Permit No. 86341T

TEMPORARY

THE STATE OF NEVADA

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

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. 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 total combined duty of water under Permits 41545, 61418, 61419, 85649T, 85650T, 86339T, 86340T, and 86341T 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.

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 0.001 cubic feet per second or 0.5 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 5th day of **October, 2016**

J. K. P.E.

State Engineer

STATE ENGINEER STATE OF NEVADA

TEMPORARY Application No. 86341 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 JUL 22 2016

Returned to applicant for correction

Corrected application filed Map filed Aug. 11, 2015 Under 85382T

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 2016 JUL 22 PM 1:11 STATE ENGINEER'S 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 0.5 AFA
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 NW¼NW¼, Section 22, T36 N., R66 E., M.D.M., at a piont from which the NW corner of said Section 22 bears N47° 23'W a distance of 838 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. $1,500,000 (one million five hundred thousand dollars)

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 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.)

The well will be used for a pumping test then retained for future operations at the Long Canyon Project.

16. Miscellaneous remarks:

Please refer to map filed under 85382T for Point of Diversion and Place of Use Details.

Bryce Vorwaller

Type or print name clearly

Bryce Vorwaller

Signature, applicant or agent

bryce.vorwaller@newmont.com

E-mail Address

775-778-4318

Phone No. Ext.

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

$180 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION