



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 2/25/2010

Deadline for Comment 3/28/2010

Notice of Proposed Action

Permit #NEV2010101

Liberty Processing LLC

Liberty Precious Metal Testing and Processing Facility

The Administrator of the Division of Environmental Protection gives notice that an application for a renewal Water Pollution Control Permit for the Liberty Precious Metal Testing and Processing Facility (formerly known as Franklin Lakes Resources, Inc. Pilot/Testing Facility), a beneficiation facility, has been properly filed with the Division of Environmental Protection in Carson City. The applicant for Water Pollution Control Permit NEV2010101 is:

Liberty Processing, LLC
P.O. Box 37
Amargosa Valley, NV 89020

The facility is located on private land in southern Nye County, approximately 76 miles southeast (by air) from Beatty, Nevada and approximately 36 miles northwest (by air) from Pahrump, Nevada. The process facility is located in the Amargosa Valley, within a portion of Section 1, Township 17 South, Range 40 East, Mount Diablo Baseline and Meridian (MDB&M).

The project consists of a testing and beneficiation facility, designed to extract precious metals, with a maximum permitted production rate of 18,500 tons of ore or process feed material annually. The facility is comprised of physical separation components and chemical beneficiation components enclosed in a large process building. 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 renewal Water Pollution Control Permit or to deny the application. The Administrator has made the tentative decision to issue the renewal 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

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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 30th day following the date of publication of this notice (comment submittal deadline March 28, 2010) 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 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 Rob Kuczynski, P.E. at (775) 687-9441 or visit the Bureau of Mining Regulation and Reclamation's website at <http://ndep.nv.gov/bmrr/bmrr01.htm>

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