



# STATE OF NEVADA

Department of Conservation & Natural Resources

DIVISION OF ENVIRONMENTAL PROTECTION

*Jim Gibbons, Governor*

*Allen Biaggi, Director*

*Leo M. Drozdoff, P.E., Administrator*

Web posting 8/10/2009  
August 13, 2009

## Notice of Proposed Action

The Administrator of the Division of Environmental Protection gives notice that an application for a new Water Pollution Control Permit for the Fencemaker Project, a mining facility, has been properly filed with the Division of Environmental Protection in Carson City. The applicant for Water Pollution Control Permit NEV2009104 is:

Stockpile Reserves, Inc.  
2420 Walnut Park Drive  
Modesto, CA 95355

The facility is located on public land in Pershing County, Nevada, within Section 10, Township 26 North, Range 37 East, Mount Diablo Baseline and Meridian (MDB&M), approximately 49 miles southeast of the town of Lovelock.

The project is a physical separation facility designed to extract antimony ore, with a maximum permitted extraction rate of 36,500 tons of ore per year. The facility is comprised of an underground mine, surge pile, and loading area. No chemicals are to be used at any stage of the mining process. All ore and waste rock is transported off-site for separation, stockpiling and/or processing at a separately permitted mill. Facilities are required to be designed, constructed, operated and closed without any discharge or release in excess of those standards established in regulation except for meteorological events which exceed the design storm event.

The Administrator is constrained to either issue the Water Pollution Control Permit or to deny the application. The Administrator has made the tentative decision to issue the permit.

Persons wishing to comment upon the proposed Water Pollution Control Permit, to recommend terms and conditions for consideration of incorporation into the permit, or who request a public hearing pursuant to Nevada Administrative Code (NAC) Chapter 445A, must submit their written comments, objections, or requests by hand delivery, United States Postal Service, facsimile, or e-mail no later than 5:00 PM on the 30<sup>th</sup> day following the date of publication of this notice (submittal deadline September 14, 2009) to:

Division of Environmental Protection  
Bureau of Mining Regulation and Reclamation  
901 South Stewart Street, Suite 4001  
Carson City, Nevada 89701-5249

All comments, objections, or requests received during the public notice period will be considered in the final determination regarding this Water Pollution Control Permit. If the Division

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determines written comments or requests indicate a significant degree of public interest in this matter, the Administrator shall schedule a public hearing in accordance with the requirements of NAC 445A.405.

The draft Water Pollution Control Permit and all application documents are on file at the Division and are available for public inspection and copying pursuant to NRS 445A.665. For more information, contact Paul Eckert on (775) 687-9401 or visit the Bureau of Mining's website at <http://ndep.nv.gov/bmrr/bmrr01.htm> .

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