



STATE OF NEVADA

Department of Conservation & Natural Resources

DIVISION OF ENVIRONMENTAL PROTECTION

Jim Gibbons, Governor

Allen Biaggi, Director

Leo M. Drozdoff, P.E., Administrator

April 21, 2009

Web posting date 4/22/09

Notice of Decision

Water Pollution Control Permit
Number NEV0050045

Barrick Gold U.S., Inc.

Bald Mountain Mine

The Nevada Division of Environmental Protection (Division) has decided to renew Water Pollution Control Permit NEV0050045 to Barrick Gold U.S., Inc. for the Bald Mountain Mine. This permit authorizes the construction, operation, and closure of approved mining facilities in White Pine 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 May 6, 2009. 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 1, 2009, on Form 3, with the State Environmental Commission, 901 South Stewart Street, Suite 4001, Carson City, Nevada 89701-5249. For more information, contact Paul Eckert at (775) 687-9401 or visit the Division's Bureau of Mining Regulation website at www.ndep.nv.gov/bmrr/bmrr01.htm.

One comment was received during the public comment period from the Nevada Division of Water Resources. The response to the comment is attached to this notice.

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NDEP Response to Nevada Division of Water Resources (NDWR) Comment received by electronic mail on April 7, 2009.

Comment 1: "All waters of the State belong to the public and may be appropriated for beneficial use pursuant to the provisions under Chapters 533 and 534 of the Nevada Revised Statutes (NRS), and not otherwise. Any water developments constructed and utilized for a beneficial use whether surface or underground must be done so in compliance with the referenced chapters of the NRS. Currently the applicant has applications and permits of file with the Division of Water Resources. The project proponent will be required to have adequate active water rights for all proposed uses pursuant to the above referenced statutes. The Applicant should contact the Division of Water Resources if additional permitting assistance is needed."

NDEP Response: Comment Noted