Permit No. 83071T

TEMPORARY

THE STATE OF NEVADA

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

Name of Permittee:	**BATTLE MOUNTAIN GOLD COMPANY**
Source:	**UNDERGROUND**
Basin:	**LOWER REESE RIVER VALLEY**
Manner of Use:	**INDUSTRIAL**
Period of Use:	**ONE YEAR FROM DATE OF ISSUANCE.**
Priority Date:	**03/17/1980**

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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 manner of use of a portion of the waters of an underground source as heretofore granted under Permit 68406 is issued subject to the terms and conditions imposed in said Permit 68406 and with the understanding that no other rights on the source will be affected by the change proposed herein. This well shall be equipped with a two (2) inch opening for measuring depth to water 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.

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.

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

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

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 0.111 cubic feet per second or 80.36 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 12th day of **November, 2013**

P.E.

State Engineer

TEMPORARY Application No. 83071T

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 SEP 05 2013

Returned to applicant for correction

Corrected application filed Map filed AUG 05 2013

The applicant Battle Mountain Gold Company

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 68406

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1. The source of water is underground
   Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 0.111 cfs
   Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Industrial and Domestic
   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 Industrial
   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 NE quarter of the SW quarter of section 32 of T33N, R48E, M.D.M. at a point from which the SE corner of said section 32 bears S 69°14' E a distance of 4203 feet.

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
   Within the NW quarter of the SE quarter of section 32 of T33N, R48E, M.D.M. at a point from which the SE corner of said section 32 bears S 29°13'03" E a distance of 2,824.77 feet.

Lower Reese River Valley
4 - 59

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

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.)
a portion of Section 32, T33N, R48E, M.D.M. lying between the Humboldt River and U.S. Interstate highway 80.

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 flow meter, and pipeline to the place of use.

12. Estimated cost of works $50,000

13. Estimated time required to construct works one year
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use five 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.)
A facility will be constructed to offload acid from railroad tank cars into two (2) storage tanks. Acid will be transferred from the storage tanks to over-the-road tank trucks for shipment to nearby mine sites. Ancillary structures will include a railroad spur, containment structures, compressor station, weigh scale and an office building. Water will be used for bathrooms, sinks, eyewash stations, safety showers and for wash-down water around the facility.

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. Ext.

Newmont USA Limited
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 07/13 $180 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION