

NOTICE AND CLAIM OF LIEN

NOTICE IS HEREBY GIVEN that MMR CONTROL SYSTEMS CO. claims a Mechanic's and Materialman's Lien upon the property hereinafter particularly described, which property is located in Eureka County, Nevada, and which claim is made pursuant to the laws of the State of Nevada, particularly Chapter 108 of the Nevada Revised Statutes, as amended, for the value of work, labor, materials and/or services furnished by lien claimant for the improvement of real property hereinafter particularly described, located in the County of Eureka, State of Nevada.

That the whole of real property hereinafter particularly described has been or is in the process of improvement and is reasonably necessary for the convenient use and occupation of said property.

Claimant further states:

1. That the name of the owners or reputed owners of the premises sought to be charged is NEWMONT GOLD COMPANY.
2. That the name of the person by whom lien claimant was employed and to whom lien claimant furnished work, labor, materials and/or services in connection with the project is LORD ELECTRIC COMPANY, subcontractor for BECHTEL CONSTRUCTION, INC. The work performed in part was general contractor, installation and calibration of pneumatic and electronic instrument control system for Newmont Gold Mill #4 as more particularly shown on Newmont Gold Mill #4 - Instrumentation Billing Through: April 28, 1989.

VAUGHAN, HULL, COPENHAVER & ZINGALE, LTD.
ATTORNEYS AND COUNSELORS
530 IDAHO STREET
P. O. BOX 1420
ELKO, NEVADA 89801

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3. That the terms, time given and conditions of the contract were that the lien claimant would be paid upon presentation of invoice.

4. That work, labor, materials and/or services had been furnished to and actually used upon the above-described project in the total amount of \$36,637.00 as of April 28, 1989 plus interest is now due and owing to lien claimant.

5. That the first labor and materials furnished by lien claimant to and incorporated in the project was on or about April 12, 1989, and that the last labor and materials furnished by lien claimant and incorporated in the project for which this claim is filed was April 28, 1989; that there are no other just credits or off-sets to be deducted and the total amount due and owing to lien claimant is the sum of \$36,637.00 plus interest.

6. Lien claimant is informed and believes that the work of improvement has not been completed as of this date.

7. That a demand for payment has been made by lien claimant and that no part or portion of the amount due and owing has been paid; that there are no further off-sets to the claim and that the sum of \$36,637.00 plus interest is now due and owing to lien claimant on account of the work, labor, materials and/or services furnished as above specified and that the undersigned claims a lien upon the real property particularly described herein for said sum, together with interest and attorneys fees as provided by law.

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8. That the real property sought to be charged with this Claim of Lien upon which the above-described work of improvement has been made is located in the County of Eureka, State of Nevada, and is particularly described on Exhibit "A" attached hereto and incorporated herein by this reference.

DATED this 31st day of May, 1989.

By James M. Copenhaver
JAMES M. COPENHAVER
Its Attorney

STATE OF NEVADA)
) SS.
COUNTY OF ELKO)

JAMES M. COPENHAVER, being first duly sworn, deposes and says that:

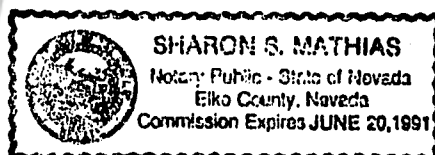
I am the attorney of MMR CONTROL SYSTEMS CO., the company named as lien claimant in the foregoing Notice and Claim of Lien. I have read the above and foregoing Notice and Claim of Lien, know the contents thereof and state that based on information and belief, the same is true. I further state that it contains, among other things, a correct statement of the demand of said lien claimant, after deducting all just credits and off-sets as of April 28, 1989.

James M. Copenhaver
JAMES M. COPENHAVER

Subscribed and sworn to before me this

31st day of May, 1989.

Sharon S. Mathias
NOTARY PUBLIC in and for said
County and State



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EXHIBIT "A"

That certain real property and improvement known as Newmont Gold Mill #4 and located in part in the S $\frac{1}{2}$ of Section 17, Township 36 North, Range 50 East and in part in the N $\frac{1}{2}$ of Section 20, Township 36 North, Range 50 East, Eureka County, Nevada.

COPY

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MMR CONTROL SYSTEMS COMPANY

NEWMONT GOLD MILL #4 - INSTRUMENTATION

Billing Through: April 28, 1989

<u>INSTR. #</u>	<u>UNIT PRICE CODE</u>	<u>UNIT PRICE</u>	<u>PERCENT COMPLETE</u>	<u>BILLING AMOUNT</u>
Mobilization/ Demobilization		\$ 9,875.00	60%	\$ 5,925.00
LE-1000	10	410.00	100%	410.00
LSHL-1000	33	440.00	100%	440.00
LE-1001	13	625.00	100%	625.00
LIT/LCH/LSLL-1001	33	440.00	100%	440.00
LE-1500	13	625.00	100%	625.00
LIT/LCH/LLL/ LSLL-1500	33	440.00	100%	440.00
LE-1150	13	625.00	100%	625.00
LIT/LCH/LCL/ LSLL-1150	33	440.00	100%	440.00
LSH/LSL-1507	33	440.00	100%	440.00
FQIT-1200	21	612.00	100%	612.00
FQIT-1003	21	612.00	100%	612.00 *
FQIT-1506	21	612.00	100%	612.00
FQIT-3305	21	612.00	100%	612.00
FQIT-1505	21	612.00	100%	612.00
PDSH-1007	30	1,478.00	100%	1,478.00
PDSH-1008	30	1,478.00	100%	1,478.00
PDSH-1009	30	1,478.00	100%	1,478.00
PSL-3307	25	1,619.00	50%	810.00
LV-1150	3	293.00	100%	293.00
LV-1000	3	293.00	100%	293.00
LV-1507	3	293.00	100%	293.00
PDI-3353A	27	1,694.00	100%	1,694.00
PDI-3353B	27	1,694.00	100%	1,694.00
PDI-3354A	27	1,694.00	100%	1,694.00
PDI-3354B	27	1,694.00	100%	1,694.00
PSL-3352	25	1,619.00	50%	810.00 *
PSL-3358	25	1,619.00	50%	810.00 *
SE-3052A	26	305.00	100%	305.00
SIT-3052A	31	504.00	100%	504.00
SE-3052B	26	305.00	100%	305.00
SIT-3052B	31	504.00	100%	504.00
SE-3052C	26	305.00	100%	305.00
SIT-3052C	31	504.00	100%	504.00
TSH-43MLO2	29	389.00	100%	389.00 *
PSL-43MLO2	29	389.00	100%	389.00 *
TE-3039A	7	73.00	100%	73.00 *
TE-3039B	7	73.00	100%	73.00 *
4FY-3020	3	293.00	100%	293.00
4FY-3106	3	293.00	100%	293.00 *
WQIT-3052	12	1,650.00	100%	1,650.00

NEWMONT GOLD MILL #4 - INSTRUMENTATION
 Billing Through: April 28, 1989
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<u>INSTR. #</u>	<u>PRICE CODE</u>	<u>UNIT PRICE</u>	<u>UNIT PERCENT COMPLETE</u>	<u>BILLING AMOUNT</u>
PI-1002A	22	198.00	100%	198.00
PI-1002B	22	198.00	100%	198.00
PI-1002C	22	198.00	100%	198.00
PI-1152	22	198.00	100%	198.00
PI-1153	22	198.00	100%	198.00
PI-1508	22	198.00	100%	198.00
PI-1502	22	198.00	100%	198.00
PI-3301	22	198.00	100%	198.00
PI-41PP05A	22	198.00	100%	198.00
PI-41PP05B	22	198.00	100%	198.00
PI-41PP12A	22	198.00	100%	198.00
PI-41PP12B	22	198.00	100%	198.00
PI-41PP09	22	198.00	100%	198.00
LV-6053	3	293.00	100%	293.00
TOTAL				\$36,637.00

* These instruments had no Instrument Detail assignment in the Instrument Index, but were installed by MMR.

RECORDED AT THE REQUEST OF

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Vaughan, Hue, Copenhagen -
 '89 JUN -1 P1:20

OFFICIAL RECORDS
 EUREKA COUNTY, NEVADA
 M.N. REBAILLARD, RECORDER
 FILE NO. 1000

127312

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