



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 Proposed Action – Bureau of Mining Regulation and Reclamation

Web Posting Date: 09/13/2011

Deadline for Comment: 10/21/2011

The Administrator of the Division of Environmental Protection gives notice that an application for renewal of a Water Pollution Control Permit for the **New Pass Mine**, a mining and beneficiation facility, has been properly filed with the Division of Environmental Protection in Carson City. The applicant for renewal of Water Pollution Control Permit **NEV0093114** (Permit) is:

Donald E. Jung
P.O. Box 69
Austin, Nevada 89310-0069

The facility is located on private and public land in Churchill and Lander counties, within Sections 9, 10, 15, and 16, Township 20 North, Range 40 East, MDB&M, approximately 27 miles northwest of the town of Austin, Nevada.

The project consists of a Small-scale underground mine and mill beneficiation facility (Nevada Administrative Code (NAC) 445A.410), designed to extract gold without the use of chemicals, with a maximum permitted production rate of 1,000 tons of ore per year. The facility is comprised of the mine, gravity concentration mill, ore stockpile, two (2) small tailings impoundments, and make-up water well. 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 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 Permit, to recommend terms and conditions for consideration of incorporation into the Permit, or who request a public hearing pursuant to NAC Chapter 445A, must submit their written comments, objections, or requests by hand delivery or US Postal Service, or by facsimile or e-mail transmittal (with the original to be received within five (5) days of transmittal date), no later than 5:00 PM on the 30th day following the date of publication of this notice (**submittal end date 21 October 2011**) 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 the 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 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 Miles Shaw on (775) 687-9409 or visit the Bureau of Mining's website at <http://ndep.nv.gov/bmrr/bmrr01.htm>