



Newmont Mining Corporation
Cripple Creek & Victor Mine
100 N 3rd St
P.O. Box 191
Victor, CO 80860
www.newmont.com

ELECTRONIC SUBMISSION

April 17, 2023

Mr. Elliot Russel
Environmental Protection Specialist
Colorado Department of Natural Resources
Office of Mined Land Reclamation
Division of Reclamation, Mining and Safety
1313 Sherman Street, Room 215
Denver, Colorado 80203

Re: Cresson Project, Permit M-1980-244 Annual Report and Fee – RY2022

Dear Mr Russel:

The enclosed annual report form and associated mineral fee of \$1,150.00 for Newmont Mining Corporation's Cripple Creek & Victor Mining Company (CC&V) Cresson Project, Permit M-1980-244 was submitted to the Division of Reclamation, Mining, and Safety (DRMS) e-permitting portal on April 6, 2022. Attachment 12 demonstrates confirmation of mineral fee payment to the DRMS portal. This report covers the 2022 reporting period.

Reportable Conditions:

On December 23, 2020, DRMS approved the Amendment 13 application to Office of Mined Land Reclamation Board Permit M-1980-244 to add an additional 107 million tons of leach capacity by constructing Phase 3 of Valley Leach Facility 2 (VLF2). This application included:

- Design and construction of a new phase to VLF2 known as Phase 3, which will include a new pregnant solution storage area (PSSA); and
- Modify the backfilling sequence and final reclamation plan for the Schist Island mine area and Squaw Gulch Overburden Storage Area (SGOSA) to accommodate the new leach capacity.

No Technical Revisions (TRs) under Amendment 13 were submitted to, and approved by, the DRMS during the reporting period (2022) for:

Amendment 13 construction activities will continue throughout 2023 and beyond.

Reclamation accomplished in 2022 included the following projects:

Approximately 22.7 acres of disturbance associated with the Cresson Project were reclaimed in 2022 as shown on the figure in Attachment 1. All areas were re-contoured and six inches of growth medium was applied prior to seeding.

Weed control techniques were implemented within the Cresson Project area in the summer of 2022, and will continue as needed in 2023 (Attachment 2). A full report, which details weed management activities, prepared by Habitat Management., can be found in Attachment 2. Herbicides were applied by a certified applicator to manage noxious weeds in and around the Cresson Project including Bull thistle, Canada thistle, Dalmation toadflax, Musk thistle, Scotch thistle, Yellow toadflax, and Common mullein.

A variety of herbicide combinations were used to target the specific growth characteristics of noxious weed species present within CC&V Gold Mine property and surrounding areas. Herbicides with different active ingredients were combined to optimize treatment effectiveness on targeted plant species. Only broadleaf selective herbicides were chosen to treat noxious weed species within reclaimed rangeland, disturbed areas, and rights-of-way. Broadleaf selective herbicides have a very low potential for injury to surrounding desirable grass species. Herbicide application rates were carefully chosen to effectively treat plants while staying in compliance with recommended label rates for the target species. A surfactant was used during all applications to increase leaf adhesion and absorption in dusty or wet conditions. Hi-Light Blue Indicator Dye was added for safety and as a visual aid for tracking applications which helps prevent under or over application of herbicides to targeted areas.

The locations of noxious weeds treated in 2022 were recorded using GPS Dataloggers. The specific information on the various species treated and their location has been provided to Newmont Mining Corporation in shapefile format. Herbicide application records were filled out daily for all treatments performed. Application records include the date and time applications took place, names of applicators, what area the treatment occurred at, what products were applied, product application rates, targeted species, and weather conditions at time of treatment

Per the requirements of C.R.S. 34-32-116(3):

Reclamation accomplished to date: Approximately 526.3 acres.

Reclamation accomplished during the preceding year: Approximately 22.7 acres of disturbance associated with the Cresson Project were reclaimed in 2022.

New disturbances anticipated during the upcoming year:

An estimated area of 15.7 acres of new disturbances are anticipated in 2023. This disturbance area is expected to include the Clay Borrow area to the North of the Whex pit.

Continued development of the following areas in 2022 included:

- Main Cresson Pit (including South Cresson & South Cresson Phase II),

- North Cresson mine areas (including continued development of Globe Hill Pit and Schist Island & Schist Island Phase II),
- ECOSA,
- Squaw Gulch Valley Leach Facility (SGVLF) and,
- Associated haul roads, sediment control measures, topsoil stockpiles, and other ancillary disturbances.

Reclamation anticipated during the upcoming year:

No concurrent reclamation is planned for 2023. The focus will be on repairs and improvements to previously reclaimed areas.

Reclamation/Closure Liability and Financial Warranty:

At the commencement of 2022, CC&V maintained a financial warranty of \$208,675,968.05. The estimated liability at the end of 2022 was calculated to be \$208,742,229.26, thus demonstrating that the current financial warranty is adequate.

EOY2022:

| | |
|-----------------------|------------------|
| Liability: | \$208,742,229.26 |
| Bond Held: | \$209,491,188.00 |
| Current surplus Bond: | \$748,958.74 |

A summary of the financial warranty estimate, developed using the Standardized Reclamation Cost Estimator (SRCE), is provided in Attachment 4.

Per C.R.S. 34-32-117 (3), and Rules 1.15(1)(a), the following Financial Warranties/Surety Bonds were placed:

- Liberty Mutual Insurance bond no. 965-009-918 for \$100,000,000.00, (Attachment 5)
- Swiss Reinsurance bond no. 03101 for \$50,000,000.00, (Attachment 6),
- Argonaut Insurance bond no. SUR0008080 for \$25,434,420.00 (Attachment 7),
- Argonaut Insurance Bond no. SUR0008082 for \$17,200.00 (Attachment 8)
- Argonaut Insurance Bond no. SUR0008083 for \$200,000.00 (Attachment 9) and,
- BNS New York letter of credit no. OSB37639NYA for \$34,056,768.00 (Attachment 11).

Enclosed in Attachment 10 are the annual balance sheets for Bank of Nova Scotia that demonstrates that the Surety Bonds do not exceed ten percent (10%) of the bank's capital surplus accounts as per regulation.

Designated Mining Operation:

Per C.R.S. 34-32-116, and Rules 1.15(1)(c), monitoring information presented as part of the Amendment No. 13 application is routinely submitted to the DRMS.

Should you require further information, please do not hesitate to contact Brian Doering at 719-851-4526, or Brian.Doering@newmont.com, or myself at 719-851-4048, or Katie.Blake@newmont.com.

Sincerely,

DocuSigned by:

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Katie Blake
Sustainability & External Relations Manager
Cripple Creek & Victor Mine

KB/bd

Attachments

Attachment 1: CCV Affected Boundary Map_2022
Attachment 2: 2022 CCV Integrated Weed Management Report
Attachment 3: CCV Growth Media Storage Areas_2021
Attachment 4: BP2022 Financial Warranty Estimate_RY2022
Attachment 5: #965-009-918 Verification Certificate
Attachment 6: #2180631 Verification Certificate
Attachment 7: SUR0008080 Verification Certificate
Attachment 8: SUR0008082 Verification Certificate
Attachment 9: SUR0008083 Verification Certificate
Attachment 10: Balance Sheets
Attachment 11: Bank of Nova Scotia Balance Sheet
Attachment 12: AR2021 Payment Receipt
Attachment 13: 2022 Annual LDS Report

File: S:\New File Structure\2-Correspondence\DNR\DRMS\2023\Outgoing

EC:

Elliot Russell – DRMS
Michael Cunningham – DRMS
Mike Crepeau – Teller County
Kaitly Ragsdale – CC&V
Johnna Gonzalez – CC&V
Katie Blake – CC&V
Brian Doering – CC&V
Norma Townley – CC&V

VERIFICATION CERTIFICATE FOR INDEFINITE TERM SURETY BOND

THIS IS TO CERTIFY that Bond No. 965-009-918 issued by Liberty Mutual Insurance Company dated the 30th day of September, 2015, in the amount of One Hundred Million and no/100 Dollars (\$ 100,000,000.00), on behalf of Newmont Mining Corporation – Cripple Creek And Victor Gold Mining Company (as Principal) and in favor of State of Colorado – Division of Reclamation (as Obligee), covers a term which began on the 30th day of September, 2015, and ends only with the cancellation of said bond or other legal termination thereof; and that the said bond remains in effect, subject to all its agreements, conditions, and limitations.

Signed, sealed and dated 10th day April, 2023

Liberty Mutual Insurance Company



BY

Janice H. Fennell

Janice H. Fennell, Attorney-in-Fact



This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: **8205042-991284**

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Janice H. Fennell, Matthew T. Tucker

all of the city of Knoxville state of TN each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 16th day of March, 2021.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By:

David M. Carey
David M. Carey, Assistant Secretary

State of PENNSYLVANIA ss
County of MONTGOMERY

On this 16th day of March, 2021 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



Commonwealth of Pennsylvania - Notary Seal
Teresa Pastella, Notary Public
Montgomery County
My commission expires March 28, 2025
Commission number 1126044
Member, Pennsylvania Association of Notaries

By:

Teresa Pastella
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV – OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII – Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization – By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 10th day of April, 2023.



By:

Renee C. Llewellyn
Renee C. Llewellyn, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

For bond and/or Power of Attorney (POA) verification inquiries, please call 610-832-8240 or email HOSUR@libertymutual.com.

VERIFICATION CERTIFICATE FOR INDEFINITE TERM SURETY BOND

THIS IS TO CERTIFY that Bond No. 2180631 issued by Swiss RE Corporate Solutions American Insurance Corporation dated the 30th day of September, 2015, in the amount of Fifty Million and no/100 Dollars (\$ 50,000,000.00), on behalf of Newmont Mining Corporation – Cripple Creek And Victor Gold Mining Company (as Principal) and in favor of State of Colorado – Division of Reclamation (as Obligee), covers a term which began on the 30th day of September, 2015, and ends only with the cancellation of said bond or other legal termination thereof; and that the said bond remains in effect, subject to all its agreements, conditions, and limitations.

Signed, sealed and dated 10th day April, 2023.

Swiss RE Corporate Solutions American
Insurance Corporation

BY Janice H. Fennell
Janice H. Fennell, Attorney-in-Fact

SWISS RE CORPORATE SOLUTIONS

SWISS RE CORPORATE SOLUTIONS AMERICA INSURANCE CORPORATION ("SRCSAIC")
SWISS RE CORPORATE SOLUTIONS PREMIER INSURANCE CORPORATION ("SRCSPIC")
WESTPORT INSURANCE CORPORATION ("WIC")

GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, THAT SRCSAIC, a corporation duly organized and existing under laws of the State of Missouri, and having its principal office in the City of Kansas City, Missouri, and SRCSPIC, a corporation organized and existing under the laws of the State of Missouri and having its principal office in the City of Kansas City, Missouri, and WIC, organized under the laws of the State of Missouri, and having its principal office in the City of Kansas City, Missouri, each does hereby make, constitute and appoint:

MATTHEW T. TUCKER AND JANICE H. FENNELL

JOINTLY OR SEVERALLY

Its true and lawful Attorney(s)-in-Fact, to make, execute, seal and deliver, for and on its behalf and as its act and deed, bonds or other writings obligatory in the nature of a bond on behalf of each of said Companies, as surety, on contracts of suretyship as are or may be required or permitted by law, regulation, contract or otherwise, provided that no bond or undertaking or contract or suretyship executed under this authority shall exceed the amount of:

TWO HUNDRED MILLION (\$200,000,000.00) DOLLARS

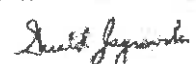
This Power of Attorney is granted and is signed by facsimile under and by the authority of the following Resolutions adopted by the Boards of Directors of both SRCSAIC and SRCSPIC at meetings duly called and held on the 18th of November 2021 and WIC by written consent of its Executive Committee dated July 18, 2021.

"RESOLVED, that any two of the President, any Managing Director, any Senior Vice President, any Vice President, the Secretary or any Assistant Secretary be, and each or any of them hereby is, authorized to execute a Power of Attorney qualifying the attorney named in the given Power of Attorney to execute on behalf of the Corporation bonds, undertakings and all contracts of surety, and that each or any of them hereby is authorized to attest to the execution of any such Power of Attorney and to attach therein the seal of the Corporation; and it is

FURTHER RESOLVED, that the signature of such officers and the seal of the Corporation may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be binding upon the Corporation when so affixed and in the future with regard to any bond, undertaking or contract of surety to which it is attached."



By 
Erik Janssens, Senior Vice President of SRCSAIC & Senior Vice President
of SRCSPIC & Senior Vice President of WIC

By 
Gerald Jagrowski, Vice President of SRCSAIC & Vice President of SRCSPIC
& Vice President of WIC



IN WITNESS WHEREOF, SRCSAIC, SRCSPIC, and WIC have caused their official seals to be hereunto affixed, and these presents to be signed by their authorized officers

this 10 day of NOVEMBER 20 22

State of Illinois
County of Cook

SS

Swiss Re Corporate Solutions America Insurance Corporation
Swiss Re Corporate Solutions Premier Insurance Corporation
Westport Insurance Corporation


On this 10 day of NOVEMBER, 20 22, before me, a Notary Public personally appeared Erik Janssens, Senior Vice President of SRCSAIC and Senior Vice President of SRCSPIC and Senior Vice President of WIC and Gerald Jagrowski, Vice President of SRCSAIC and Vice President of SRCSPIC and Vice President of WIC, personally known to me, who being by me duly sworn, acknowledged that they signed the above Power of Attorney as officers of and acknowledged said instrument to be the voluntary act and deed of their respective companies.




Christina Manisco, Notary

I, Jeffrey Goldberg, the duly elected Senior Vice President and Assistant Secretary of SRCSAIC and SRCSPIC and WIC, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney given by said SRCSAIC and SRCSPIC and WIC, which is still in full force and effect.

IN WITNESS WHEREOF, I have set my hand and affixed the seals of the Companies this 10th day of April, 20 23.


Jeffrey Goldberg, Senior Vice President &
Assistant Secretary of SRCSAIC and
SRCSPIC and WIC

VERIFICATION CERTIFICATE FOR INDEFINITE TERM SURETY BOND

THIS IS TO CERTIFY that Bond No. SUR0008080 issued by Argonaut Insurance Company dated the 30th day of September, 2015, in the amount of Twenty Five Million Four Hundred Thirty Four Thousand Four Hundred Twenty and no/100 Dollars (\$25,434,420.00), on behalf of Cripple Creek & Victor Gold Mining Company by Newmont CC&V Mining Corporation – A Delaware Corporation, as Manager (as Principal) and in favor of State of Colorado – Division of Reclamation (as Obligee), covers a term which began on the 30th day of September, 2015, and ends only with the cancellation of said bond or other legal termination thereof; and that the said bond remains in effect, subject to all its agreements, conditions, and limitations.

Signed, sealed and dated 11th day April, 2023

Argonaut Insurance Company

BY

Janice H. Fennell

Janice H. Fennell, Attorney-in-Fact

Argonaut Insurance Company
Deliveries Only: 225 W. Washington, 24th Floor
Chicago, IL 60606

United States Postal Service: P.O. Box 469011, San Antonio, TX 78246

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That the Argonaut Insurance Company, a Corporation duly organized and existing under the laws of the State of Illinois and having its principal office in the County of Cook, Illinois does hereby nominate, constitute and appoint:

M. Tracy Tucker, Janice H. Fennell

Their true and lawful agent(s) and attorney(s)-in-fact, each in their separate capacity if more than one is named above, to make, execute, seal and deliver for and on its behalf as surety, and as its act and deed any and all bonds, contracts, agreements of indemnity and other undertakings in suretyship provided, however, that the penal sum of any one such instrument executed hereunder shall not exceed the sum of:

\$5,000,000.00

This Power of Attorney is granted and is signed and sealed under and by the authority of the following Resolution adopted by the Board of Directors of Argonaut Insurance Company:

"RESOLVED, That the President, Senior Vice President, Vice President, Assistant Vice President, Secretary, Treasurer and each of them hereby is authorized to execute powers of attorney, and such authority can be executed by use of facsimile signature, which may be attested or acknowledged by any officer or attorney, of the Company, qualifying the attorney or attorneys named in the given power of attorney, to execute in behalf of, and acknowledge as the act and deed of the Argonaut Insurance Company, all bond undertakings and contracts of suretyship, and to affix the corporate seal thereto."

IN WITNESS WHEREOF, Argonaut Insurance Company has caused its official seal to be hereunto affixed and these presents to be signed by its duly authorized officer on the 1st day of June, 2021.

Argonaut Insurance Company



by:

Joshua C. Betz, Senior Vice President

STATE OF TEXAS

COUNTY OF HARRIS SS:

On this 1st day of June, 2021 A.D., before me, a Notary Public of the State of Texas, in and for the County of Harris, duly commissioned and qualified, came THE ABOVE OFFICER OF THE COMPANY, to me personally known to be the individual and officer described in, and who executed the preceding instrument, and he acknowledged the execution of same, and being by me duly sworn, depose and said that he is the officer of the said Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and the said Corporate Seal and his signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said corporation, and that Resolution adopted by the Board of Directors of said Company, referred to in the preceding instrument is now in force.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed my Official Seal at the County of Harris, the day and year first above written.



(Notary Public)

I, the undersigned Officer of the Argonaut Insurance Company, Illinois Corporation, do hereby certify that the original POWER OF ATTORNEY of which the foregoing is a full, true and correct copy is still in full force and effect and has not been revoked.

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the Seal of said Company, on the 11th day of April, 2023.



James Bluzard, Vice President-Surety

VERIFICATION CERTIFICATE FOR INDEFINITE TERM SURETY BOND

THIS IS TO CERTIFY that Bond No. SUR0008082 issued by Argonaut Insurance Company dated the 13th day of October, 2015, in the amount of Seventeen Thousand Two Hundred and no/100 Dollars (\$17,200.00), on behalf of Cripple Creek & Victor Gold Mining Company by Newmont CC&V Mining Corporation – A Delaware Corporation, as Manager (as Principal) and in favor of State of Colorado – Division of Reclamation (as Obligee), covers a term which began on the 13th day of October, 2015, and ends only with the cancellation of said bond or other legal termination thereof; and that the said bond remains in effect, subject to all its agreements, conditions, and limitations.

Signed, sealed and dated 11th day April, 2023

Argonaut Insurance Company

BY

Janice H. Fennell

Janice H. Fennell, Attorney-in-Fact

Argonaut Insurance Company
Deliveries Only: 225 W. Washington, 24th Floor
Chicago, IL 60606

United States Postal Service: P.O. Box 469011, San Antonio, TX 78246

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That the Argonaut Insurance Company, a Corporation duly organized and existing under the laws of the State of Illinois and having its principal office in the County of Cook, Illinois does hereby nominate, constitute and appoint:

M. Tracy Tucker Janice H. Fennell

Their true and lawful agent(s) and attorney(s)-in-fact, each in their separate capacity if more than one is named above, to make, execute, seal and deliver for and on its behalf as surety, and as its act and deed any and all bonds, contracts, agreements of indemnity and other undertakings in suretyship provided, however, that the penal sum of any one such instrument executed hereunder shall not exceed the sum of:

\$95,000,000.00

This Power of Attorney is granted and is signed and sealed under and by the authority of the following Resolution adopted by the Board of Directors of Argonaut Insurance Company:

"RESOLVED, That the President, Senior Vice President, Vice President, Assistant Vice President, Secretary, Treasurer and each of them hereby is authorized to execute powers of attorney, and such authority can be executed by use of facsimile signature, which may be attested or acknowledged by any officer or attorney, of the Company, qualifying the attorney or attorneys named in the given power of attorney, to execute in behalf of, and acknowledge as the act and deed of the Argonaut Insurance Company, all bond undertakings and contracts of suretyship, and to affix the corporate seal thereto."

IN WITNESS WHEREOF, Argonaut Insurance Company has caused its official seal to be hereunto affixed and these presents to be signed by its duly authorized officer on the 1st day of June, 2021.

Argonaut Insurance Company



by:

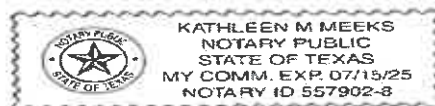
Joshua C. Betz, Senior Vice President

STATE OF TEXAS

COUNTY OF HARRIS SS:

On this 1st day of June, 2021 A.D., before me, a Notary Public of the State of Texas, in and for the County of Harris, duly commissioned and qualified, came THE ABOVE OFFICER OF THE COMPANY, to me personally known to be the individual and officer described in, and who executed the preceding instrument, and he acknowledged the execution of same, and being by me duly sworn, deposed and said that he is the officer of the said Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and the said Corporate Seal and his signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said corporation, and that Resolution adopted by the Board of Directors of said Company, referred to in the preceding instrument is now in force.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed my Official Seal at the County of Harris, the day and year first above written.



Kathleen M. Meeks

(Notary Public)

I, the undersigned Officer of the Argonaut Insurance Company, Illinois Corporation, do hereby certify that the original POWER OF ATTORNEY of which the foregoing is a full, true and correct copy is still in full force and effect and has not been revoked.

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the Seal of said Company, on the 11th day of April, 2023.



James Bluzard

James Bluzard, Vice President-Surety

VERIFICATION CERTIFICATE FOR INDEFINITE TERM SURETY BOND

THIS IS TO CERTIFY that Bond No. SUR0008083 issued by Argonaut Insurance Company dated the 13th day of October, 2015, in the amount of Two Hundred Thousand and no/100 Dollars (\$200,000.00), on behalf of Cripple Creek & Victor Gold Mining Company by Newmont CC&V Mining Corporation – A Delaware Corporation, as Manager (as Principal) and in favor of State of Colorado – Division of Reclamation (as Obligee), covers a term which began on the 13th day of October, 2015, and ends only with the cancellation of said bond or other legal termination thereof; and that the said bond remains in effect, subject to all its agreements, conditions, and limitations.

Signed, sealed and dated 11th day April, 2023.

Argonaut Insurance Company

BY



Janice H. Fennell, Attorney-in-Fact

Argonaut Insurance Company
Deliveries Only: 225 W. Washington, 24th Floor
Chicago, IL 60606

United States Postal Service: P.O. Box 469011, San Antonio, TX 78246

POWER OF ATTORNEY

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M. Tracy Tucker, Janice H. Fennell

Their true and lawful agent(s) and attorney(s)-in-fact, each in their separate capacity if more than one is named above, to make, execute, seal and deliver for and on its behalf as surety, and as its act and deed any and all bonds, contracts, agreements of indemnity and other undertakings in suretyship provided, however, that the penal sum of any one such instrument executed hereunder shall not exceed the sum of:

\$95,000,000.00

This Power of Attorney is granted and is signed and sealed under and by the authority of the following Resolution adopted by the Board of Directors of Argonaut Insurance Company:

"RESOLVED, That the President, Senior Vice President, Vice President, Assistant Vice President, Secretary, Treasurer and each of them hereby is authorized to execute powers of attorney, and such authority can be executed by use of facsimile signature, which may be attested or acknowledged by any officer or attorney, of the Company, qualifying the attorney or attorneys named in the given power of attorney, to execute in behalf of, and acknowledge as the act and deed of the Argonaut Insurance Company, all bond undertakings and contracts of suretyship, and to affix the corporate seal thereto."

IN WITNESS WHEREOF, Argonaut Insurance Company has caused its official seal to be hereunto affixed and these presents to be signed by its duly authorized officer on the 1st day of June, 2021.

Argonaut Insurance Company



by:

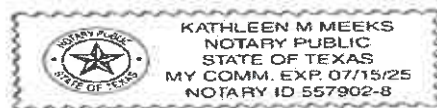
Joshua C. Betz, Senior Vice President

STATE OF TEXAS

COUNTY OF HARRIS SS:

On this 1st day of June, 2021 A.D., before me, a Notary Public of the State of Texas, in and for the County of Harris, duly commissioned and qualified, came THE ABOVE OFFICER OF THE COMPANY, to me personally known to be the individual and officer described in, and who executed the preceding instrument, and he acknowledged the execution of same, and being by me duly sworn, deposed and said that he is the officer of the said Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and the said Corporate Seal and his signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said corporation, and that Resolution adopted by the Board of Directors of said Company, referred to in the preceding instrument is now in force.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed my Official Seal at the County of Harris, the day and year first above written.



(Notary Public)

I, the undersigned Officer of the Argonaut Insurance Company, Illinois Corporation, do hereby certify that the original POWER OF ATTORNEY of which the foregoing is a full, true and correct copy is still in full force and effect and has not been revoked.

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the Seal of said Company, on the 11th day of April, 2023



James Bluzard, Vice President-Surety

Minerals Reclamation Permit Annual Report



COLORADO
Division of Reclamation,
Mining and Safety
Department of Natural Resources

General Information

Disclaimer

Under the terms of your NOI or Reclamation Permit and Colorado Statutes, you must submit Annual Fees and Annual Reports (including a map). You must pay the Annual Fee and submit an Annual Report each year until reclamation responsibility release is granted. The Annual Fee is not a renewal fee. The Fee and Report are for LAST YEAR'S mining and reclamation season, and MUST be paid even if your operation was inactive.

If you have requested reclamation responsibility release from the Division of Reclamation, Mining and Safety ("Division") but your permit is not released by the anniversary date listed below, the Annual Fee MUST be paid. If the permit is released before the anniversary date, then by Statute, it is not necessary to pay an Annual Fee or submit an Annual Report for that year.

Division records indicate the following is due:

Select Permit Number *

Only Permit Numbers with currently due Annual Reports and Fees will be listed. If nothing appears in the dropdown box below, there are no annual fees or reports due for any of your permits.

M1980244

Select Anniversary Date *

04-09-2023

PLEASE REMEMBER TO CLICK "SUBMIT" AFTER YOU HAVE COMPLETED YOUR REPORT AND PAYMENT.

Please check the box indicating you have read and understand the terms of the Annual Report and Annual Fee *

☒ I understand and agree to the terms

General Information

Permittee Name

Cripple Creek & Victor Gold Mining Company

Operation Name

Cresson Project

| Permit Number | Fee Due | Permit Acreage |
|---------------|---------|----------------|
| M1980244 | 1150.00 | 6007.00 |

| County | Anniversary Date | Current Bond Amount |
|--------|------------------|---------------------|
| Teller | 04-09-2023 | 208742229.00 |

Proceed

Contact Information

Here is the contact information we have on file for this permit. If any of it is inaccurate, you will have the opportunity to correct it after this form has been submitted.

1. Upon submission of this form you will be presented with a link to the contact information update form.
2. There is a question asking about the accuracy of this information at the bottom of this page. Indicating that it is inaccurate will send an e-mail to notify your administrator to make the appropriate changes.

Permittee Contact Information

Permittee Contact Name

Lori Smith

Permittee Company

Cripple Creek & Victor Gold Mining Company

Permittee Address 1

P. O. Box 191

Permittee Address 2**Permittee City**

Victor

Permittee State

CO

Permittee Zip

80860

Permittee Phone #

7198514315

Permittee Fax #

7196893254

Permittee Contact Email Address

Lori.Smith2@newmont.com

Permitting Contact Info

Permitting Contact Name

Katie Blake

Permitting Company

Cripple Creek & Victor Gold Mining Company

Permitting Address 1

P. O. Box 191

Permitting Address 2**Permitting City**

Victor

Permitting State

CO

Permitting Zip

80860

Permitting Phone #**Permitting Fax #**

7196894048

7192373442

Permitting Contact Email Address

Katie.Blake@Newmont.com

Inspection Contact Info

Inspection Contact Name

Johnna Gonzalez

Inspection Company

Cripple Creek & Victor Gold Mining Company

Inspection Address 1

P. O. Box 191

Inspection Address 2

Inspection City

Victor

Inspection State

CO

Inspection Zip

80860

Inspection Phone #

7198514190

Inspection Fax #

7193130447

Inspection Contact Email Address

Johnna.Gonzalez@newmont.com

Is the Permitting Contact information listed above correct? If it is not correct your organization's Administrator will receive an email notification. *

☒ Yes ☐ No

Previous

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Annual Report Questions

Annual Report Questions

Information contained in this report is required and will be reviewed by the Division upon receipt and prior to the next compliance inspection of the site. If, while completing this report, you learn that your site is not in compliance with the rules and the act, it is advisable that the issues be rectified promptly to avoid possible enforcement action.

1. Is the site identification sign posted in accordance with Rule 3.1.12(1). *

☒ Yes ☐ No

2. Is the affected area boundary clearly marked in accordance with Rule 3.1.12(2). *

☒ Yes ☐ No

3. Is the mine site in final reclamation (all material extraction and stockpile removal is complete)? *

If "YES," please note time limits related to completion of reclamation, Rule 3.1.3.

☐ Yes ☒ No

4. Please enter the date of last activity at the mine (excavation, processing or hauling). Or, if activity has not yet begun, please indicate so. *

☐ No activity yet ☒ Yes, activity has begun 3/30/2023

5. Does the mine operate more than 180 days per year? *

If "NO", please review Rule 1.13 to assure that your mine is in compliance.

☒ Yes ☐ No

6. Has this mine been granted approval of TEMPORARY CESSATION Status? *

☐ Yes ☒ No

7. Has this mine been granted approval for INTERMITTENT OPERATION? * (?)

☐ Yes ☒ No

For the following questions, please note that numeric values must include one decimal place, such as "0.0" for zero acres, or 10.2 instead of 10.23.

8. Number of acres currently affected (mining + incomplete and or unreleased reclamation). * (?)

3302.4

9. Number of acres that were newly affected during the current report year * (?)

5.2

10. Number of acres that were reclaimed during the current report year. * (?)

22.7

11. Estimated new acreage to be affected in the next report year. * (?)

15.7

12. Estimated acres to be reclaimed in the next report year. * (?)

0.0

13. Total acres in various stages of reclamation, since permitted mining activities began:

Total acres backfilled * (?)

248.0

Total acres graded * (?)

526.3

Total acres seeded with approved mix * (?)

526.3

Seed Application Method *

Hydro seeding

Total acres fertilized with aproved fertilizer * (?)

526.3

Fertilizer Application Method *

Hydro spreader

Total acres with topsoil replaced * (?)

526.3

Topsoil replacement depth (in.) * (?)

6.0

Total acres mulched with approved mulch * (?)

0.0

Previous

Proceed

Annual Report Questions

14. Is weed control being conducted in accordance with an approved Weed Control Plan? *

If "YES", indicate the weed species, control area, control type, application rate and treatment date on the report map.

☒ Yes ☐ No ☐ N/A

15. Is adequate topsoil reserved for reclamation, based on your approved permit? *

If "NO", please explain

☒ Yes ☐ No ☐ N/A

16. Is the reserved topsoil vegetated/stabilized in accordance with Rule 3.1.9(1)? *

If "NO", please explain

☒ Yes ☐ No ☐ N/A

17. If mining has exposed groundwater, is the site in compliance with the approved mining plan and Office of the State Engineer (Well Permit, S.W.S.P., and/or Permanent Augmentation Plan)? *

☒ Yes ☐ No ☐ N/A

18. Are all hazardous materials stored within approved spill containment structures? *

☒ Yes ☐ No ☐ N/A

19. Is your financial warranty value sufficient to cover the cost to complete reclamation? *

☒ Yes ☐ No ☐ N/A

20. Is your basis for legal right to enter still valid? *

☒ Yes ☐ No

21. Does your permit require you to submit monitoring information annually? *

☐ Yes ☒ No ☐ N/A

22. As required by Colorado Mined Land Reclamation Act and/or Colorado Land Reclamation Act for the Extraction of Construction Materials (C.R.S.34-32-116 or 34-32.5-116), attach a map to this report that accurately depicts the permit boundary, current affected area boundary and location of the acreages specified in items 8-12 and 15. *

Only PDF formatted files can be uploaded.

Affected Boundary Map for 2022.pdf 4.17MB

23. If you have supplemental information you would like to provide, please upload it here.

Only PDF formatted files can be uploaded.

| | |
|---|----------|
| 2022 CCV Integrated Weed Management Report.pdf | 10.95MB |
| 2022 LDS report.pdf | 310.7KB |
| 20221130_NMC_Annual Financial Warranty Update.pdf | 679.15KB |
| Argonaut Insurance #SUR0008080 Verification Certificate 11-28-2022 signed.pdf | 178.09KB |
| Argonaut Insurance #SUR0008082 Verification Certificate 11-28-2022 signed.pdf | 173.33KB |
| Argonaut Insurance #SUR0008083 Verification Certificate 11-28-2022 signed.pdf | 174.99KB |
| BNS Annual_Report_2022_EN.pdf | 2.8MB |
| CC&V Growth Medium Storage Areas Map_March 2023.pdf | 24.04MB |
| Growth Medium Storage Areas Table_March 2023.pdf | 81.98KB |
| Notice of maturity ---OSB37639NYA.pdf | 877.18KB |

24. Rule 5.7 requires submittal of final abandonment reports within 60 days for any drill hole(s) with artesian flows and no later than 12 months for all other completed drill holes. If drill holes are a component of your exploration/prospecting activities, have they been properly abandoned?

☒ Yes ☐ No ☐ NA

Previous

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Annual Fee Payment

Annual Fee Payment

Payment Confirmation Number * (?)

205726896

Signature

I, the undersigned, hereby state that the information provided in this report is true and accurate, and that site operations are being conducted in accordance with the Division approved mining and reclamation plans. *



I Agree

If you do not see the "Submit" button after completing your report, try to un-check and then re-check the "I Agree" box.

Previous



2022 Annual Cresson Report M-1980-244

Johnna Gonzalez <Johnna.Gonzalez@newmont.com>

Wed, Apr 19, 2023 at 6:24 AM

To: "Russell - DNR, Elliott" <elliott.russell@state.co.us>

Cc: Norma Townley <Norma.Townley2@newmont.com>, Katie Blake <Katie.Blake@newmont.com>, Brian Doering <Brian.Doering@newmont.com>

Hi Elliott,

As we discussed, I am attaching the updated Insurance verification certificates, cover letter and submittal receipt to be included with Annual Cresson Report Permit No M-1980-244, that was submitted via the DRMS online system on April 6, 2023. If you have any questions, please let me know.

Thanks,



Johnna Gonzalez

ENVIRONMENTAL

100 N 3rd Street
PO Box 191

Victor, CO 80860

M 719.313.0447

[NEWMONT.COM](http://newmont.com)

7 attachments




Attachment 5_Newmont Bond #965-009-918 Verification Certificate signed.pdf
1482K




Attachment 6_Newmont Bond #2180631 Verification Certificate signed.pdf
93K



Attachment 7_Newmont Bond #SUR0008080 Verification Certificate.pdf
89K

 **Attachment 8_ Newmont Bond #SUR0008082 Verification Certificate.pdf**
87K

 **Attachment 9_ Newmont Bond #SUR0008083 Verification Certificate.pdf**
88K

 **Attachment 12_ Cresson Annual Report Receipt.pdf**
320K

 **_2022CressonAnnualReport_CoverLetter_(002).docx.pdf**
301K