



STATE OF NEVADA

Department of Conservation & Natural Resources

DIVISION OF ENVIRONMENTAL PROTECTION

Jim Gibbons, Governor

Allen Biaggi, Director

Leo M. Drozdoff, P.E., Administrator

Web Posting 10/28/2009

Notice of Decision

Permit #NEV2000109

The Plum Mining Company, LLC

Billie the Kid Project

The Nevada Division of Environmental Protection has decided to approve the major modification of Water Pollution Control Permit NEV2000109 for The Plum Mining Company. This permit authorizes the construction, operation, and closure of approved mining facilities in Storey and Lyon Counties. 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 November 11, 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, November 6, 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 letter was received during the public comment period. The response to this comment is attached.

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Crown Point Holdings Corp., comment letter received from Clayton Mitchell, President, by electronic mail on October 13, 2009:

Comment 1: *I'm writing in my capacity as president of the Crown Point Holdings Corporation to give comment on this application and the tentative approval decision.*

As an immediate neighbor of Plum Mining, LLC, we would like to register our support for their planned operation, as presented in their permit modification application.

I have reviewed their application, and find it to be well thought out and comprehensive. We feel that their project will be beneficial to the area, without degrading the waters of the State.

I would request that, barring any substantial new concerns that require further attention, your department not delay and proceed with the final approval in an expeditious manner.

Division Response: Comment noted.