Permit No. 85650T

# 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:** | **ELKO LAND AND LIVESTOCK COMPANY** |
| **Source:** | **UNDERGROUND** |
| **Basin:** | **GOSHUTE VALLEY** |
| **Manner of Use:** | **MINING AND MILLING** |
| **Period of Use:** | **ONE YEAR FROM DATE OF ISSUANCE.** |
| **Priority Date:** | **06/19/1980** |

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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, place and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 61418, is issued subject to the terms and conditions imposed in said Permit 61418 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. 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.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permits 41545, 61418, 61419, 85362T, 85363T, 85382T, 85649T, and 85650T shall not exceed 1,655.58 acre-feet annually.

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 issuance of Temporary Permit 85650T expires Temporary Permits 84469T, 84470T and 84471T.

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.

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 1.1 cubic feet per second or 795.0 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 22nd day of **December, 2015**

P.E.

State Engineer

TEMPORARY Application No. 85650 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 NOV 1 2 2015

Returned to applicant for correction

Corrected application filed Map filed Nov 14 2014 Under 84471

The applicant Elko Land and Livestock Company

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 61418

RECEIVED 2015 NOV 12 PM 12: 04 STATE ENGINEERS OFFICE

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

2. The amount of water to be changed 795 AFA (0.87 cfs)
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for mining and milling
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 quasi-municipal
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 SW¼, Section 13, T36 N, R66 E, M.D.M., at a point from which the SW corner of said Section 13, bears S 07°20'00" W a distance of 2010 feet.

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

Lot 2(NW¼NE¼), Section 1, T.35N., R.67E., M.D.B.&M., at a point from which the SE Corner of Section 35, T.36N., R.67E., M.D.B.&M. bears N. 83°47'46"W., 889.95 feet.

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

Sections 11, 12, 13, 14, 15, 17, and 19 - 36, T36 N., R66 E., M.D.M; and Sections 1-6 and 9-16, T35 N. R66 E., 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.)

Section 35, T.36N., R.67E., M.D.B.&M., and Section 1, T.35N., R.67E., M.D.B.&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 est. $250,000

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.)

Water use will support start-up and future operations for the Long Canyon Project.

16. Miscellaneous remarks:

Please refer to map filed under 84471T for Point of Diversion and Place of Use details.

Bryce Vorwaller
Type or print name clearly

bryce.vorwaller@newmont.com
E-mail Address

775-778-4318
Phone No. Ext.

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

APPLICATION MUST BE SIGNED BY THE APPLICANT OR AGENT

Revised 07/13 $180 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION