



**TEMPORARY**  
**THE STATE OF NEVADA**

**PERMIT TO CHANGE THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

**Name of applicant:** NEWMONT GOLD COMPANY  
**Source:** UNDERGROUND  
**Basin:** BOULDER FLAT  
**Manner of Use:** MINING, MILLING AND DEWATERING  
**Period of Use:** EXPIRES ONE DAY AFTER DATE OF ISSUANCE  
**Priority Date:** 03/27/1998

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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 point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 63986 is issued subject to the terms and conditions imposed in said Permit 63986 and with the understanding that no other rights on the source will be affected by the change proposed herein. 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. This source is located within an area designated by the State Engineer pursuant to NRS 534.030.

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

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.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire one day from the date of approval at which time all rights herein granted shall revert to the right being changed by this temporary permit. This permit accounts for water used during calendar year 2010.

This temporary permit is issued subject to, and also incorporates the terms and conditions set forth in the State Engineer's Order No. 1038, Order Adopting Rules For Well Spacing and Modification of Regulations For Water Well and Related Drilling (January, 1990) in the Northern Area of the Heretofore Designated Boulder Flat Ground Water Basin (4-61), dated March 29, 1991, on file in the office of the State Engineer.

The point of diversion and place of use are as described on the submitted application to support this permit.

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.09 cubic feet per second or 1513.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

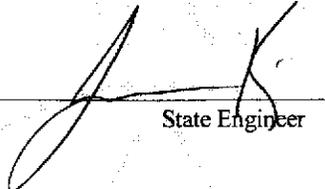
N/A

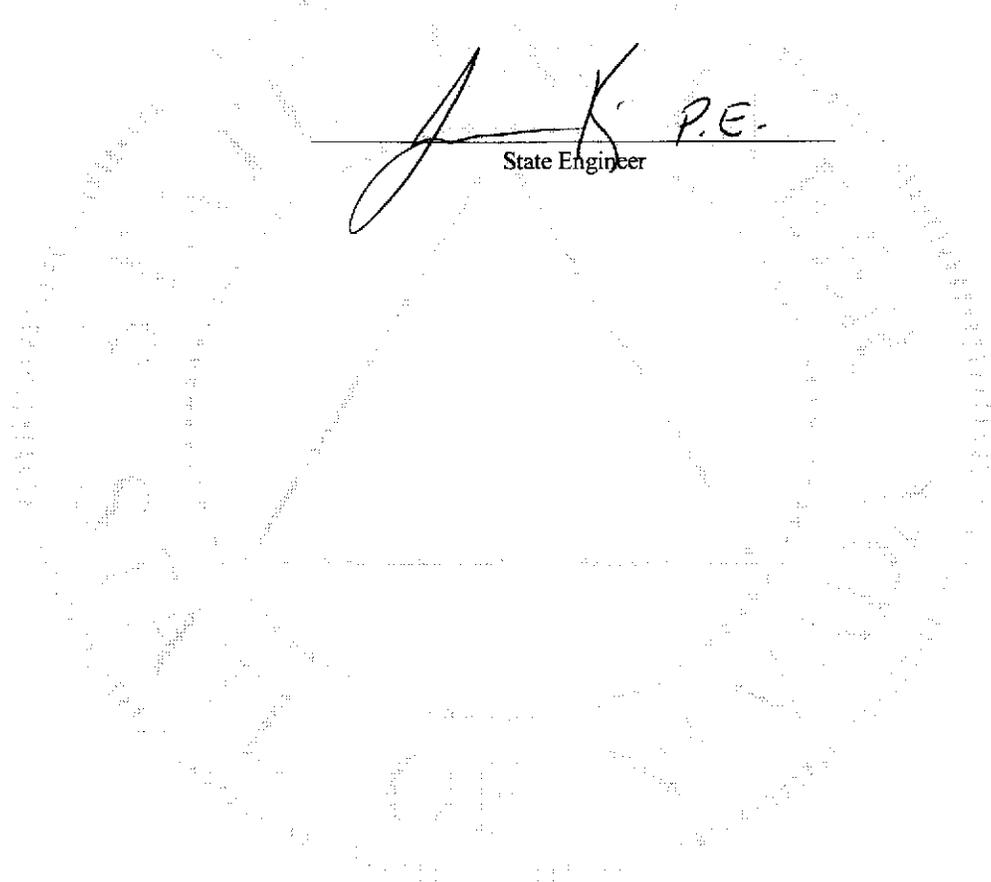
Map in support of proof of beneficial use shall be filed on or before:

N/A

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 21<sup>st</sup> day of April, A.D. 2011

  
\_\_\_\_\_  
State Engineer



**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**

THIS SPACE FOR OFFICE USE ONLY  
Date of filing in State Engineer's Office JAN 13 2011  
Returned to applicant for correction \_\_\_\_\_  
Corrected application filed \_\_\_\_\_ Map filed JAN 13 2011 under \_\_\_\_\_

80462

The applicant Newmont Gold Company  
Environmental Department, 1655 Mountain City Hwy. of Elko  
Street Address or PO Box City or Town  
Nevada 89801 hereby make(s) application for permission to change the  
State and ZIP Code

- Point of diversion       Place of use       Manner of use       of a portion

of water heretofore appropriated under (Identify existing rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)  
Permit 63986

1. The source of water is Underground Leeville Mine - HDDW 7  
Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 2.090 cfs  
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, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use

4. The water heretofore used for Mining, milling, and dewatering  
If for stock, state number and kind of animals.

5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)  
within the SW 1/4 SW 1/4, Section 2, T35 N, R50 E, M.D.M., at a point from which the SW corner of said Section 02 bears S 50°56'53" W a distance of 1073 feet.

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)  
Leeville Mine - Order 1038 NW02  
within the NW 1/4, Section 2, T35 N, R50 E, M.D.M., at a point from which the SW corner of said section 02 bears S 17° 51'38" W a distance of 4323.23 feet.

61-EU

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

See Attachment

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

See Attachment

9. Proposed use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Existing use permitted from January 1 to December 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

Drilled, cased well with motor and pump, totalizing flowmeter, and pipeline to the place of use.

12. Estimated cost of works \$25,000 (twenty-five thousand dollars)

13. Estimated time required to construct works Completed as described above  
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

This application is submitted according to Well-Spacing Order 1038, to cover 1513 acre-feet of water produced during 2010.

16. Miscellaneous remarks:

Bryce.Vorwaller@Newmont.com  
E-mail Address  
775-778-4318  
Phone No

Bryce Vorwaller  
Type or print name clearly  
Bryce Vorwaller  
Signature, applicant or agent  
Newmont Mining Corporation  
Company Name

Environmental Department, 1655 Mountain City Hwy.  
Street Address or PO Box  
Elko, Nevada, 89801  
City, State, ZIP Code

STATE ENGINEERS OFFICE

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

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Attachment, item 7.  
Proposed Place of Use

Section 01, T34 N, R48 E, M.D.M.  
 Section 02, T34 N, R48 E, M.D.M.  
 Section 03, T34 N, R48 E, M.D.M.  
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 N½, Section 35, T34 N, R49 E, M.D.M.  
 W½, Section 04, T34 N, R51 E, M.D.M.  
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END

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Existing Place of Use under  
63984-63989

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