

NO.

FILED

SEP 24 1993

JOAN SHANLEY, CLERK

BY M. Lee DEPUTY

147066

IN THE SEVENTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF EUREKA

BULLION MONARCH COMPANY,
a Utah corporation,

Plaintiff,

vs.

POLAR RESOURCES CO., a
Nevada corporation, et al.,

Defendants.

Plaintiff and Counterdefendant BULLION MONARCH COMPANY having failed to answer or otherwise reply to the Counterclaim filed by HIGH DESERT MINERAL RESOURCES OF NEVADA, INC. and NEWMONT GOLD COMPANY as required by law and the Default of BULLION MONARCH COMPANY having been entered and filed on August 13, 1993, NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

1. That BULLION MONARCH COMPANY has no right, title, estate, lien or interest in or to any of the mining claims and properties described on Schedule "I" hereto (the "Properties"); provided, however, that BULLION MONARCH COMPANY'S right to a production royalty under the provisions of paragraph 4 of that certain Agreement dated May 10, 1979, recorded in Book 71 (Official Records), at pages 9-102 in the Office of the County Recorder of Eureka County, Nevada, shall survive this Judgment.

2. HIGH DESERT MINERAL RESOURCES OF NEVADA, INC. owns an undivided forty percent (40%) interest in the Properties and NEWMONT GOLD COMPANY owns an undivided

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1 sixty percent (60%) interest in the Properties free and clear of all claims asserted or which may be

2 or which might have been asserted by BULLION MONARCH COMPANY, except for the said

3 production royalty, and the said production royalty is not a cloud on the title to the Properties held

4 by HIGH DESERT MINERAL RESOURCES OF NEVADA, INC. and NEWMONT GOLD

5 COMPANY.

6 3. BULLION MONARCH COMPANY should be, and hereby is, forever barred and

7 enjoined from asserting any claim whatsoever in or to the Properties or the minerals or mineral

8 interests in the properties adverse to HIGH DESERT MINERAL RESOURCES OF NEVADA,

9 INC. or NEWMONT GOLD COMPANY, but BULLION MONARCH COMPANY shall not be

10 precluded by this order from asserting its right to the said production royalty.

11 4. Plaintiff's Complaint herein is dismissed with prejudice as to HIGH DESERT

12 MINERAL RESOURCES OF NEVADA, INC. and NEWMONT GOLD COMPANY.

13 5. HIGH DESERT MINERAL RESOURCES OF NEVADA, INC. and NEWMONT

14 GOLD COMPANY are awarded their taxable costs of action.

15 DATED: This 22 day of Sept, 1993.

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[Signature]
DISTRICT JUDGE

(Must be attached to original or a true copy of paper served)

AFFIDAVIT OF SERVICE BY MAIL

STATE OF NEVADA,

COUNTY OF WASHOE

KATHERINE FULKERSON

, being sworn, says that she is a

citizen of the United States, over 21 years of age, a resident of Washoe County,

and not a party to the within action.

This affiant's residence (business) address is 333 Marsh Ave., Reno, NV, 89509

That affiant served a copy of the attached AMENDED PROPOSED JUDGMENT BY DEFAULT

by placing said copy in an envelope addressed to S. R. Olesen, Esq. and

their respective Robert William Hughes, Esq.

at his office (residence) address es: PO Box 118, Ely, NV, 89301 and

7050 Union Ave., Suite 420, Midvale, Utah, 84045

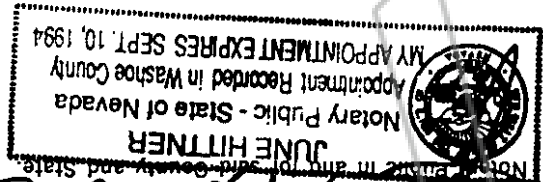
which envelope was then sealed and postage fully prepaid thereon, and thereafter was on

September 14, 1993, deposited in the United States mail at Reno, NV.

That there is delivery service by United States mail at the place so addressed, or regular communication by United States mail between the place of mailing and the place so

addressed.

Subscribed and sworn to before me on September 14, 1993



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Katherine Fulkerson

AFFIDAVIT OF MAILING

SS.
)

State of Nevada

County of Eureka

Marcia Elliott, being duly sworn, says that on the 24th day of September, 1993, she deposited in the United States Post Office in Eureka, Nevada, five sealed envelopes, in each of which was contained a copy of the foregoing notice, postage prepaid thereon; that said sealed envelopes were addressed as follows:

Earl M. Hill, Esq.
HILL, CASSAS & DELIPKAV
Suite 300 Holcomb Professional Center
300 Holcomb Ave. P.O. Box 2790
Reno, NV 89505-2790
S. R. Olesen, Esq.
P.O. Box 118
ELY, NV 89301
Robert William Hughes, Esq.
7050 South Union Avenue, Suite 420
Midvale, UT 84045

Julien G. Sourwine, Esq.
Jones, Jones, Close & Brown
333 Marsh Avenue
P.O. Box 460
Reno, NV 89504

Thomas P. Erwin, Esq.
Erwin, Thompson & Hascheff
P.O. Box 40817
Reno, NV 89504

147066

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OFFICIAL RECORDS
RECORDED AT THE REQUEST OF
Thomas Erwin
93 OCT 15 P1:28

EUREKA COUNTY, NEVADA
M.N. REBALCATE, RECORDER
FILE NO. 93-1000

Marcia Elliott

Subscribed and sworn to before me this 24th day of September, 1993.

Don S. Hays
County Clerk

By Barbara Bailey
Deputy Clerk

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SEVENTH JUDICIAL DISTRICT COURT
IN AND FOR COUNTY OF EUREKA, STATE OF NEVADA
I, the Undersigned, COUNTY CLERK, and Ex-Officio CLERK of the SEVENTH JUDICIAL DISTRICT COURT do hereby CERTIFY that the foregoing is a full, true and correct copy of the original on file in my office and that I have carefully compared the same with the original.
WITNESS, My Hand and Seal of said DISTRICT COURT, this 15th day of Oct 1993
Don S. Hays
County Clerk and Ex-Officio Court Clerk
Deputy Clerk