certificate 7018 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 well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permits 22061, Certificate 7018; 22160, Certificate 6682; 49728 and Temporary Permit 70307-T shall not exceed 525.60 million gallons annually.

The issuance of this temporary 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.

Any water obtained as a result of the dewatering operation of Newmont Gold Company will be used first by the permittee for mining, milling, heap leaching, drilling, road watering and other related mining and milling uses (hereafter referred to as mining and milling uses) within the places of use as described before usage from the water supply wells.

A monthly report will be submitted to the State Engineer within 10 days after the end of each month that will include measurement of the volume of water pumped, and the volume of the water consumptively used for mining and milling purposes projectwide.

A year-end report will be submitted to the State Engineer no later than 45 days after the end of each calendar year. The reports will state: (1) the number of wells drilled under the permits, (2) the number of abandoned wells, (3) the exact location of each well drilled or abandoned, and (4) a supporting map illustrating well locations.

The State Engineer retains the right at any time to require the permittee cooperate in the funding of additional monitoring and modeling by an independent third party. The State Engineer retains the right to impose future conditions as necessary upon review and evaluation of all data submitted reporting on the dewatering plan. The State Engineer retains the right to regulate pumping from the dewatering project and/or any other groundwater withdrawals herein authorized to protect the public interest and existing rights.

All of the above stated conditions are issued subject to having no adverse impact on existing rights.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on April 27, 2005 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 723.97 acre-feet annually.

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

Proof of completion of work shall be filed on or before:

Water must be placed to beneficial use on or before:

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

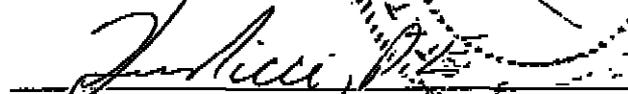
Map in support of proof of beneficial use shall be filed on or before:

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 28th day of April A.D. 2004

  
State Engineer

**EXPIRED**  
**DATE: APR. 27 2005 DC**

