



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 8/14/2009

17 August 2009

Notice of Decision

Water Pollution Control Permit
Number Nev#2004101

John M. Heizer, Jr.

Rose Gulch Project

The Nevada Division of Environmental Protection has decided to renew Water Pollution Control Permit NEV2004101 to John M. Heizer, Jr. This permit authorizes the construction, operation, and closure of approved mining facilities in Pershing 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 01 September 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, 24 August 2009, 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

No comments were received during the public comment period.

This Document is for Electronic Distribution