

AFFIDAVIT AND NOTICE OF INTENT TO HOLD MINING CLAIMS AND SITES

State of Nevada)
County of Elko)
ss.)

David R. Faley, first being duly sworn, deposes and says:

I am the Manager of Lands, U.S. of NEWMONT EXPLORATION LIMITED, a Delaware corporation ("Newmont"), and am personally acquainted with the matters described herein.

Newmont, whose address is 555 Fifth Street, Elko, Nevada 89801, leases the unpatented mining claims described in Exhibit A attached hereto (the "Claims"). The owner of the Claims is the Jerry A. Davis Family Trust, whose address is in c/o Jerry A. and Carol R. Davis, 3120 Osprey Drive, Eagle, Idaho 83616.

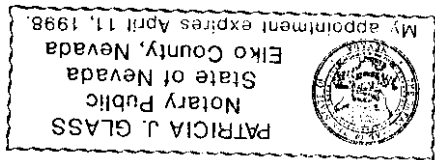
It is the intention of Newmont and the owners of the Claims leased or otherwise controlled by Newmont to maintain and develop the Claims as is provided for by law, and to hold the same to and through 11:59 a.m., September 1, 1995.

Newmont has paid a maintenance fee of \$100 and met the federal fee requirements for each of the Claims for the assessment year ending September 1, 1995, as required by Public Law 103-66, 107 Stat. 312 and 43 C.F.R. Part 3830 (and, to the extent applicable to any of the Claims, the Act of August 11, 1955, 69 Stat. 681 and 43 C.F.R. Part 3730, and the Act of April 8, 1948, 62 Stat. 162 and 43 C.F.R. Subpart 3821), in lieu of the suspended assessment work and filing requirements of 30 U.S.C. § 28-28e and 43 U.S.C. § 1744(a) and (c). This affidavit is made pursuant to N.R.S. § 517.230.

Subscribed and sworn to before me this 23rd day of October, 1995, by David R. Faley.

David R. Faley
David R. Faley

Patricia J. Glass
Notary Public



NELVTS - MAGGIE CREEK (O3A/NEL) - 1994/1995 FILING

BOOK 288 PAGE 504

REPORT : EXHIBITA

Prepared : 11-AUG-94
Page : 1 of 1

Company Name : NEWMONT EXPLORATION LIMITED
State : NEVADA
Project : TS - MAGGIE CREEK

Block Name : OS 3A

Lead File

BLM Serial # Claim Name County Book & Page Or Document # Amended Book & Page or Document # TWP RGE SEC QTR Meridian

NMC 702849	OS 3A	EUREKA	273	183	34N	51E	21	SW	MDM
NMC 702849	OS 3A						21	SE	
							28	NE	
							28	NW	

Total Count for Claim Block : 1

Count of Claims by County

EUREKA 1

Total County Count

EUREKA 1

Total Claim count for this Exhibit : 1



94 AUG 15 AM 10:57
RCV'D NSO DLH

BOOK 288 PAGE 505

159747

EUREKA COUNTY NEVADA
M.N. REBAL. RECORDER
FILE NO. 3 SD