

29-090-0002-03

RECORDED AT THE REQUEST OF
AND RETURN TO:

Santa Fe Pacific Mining, Inc.
ATTN: Lease Records
Box 27019
Albuquerque, NM 87125

137019

MEMORANDUM OF MINING LEASE
(AMENDED)

Under the terms of that certain Mining Lease dated effective as of the 16th day of November, 1988, by and between John Filippini, Henry Filippini, Angela Joline Stewart, Janice Elaine Lombardi, Josephine Helen Filippini, Alison E. Itza, Joseph A. Elquist, Amy L. Elquist, Jay M. Elquist, and Angela M. Elquist (therein and hereinafter referred to as "Owner," whether one or more) representing 50% interest in the Mineral Estate only, and Santa Fe Pacific Mining, Inc., a Kansas Corporation (therein and hereinafter referred to as "Lessee"), Owner has granted, demised, leased and let and does hereby grant, demise, lease and let unto Lessee that property described in Exhibit A attached hereto and made a part hereof (the "Leased Premises"), including without limitation all ores, minerals and mineral rights upon and under the Leased Premises, exclusively unto Lessee, its successors and assigns, with the right and privilege to explore for, develop, mine (by open pit, strip, underground, solution mining, or any other method, including any method hereafter developed), extract, mill, store, process, remove and market therefrom all ores, minerals and materials of whatsoever nature or sort; all on the terms and conditions and subject to the payments to be made to Owner, as fully set forth in the said Lease which Lease is by this reference incorporated herein and further, to give notice that Lessee will be engaged in a lawful business upon the Leased Premises; that three days have not elapsed since the Owner has obtained such knowledge; that the Owner will not be responsible for any materials or labor used or to be used therein in the conduct of business on said Leased Premises, or in the construction of any improvements of any name or nature on or about the Leased Premises. Unless sooner terminated in the manner therein provided, the term of the said Lease is for a period of 20 years commencing on the effective date thereof and continuing for as long thereafter as mining, development or processing operations are being conducted thereunder or the Lease term is extended pursuant to the force majeure and suspensions of operations provisions thereof, all as more fully set forth in the Lease. Copies of the said Lease are in the possession of Owner c/o John Filippini, Crescent Valley, NV 89821 and in the

BOOK 223 PAGE 276

possession of Lessee c/o Santa Fe Pacific Mining, Inc., P. O. Box 27019, Albuquerque, New Mexico 87125; Attention: Land Department. The Mining Lease described herein was amended by the Parties on February 11, 1991, for the purpose of adding additional lands thereto. Exhibit A attached hereto describes the Leased Premises as amended.

This Memorandum of Mining Lease (Amended) may be executed in any number of counterparts and any party who executes a counterpart need not execute the same counterpart as any other party. Each of such counterparts shall be deemed to be an original, all of which counterparts together shall constitute one and the same Memorandum of Mining Lease (Amended).

IN WITNESS WHEREOF, this Memorandum of Mining Lease has been executed effective as of the date first above set forth.

OWNER:

John Filippini

John Filippini

Henry Filippini

Angela Joline Stewart

Janice Elaine Lombardi

Josephine Helen Filippini

Alison E. Itza

Joseph A. Elquist

possession of Lessee c/o Santa Fe Pacific Mining, Inc., P. O. Box 27019, Albuquerque, New Mexico 87125; Attention: Land Department. The Mining Lease described herein was amended by the Parties on February 11, 1991, for the purpose of adding additional lands thereto. Exhibit A attached hereto describes the Leased Premises as amended.

This Memorandum of Mining Lease (Amended) may be executed in any number of counterparts and any party who executes a counterpart need not execute the same counterpart as any other party. Each of such counterparts shall be deemed to be an original, all of which counterparts together shall constitute one and the same Memorandum of Mining Lease (Amended).

IN WITNESS WHEREOF, this Memorandum of Mining Lease has been executed effective as of the date first above set forth.

OWNER:

John Filippini

Henry Filippini

Angela Joline Stewart

Janice Elaine Lombardi

Josephine Helen Filippini

Alison E. Itza

Joseph A. Elquist

possession of Lessee c/o Santa Fe Pacific Mining, Inc., P. O. Box 27019, Albuquerque, New Mexico 87125; Attention: Land Department. The Mining Lease described herein was amended by the Parties on February 11, 1991, for the purpose of adding additional lands thereto. Exhibit A attached hereto describes the Leased Premises as amended.

This Memorandum of Mining Lease (Amended) may be executed in any number of counterparts and any party who executes a counterpart need not execute the same counterpart as any other party. Each of such counterparts shall be deemed to be an original, all of which counterparts together shall constitute one and the same Memorandum of Mining Lease (Amended).

IN WITNESS WHEREOF, this Memorandum of Mining Lease has been executed effective as of the date first above set forth.

OWNER:

John Filippini

Henry Filippini

Angela Joline Stewart

Angela Joline Stewart

Janice Elaine Lombardi

Josephine Helen Filippini

Alison E. Itza

Joseph A. Elquist

possession of Lessee c/o Santa Fe Pacific Mining, Inc., P. O. Box 27019, Albuquerque, New Mexico 87125; Attention: Land Department. The Mining Lease described herein was amended by the Parties on February 11, 1991, for the purpose of adding additional lands thereto. Exhibit A attached hereto describes the Leased Premises as amended.

This Memorandum of Mining Lease (Amended) may be executed in any number of counterparts and any party who executes a counterpart need not execute the same counterpart as any other party. Each of such counterparts shall be deemed to be an original, all of which counterparts together shall constitute one and the same Memorandum of Mining Lease (Amended).

IN WITNESS WHEREOF, this Memorandum of Mining Lease has been executed effective as of the date first above set forth.

OWNER:

John Filippini

Henry Filippini

Angela Joline Stewart

Janice Elaine Lombardi

Janice Elaine Lombardi

Josephine Helen Filippini

Alison E. Itza

Joseph A. Elquist

possession of Lessee c/o Santa Fe Pacific Mining, Inc., P. O. Box 27019, Albuquerque, New Mexico 87125; Attention: Land Department. The Mining Lease described herein was amended by the Parties on February 11, 1991, for the purpose of adding additional lands thereto. Exhibit A attached hereto describes the Leased Premises as amended.

This Memorandum of Mining Lease (Amended) may be executed in any number of counterparts and any party who executes a counterpart need not execute the same counterpart as any other party. Each of such counterparts shall be deemed to be an original, all of which counterparts together shall constitute one and the same Memorandum of Mining Lease (Amended).

IN WITNESS WHEREOF, this Memorandum of Mining Lease has been executed effective as of the date first above set forth.

OWNER:

John Filippini

Henry Filippini

Angela Joline Stewart

Janice Elaine Lombardi

Josephine Helen Filippini

Alison E. Itza

Joseph A. Elquist

possession of Lessee c/o Santa Fe Pacific Mining, Inc., P. O. Box 27019, Albuquerque, New Mexico 87125; Attention: Land Department. The Mining Lease described herein was amended by the Parties on February 11, 1991, for the purpose of adding additional lands thereto. Exhibit A attached hereto describes the Leased Premises as amended.

This Memorandum of Mining Lease (Amended) may be executed in any number of counterparts and any party who executes a counterpart need not execute the same counterpart as any other party. Each of such counterparts shall be deemed to be an original, all of which counterparts together shall constitute one and the same Memorandum of Mining Lease (Amended).

IN WITNESS WHEREOF, this Memorandum of Mining Lease has been executed effective as of the date first above set forth.

OWNER:

John Filippini

Henry Filippini

Angela Joline Stewart

Janice Elaine Lombardi

Josephine Helen Filippini

Alison E. Itza

Joseph A. Elquist

Amy L. Elquist

Amy L. Elquist
by marriage Oct 7, 1980

Jay M. Elquist

Jay M. Elquist

Angela M. Elquist

Angela M. Elquist

LESSEE:

Santa Fe Pacific Mining, Inc.

By:

Title:

Amy L. Elquist

Jay M. Elquist


Angela M. Elquist

LESSEE:

Santa Fe Pacific Mining, Inc.

By:

Title:


Vice President

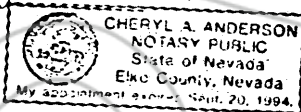
STATE OF NEVADA)
COUNTY OF Elko) ss.

The foregoing instrument was acknowledged before me this 11th day of February, 1991 by JOHN FILIPPINI

My commission expires:

9-20-94

Cheryl A. Anderson
NOTARY PUBLIC



STATE OF NEW MEXICO)
COUNTY OF BERNALILLO) ss.

The foregoing instrument was acknowledged before me this 27th day of February, 1991 by K. Sageser, Vice President of Santa Fe Pacific Mining, Inc., a Kansas corporation, on behalf of said corporation.

My commission expires:

June 21, 1993

Laurie L. Carpenter
NOTARY PUBLIC

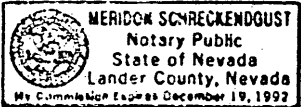


OFFICIAL SEAL
LAURIE L. CARPENTER
NOTARY PUBLIC - STATE OF NEW MEXICO
Notary Bond Filed With Secretary of State
My Commission Expires 6-21-93

BOOK 223 PAGE 285

STATE OF NEVADA)
COUNTY OF Lander) ss.

The foregoing instrument was acknowledged before me this 16 day of April, 1991 by HENRY FILIPPINI



Meridon Schreckengust
NOTARY PUBLIC

My commission expires:

12/19/92

STATE OF _____)
COUNTY OF _____) ss.

The foregoing instrument was acknowledged before me this _____ day of _____, 19____ by _____

Notary Public

My commission expires:

STATE OF WASHINGTON)
COUNTY OF King) ss.

The foregoing instrument was acknowledged before me this 5th day of
February, 1991 by ANGELA JOLINE STEWART

Paul A. Plante
Notary Public

My commission expires:

12-31-91

SEAL
Affixed

STATE OF _____)
COUNTY OF _____) ss.

The foregoing instrument was acknowledged before me this _____ day of
_____, 19____ by _____

Notary Public

My commission expires:

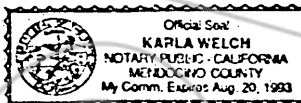
BOOK 223 PAGE 287

STATE OF CALIFORNIA)
COUNTY OF Mendocino) ss.

The foregoing instrument was acknowledged before me this 1st day of
March, 1991 by JANICE ELAINE LOMBARDI

Karla Welch
Notary Public

My commission expires:
August 20, 1993



STATE OF _____)
COUNTY OF _____) ss.

The foregoing instrument was acknowledged before me this _____ day of
_____, 19____ by _____

Notary Public

My commission expires:

900K223 PAGE288

STATE OF NEVADA)
COUNTY OF ELKO) ss.

The foregoing instrument was acknowledged before me this 23rd day of
February, 19 91 by JOSEPHINE HELEN FILIPPINI



My commission expires:

2-17-94

Karen E. Bennett
Notary Public

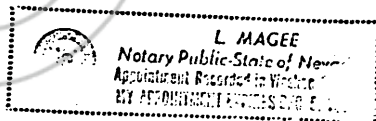
STATE OF NEVADA)
COUNTY OF WASHOE) ss.

The foregoing instrument was acknowledged before me this 19th day of
MARCH, 19 91 by JOSEPH A. ELQUIST

My commission expires:

DEC 4, 1994

L. Magee
Notary Public



STATE OF NEVADA MAINE)
COUNTY OF LINCOLN) ss.

The foregoing instrument was acknowledged before me this 5th day of
MARCH, 19 91 by AMY L. ELQUIST (now by marriage Amy L. Humphries)
Amy L. Elquist
Amy L. Humphries by marriage October 7, 1990

Janice L. McGuire
Notary Public



My commission expires:
JANICE L. MCGUIRE
NOTARY PUBLIC, MAINE
My Commission Expires Feb. 26, 1997

STATE OF NEVADA)
COUNTY OF WASHOE) ss.

The foregoing instrument was acknowledged before me this 25th day of
MARCH, 19 91 by JAY M. ELQUIST

Patricia L. Carter
Notary Public

My commission expires:

5.3.94



NOTARY PUBLIC
STATE OF NEVADA
County of Washoe
Patricia L. Carter
My Appointment Expires May 3, 1994


BOOK 223 PAGE 290

STATE OF NEVADA)
COUNTY OF Washoe) ss.

The foregoing instrument was acknowledged before me this 25th day of
March, 19 91 by ANGELA M. ELQUIST

My commission expires:

5-3-94

Patterson & Carter
Notary Public

NOTARY PUBLIC
STATE OF NEVADA
County of Washoe
Patricia L. Carter
My Appointment Expires May 3, 1994

STATE OF _____)
COUNTY OF _____) ss.

The foregoing instrument was acknowledged before me this _____ day of
_____, 19 ____ by _____

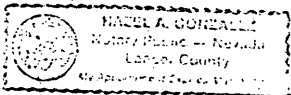
My commission expires:

Notary Public

BOOK 223 PAGE 291

STATE OF NEVADA)
COUNTY OF Lander) ss.

The foregoing instrument was acknowledged before me this 20th day of
February, 1991 by ALISON E. ITZA
Alison Itza



Hazel A. Gonzalez
Notary Public

My commission expires:

March 1, 1993

STATE OF _____)
COUNTY OF _____) ss.

The foregoing instrument was acknowledged before me this _____ day of
_____, 19____ by _____

Notary Public

My commission expires:

BOOK 223 PAGE 292

EXHIBIT A

EXHIBIT A to that certain Memorandum of Mining Lease by and between John Filippini, Henry Filippini, Angela Joline Stewart, Janice Elaine Lombardi, Josephine Helen Filippini, Alison E. Itza, Joseph A. Elquist, Amy L. Elquist, Jay M. Elquist, and Angela M. Elquist (as "Owner") representing 50% interest in the Mineral Estate only, and Santa Fe Pacific Mining, Inc., a Kansas Corporation (as "Lessee"), and pertaining to the following described real property situated in Eureka County, State of Nevada.

(Mineral Estate Only)

Township 26 North, Range 49 East, MDB&M

Section 20: NW 1/4 NE 1/4; NE 1/4 NW 1/4

Containing 80 acres, more or less

Township 27 North, Range 48 East, MDB&M

Section 33: NW 1/4 SW 1/4

Containing 40 acres, more or less

SUBJECT TO:

1. Taxes, if any which may constitute a lien, but which are not yet due and payable, and
2. Rights-of-way, if any, for roads, telephone and telegraph lines and pipelines of record in the office of the Clerk or Recorder of the county in which the above described property is situated; and
3. Reservations contained in the United States Patent thereto.

INITIAL FOR IDENTIFICATION

J.M. ✓
[Signature]

EXHIBIT A

EXHIBIT A to that certain Memorandum of Mining Lease by and between John Filippini, Henry Filippini, Angela Joline Stewart, Janice Elaine Lombardi, Josephine Helen Filippini, Alison E. Itza, Joseph A. Elquist, Amy L. Elquist, Jay M. Elquist, and Angela M. Elquist (as "Owner") representing 50% interest in the Mineral Estate only, and Santa Fe Pacific Mining, Inc., a Kansas Corporation (as "Lessee"), and pertaining to the following described real property situated in Eureka County, State of Nevada.

(Mineral Estate Only)

Township 26 North, Range 49 East, MDB&M

Section 20: NW 1/4 NE 1/4; NE 1/4 NW 1/4

Containing 80 acres, more or less

Township 27 North, Range 48 East, MDB&M

Section 33: NW 1/4 SW 1/4

Containing 40 acres, more or less

SUBJECT TO:

1. Taxes, if any which may constitute a lien, but which are not yet due and payable, and
2. Rights-of-way, if any, for roads, telephone and telegraph lines and pipelines of record in the office of the Clerk or Recorder of the county in which the above described property is situated; and
3. Reservations contained in the United States Patent thereto.

INITIAL FOR IDENTIFICATION

HF ✓

EXHIBIT A

EXHIBIT A to that certain Memorandum of Mining Lease by and between John Filippini, Henry Filippini, Angela Joline Stewart, Janice Elaine Lombardi, Josephine Helen Filippini, Alison E. Itza, Joseph A. Elquist, Amy L. Elquist, Jay M. Elquist, and Angela M. Elquist (as "Owner") representing 50% interest in the Mineral Estate only, and Santa Fe Pacific Mining, Inc., a Kansas Corporation (as "Lessee"), and pertaining to the following described real property situated in Eureka County, State of Nevada.

(Mineral Estate Only)

Township 26 North, Range 49 East, MDB&M

Section 20: NW 1/4 NE 1/4; NE 1/4 NW 1/4

Containing 80 acres, more or less

Township 27 North, Range 48 East, MDB&M

Section 33: NW 1/4 SW 1/4

Containing 40 acres, more or less

SUBJECT TO:

1. Taxes, if any which may constitute a lien, but which are not yet due and payable, and
2. Rights-of-way, if any, for roads, telephone and telegraph lines and pipelines of record in the office of the Clerk or Recorder of the county in which the above described property is situated; and
3. Reservations contained in the United States Patent thereto.

INITIAL FOR IDENTIFICATION

as.

5

BOOK 223 PAGE 295

EXHIBIT A

EXHIBIT A to that certain Memorandum of Mining Lease by and between John Filippini, Henry Filippini, Angela Joline Stewart, Janice Elaine Lombardi, Josephine Helen Filippini, Alison E. Itza, Joseph A. Elquist, Amy L. Elquist, Jay M. Elquist, and Angela M. Elquist (as "Owner") representing 50% interest in the Mineral Estate only, and Santa Fe Pacific Mining, Inc., a Kansas Corporation (as "Lessee"), and pertaining to the following described real property situated in Eureka County, State of Nevada.

(Mineral Estate Only)

Township 26 North, Range 49 East, MDB&M

Section 20: NW 1/4 NE 1/4; NE 1/4 NW 1/4

Containing 80 acres, more or less

Township 27 North, Range 48 East, MDB&M

Section 33: NW 1/4 SW 1/4

Containing 40 acres, more or less

SUBJECT TO:

1. Taxes, if any which may constitute a lien, but which are not yet due and payable, and
2. Rights-of-way, if any, for roads, telephone and telegraph lines and pipelines of record in the office of the Clerk or Recorder of the county in which the above described property is situated; and
3. Reservations contained in the United States Patent thereto.

INITIAL FOR IDENTIFICATION

JE

EXHIBIT A

EXHIBIT A to that certain Memorandum of Mining Lease by and between John Filippini, Henry Filippini, Angela Joline Stewart, Jan'ce Elaine Lombardi, Josephine Helen Filippini, Alison E. Itza, Joseph A. Elquist, Amy L. Elquist, Jay M. Elquist, and Angela M. Elquist (as "Owner") representing 50% interest in the Mineral Estate only, and Santa Fe Pacific Mining, Inc., a Kansas Corporation (as "Lessee"), and pertaining to the following described real property situated in Eureka County, State of Nevada.

(Mineral Estate Only)

Township 26 North, Range 49 East, MDB&M

Section 20: NW 1/4 NE 1/4; NE 1/4 NW 1/4

Containing 80 acres, more or less

Township 27 North, Range 48 East, MDB&M

Section 33: NW 1/4 SW 1/4

Containing 40 acres, more or less

SUBJECT TO:

1. Taxes, if any which may constitute a lien, but which are not yet due and payable, and
2. Rights-of-way, if any, for roads, telephone and telegraph lines and pipelines of record in the office of the Clerk or Recorder of the county in which the above described property is situated; and
3. Reservations contained in the United States Patent thereto.

INITIAL FOR IDENTIFICATION

JAE - ASE/ALH - QME
JAE - JAE - JAE

EXHIBIT A

EXHIBIT A to that certain Memorandum of Mining Lease by and between John Filippini, Henry Filippini, Angela Joline Stewart, Janice Elaine Lombardi, Josephine Helen Filippini, Alison E. Itza, Joseph A. Elquist, Amy L. Elquist, Jay M. Elquist, and Angela M. Elquist (as "Owner") representing 50% interest in the Mineral Estate only, and Santa Fe Pacific Mining, Inc., a Kansas Corporation (as "Lessee"), and pertaining to the following described real property situated in Eureka County, State of Nevada.

(Mineral Estate Only)

Township 26 North, Range 49 East, MDB&M

Section 20: NW 1/4 NE 1/4; NE 1/4 NW 1/4

Containing 80 acres, more or less

Township 27 North, Range 48 East, MDB&M

Section 33: NW 1/4 SW 1/4

Containing 40 acres, more or less

SUBJECT TO:

1. Taxes, if any which may constitute a lien, but which are not yet due and payable, and
2. Rights-of-way, if any, for roads, telephone and telegraph lines and pipelines of record in the office of the Clerk or Recorder of the county in which the above described property is situated; and
3. Reservations contained in the United States Patent thereto.

BOOK 223 PAGE 276
OFFICIAL RECORDS
RECORDED AT THE REQUEST OF
Santa Fe Pacific
91 JUN 12 PM 5:59
Mining Co.
EUREKA COUNTY, NEVADA
M.N. REBALANCE RECORD
FILE NO. 137019
FEES \$7.00

INITIAL FOR IDENTIFICATION

[Signature]

2

BOOK 223 PAGE 298