Permit No. 80477T

# TEMPORARY

## THE STATE OF NEVADA

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

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| **Name of Permittee:** | **SANTA FE PACIFIC GOLD CORPORATION** |
| **Source:** | **LONE TREE MINE - MWW 1 (UNDERGROUND)** |
| **Basin:** | **PUMPERNICKEL VALLEY** |
| **Manner of Use:** | **MINING, MILLING AND DEWATERING** |
| **Period of Use:** | **EXPIRES ONE DAY AFTER ISSUANCE** |
| **Priority Date:** | **12/21/1993** |

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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, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 59630, is issued subject to the terms and conditions imposed in said Permit 59630, 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. 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.

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

This temporary permit also incorporates the provisions of Amended Order Numbers 1085 and 1086, issued by the State Engineer on January 21, 1994.

(Continued on Page 2)

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

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.047 cubic feet per second or 34.0 acre-feet annually.**

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| 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 30th day of **November**, A.D. **2011**

P.E.

State Engineer

TEMPORARY Application No. 80477 T

# 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 14 2011

Returned to applicant for correction

Corrected application filed Map filed JAN 14 2011 under 80472T

The applicant Santa Fe Pacific Gold Corporation

Environmental Department, 1655 Mountain City Hwy. (Street Address or PO Box) of Elko (City or Town)

Nevada 89801 (State and ZIP Code) hereby make(s) application for permission to change the

☑ 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 59630

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1. The source of water is Underground Lone Tree Mine - MWW 1
   Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 0.047 cfs
   Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining, milling, domestic, 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 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 NW¼ SE¼, Section 15, T34 N, R42 E, M.D.M., at a point from which the SE corner of Section 11, T34N, R42E bears N 64°33'56" E a distance of 7764 feet.

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)

Lone Tree Mine - Order 1086 SWNE14

within the SW¼ NE¼, Section 14, T34 N, R42 E, M.D.M., at a point from which the E¼ corner of said section 14 bears S 71°26'00" E a distance of 2082.2 feet.

165-HU

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)
All sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 16, 17, 22, 23, 27, T34N, R42E, M.D.M.

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.)
All sections 1, 2, 11, 12, 13, 14, 15, 23, 24, T34N, R42E, M.D.M.

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

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

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 1 year

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 for water production from a dewatering well outside the well-spacing "blocks" to cover 34 acre-feet of water produced from August 2010 through December 2010.

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STATE ENGINEER'S OFFICE

16. Miscellaneous remarks:

Bryce Vorwaller
Type or print name clearly

Bryce.Vorwaller@Newmont.com
E-mail Address

Bryce Vorwaller
Signature, applicant or agent

775-778-4318
Phone No.

Newmont Mining Corporation
Company Name

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Environmental Department, 1655 Mountain City Hwy.
Street Address or PO Box

Elko, Nevada, 89801
City, State, ZIP Code

Revised 07/09 $150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION