



# STATE OF NEVADA

Department of Conservation & Natural Resources

DIVISION OF ENVIRONMENTAL PROTECTION

*Jim Gibbons, Governor*

*Allen Biaggi, Director*

*Leo M. Drozdoff, P.E., Administrator*

08 February 2008

## NOTICE OF DECISION

WATER POLLUTION CONTROL PERMIT  
NUMBER NEV0096107

Newmont USA Limited dba Newmont Mining Company  
Normandy Midas Operations, Inc.

Ken Snyder Mine Project

The Nevada Division of Environmental Protection (NDEP) has decided to renew Water Pollution Control Permit NEV0096107 to Normandy Midas Operations, Inc. (Newmont). This permit authorizes the construction, operation, and closure of approved mining facilities in Elko 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 23 February 2008. 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 February 2008, 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](http://www.ndep.nv.gov/bmrr/bmrr01.htm).

Two (2) comment letters were received during the public comment period. A brief summary of each and NDEP responses follow.

**Comment:** In a January 24, 2008 letter received January 28, 2008, Teresa M. Beck, Director Office of Environmental Protection, Yomba Shoshone Tribe, requests, following receipt of a copy of the Notice of Proposed Action (NoPA) by US Mail, that the Draft Permit and related information be incorporated in the Notice of Proposed Action (NoPA) or be made available through a Division internet web link to enable review and comment.

**Response:** As stated in the final paragraph of the NoPA Ms. Beck received, "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 Miles Shaw on (775) 687-9409...". In addition, the NDEP will add any individual or entity

This Document is for Electronic Distribution

to its mailing list to receive the Draft Permit and fact sheet along with the NoPA, upon receipt of a written request.

Comment: In a January 16, 2008 letter received January 28, 2008, Mike Nannini, Chair, Elko County Board of Commissioners, indicates Elko County's support for renewal of the Permit.

Response: Comment noted.