



CORRECTED PERMIT
THE STATE OF NEVADA

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

Name of Permittee: NEWMONT GOLD COMPANY
Source: UNDERGROUND
Basin: MAGGIE CREEK AREA
Manner of Use: MINING, MILLING, AND DOMESTIC
Period of Use: JANUARY 1ST THROUGH DECEMBER 31ST
Priority Date: 03/14/1985

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 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 48912, is issued subject to the terms and conditions imposed in said Permit 48912, 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.

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

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

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

(Continued on Page 2)

Monthly records shall be kept of the following and reported within 30 days after the end of each calendar year in which this permit is in effect.

- 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 other consumptive uses, if any, in acre-feet.
- F. The amount of water lost through evaporation or other system diversions and losses project-wide in acre-feet.

The State Engineer may require additional monitoring should conditions warrant such modification. 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 0.78 cubic feet per second or 100.0 acre-feet annually.**

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

January 30, 2016

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

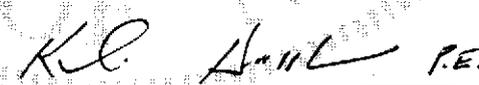
January 30, 2018

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

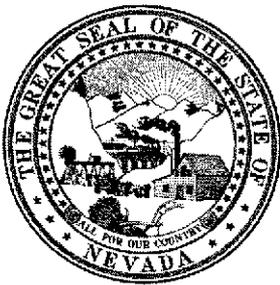
N/A

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

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 28th day of **September, 2015**



State Engineer

**THE STATE OF NEVADA****PERMIT TO CHANGE THE PUBLIC WATERS OF THE
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The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(Continued on Page 2)

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- 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 other consumptive uses, if any, in acre-feet.
- F. The amount of water lost through evaporation or other system diversions and losses project-wide in acre-feet.

The State Engineer may require additional monitoring should conditions warrant such modification.

The total combined duty of water for consumptive purposes under Permit 40900, Certificate 13392; Permit 47962, Certificate 14015; Permits 48328, 48330, 48910, 48912, 49916, 51962, 52330, 52331, 52332, Certificate 14019; Permit 52883, Certificate 13398; Permits 52884, 53384, 53385, 54339, 54340, 54341, 54510, 55616, 55617, 55618, 55619, 56831 through 56839, 62532, 68272, 72764, 76020, 78679, 78680, and 83766 shall not exceed 10,660.42 acre feet annually for mining and milling purposes. The total combined diversion rate under all permits associated with the dewatering program and all related mining and milling purposes will not exceed 110 cubic feet per second on an instantaneous basis.

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 0.78 cubic feet per second or 100.0 acre-feet annually.**

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

January 30 2016

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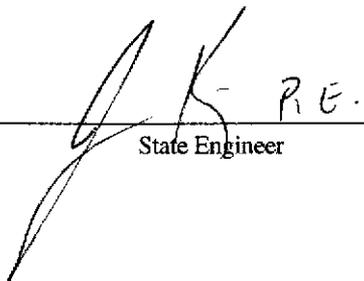
January 30 2018

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 January, 2015



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 APR 23 2014

Returned to applicant for correction _____

Corrected application filed _____ Map filed APR 23 2014

The applicant Newmont Gold Company
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.)

48912

1. The source of water is underground
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 0.78 cfs (100 AFA)
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Mining, Milling & 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 Mining, Milling & 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.)
Lot 2 (NW¼ NE¼) Section 2, T 34 N, R 51 E, MDM, at a point from which the NE corner of Section 2, T 34 N, R 51 E, MDM, bears N 85° 03' E 1,868 feet.

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
SW¼ SE¼ Section 10, T 34 N, R 51 E, MDM, at a point from which the NE corner of Section 36, T 34 N, R 51 E, MDM, bears S 37° 07' E 21,265 feet.

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 STATE ENGINEERS OFFICE

*Maggie Creek Area
 4-51
 Eu*

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

Lot 2, Lot 3, Lot 4, SW¼ NE¼ and S½ NW¼ of Section 2, T34N, R51E, MDM and the unpaved portion of Eureka County Road M-117 lying in Sections 2, 10 and 11, T34N, R51E, MDM

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 34, 35, 36, T 34 N, R 51 E, MDM; Sections 1,2,3,10 & 11, T 33 N, R 51 E, MDM; Section 6, T 33 N, R 52 E, MDM

9. Proposed use will be from January 1 ^{thru} December 31 of each year.
Month and Day Month and Day

10. Existing use permitted from January 1 ^{thru} 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 \$75,000

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 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.)

This water will be used to process barite ore using a jig plant. The water will be piped to lined ponds for use in the jig plant. The water will also be used for dust abatement.

16. Miscellaneous remarks:

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