



STATE OF NEVADA

Department of Conservation & Natural Resources

Brian Sandoval, Governor

Leo M. Drozdoff, P.E., Director

DIVISION OF ENVIRONMENTAL PROTECTION

Colleen Cripps, Ph.D., Administrator

NOTICE OF DECISION - Bureau of Mining Regulation and Reclamation

Web Posting: 08/08/2014

Deadline for Appeal: 08/18/2014

WPC Permit No. NEV0090056

Mill 5/6 - Gold Quarry - James Creek Project

Newmont USA Limited dba Newmont Mining Corporation

The Administrator of the State of Nevada Division of Environmental Protection (the Division) has decided to approve a major modification of Water Pollution Control Permit NEV0090056 for Newmont Mining Corporation. The modified Permit authorizes the construction, operation, and closure of approved mining and ore-processing facilities in Eureka County, Nevada, including a new Leeville Paste Fill Plant. The Division has been provided with sufficient information, in accordance with Nevada Administrative Code (NAC) 445A.350 through 445A.447, to assure 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 23 August 2014. 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, 18 August 2014, on Form 3, with the State Environmental Commission, 901 South Stewart Street, Suite 4001, Carson City, Nevada 89701-5249. For more information, contact Thomas Gray at (775) 687-9403 or visit the Bureau of Mining Regulation and Reclamation website at www.ndep.nv.gov/bmrr/bmrr01.htm

One written comment was received during the public comment period from J.J. Goicoechea, Chairman of the Eureka County Board of Commissioners, in Eureka, Nevada. The text of the comment, and the Division response (*in italics*), are included below as part of this Notice of Decision.

J.J. Goicoechea, Eureka County Board of Commissioners, Written Comment:

Eureka County has taken the opportunity to review the Fact Sheet for Newmont Gold Corporation Mill 5/6 - Gold Quarry - James Creek Project Water Pollution Control Permit (WPCP). It provides a very comprehensive audit of the facilities and clearly describes how Newmont's operations have changed over time. As the project and regulations have evolved, the level of protection from fugitive solutions has improved. For example, process solution

pipes now have secondary containment (either because they are fully encased in an outer pipe or placed in lined channels) with leak detection and fluid capture and recycling.

Through our review, we did not find any issues to incite or require specific comment from the County. Further, we find Newmont to be responsive to environmental and economic concerns and we believe that Newmont operates its facilities responsibly. As such, we believe granting of the WPCP is warranted.

Division Response:

Comment noted.