



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 10/9/2009

Notice of Decision

Permit #NEV2004102

Nevada Rae Gold, Inc.

Black Rock Canyon Mine and Mill Project

The Nevada Division of Environmental Protection has decided to renew Water Pollution Control Permit NEV2004102 to Nevada Rae Gold, Inc. This permit authorizes the construction, operation, and closure of approved placer mining facilities in Lander County. The Division has been provided with sufficient information, in accordance with Nevada Administrative Code (NAC) 445A.350 through NAC 445A.447, to assure the Division that the groundwater quality will not be degraded by this operation, and that public safety and health will be protected.

The permit will become effective 24 October 2009. The final determination of the Administrator may be appealed to the State Environmental Commission pursuant to Nevada Revised Statute (NRS) 445A.605 and NAC 445A.407. All requests for appeals must be filed by 5:00 PM, 19 October 2009, on Form 3, with the State Environmental Commission, 901 South Stewart Street, Suite 4001, Carson City, Nevada 89701-5249. For more information, contact Miles Shaw at (775) 687-9409 or visit the Division's Bureau of Mining Regulation website at www.ndep.nv.gov/bmrr/bmrr01.htm.

One (1) comment was received during the 30-day public comment period from the Nevada Division of Water Resources (NDWR).

NDWR Comment: *"All waters of the State belong to the public and may be appropriated for beneficial use pursuant to the provisions under Chapters 533 and 534 of the Nevada Revised Statutes and not otherwise. Currently the operator has permits on file with the Division of Water Resources for approx. 381 acre-feet of water. The operator shall install, maintain and plug the required monitoring wells in compliance with Chapter 534 of the Nevada Administrative Code."*

NDEP Response: Comment noted.

This Document is for Electronic Distribution