



STATE OF NEVADA

Department of Conservation & Natural Resources

Brian Sandoval, Governor

Leo M. Drozdoff, P.E., Director

DIVISION OF ENVIRONMENTAL PROTECTION

Colleen Cripps, Ph.D., Administrator

Notice of Intent

by the

State of Nevada

The Administrator of the Division of Environmental Protection gives notice that a major modification application for a Reclamation Permit for a mining operation for the **Phoenix Project** has been properly filed with the Division of Environmental Protection in Carson City. The applicant for Permit 0223 is:

Newmont USA Ltd. dba
Newmont Mining Corporation
P.O. Box 1657
Battle Mountain, Nevada 89820

This project is located within Lander County, and is in portion(s) of Sections 15, 16, 21-23, 26-28, & 32-34, Township 31 North, Range 43 East; Sections 2-4, 8-10, 16, & 21, Township 30 North, Range 43 East; Mount Diablo Base and Meridian, approximately 20 miles from the community of Battle Mountain, Nevada. This major modification application concerns incorporation of the Phoenix Copper Leach Amendment into the Phoenix Project Reclamation Permit. New mining facilities under this proposal include construction of copper heap leach pads and an SX-EW plant. The amendment would increase surface disturbance by 902 acres on both private and public land.

The Administrator is constrained to issue the reclamation permit or to deny the application. The Administrator has made the tentative decision to issue the reclamation permit.

Persons wishing to submit written comments or information on the draft of the permit must do so in writing no later than by 5 PM on April 27, 2012. Any person who is directly affected by the application for a permit may request, in writing, a public hearing on the application for a permit. The request must state the reason for the request and the issues to be raised at the hearing. This request must be submitted, in writing, no later than by 5 PM on April 27, 2012.

Nevada Division of Environmental Protection
Bureau of Mining Regulation and Reclamation
901 S. Stewart St. Ste 4001
Carson City, NV 89701

All comments, objections or requests received during the public notice period will be considered in the final determination regarding this Reclamation Permit. If the Division determines written comments or requests are reasonable and indicate a significant degree of public interest in this matter, the Administrator shall schedule a public hearing in accordance with the requirements of NAC 519A.200. The Division will accept written comments in the form of facsimile, e-mail, or by mail. The comments may also be hand delivered.

The draft Reclamation Permit and all application documents are on file at the Division and are available for public inspection and copying pursuant to NRS Chapter 239.010. For more information contact Todd Suessmith at (775) 687-9412, or visit the Bureau of Mining Regulation and Reclamation website at <http://ndep.nv.gov/bmrr/bmrr01.htm>.