

RIGHT-OF-WAY GRANT AND EASEMENT(Road and Ditch)

THIS AGREEMENT AND GRANT, made this 19th day of November, 1965, by and between M. M. & S. EXPLORATION CO., a Nevada corporation, ARTHUR BLAKE THOMAS of Salt Lake City, Utah, CARDIFF INDUSTRIES, INC., a Utah corporation, GEORGE HADRABA, HARRY G. METOS, Owners, and KERR-McGEE OIL INDUSTRIES, INC., a Delaware corporation, Lessee, Parties of the First Part, hereinafter referred to as Grantors, and CARLIN GOLD MINING COMPANY, a Delaware corporation, authorized to do and doing business in the State of Nevada, Party of the Second Part, hereinafter referred to as Grantee,

W I T N E S S E T H:

WHEREAS, M. M. & S. EXPLORATION CO., a Nevada corporation, ARTHUR BLAKE THOMAS of Salt Lake City, Utah, CARDIFF INDUSTRIES, INC., a Utah corporation, GEORGE HADRABA and HARRY G. METOS are the owners of the Yellow Rose Nos. 8 and 9 unpatented lode mining claims situate in Section 11, Township 35 North, Range 50 East, M.D.B. & M., County of Eureka, State of Nevada, and

WHEREAS, KERR-McGEE OIL INDUSTRIES, INC., a Delaware corporation, is the lessee of said unpatented mining claims, which said mining claims are shown on the map hereto attached and marked Exhibit A to this grant and easement, and

WHEREAS, Grantee is engaged in mining and milling operations centering in Section 14, Township 35 North, Range 50 East, and has located thereon a milling plant, and

WHEREAS, Grantee is desirous of constructing a road and ditch for the diversion of Sheep Creek along a route, the center line of which is hereinafter described, and which center line is shown on Exhibit A attached hereto, and to acquire from Grantors a right-of-way and easement for the construction and maintenance of said road and ditch insofar as said road and ditch affect said Yellow Rose No. 8 and Yellow Rose No. 9 mining claims, and

WHEREAS, Grantors are willing to convey to Grantee an easement to use and maintain said road and ditch, all as hereinafter set forth,

NOW, THEREFORE, for and in consideration of the sum of TEN DOLLARS (\$10.00), lawful money of the United States, to Grantors in hand paid by said Grantee, and in consideration of the covenants herein contained, Grantors do hereby give and grant to Grantee the right-of-way and easement for the construction and maintenance of a certain road and ditch for the diversion of Sheep Creek across and affecting the mining claims of Grantors hereinbefore mentioned, which right-of-way and easement shall be 100 feet in width and extending 50 feet on each side of a center line hereinafter described, which center line traverses and affects other claims, other than the Yellow Rose No. 8 and Yellow Rose No. 9, and this grant

is intended to convey only said right-of-way and easement along that portion of the center line affecting said Yellow Rose No. 8 and Yellow Rose No. 9, and which center line is described as follows, to-wit:

Beginning at a point on the south line of the Sheep Creek No. 1 which bears S 49° 32' 49" W 294.24 feet distant from the most easterly corner of the Sheep Creek No. 1 and which also bears N 32° 30' 06" W 1175.59 feet distant from the southeast corner of the said Section 11;

thence	N 26° 06' 53" W	6.45 feet to a point;
thence	N 21° 43' 37" E	49.76 feet to a point;
thence	N 39° 22' 07" E	98.90 feet to a point;
thence	N 69° 18' 07" E	124.45 feet to a point;
thence	N 3° 49' 01" W	25.39 feet to a point;
thence	N 31° 29' 50" W	147.21 feet to a point;
thence	N 3° 22' 45" E	99.75 feet to a point;
thence	N 12° 09' 23" W	195.62 feet to a point;
thence	N 80° 34' 49" W	46.38 feet to a point;
thence	S 25° 53' 07" W	146.73 feet to a point;
thence	S 34° 38' 07" W	99.01 feet to a point;
thence	S 47° 10' 07" W	99.06 feet to a point;
thence	S 71° 56' 37" W	149.42 feet to a point;
thence	N 81° 45' 23" W	49.61 feet to a point;
thence	N 72° 37' 53" W	298.55 feet to a point;
thence	N 46° 32' 26" W	150.00 feet to a point;
thence	S 86° 34' 34" W	50.00 feet to a point;
thence	S 19° 53' 07" W	248.36 feet to a point;
thence	S 43° 16' 07" W	49.86 feet to a point;
thence	S 63° 01' 07" W	49.81 feet to a point;
thence	S 71° 43' 07" W	99.49 feet to a point;
thence	N 83° 23' 23" W	199.35 feet to a point;
thence	N 64° 46' 23" W	93.13 feet to a point;
thence	S 48° 32' 48" W	31.66 feet to a point;
thence	S 18° 08' 53" E	207.45 feet to a point;
thence	S 2° 52' 23" E	49.68 feet to a point;
thence	S 22° 26' 07" W	50.01 feet to a point;
thence	S 39° 42' 37" W	284.20 feet to a point;
thence	S 38° 21' 37" W	49.83 feet to a point;
thence	S 24° 16' 37" W	277.20 feet to a point;
thence	S 23° 46' 37" W	49.88 feet to a point;
thence	S 34° 38' 37" W	74.85 feet to a point;
thence	S 50° 56' 07" W	74.44 feet to a point;
thence	S 41° 45' 06" W	298.24 feet to a point;
thence	S 41° 33' 37" W	99.68 feet to a point;
thence	S 60° 30' 07" W	49.97 feet to a point;
thence	S 72° 57' 37" W	49.85 feet to a point;
thence	S 81° 13' 07" W	99.83 feet to a point;

thence N 88° 54' 53" W 149.30 feet to a point;
 and
 thence N 79° 00' 53" W 49.97 feet to a point,

outside of the mining claims shown on the map attached hereto and made a part hereof, which point bears S 77° 12' 51" W 411.51 feet distant from the 1/4 corner between the said Sections 11 and 14.

The rights and easements herein granted shall remain in effect for so long as Grantee carries on its mining or milling operations in Section 14, Township 35 North, Range 50 East, M.D.B. & M., and mining or exploratory activities appurtenant thereto.

IT IS FURTHER AGREED between Grantors and Grantee as follows:

1. That any road or ditch built by Grantee on the easement and right-of-way herein granted shall be at the expense of Grantee.
2. That Grantors, their agents, lessees and assigns shall have the right to use any road built by Grantee upon said easement for the purpose of ingress and egress to and from the mining claims mentioned herein and any other claims that Grantors may own in the area.
3. That connections for this road will be made by Grantee with existing roads going to the east, west and north of the claims of Grantors herein described.
4. That if in the future it becomes necessary to remove the road or ditch constructed under this right-of-way and easement so that Grantors can remove ore from the claims over which said road or ditch traverse, the route of the road and ditch will be changed by Grantee to a

different place and at its own expense.

IN WITNESS WHEREOF, the parties hereto have executed this agreement and grant the day and year first above written.

M. M. & S. EXPLORATION CO.,
a Nevada corporation,

By _____

Arthur Blake Thomas

CARDIFF INDUSTRIES, INC., a
Utah corporation,

By Joseph J. Deeson X

George Hadraba

Harry G. Metos

KERR-McGEE OIL INDUSTRIES, INC.,
a Delaware corporation,

By _____

GRANTORS

CARLIN GOLD MINING COMPANY, a
~~Nevada~~ *Delaware* corporation,

By R. B. Furtm *Via Pres*

GRANTEE

STATE OF _____)
COUNTY OF _____) ss:

On this _____ day of _____, 1965,
before me, the undersigned, a notary public in and for
the County and State aforesaid, personally appeared
_____, personally known to me to
be the _____ of M. M. & S. EXPLORATION
CO., one of the corporations that executed the foregoing
instrument, and upon oath did depose and say that he is
the officer of said corporation as above designated;
that he is acquainted with the seal of said corporation,
and that the seal affixed to said instrument is the
corporate seal of said corporation; that the signature
to said instrument was made by the officer of said
corporation as indicated after said signature, and that
said corporation executed the said instrument freely and
voluntarily and for the uses and purposes therein
mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed my official seal at my office in the said County
and State the day and year in this certificate first
above written.

Notary Public

STATE OF _____)
COUNTY OF _____) ss:

On this _____ day of _____, 1965,
personally appeared before me, a notary public in and for
the County and State aforesaid, ARTHUR BLAKE THOMAS,
personally known to me to be the person described in and
who executed the foregoing instrument, and who acknowl-
edged to me that he executed the same freely and volun-
tarily and for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand
and affixed my official seal the day and year in this
certificate first above written.

Notary Public

My Commission Expires: _____

STATE OF Utah)
COUNTY OF Salt Lake) ss:

On this 19 day of November, 1965, before me, the undersigned, a notary public in and for the County and State aforesaid, personally appeared Joseph J. Beeson, personally known to me to be the President of CARDIFF INDUSTRIES, INC., one of the corporations that executed the foregoing instrument, and upon oath did depose and say that he is the officer of said corporation as above designated; that he is acquainted with the seal of said corporation, and that the seal affixed to said instrument is the corporate seal of said corporation; that the signature to said instrument was made by the officer of said corporation as indicated after said signature, and that said corporation executed the said instrument freely and voluntarily and for the uses and purposes therein mentioned.

SEAL
Affixed

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in the said County and State the day and year in this certificate first above written.

ROBERT G. PRUITT, JR.
Notary Public residing at
Salt Lake City, Utah
My commission expires
April 28, 1967

Robert G. Pruitt, Jr.
Notary Public

STATE OF _____)
COUNTY OF _____) ss:

On this _____ day of _____, 1965, personally appeared before me, a notary public in and for the County and State aforesaid, GEORGE HADRABA, personally known to me to be the person described in and who executed the foregoing instrument, and who acknowledged to me that he executed the same freely and voluntarily and for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Notary Public

STATE OF _____)
COUNTY OF _____) ss:

On this _____ day of _____, 1965, personally appeared before me, a notary public in and for the County and State aforesaid, HARRY G. METOS, personally known to me to be the person described in and who executed the foregoing instrument, and who acknowledged to me that he executed the same freely and voluntarily and for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Notary Public

STATE OF _____)
COUNTY OF _____) ss:

On this _____ day of _____, 1965, before me, the undersigned, a notary public in and for the County and State aforesaid, personally appeared _____, personally known to me to be the _____ of KERR-McGEE OIL INDUSTRIES, INC., one of the corporations that executed the foregoing instrument, and upon oath did depose and say that he is the officer of said corporation as above designated; that he is acquainted with the seal of said corporation, and that the seal affixed to said instrument is the corporate seal of said corporation; that the signature to said instrument was made by the officer of said corporation as indicated after said signature, and that said corporation executed the said instrument freely and voluntarily and for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in the said County and State the day and year in this certificate first above written.

Notary Public

STATE OF New York)
 COUNTY OF Queens New York) ss:

On this 8th day of December, 1965,
 before me, the undersigned, a notary public in and for
 the County and State aforesaid, personally appeared
R. B. Crulston, personally known to me
 to be the Vice President of CARLIN GOLD MINING
 COMPANY, one of the corporations that executed the
 foregoing instrument, and upon oath did depose and say
 that he is the officer of said corporation as above
 designated; that he is acquainted with the seal of said
 corporation, and that the seal affixed to said instrument
 is the corporate seal of said corporation; that the
 signature to said instrument was made by the officer of
 said corporation as indicated after said signature, and
 that said corporation executed the said instrument
 freely and voluntarily and for the uses and purposes
 therein mentioned.

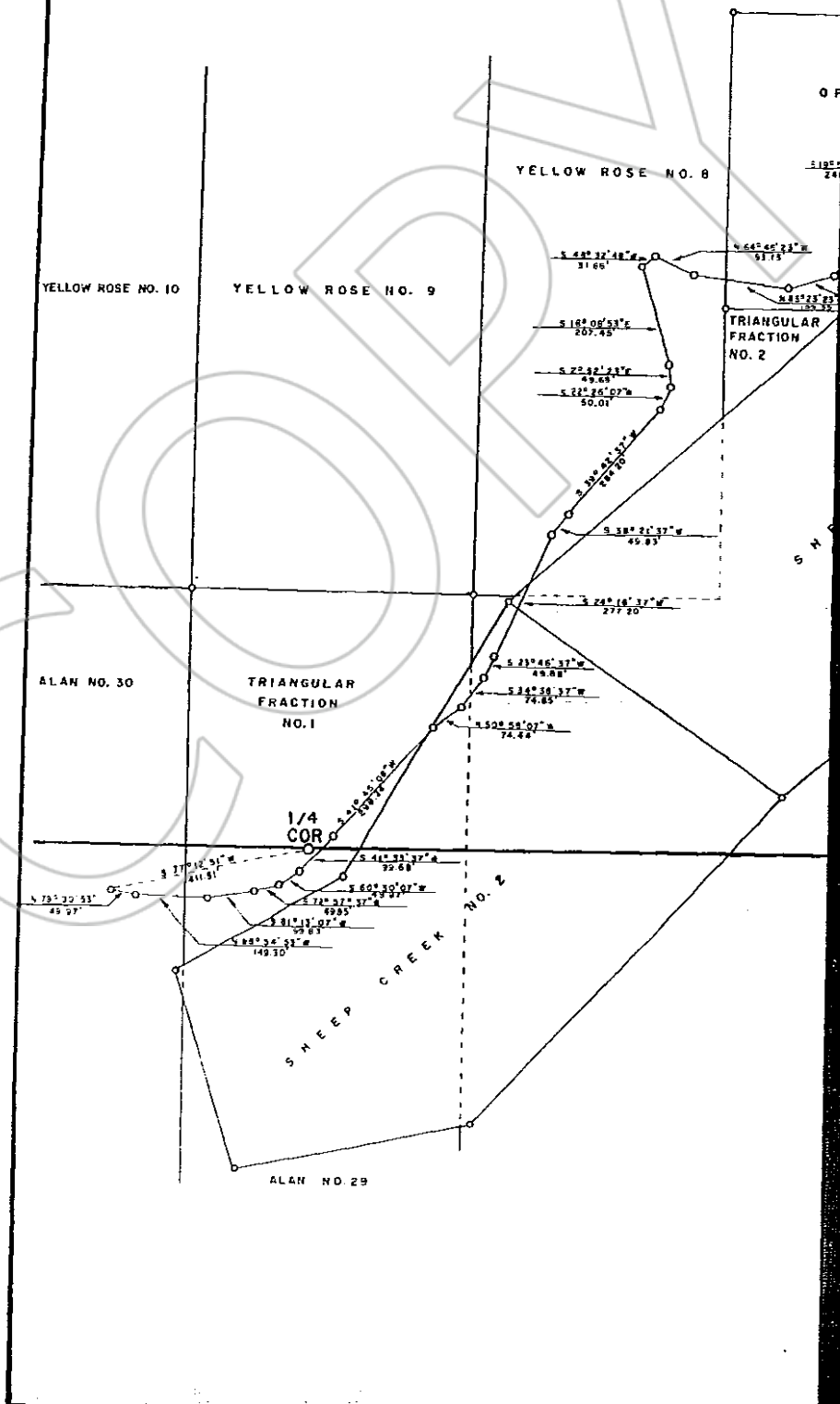
IN WITNESS WHEREOF, I have hereunto set my hand
 and affixed my official seal at my office in the said
 County and State the day and year in this certificate
 first above written.

Winthrop T. Parker 3rd
 Notary Public
 WINTHROP T. PARKER 3rd
 NOTARY PUBLIC, State of New York
 No. 60-3019515
 Qualified in Westchester County
 Cert. filed in New York County
 Commission Expires March 30, 1968

SEAL
 Affixed



SCALE: 1" = 200'



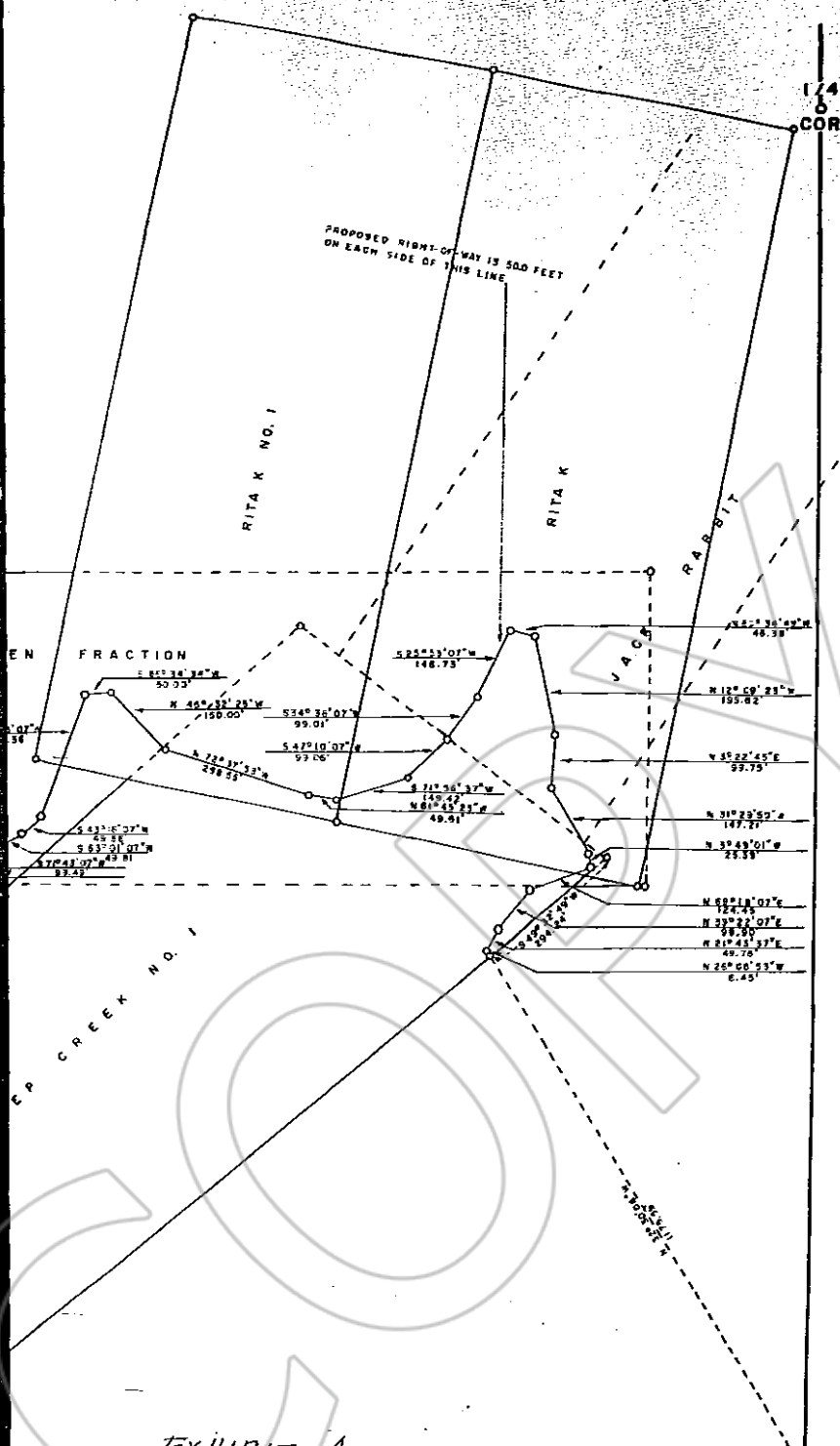


EXHIBIT A

CARLIN GOLD MINING COMPANY

PROPOSED RIGHT-OF-WAY

ACROSS

YELLOW ROSE NOS. 889 OWNED BY M.M.B S EX-
PLORATION CO., ARTHUR BLAKE THOMAS, CARDIFF
INDUSTRIES, INC., GEORGE HADRABA AND HARRY G. METOS
AND THE SHEEP CREEK NO.1, SHEEP CREEK NO. 2 ,
TRIANGULAR FRACTION NO.1, TRIANGULAR FRACTION NO.2
OPEN FRACTION AND JACK RABBIT (?) OWNED BY
ROYSTON COALITION MINES LIMITED.

(UNPATENTED)

SECTIONS 11 B 14, T 35 N.; R. 50 E; M.D.B & M.

N.H.W.
D.C.H.

JULY 1965

File No. 41524

RECORDED AT THE REQUEST OF
Carlin Gold Mining Co.

Dec. 29 A. D. 1965

At 04 minutes past 9 A.M.

In Book 9 of OFFICIAL RECORDS

Page 281-291 Records of

EUREKA COUNTY, NEVADA

John A. Allen Recorder

Fee \$ 7.85