



STATE OF NEVADA

Department of Conservation & Natural Resources

DIVISION OF ENVIRONMENTAL PROTECTION

Brian Sandoval, Governor

Leo M. Drozdoff, P.E., Director

Colleen Cripps, Ph.D., Administrator

NOTICE OF DECISION

Web posting: 5/16/2011

Deadline for appeal: 5/31/2011

Permit #NEV0087061

Fortitude/Reona/Phoenix Project

Battle Mountain Gold Corporation
(Newmont Mining Corporation – Operator))

The Nevada Division of Environmental Protection has decided to issue the Renewal of Water Pollution Control Permit NEV0087061 to Battle Mountain Gold Corporation (Newmont Mining Corporation—Operator). This permit authorizes the construction, operation, and closure of approved mining facilities Fortitude/Reona/Phoenix Project 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 waters of the State will not be degraded by this operation, and that public safety and health will be protected.

The permit will become effective May 31, 2011. 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, May 26, 2011, on Form 3, with the State Environmental Commission, 901 South Stewart Street, Suite 4001, Carson City, Nevada 89701-5249. For more information, contact Rob Kuczynski, P.E. at (775) 687-9441 or visit the Division's Bureau of Mining Regulation and Reclamation website at www.ndep.nv.gov/bmrr/bmrr01.htm.

No comments were received during the public comment period.