



TEMPORARY
THE STATE OF NEVADA

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

Name of Permittee: NEWMONT MIDAS OPERATIONS INC.
Source: UNDERGROUND
Basin: WILLOW CREEK VALLEY
Manner of Use: MINING, MILLING, AND DEWATERING
Period of Use: ONE YEAR FROM DATE OF ISSUANCE.
Priority Date: 08/03/2007

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 and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 76113, is issued subject to the terms and conditions imposed in said Permit 76113 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. 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 total combined duty of water under Permit 60669, Certificate 16675; Permit 61888, Certificate 18308; Permit 62114, Certificate 15681; Permit 62582; Permit 65219, Certificate 18309; Permit 65220, Certificate 18310; Permit 65221, Certificate 18311; Permit 68206; Certificate 18312; Permits 75666, 76113, 76226, 76227, 76228 and 83248T shall not exceed 462.5 acre-feet 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.

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.

(Continued on Page 2)

Monthly records shall be kept of the following and reported within 15 days after the end of each quarter:

- A. The total volume of water pumped from each diversion in acre-feet.
- B. The maximum flow rate from each diversion in cubic feet per second.
- C. The pumping water level from each well in feet above mean sea level.
- D. The volume of water consumptively used for mining and milling in acre-feet.
- E. The amount of water diverted to the infiltration sites in acre-feet.
- F. The amount of water diverted to other consumptive uses, if any, in acre-feet.
- G. The amount of water lost through evaporation or other system losses project wide.

The issuance of Temporary Permit 83248T expires Temporary Permit 82240T.

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 0.1588 cubic feet per second or 115.0 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:

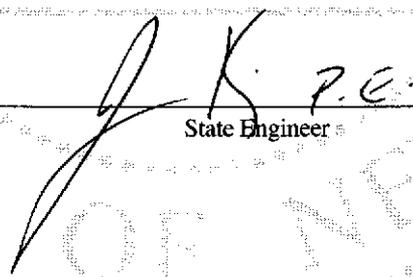
N/A

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 2nd day of January, 2014



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 NOV 12 2013

Returned to applicant for correction _____

Corrected application filed _____ Map filed Nov 12 1996 under 62582

The applicant Newmont Midas Operations Inc.
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 76113

1. The source of water is underground
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 115 acre-ft (0.1588 cfs)
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Mining, Milling, Dewatering
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Most limit to one major use
4. The water heretofore used for Mining and Milling and Domestic
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 NW¼ of Section 27, T39N., R46E, M.D.M., or at a point from which the Northwest corner of said Section 27 bears, N 08° 43' 00" W a distance of 1144.46 feet.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
within the NE¼ NE¼, Section 3, T38 N., R46 E., M.D.M., or at a point from which the NE corner of said Section 03 bears N 33°55'28" E., a distance of 670 feet.

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*Willow Creek
 4-63
 El*

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

NW¼, NE¼, SE¼ Section 27, T39N, R46E, 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.)

Sections 3, 4, 9, 10, 15, 16, 21, 22, 27, 28, 33, 34, T39N, R46E, M.D.M.

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.)

Point of Diversion will be the exploration decline portal. Water will be pumped from underground sumps and used in the process to offset freshwater use.

12. Estimated cost of works \$50,000

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 4 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.)

see item #11.

16. Miscellaneous remarks:

Please refer to map filed under permit 62582 for Point of Diversion details.

Please refer to map filed under 75666 for Place of Use details.

bryce.vorwaller@newmont.com

E-mail Address

775-778-4318

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Bryce Vorwaller

Type or print name clearly

Bryce Vorwaller

Signature, applicant or agent

Newmont USA Limited

Company Name

1655 Mountain City Hwy.

Street Address or PO Box

Elko, Nevada 89801

City, State, ZIP Code