



**TEMPORARY**  
**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 (LOWER WELL)  
**Basin:** BOULDER FLAT  
**Manner of Use:** MINING AND MILLING  
**Period of Use:** ONE YEAR FROM DATE OF ISSUANCE.  
**Priority Date:** 02/24/1986

\*\*\*\*\*

**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 of a portion of the waters of an underground source as heretofore granted under Permit 49728, is issued subject to the terms and conditions imposed in said Permit 49728 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. 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 permittee shall keep monthly records of the amount of water pumped from this well and the records submitted to the State Engineer on an annual basis by February 15th of each year.

The total combined duty of water under Permit 22061, Certificate 7018; Permit 22160, Certificate 6682; Permit 49728 and Temporary Permit 86476T shall not exceed 1613.01 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 0.76 cubic feet per second or 550.0 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:

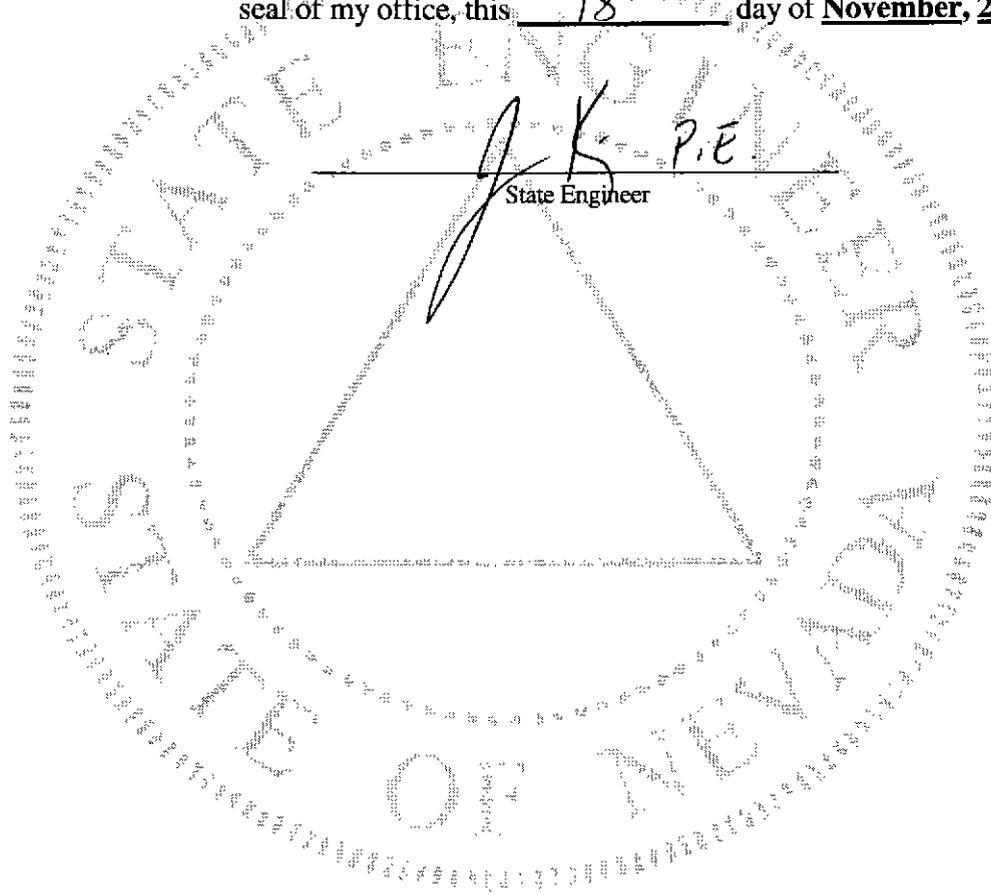
N/A

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 18<sup>th</sup> day of November, 2016



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 28 2016
Returned to applicant for correction
Corrected application filed Map filed May 14, 1986 Under 49728

The applicant Newmont Gold Company
1655 Mountain City Hwy. of Elko
Nevada 89801
Street Address or PO Box City or Town
State and ZIP Code
hereby make(s) application for permission to change the

[X] Point of diversion [ ] Place of use [ ] Manner of use [X] 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 49728

RECEIVED
2016 SEP 28 AM 10:34
STATE ENGINEERS OFFICE

- 1. The source of water is underground - Lower Well
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 550 AFA (0.76 cfs)
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Mining, Milling 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 Mining, 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.)
Lot 1 of Section 20, Township 35 North, Range 50 East, MDM., or at a point from which the NW corner of said Section 20 bears N. 6° 16' W. a distance of 835.50 feet.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
NW 1/4 NW 1/4 Section 22, Township 35 North, Range 50 East, MDM., or at a point from which the NW corner of said Section 22 bears N. 38° 51' W. a distance of 215.82 feet.

Per email from Agent 10/3/16
NW 1/4 NE 1/4 section 21 T35N R50E
or at a point from which the NW 1/4 corner of said sect.
21 bears N 12° 51' 41" W 377 ft. AB
Boulder Flat
4-61
EW

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.)

All of Section 14 & S½ Section 11, Township 35 North, Range 50 East, MDM.

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.)

Drilled well with pump, motor and pipeline to place of use.

12. Estimated cost of works \$100,000

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 5 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 rights are being moved to satisfy the current pumping rates from the Lower Well. This well continues to supply water for mining and milling purposes to Newmont's North Area operations.

16. Miscellaneous remarks:

Please refer to map filed under 85543T for Proposed Point of Diversion details.

Please refer to map filed under 49728 for Place of Use details.

bryce.vorwaller@newmont.com

E-mail Address

775-778-4318

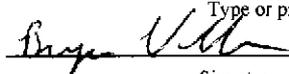
Phone No.

Ext.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

Bryce Vorwaller

Type or print name clearly



Signature, applicant or agent

Newmont USA Limited

Company Name

1655 Mountain City Hwy.

Street Address or PO Box

Elko, NV 89801

City, State, ZIP Code