



STATE OF NEVADA

Department of Conservation & Natural Resources

DIVISION OF ENVIRONMENTAL PROTECTION

Brian Sandoval, Governor

Leo M. Drozdoff, P.E., Director

Colleen Cripps, Ph.D., Administrator

Notice of Proposed Action

Web posting: 5/4/2011

Deadline for comment: 6/9/2011

Permit #NEV 2005107

Emigrant Mine Project

Newmont USA Limited dba Newmont Mining Corporation

The Administrator of the Division of Environmental Protection gives notice that an application for a new Water Pollution Control Permit for the **Emigrant Mine Project**, a mining and beneficiation facility, has been properly filed with the Division of Environmental Protection in Carson City. The applicant for Water Pollution Control Permit **NEV2005107** (Permit) is:

Newmont USA Limited dba Newmont Mining Corporation
1655 Mountain City Highway
Elko, Nevada 89801-2800

The facility is located on public and private land in Elko County, within Sections 25, 26, 33, 34, 35, and 36, Township 32 North, Range 53 East, and Sections 1, 2, 3, 4, 11, and 12, T 31 N, R 53 E, Mount Diablo Baseline & Meridian, approximately 12 miles southeast of the town of Carlin, Nevada.

The project consists of an open pit mine and heap leach beneficiation facility, designed to extract gold and associated metals, with a maximum permitted production rate of 14,000,000 tons of ore per year. The facility is comprised of a single multi-phase open pit mine, a single multi-phase heap leach pad, a process building with a carbon-in-column (CIC) process circuit, a leak detected pregnant solution tank, double-lined and leak detected process ponds (2) and stormwater pond, double-lined and leak detected solution collection and conveyance channels, a surface waste rock disposal facility and engineered in-pit backfill waste rock disposal facilities, a permanent in-pit diversion channel, monitoring wells, and related support facilities. Facilities are required to be designed, constructed, operated and closed without any discharge or release in excess of those standards established in regulation except for meteorological events which exceed the design storm event.

The Administrator is constrained to either issue the new Permit or to deny the application. The Administrator has made the tentative decision to issue the new Permit.

Persons wishing to comment upon the proposed Permit, to recommend terms and conditions for consideration of incorporation into the Permit, or who request a public hearing pursuant to Nevada Administrative Code (NAC) Chapter 445A, must submit their written comments, objections, or requests by hand delivery or US Postal Service, or by facsimile or e-mail transmittal (with the original to be received within five (5) days of transmittal date), no later than 5:00 PM on the 30th day following the date of publication of this notice (submittal end date 09 June 2011) to:

Division of Environmental Protection
Bureau of Mining Regulation and Reclamation
901 South Stewart Street, Suite 4001
Carson City, Nevada 89701-5249

All comments, objections, or requests received during the public notice period will be considered in the final determination regarding the Permit. If the Division determines written comments or requests indicate a significant degree of public interest in this matter, the Administrator shall schedule a public hearing in accordance with the requirements of NAC 445A.405.

The draft 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 or visit the Bureau of Mining's website at <http://ndep.nv.gov/bmrr/bmrr01.htm>