AMENDED

No. 74115-TE

TEMPORARY ENVIRONMENTAL

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 **APR 04 2006**

Returned to applicant for correction_____

Corrected application filed_____

Map filed **APR 25 2006 under 74100-T**

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The applicant **Santa Fe Pacific Gold Corporation** hereby makes application for permission to change the **Point of Diversion of a portion** water heretofore appropriated under **Permit 62364 E**

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1. The source of water is **Underground**

2. The amount of water to be changed **0.01 cfs**

3. The water to be used for **Environmental**

4. The water heretofore permitted for **Environmental**

5. The water is to be diverted at the following point **Twin Creeks Mine – MW 29 6 within the SW¼ SE ¼, Section 29, T39 N, R43 E, M.D.M., at a point from which the W¼ corner of Section 19, T39N, R43E bears N 48°54'32" W a distance of 10498 feet.**

6. The existing permitted point of diversion is located within **Twin Creeks Mine – Pinion Tails within the NE¼ SE¼, Section 29, T39 N, R43 E, M.D.M.; see attachment for details.**

7. Proposed place of use **Same as Existing All Sections 29 and 31, R43E, M.D.M.**

8. Existing place of use **All Sections 29 and 31, T39N, R43E, 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 **$1,000 (one thousand dollars)**

13. Estimated time required to construct works **Completed; Drilled, cased well with motor and pump, totalizing flow meter, and pipeline to the place of use.**

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

15. Remarks: **Groundwater remediation ordered by NDEP under WPC permit NEV89035 continues in accordance with water rights permit 62364E and agreements with NDEP.**

By **Scott Paine, Water Rights Administrator**
s/ **Scott Paine**
Environmental Department, PO Box 669
Carlin, Nevada 89822

Compared **mt/ag** lt/ gkl

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 environmental permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Environmental Permit 62364-E is issued subject to the terms and conditions imposed in said Environmental Permit and with the understanding that no other rights on the source will be affected by the change proposed herein. It is understood that the amount of water herein granted is only a temporary allowance for pollution control as mandated by orders issued by the Nevada Division of Environmental Protection and subsequent correspondence with said agency. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion. It is also understood that this right must allow for a reasonable lowering of the static water level of permittee's well due to other groundwater development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of water granted herein at any and all times.

This temporary environmental permit is issued subject to existing rights on the source.

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

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

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

Well driller's reports for any well drilled under this permit shall be filed within 30 days from the completion of the well.

Within 30 days after the completion of the project, or the termination of the permit, the permittee shall notify the State Engineer of such completion and all wells shall be plugged and abandoned in accordance with Chapter 534 of the Nevada Administrative Code.

The total combined duty of water for consumptive purposes under Permits 49633, 49634, 50853, 50854, 52046, 52048, 52049, 52050, 52051, 58042, 58043, 58044, 58045, 60048, 60049, 60050, 60051, 60052, 60053, 60054, 60055, 60056, 60057, 61132, 61133, 61134, 61135, 61136, 61137, 61138, 61140, 61141, 61142, 61143, 61144, 61798, 61799, 61800, 61801, 61802, 61803, 61804, 61956 through 61962, inclusive, Environmental Permit 62364E, Temporary Permits 74100T through 74114T, inclusive, Temporary Environmental Permits 74115-TE and 74116-TE shall not exceed 10,125 acre-feet annually. The total combined diversion rate of the above referenced permits shall not exceed 30.75 cubic feet per second on an instantaneous basis.

(Continued on Page 3)

74115-TE

This temporary permit for environmental purposes is issued pursuant to the provisions within NRS 533.345 Section 2, NRS 533.437, NRS 533.4375 and NRS 533.4377 and will expire on **July 4, 2007** and/or upon the termination of clean-up activity as determined by the Nevada Division of Environmental Protection, whichever occurs first.

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

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed **0.01** cubic feet per second, **7.24 acre-feet annually.**

Work must be prosecuted with reasonable diligence and be completed on or before:
N/A - Temporary

Proof of completion of work shall be filed on or before:
N/A - Temporary

Water must be placed to beneficial use on or before:
N/A - Temporary

Proof of the application of water to beneficial use shall be filed on or before:
N/A - Temporary

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

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

Deputy State Engineer of Nevada, have hereunto

Set my hand and the seal of my office,

this **5th** day of **July** A.D. **2006**

Jason King P.E.

Deputy State Engineer

Attachment to applications 74115-TE and 74116-TE to change existing permit 62364-E

Well ID	Proposed point of diversion legal description
M/O 29-2S	within the NE¼ SE¼, Section 29, T39 N, R43 E, M.D.M., at a point from which the S¼ corner of section 19, T39N, R43E, M.D.M. bears N 61°22'45" W a distance of 7730.94 feet.
M/O 29-2	within the NE¼ SE¼, Section 29, T39 N, R43 E, M.D.M., at a point from which the S¼ corner of section 19, T39N, R43E, M.D.M. bears N 61°18'47" W a distance of 7733.28 feet.

April 6, 2006