

**Recording Requested by  
and Return to:**

Placer Dome U.S. Inc.  
Manager, Cortez Joint Venture  
600-1055 Dunsmuir Street  
Vancouver, B.C., Canada V7X 1L3  
Attn: Corporate Secretary

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A.P.N. 7-350-15, 5-590-01, 5-340-40, 5-340-37

**GRANT, BARGAIN AND SALE DEED**

Oro Nevada Mining Company, a Nevada corporation ("Grantor"), in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby grant, bargain, sell and convey to The Cortez Joint Venture, a Nevada Joint Venture comprised of Placer Cortez Inc., a Delaware corporation, and Kennecott Explorations (Australia) Ltd., a Delaware corporation, whose address is c/o Placer Dome U.S. Inc., 600 - 1055 Dunsmuir Street, P.O. Box 49305 Bentall Station, Vancouver, B.C., Canada V7X 1L3 ("Grantee"), and to its successors and assigns forever, all of that certain real property situate in the Counties of Lander and Eureka, State of Nevada, as more particularly described in Exhibit "A" attached hereto and by this reference made a part hereof (referred to herein as the "Property").

**TOGETHER WITH** all structures, fixtures, growing crops and hay and other improvements situate thereon.

**TOGETHER WITH** all of the surface and underground waters, water rights, rights to the use of water, dams, ditches, canals, pipelines, reservoirs and all other means for the diversion and use of waters appurtenant to the Property or any part thereof, or used or enjoyed in connection with the use of any of said lands, including without limitation the specific Water Applications and Proofs described in Exhibit "B" attached hereto and by this reference made a part hereof.

**TOGETHER WITH** all of the federal grazing privileges held or controlled by Grantor in connection with the use and operation of the Property, including without limitation those grazing rights described in Exhibit "C" attached hereto and by this reference made a part hereof.

**TOGETHER WITH** all easements, rights-of-way, licenses, profits and other tenements, hereditaments and appurtenances thereunto belonging or appertaining, and the reversions, remainders, issues and profits thereof, whether now held by Grantor or hereafter acquired.

**EXCEPTING AND RESERVING, HOWEVER,** unto Grantor and its successors and assigns forever, all of the minerals, metals, ores and mineral materials of whatsoever kind and nature located in, under or upon the Property, including without limitation all coal, oil, gas and other hydrocarbons (said reserved minerals being hereinafter collectively referred to as the "Minerals"),

but specifically excluding all geothermal waters, steams and brines and all sand, gravel, stone and other common varieties of minerals, and excluding all minerals previously granted or reserved and therefore not appurtenant to the Property.

The rights of Grantor to access and use the surface of the Property for the exploration, development, mining and removal of the Minerals shall be subject to the following rights, obligations, conditions and restrictions, which together shall constitute covenants running with the land which shall be binding upon and inure to the benefit of the successors and assigns of Grantor and Grantee.

1. Grantor, upon prior notification to the owner of the Property, shall have the right of access across and upon the surface of the Property to explore for, drill, develop, mine, and remove all Minerals from the Property (by any such means of mining or removal as Grantor may deem appropriate, including without limitation, mining by strip or other surface methods or by future methods or technologies which may be presently unknown to the Grantor and Grantee), all as may be necessary to the full use and enjoyment of the Minerals.

2. Grantor's right to use the surface of the Property shall be subject to the obligation of Grantor to compensate the owner of the Property for the value of any and all damage to or destruction of crops, structures, fences, roadways, canals, reservoirs, power lines and any other fixtures or improvements located upon the surface of the Property, and is subject to the obligation of Grantor to compensate the owner of the Property for the value of the loss of use of such areas of the surface of the Property made unusable for ranching and farming activities.

3. Grantor's right to use the surface of the Property shall be limited to such use as is necessary to mine and remove the Minerals and shall not include the right to use the surface of the Property for milling, processing or other beneficiation of the Minerals once severed from the land. If Grantor reasonably requires a portion or portions of the surface of the Property for the conduct of milling, processing or other beneficiation of Minerals mined from the Property (and not from other lands in the vicinity of the Property), and for these purposes only, Grantor shall have the right to purchase such portion or portions of the surface of the Property from the owner thereof for the fair and reasonable value of said land, with the value of such land to be based upon its use for ranching and farming activities.

4. Grantor shall be fully responsible for reclaiming all disturbance and impacts resulting from its use of the surface of the Property hereunder; no use of the surface by Grantor shall be permitted except in accordance with all applicable local, state and federal laws, rules and regulations, including without limitation, Chapter 519A of the Nevada Revised Statutes or any successor or substitute laws concerning reclamation of lands used for mining and exploration.

5. Notwithstanding any of the foregoing to the contrary and by way of specific limitation thereof, Grantor shall have no rights of access, use or acquisition of the surface of the Property for any purpose if and to the extent such use would, in the sole discretion of the owner of the Property, acting reasonably, materially interfere with mining, processing, dewatering or other operations being conducted or planned on the Property which are related to mining on adjacent or nearby lands owned or controlled by the owner of the Property or its affiliates. Grantor and Grantee acknowledge that a primary motivation of Grantee for acquisition of the Property is to use the same in connection with and for the benefit of its nearby mining operations and the parties therefore intend that such uses shall have priority of right over the exploitation of the Minerals.

6. No water or water rights are included in this reservation of Minerals and Grantor shall have no right to use water or water rights appurtenant to the Property in connection with its ownership or use and enjoyment of the Minerals reserved hereunder or otherwise.

7. Grantor shall defend, indemnify and hold harmless Grantee and its successors and assigns forever from and against any and all claims, actions, suits, demands, losses, damages, assessments, costs, liabilities and expenses, including reasonable attorneys fees, arising out of or related to Grantee's access to and use of the surface of the Property or Grantee's failure to perform and abide by the covenants provided herein.

**TO HAVE AND TO HOLD**, all and singular, the above-mentioned and described property unto Grantee, its successors and assigns forever.

**IN WITNESS WHEREOF**, Grantor has caused its corporate name to be hereto affixed by its representative duly authorized this 16<sup>th</sup> day of November, 1998.

**"GRANTOR"**

Oro Nevada Mining Company,  
a Nevada Corporation

By *Robert A. Jones*  
Name Robert A. Jones  
Title President

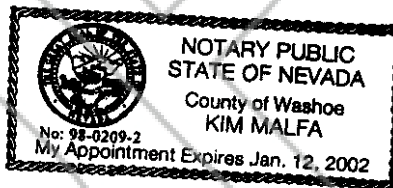
CERTIFICATE OF ACKNOWLEDGMENT

STATE OF NEVADA            )  
                                  Washoe        ) ss.  
COUNTY OF ~~BLAKE~~            )

This instrument was acknowledged before me on the 16<sup>th</sup> day of November, 1998, by  
R.A. Jones.

WITNESS my hand and official seal.

Kim Malfa  
Notary Public



**EXHIBIT A**

**DESCRIPTION OF REAL PROPERTY**

COPY

## LEGAL DESCRIPTION

The land referred to herein is situated in the State of Nevada,  
County of EUREKA & LANDER, described as follows:

### PARCEL 1:

TOWNSHIP 28 NORTH, RANGE 49 EAST, M.D.B.&M.

Section 1: All;  
Section 3: All;  
Section 9: All;  
Section 11: All;  
Section 13: All;  
Section 15: All;  
Section 21: N1/2;  
Section 23: All;

TOWNSHIP 28 NORTH, RANGE 50 EAST, M.D.B.&M.

Section 1: All;  
Section 3: All;  
Section 5: All;  
Section 7: All;  
Section 9: All;  
Section 11: All;  
Section 13: All;  
Section 15: All;  
Section 17: All;  
Section 19: All;  
Section 21: All;  
Section 23: All;

TOWNSHIP 28 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 5: All;  
Section 7: All;  
Section 9: All;

TOWNSHIP 29 NORTH, RANGE 49 EAST, M.D.B.&M.

Section 1: All;  
Section 3: All;  
Section 9: All;  
Section 11: All;  
Section 13: All;

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Section 15: All;  
Section 21: All;  
Section 23: All;  
Section 25: All;  
Section 27: All;  
Section 35: All;

TOWNSHIP 29 NORTH, RANGE 50 EAST, M.D.B.&M.

Section 1: All;  
Section 3: All;  
Section 5: All;  
Section 7: All;  
Section 9: All;  
Section 11: All;  
Section 13: E1/2; N1/2NW1/4; N1/2S1/2NW1/4; S1/2N1/2SW1/4;  
S1/2SW1/4;  
Section 15: All;  
Section 17: All;  
Section 19: All;  
Section 21: All;  
Section 23: All;  
Section 25: All;  
Section 27: All;  
Section 29: All;  
Section 31: All;  
Section 33: All;  
Section 35: All;

TOWNSHIP 29 NORTH, RANGE 51 EAST, M.D.B.&M.

Section 31: All;

TOWNSHIP 30 NORTH, RANGE 50 EAST, M.D.B.&M.

Section 35: All;

EXCEPTING THEREFROM all petroleum, oil, natural gas and products derived therefrom lying in and under said land as reserved by SOUTHERN PACIFIC LAND COMPANY in Deed recorded July 7, 1949, in Book 23 of Deeds at page 583, Eureka County, Nevada records.

EXCEPTING FROM all of Parcel 1, except Sections 1, 3, 9, 15 and 21, TOWNSHIP 29 NORTH, RANGE 49 EAST; Section 1, TOWNSHIP 29

Continued on next page

NORTH, RANGE 50 EAST, M.D.B.&M.; and Section 35, TOWNSHIP 30 NORTH, RANGE 50 EAST, M.D.B.&M., a one-half interest in and to the iron and mineral rights in and under said land conveyed by DAN FILIPPINI to ROY L. PRIMEAUX and FRANCES PRIMEAUX by deed recorded August 20, 1951, in Book 24 of Deeds at Page 153, Eureka County, Nevada records.

PARCEL 2:

TOWNSHIP 26 NORTH, RANGE 49 EAST, M.D.B.&M.

Section 20: NW1/4NE1/4; NE1/4NW1/4;

TOWNSHIP 27 NORTH, RANGE 48 EAST, M.D.B.&M.

Section 33: NW1/4SW1/4;

TOWNSHIP 28 NORTH, RANGE 47 EAST, M.D.B.&M.

Section 5: Lots 2, 3 and 4;

Section 6: NE1/4;

TOWNSHIP 28 NORTH, RANGE 48 EAST, M.D.B.&M.

Section 1: All;

Section 3: All;

Section 5: All;

Section 7: All;

Section 8: NE1/4NE1/4; S1/2S1/2;

Section 9: All;

Section 11: All;

Section 12: S1/2SW1/4; SW1/4SE1/4;

Section 13: All;

Section 14: N1/2; SW1/4; W1/2SE1/4;

Section 15: All;

Section 16: W1/2NE1/4; NW1/4;

Section 17: All;

Section 18: E1/2E1/2; NW1/4NE1/4; NE1/4NW1/4;

Lot 1 (NW1/4NW1/4);

Section 19: NW1/4SE1/4;

Section 21: S1/2SE1/4;

Section 22: SW1/4SW1/4;

Section 23: N1/2NW1/4;

Section 24: NE1/4NE1/4;

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Section 27: SW1/4NW1/4;  
Section 28: NE1/4; E1/2NW1/4; SE1/4SW1/4; SW1/4SE1/4;  
NE1/4SE1/4;  
Section 32: SE1/4NE1/4; SW1/4SW1/4; NE1/4SW1/4;  
NW1/4SE1/4;  
Section 33: NW1/4NW1/4;

TOWNSHIP 28 NORTH, RANGE 49 EAST, M.D.B.&M.

Section 2: S1/2NE1/4;  
Section 7: All;  
Section 19: N1/2;  
Section 24: NW1/4NW1/4;  
Section 26: NE1/4NW1/4;  
Section 28: NW1/4NE1/4; NE1/4SE1/4;  
Section 30: NE1/4NW1/4;  
Section 32: SE1/4NW1/4;  
Section 34: NW1/4NW1/4;  
Section 35: NW1/4SE1/4;  
Section 36: NW1/4NE1/4; N1/2SW1/4;

TOWNSHIP 29 NORTH, RANGE 47 EAST, M.D.B.&M.

Section 18: Lots 10, 11 and 12;  
Section 32: Lots 2, 3 and 4; NE1/4SE1/4;

TOWNSHIP 29 NORTH, RANGE 48 EAST, M.D.B.&M.

Section 3: All;

TOWNSHIP 29 NORTH, RANGE 49 EAST, M.D.B.&M.

Section 36: W1/2NE1/4;

TOWNSHIP 29 NORTH, RANGE 50 EAST, M.D.B.&M.

Section 10: SW1/4SE1/4;  
Section 30: S1/2NE1/4; NE1/4SE1/4;

PARCEL 3:

TOWNSHIP 30 NORTH, RANGE 50 EAST, M.D.B.&M.

Section 15: All;

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Section 21: All;  
Section 23: All;

EXCEPTING THEREFROM ninety percent (90%) of the coal, oil, gas and other minerals of every kind and nature whatsoever as reserved by STRATHEARN CATTLE COMPANY in Deeds recorded May 25, 1959, in Book 25 of Deeds at Page 297, Eureka County, Nevada and recorded June 10, 1959, in Book 25 of Deeds at Page 310, Eureka County, Nevada records.

FURTHER EXCEPTING THEREFROM a strip of land 400 feet in width reserved by SOUTHERN PACIFIC COMPANY, in Deed recorded June 20, 1958, in Book 25 of Deeds at Page 240, Eureka County, Nevada records.

PARCEL 4:

TOWNSHIP 29 NORTH, RANGE 50 EAST, M.D.B.&M.

Section 10: N1/2; SW1/4; N1/2SE1/4; SE1/4SE1/4;

TOWNSHIP 30 NORTH, RANGE 50 EAST, M.D.B.&M.

Section 10: NE1/4NE1/4; S1/2NE1/4; SE1/4; SE1/4SW1/4;

Section 14: W1/2NW1/4; SW1/4; S1/2SE1/4;

Section 16: NE1/4NE1/4; S1/2NE1/4; SE1/4; SE1/4SW1/4;

Section 22: All;

EXCEPTING FROM all of Parcel 4, except SE1/4SW1/4, Section 14, TOWNSHIP 30 NORTH, RANGE 50 EAST, all minerals in and under said land as reserved by UNITED STATES OF AMERICA in Patents recorded September 23, 1964, in Book 6 of Official Records at Page 34, Eureka County, Nevada records and recorded August 16, 1963, in Book 27 of Deeds at Page 9, Eureka County, Nevada records.

FURTHER EXCEPTING FROM Parcels 1, 2, 3 and 4, an undivided one-half interest in and to all oil, gas and mineral rights in and to all the rights of DAN FILIPPINI as reserved by DAN FILIPPINI in Deed recorded January 6, 1966, in Book 9 of Official Records, at Page 442, Eureka County, Nevada records and in Book 10 of Official Records at Page 266, Lander County, Nevada records.

FURTHER EXCEPTING FROM Parcels 1, 2, 3 and 4, one-fourth of all  
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brine, steam and geothermal rights in and under said land as reserved by DOYLE F. CHILD by Deed recorded April 2, 1975, in Book 131 of Official Records at Page 147, Lander County, Nevada and recorded March 27, 1975, in Book 51 of Official Records at Page 202, Eureka County, Nevada records.

PARCEL 5:

TOWNSHIP 30 NORTH, RANGE 50 EAST, M.D.B.&M.

Section 36: N1/2SW1/4; S1/2NE1/4;

EXCEPTING THEREFROM an undivided one-half interest in and to all oil, gas, coal, geothermal and steam and mineral rights of every kind and nature whatsoever in and under said land as reserved by DAN FILIPPINI in Deed recorded July 12, 1974, in Book 48, Page 525, Official Records, Eureka County, Nevada.

PARCEL 6:

TOWNSHIP 28 NORTH, RANGE 47 EAST, M.D.B.&M.

Section 13: NE1/4;

EXCEPTING FROM all of the above described parcels an undivided one-half of the oil, gas and mineral rights owned by Grantor as reserved by TED C. FROME and BETTY B. FROME in Deed recorded April 4, 1988, in Book 175, Page 170, Official Records, Eureka County, Nevada and in Book 309, Page 45, Official Records, Lander County, Nevada.

## **EXHIBIT B**

### **DESCRIPTION OF WATER RIGHTS**

"Water Rights" as that term is defined in the Grant, Bargain and Sale Deed to which this exhibit is attached shall include any and all surface and underground water rights historically claimed by, used or associated with the Property, including without limitation those water rights described in this Exhibit and also including any and all water rights currently being reviewed, verified, perfected or filed upon which may not be described in this Exhibit.

Selection Criteria: APP STATUS IN (APP,CER,PER,REA,REP,VST,RES,RLE,DEC) AND USE IN (STK,OTH) AND OWNER\_NAME LIKE ORO  
SPECIAL HYDROGRAPHIC ABSTRACT  
RUN DATE: 07/24/98

CHANGE OF APP#	CERT#	FILING DATE	STAT	SRC	CO	QTR	SEC	TWP	RNG	DIV RATE (CFS)	TYPE OF USE	ACRES IRRIGATED	ANNUAL DUTY	CO OWNER OF RECORD
***** START OF SECTION FOR BASIN NUMBER: 053 *****														
7492		1729 09/04/1925 CER		SPR	NE	SE	35	27N	48E	0.050 STK			38.00 AFS EU ORO NEVADA MINING CO., INC.	
63971		03/20/1998 RFA	UG	NW	NE	20	26N	49E		0.062 STK				EU ORO NEVADA MINING COMPANY, INC.
701515		08/20/1917 VST		SPR	NE	NW	20	26N	49E		STK			EU ORO NEVADA MINING COMPANY
<del>702046</del>		06/16/1926 VST		SPR	SW	NW	30	27N	49E		STK			EU ORO NEVADA MINING CO., INC.
702046		06/16/1926 VST		SPR	SW	NW	33	27N	49E		STK			EU ORO NEVADA MINING CO., INC.
***** END OF SECTION FOR BASIN NUMBER: 053 *****														
***** START OF SECTION FOR BASIN NUMBER: 054 *****														
7435		2336 07/11/1925 CER		SPR	NW	NW	01	27N	49E	0.025 STK			4.43 MGS EU ORO NEVADA MINING CO., INC.	
7437		2337 07/11/1925 CER		SPR	NE	SE	21	28N	49E	0.034 STK			6.02 MGA EU ORO NEVADA MINING CO., INC.	
7438		2481 07/11/1925 CER		SPR	SW	NE	24	28N	49E	0.019 STK			3.28 MGA EU ORO NEVADA MINING CO., INC.	
7439		2338 07/11/1925 CER		SPR	NE	SW	25	28N	49E	0.013 STK			2.19 MGA EU ORO NEVADA MINING CO., INC.	
7440		2482 07/11/1925 CER		SPR	NE	SE	27	28N	49E	0.019 STK			3.28 MGA EU ORO NEVADA MINING CO., INC.	
7464		1726 08/05/1925 CER		SPR	SE	NE	23	27N	48E	0.050 STK			8.85 MGA EU ORO NEVADA MINING CO., INC.	

NEVADA DIVISION OF WATER RESOURCES  
WATER RIGHTS DATABASE

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Selection Criteria: APP\_STATUS IN (APP,CER,PER,REA,REP,RVP,VST,RES,RIP,DEC) AND USE IN (STK,OTH) AND OWNER\_NAME LIKE ORO  
SPECIAL HYDROGRAPHIC ABSTRACT  
RUN DATE: 07/24/98

APP#	CHANGE OF APP#	CERT#	FILING DATE	STAT	SRC	QO	CTR	SEC	TWP	RNG	DIV RATE (CFS)	TYPE OF USE	ACRES IRRIGATED	ANNUAL DUTY	CO OWNER OF RECORD
7465		1727	08/05/1925	CER	SPR	NE	SW	26	27N	48E	0.050	STK		8.85 MGA	EU ORO NEVADA MINING CO., INC.
7466		1728	08/05/1925	CER	SPR	NE	SE	15	27N	48E	0.050	STK		29.03 AFS	EU ORO NEVADA MINING CO., INC.
7502		2480	09/16/1925	CER	SPR	NW	NE	24	28N	49E	0.019	STK		3.28 MGA	EU ORO NEVADA MINING CO., INC.
7789		2339	06/24/1926	CER	SPR	SW	SE	36	28N	48E	0.034	STK		5.76 MGA	EU ORO NEVADA MINING CO., INC.
7858		2340	08/23/1926	CER	SPR						0.025	STK		5.81 MGS	EU ORO NEVADA MINING CO., INC.
7859		2341	08/23/1926	CER	SPR	SW	NE	18	29N	51E	0.034	STK		5.35 MGA	EU ORO NEVADA MINING CO., INC.
13233		4066	01/16/1950	CER	UG	SE	NE	08	28N	48E	0.031	STK	0.00	7.30 MGA	EU ORO NEVADA MINING CO., INC.
13234		4067	01/16/1950	CER	UG	SE	SE	08	28N	48E	0.007	STK	0.00	1.65 MGA	EU ORO NEVADA MINING COMPANY
13235		3997	01/16/1950	CER	UG	SE	NE	17	28N	48E	0.016	STK	0.00	3.65 MGA	EU ORO NEVADA MINING COMPANY
13236		3994	01/16/1950	CER	UG	NW	SW	16	28N	48E	0.016	STK	0.00	3.65 MGA	EU ORO NEVADA MINING CO., INC.
13237		3995	01/16/1950	CER	UG	NE	SE	27	28N	48E	0.016	STK	0.00	3.65 MGA	EU ORO NEVADA MINING CO., INC.
13238		3996	01/16/1950	CER	UG	NW	NE	28	28N	48E	0.016	STK	0.00	3.65 MGA	EU ORO NEVADA MINING COMPANY
13239		3998	01/16/1950	CER	UG	NW	SE	19	28N	48E	0.016	STK	0.00	3.65 MGA	LA ORO NEVADA MINING

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WATER RIGHTS DATABASE

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Selection Criteria: APP\_STATUS IN (APP,CER,PER,RFA,RFP,RVP,VST,RES,RIP,DEC) AND USE IN (STK,OTH) AND OWNER\_NAME LIKE ORO  
SPECIAL HYDROGRAPHIC ABSTRACT  
RUN DATE: 07/24/98

APP#	CHANGE OF APP#	CERT#	FILING DATE	STAT	SRC	QO	CTR	SEC	TWP	RNG	DIV RATE (CFS)	TYPE OF U S	ACRES IRRIGATED	ANNUAL DUTY	CO OWNER OF RECORD
13240		3993	01/16/1950	CER	UG	NE	SW	03	29N	48E	0.016	STK	0.00	3.68 MGA	EU ORO NEVADA MINING COMPANY
13254		3999	02/03/1950	CER	SPR	SE	NE	19	27N	48E	0.018	STK	0.00	4.09 MGA	LA ORO NEVADA MINING CO., INC.
13965		4309	01/03/1952	CER	UG	SW	SW	34	29N	48E	0.016	STK	0.00	3.77 MGA	EU ORO NEVADA MINING CO., INC.
14726		4233	12/24/1952	CER	UG	NW	SW	11	29N	49E	0.023	STK	0.00	5.48 MGA	EU ORO NEVADA MINING COMPANY
16830		4873	01/09/1956	CER	SPR	SE	NE	20	29N	50E	0.016	STK	0.00	3.65 MGA	EU ORO NEVADA MINING CO.
17313		5044	06/25/1957	CER	UG	NW	SW	15	28N	48E	0.017	STK	0.00	3.94 MGA	EU ORO NEVADA MINING COMPANY
17314		5045	06/25/1957	CER	UG	LT0107			28N	49E	0.003	STK	0.00	0.66 MGA	EU ORO NEVADA MINING COMPANY
17315		5046	06/25/1957	CER	UG	NE	SW	14	28N	48E	0.019	STK	0.00	4.38 MGA	EU ORO NEVADA MINING COMPANY
49594			12/18/1985	RFA	UG	LT0401			29N	49E	0.100	STK	0.00	7.37 MGA	EU ORO NEVADA MINING COMPANY
54179		13773	11/17/1989	CER	UG	LT1230			29N	48E	0.045	STK	0.00	10.62 MGA	LA ORO NEVADA MINING COMPANY
58348			12/15/1992	PER	UG	NW	SW	11	28N	47E	0.047	STK		10.95 MGA	LA ORO NEVADA MINING COMPANY
58405			12/17/1992	PER	UG	LT0506			29N	48E	0.047	STK		10.95 MGA	LA ORO NEVADA MINING COMPANY

NEVADA DIVISION OF WATER RESOURCES  
WATER RIGHTS DATABASE

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Selection Criteria: APP\_STATUS IN (APP,CER,PER,RFA,REF,RVE,VST,RES,RIP,DEC) AND USE IN (STK,OTH) AND OWNER\_NAME LIKE ORO  
SPECIAL HYDROGRAPHIC ABSTRACT  
RUN DATE: 07/24/98

APP#	CHANGE OF APP#	CERT#	FILING DATE	STAT	SRC	POINT OF DIVERSION	DIV RATE (CFS)	TYPE OF U USE	ACRES IRRIGATED	ANNUAL DUTY	CO OWNER OF RECORD
61766	37870		12/26/1995	RFA	UG	LT0506 29N 48E	0.094 STK			21.90 MGA	EU ORO NEVADA MINING COMPANY
63170	13241		06/10/1997	PER	UG	NE 18 28N 48E	0.031 STK			13.30 AFA	EU ORO NEVADA MINING COMPANY, INC.
63827			02/10/1998	RFA	UG	NW SE 13 29N 49E	0.062 STK				EU ORO NEVADA MINING COMPANY, INC.
63828			02/10/1998	RFA	UG	SE SE 08 28N 48E	0.062 STK				EU ORO NEVADA MINING COMPANY, INC.
63829			02/10/1998	RFA	UG	SW SE 17 28N 48E	0.062 STK				EU ORO NEVADA MINING COMPANY, INC.
63830			02/10/1998	RFA	UG	NE SE 11 28N 48E	0.062 STK				EU ORO NEVADA MINING COMPANY, INC.
63831			02/10/1998	RFA	UG	SW NE 15 28N 48E	0.062 STK				EU ORO NEVADA MINING COMPANY, INC.
63832			02/10/1998	RFA	UG	SE NW 28 28N 48E	0.062 STK				EU ORO NEVADA MINING COMPANY, INC.
63833			02/10/1998	RFA	UG	NE NE 10 29N 50E	0.062 STK				EU ORO NEVADA MINING COMPANY, INC.
V01941			09/23/1925	VST	SPR	NE NE 22 28N 49E	0.103 STK			24.40 MGS	EU ORO NEVADA MINING CO., INC.
V02041			06/16/1926	VST	SPR	SW SE 10 27N 49E	0.500 STK			24.50 MGS	EU ORO NEVADA MINING CO., INC.
V02042			06/16/1926	VST	SPR	SW SE 14 27N 49E	0.500 STK			24.50 MGS	EU ORO NEVADA MINING CO., INC.



NEVADA DIVISION OF WATER RESOURCES  
WATER RIGHTS DATABASE

PAGE: 5

Selection Criteria: APP\_STATUS IN (APP,CRR,PER,REA,REP,RVP,VST,RES,RUP,DEC) AND USE IN (STK,OTH) AND OWNER\_NAME LIKE ORO

RUN DATE: 07/24/98

APP#	CHANGE OF APP#	CERT#	FILING DATE	STAT	SRC	QO	QTR	SEC	TWP	RNG	DIV RATE (CFS)	TYPE OF U P	ACRES IRRIGATED	ANNUAL DUTY	CO OWNER OF RECORD
V02043			06/16/1926 VST	SPR	NE	NE	18	27N	49E		0.500	STK		24.50 MGS EU	ORO NEVADA MINING CO., INC.
V02045			06/16/1926 VST	SPR	NE	NW	33	27N	48E		0.500	STK		24.50 MGS EU	ORO NEVADA MINING CO., INC.
V02047			06/16/1926 VST	SPR	NE	SE	21	28N	49E		0.110	STK		25.90 MGS EU	ORO NEVADA MINING CO., INC.
<del>V02049</del>			06/16/1926 VST	SPR	NE	SW	30	28N	50E		0.103	STK		24.40 MGS EU	ORO NEVADA MINING CO., INC.
V02049			06/16/1926 VST	SPR	NW	SW	24	28N	49E		0.103	STK		24.40 MGS EU	ORO NEVADA MINING CO., INC.
V02050			06/16/1926 VST	SPR	NE	SE	30	28N	50E		0.103	STK		24.40 MGS EU	ORO NEVADA MINING CO., INC.
V02051			06/16/1926 VST	SPR	NE	SW	20	28N	50E		0.103	STK		24.40 MGS EU	ORO NEVADA MINING CO., INC.
V02052			06/16/1926 VST	SPR	NW	NE	20	28N	50E		0.103	STK		24.40 MGS EU	ORO NEVADA MINING CO., INC.
V02053			06/16/1926 VST	SPR	NW	SE	20	28N	50E		0.103	STK		24.40 MGS EU	ORO NEVADA MINING CO., INC.
V02054			06/16/1926 VST	SPR	SW	NW	30	28N	50E		0.103	STK		24.40 MGS EU	ORO NEVADA MINING CO., INC.
V09001			01/12/1998 VST	SPR	SW	SE	16	29N	50E			STK		32.44 MGA EU	ORO NEVADA MINING COMPANY, INC.
<del>V09002</del>			01/12/1998 VST	SPR	N2	SE	12	29N	50E			STK		32.44 MGA EU	ORO NEVADA MINING COMPANY, INC.
V09005			02/10/1998 VST	SPR	SE	SW	32	28N	48E			STK		32.44 MGA EU	ORO NEVADA MINING

Selection Criteria: APP\_STATUS IN (APP,CER,PER,REA,REP,RVP,VST,RES,RUP,DEC) AND USE IN (STK,OTH) AND OWNER\_NAME LIKE ORO  
SPECIAL HYDROGRAPHIC ABSTRACT  
RUN DATE: 07/24/98

APP#	CHANGE OF APP#	CERT#	FILING DATE	STAT	SRC	POINT OF DIVERSION QO QTR SEC TWP RNG	DIV RATE (CFS)	TYPE OF U P	ACRES IRRIGATED	ANNUAL DUTY	CO OWNER OF RECORD
V09006			02/10/1998	VST	SPR	SW SW 32 28N 48E		STK		32.44 MGA EU	ORO NEVADA MINING COMPANY, INC.
V09007			02/10/1998	VST	SPR	SE NE 32 28N 48E		STK		32.44 MGA EU	ORO NEVADA MINING COMPANY, INC.
V09009			02/10/1998	VST	SPR	SE SW 28 28N 48E		STK		32.44 MGA EU	ORO NEVADA MINING COMPANY, INC.
V09010			02/10/1998	VST	SPR	SW SE 28 28N 48E		STK		32.44 MGA EU	ORO NEVADA MINING COMPANY, INC.

\*\*\*\*\* END OF SECTION FOR BASIN NUMBER: 054 \*\*\*\*\*

# ORO NEVADA MINING - STOCKWATER RIGHTS NOT INCLUDED ON THE ABOVE DIVISION OF WATER RESOURCES PRELIMINARY WATER RIGHTS DATABASE

APP#	CERT#	STAT	SRC	QO	QTR	SEC	TWP	RNG	USE
V01939		VST	SPR	SW	NE	9	25	47	STK
V01943		VST	SPR	NE	SW	27	26	47	STK
V01944		VST	SPR	NE	NE	22	26	47	STK
V01947		VST	SPR	SE	SW	34	26	47	STK
7505	1732	CER	SPR	NW	NE	25	27	48	STK
7506	1733	CER	SPR	SE	NE	25	27	48	STK
8706	7611	CER	SPR	NE	NW	25	30	46	STK
8707	7610	CER	SPR	NE	SW	12	30	46	STK
8708	7609	CER	SPR	SW	NW	19	30	47	STK

**EXHIBIT C**

**DESCRIPTION OF GRAZING RIGHTS**

COPY

Form 4130-2a  
(September 1987)UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

## GRAZING PERMIT

STATE	NV
OFFICE	062
OPERATOR NUMBER	275011
PREFERENCE CODE	03
DATE PRINTED	03/11/97
TERM	03/01/1997 TO 02/28/2006

ORO NEVADA MINING CO  
ROBERT A. JONES PRES  
DBA DEAN RANCH  
HCR 66 BOX 30  
BEOWAWE, NV 89821

BUREAU OF LAND MANAGEMENT  
BATTLE MT. FIELD OFC  
P.O. BOX 1420  
BATTLE MOUNTAIN, NV 89820

THIS GRAZING PERMIT IS OFFERED TO YOU BASED ON YOUR RECOGNIZED GRAZING PREFERENCE ON THE PUBLIC LANDS AND/OR OTHER LANDS ADMINISTERED BY THE BLM. YOU ARE AUTHORIZED TO MAKE GRAZING USE TO THE EXTENT OF YOUR ACTIVE GRAZING PREFERENCE AS SHOWN BELOW UPON YOUR ACCEPTANCE OF THE TERMS AND CONDITIONS INCORPORATED HEREIN AND YOUR PAYMENT OF GRAZING FEES.

## ALLOT

PASTURE	LIVESTOCK NUMBER	KIND	GRAZING PERIOD BEGIN	END	XPL	TYPE USE	AUM'S
10003 CARICO LAKE UNIT	433	CATTLE	03/01	03/31	100	ACTIVE	441
	755	CATTLE	11/01	02/28	100	ACTIVE	2979
10006 GRASS VALLEY UNIT	118	CATTLE	03/01	03/31	100	ACTIVE	120
10041 JD	12	CATTLE	03/01	10/31	100	ACTIVE	97
	10	CATTLE	11/01	11/30	100	ACTIVE	10
20001 ARGENTA UNIT	308	CATTLE	03/01	03/31	100	ACTIVE	314
	206	CATTLE	11/01	02/28	100	ACTIVE	813

## TERMS AND CONDITIONS:

USE WILL BE IN ACCORDANCE WITH THE ARGENTA UNIT ADJUDICATED DATED MARCH 31, 1965 AND THE CARICO LAKE ADJUDICATION DATED NOVEMBER 7, 1963 AND THE ROBERTS CREEK UNIT ADJUDICATION DATED 4, 1962. BASE PROPERTY REQUIREMENT: GRASS VALLEY UNIT 3 MONTHS, ARGENTA-CARICO LAKE UNIT 2 MONTHS. ROBERT CREEK UNIT 1 MONTH.

USE WILL BE IN CONFORMANCE WITH EXISTING RANGELINE AGREEMENTS INCLUDING THE MUD SPRINGS/INDIAN CREEK RANGELINE AGREEMENT DATED NOVEMBER 27 1973, THE HARRY CANYON FENCE DECISION DATED AUGUST 15, 1983, THE GRASS VALLEY/UNDERWOOD RANGELINE AGREEMENT APPROVED OCTOBER 19, 1984, AND THE CORRAL CANYON DRIFT FENCE RANGELINE AGREEMENT APPROVED OCTOBER 1, 1985

CARICO LAKE USE TO BE FROM THE DEAN RANCH SOUTH TO THE FRANCIS PLACE

Form 4130-2a  
(September 1987)

OPERATOR NUMBER: 276011

AND THE SLOPE WEST OF VALLEY VIEW SPRING, IN COMMON WITH C RANCHES, INC.  
ARGENTA USE TO BE FROM INDIAN CREEK FENCE NORTH TO CORRAL CANYON AND EAST TO THE DISTRICT BOUNDARY, IN COMMON WITH SNAKE RIVER CATTLE TRUCKING, INC.

THE SHOSHONE-EUREKA RESOURCE AREA WILL NOT RECOGNIZE ANY NEW LEASES OF PRIVATE LAND THAT WOULD RESULT IN INCREASES OF AUTHORIZED LIVESTOCK GRAZING WITHIN THE ARGENTA ALLOTMENT. THIS DOES NOT AFFECT LEASES RECOGNIZED AS OF DECEMBER 30, 1983 OR THEIR RENEWAL.

LIVESTOCK USE IN THE GRASS VALLEY ALLOTMENT WILL BE LICENSED IN ACCORDANCE WITH THE MONITORING DATA ANALYZED FROM THE GRASS VALLEY ALLOTMENT EVALUATION CURRENTLY BEING PREPARED BY THIS OFFICE.

THE TERMS AND CONDITIONS OF THIS PERMIT WILL BE CHANGED WHEN THE FINAL MULTIPLE USE DECISION IS ISSUED FOR THE CARICO LAKE ALLOTMENT. THESE CHANGES WILL BE MADE BASED UPON THE MONITORING DATA ANALYZED WITHIN THE CARICO LAKE ALLOTMENT EVALUATION AND BROUGHT FORTH INTO THE MULTIPLE USE DECISION.

- IN ACCORDANCE WITH 43 CFR 4130.8-1(F): FAILURE TO PAY GRAZING BILLS WITHIN 15 DAYS OF THE DUE DATE SPECIFIED IN THE BILL SHALL RESULT IN A LATE FEE ASSESSMENT OF \$25.00 OR 10 PERCENT OF THE GRAZING BILL, WHICHEVER IS GREATER, BUT NOT TO EXCEED \$250.00. PAYMENT MADE LATER THAN 15 DAYS AFTER THE DUE DATE, SHALL INCLUDE THE APPROPRIATE LATE FEE ASSESSMENT. FAILURE TO MAKE PAYMENT WITHIN 30 DAYS MAY BE A VIOLATION OF 43 CFR SEC. 4140.1(B)(1) AND SHALL RESULT IN ACTION BY THE AUTHORIZED OFFICER UNDER 43 CFR SECS. 4150.1 AND 4160.1-2.
- IN ACCORDANCE WITH 43 CFR 4130.3-2(D): ACTUAL USE INFORMATION, FOR EACH USE AREA, WILL BE SUBMITTED TO THE AUTHORIZED OFFICER WITHIN 15 DAYS OF COMPLETING GRAZING USE AS SPECIFIED ON THE GRAZING PERMIT AND/OR GRAZING LICENSES.
- IN ACCORDANCE WITH 43 CFR 4120.3-1(A): ALL RANGE IMPROVEMENTS SHALL BE INSTALLED, USED, MAINTAINED, AND/OR MODIFIED ON THE PUBLIC LANDS, OR REMOVED FROM THESE LANDS, IN A MANNER CONSISTENT WITH MULTIPLE-USE-MANAGEMENT.
- IN ACCORDANCE WITH 43 CFR 4130.3-2(C): IN ORDER TO IMPROVE LIVESTOCK AND RANGELAND MANAGEMENT ON THE PUBLIC LANDS, ALL SALT BLOCKS AND/OR MINERAL SUPPLEMENTS WILL NOT BE PLACED WITHIN 1/4 MILE OF ANY

Form 4130-2a  
(September 1987)

OPERATOR NUMBER: 276011

RIPARIAN AREA, WET MEADOW, OR WATERING FACILITY (EITHER PERMANENT OR TEMPORARY) UNLESS STIPULATED THROUGH A WRITTEN AGREEMENT OR DECISION.

IN ACCORDANCE WITH 43 CFR 4130.3-2(H): ALL GRAZING PERMITTEES SHALL PROVIDE REASONABLE ACCESS ACROSS PRIVATE AND/OR LEASED LANDS TO THE BUREAU OF LAND MANAGEMENT FOR THE ORDERLY MANAGEMENT AND PROTECTION OF THE PUBLIC LANDS.

PURSUANT TO 43 CFR 10.4(G) THE HOLDER OF THIS AUTHORIZATION MUST NOTIFY THE AUTHORIZED OFFICER, BY TELEPHONE, WITH WRITTEN CONFIRMATION, IMMEDIATELY UPON THE DISCOVERY OF HUMAN REMAINS, FUNERARY OBJECTS, SACRED OBJECTS, OR OBJECTS OF CULTURAL PATRIMONY (AS DEFINED AT 43 CFR 10.2). FURTHER, PURSUANT TO 43 CFR 10.4(C) AND (D), YOU MUST STOP ACTIVITIES IN THE VICINITY OF THE DISCOVERY AND PROTECT IT FOR 30 DAYS OR UNTIL NOTIFIED TO PROCEED BY THE AUTHORIZED OFFICER.

-----  
ALLOTMENT SUMMARY (AUM'S)

ALLOT	P R E F E R E N C E		
	ACTIVE	SUSP	TOTAL
10003 CARICO LAKE UNIT	3420		3420
10006 GRASS VALLEY UNIT	150		150
10041 JD	107		107
20001 ARGENTA UNIT	1127		1127

-----  
THIS PERMIT ; 1. CONVEYS NO RIGHT, TITLE OR INTEREST HELD BY THE UNITED STATES IN ANY LANDS OR RESOURCES AND 2. IS SUBJECT TO (A) MODIFICATION, SUSPENSION OR CANCELLATION AS REQUIRED BY LAND PLANS AND APPLICABLE LAW; (B) ANNUAL REVIEW AND TO MODIFICATION OF TERMS AND CONDITIONS AS APPROPRIATE; AND (C) THE TAYLOR GRAZING ACT, AS AMENDED, THE FEDERAL LAND POLICY AND MANAGEMENT ACT, AS AMENDED, THE PUBLIC RANGELANDS IMPROVEMENT ACT, AND THE RULES AND REGULATIONS NOW OR HEREAFTER PROMULGATED THEREUNDER BY THE SECRETARY OF THE INTERIOR.

ACCEPTED:

SIGNATURE OF PERMITTEE: T A JonesDATE 4/2/97AREA MANAGER: [Signature]DATE 4/5/97

Form 4130-2a  
(September 1987)

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

STATE NV  
OFFICE 014  
OPERATOR NUMBER 271533  
PREFERENCE CODE 03  
DATE PRINTED 03/03/98  
TERM 03/01/1998 TO 02/28/2008

GRAZING PERMIT

1998 MAR 11 AM 7:40

712 3/4/98

ORO NV MINING CO. INC  
C/O ROBERT A. JONES  
6490 S MCCARRAN BLVD  
BLDG D2, SUITE 34  
RENO, NV 89509

BUREAU OF LAND MANAGEMENT  
ELKO RESOURCE AREA  
3900 EAST IDAHO ST.  
ELKO, NV 89801-4611

THIS GRAZING PERMIT IS OFFERED TO YOU BASED ON YOUR RECOGNIZED GRAZING PREFERENCE ON THE PUBLIC LANDS AND/OR OTHER LANDS ADMINISTERED BY THE BLM. YOU ARE AUTHORIZED TO MAKE GRAZING USE TO THE EXTENT OF YOUR ACTIVE GRAZING PREFERENCE AS SHOWN BELOW UPON YOUR ACCEPTANCE OF THE TERMS AND CONDITIONS INCORPORATED HEREIN AND YOUR PAYMENT OF GRAZING FEES.

## ALLOT

PASTURE	LIVESTOCK NUMBER KIND	GRAZING PERIOD BEGIN END	TYPE %PL USE	AUM'S
05465 SOUTH BUCKHORN				
GRAVEL FIELD	50 CATTLE	03/01 04/30	73 ACTIVE	73
FRENCHIE SEEDING	363 CATTLE	04/01 12/15	67 ACTIVE	2071
NATIVE	1038 CATTLE	04/16 10/31	60 ACTIVE	4075
UPPER BROCK	16 CATTLE	04/16 10/31	63 ACTIVE	66
STRATHERN FIELD FFR	100 CATTLE	03/01 02/28	100 CUSTOD GRAZING	20
DEAN RANCH FFR	200 CATTLE	03/01 02/28	100 CUSTOD GRAZING	258

## TERMS AND CONDITIONS:

LIVESTOCK NUMBERS MAY VARY FROM THOSE LISTED DEPENDING ON PERIOD OF USE PROVIDED TOTAL NUMBER OF AUMS OF SPECIFIED LIVESTOCK GRAZING FOR THE ALLOTMENT IS NOT EXCEEDED.

PURSUANT TO 43 CFR 10.4(G) THE HOLDER OF THIS AUTHORIZATION MUST NOTIFY THE AUTHORIZED OFFICER, BY TELEPHONE, WITH WRITTEN CONFIRMATION IMMEDIATELY UPON THE DISCOVERY OF HUMAN REMAINS, FUNERARY OBJECTS, SACRED OBJECTS, OR OBJECTS OF CULTURAL PATRIMONY (AS DEFINED AT 43 CFR 10.2). FURTHER, PURSUANT TO 43 CFR 10.4(C) AND (D), YOU MUST STOP ACTIVITIES IN THE IMMEDIATE VICINITY OF THE DISCOVERY AND PROTECT IT FROM YOUR ACTIVITIES FOR 30 DAYS OR UNTIL NOTIFIED TO PROCEED BY THE AUTHORIZED OFFICER.

THERE ARE 273 HISTORIC SUSPENDED AUMS ASSOCIATED WITH THIS PERMIT.

ACTUAL USE DATA ON ALL PASTURES MUST BE SUBMITTED TO THIS OFFICE WITHIN 15 DAYS FROM THE LAST DAY OF USE.



Form 4130-2a  
(September 1987)

OPERATOR NUMBER: 271533

SUPPLEMENTAL FEEDING IS LIMITED TO SALT, MINERAL AND/OR PROTEIN SUPPLEMENTS IN BLOCK, GRANULAR OR LIQUID FORM. SUCH SUPPLEMENTS MUST BE PLACED AT LEAST 1/4 MILE FROM LIVE WATERS (SPRINGS, STREAMS), TROUGHS, WET OR DRY MEADOWS, AND ASPEN STANDS.

ALL RIPARIAN ENCLOSURES, INCLUDING SPRING DEVELOPMENT ENCLOSURES, ARE CLOSED TO LIVESTOCK USE UNLESS SPECIFICALLY AUTHORIZED IN WRITING.

PAYMENT OF GRAZING FEES IS DUE ON OR BEFORE THE DUE DATE SPECIFIED ON THE GRAZING BILL. FAILURE TO PAY THE GRAZING BILL WITHIN 15 DAYS OF THE DUE DATE SPECIFIED ON THE BILL SHALL RESULT IN A LATE FEE ASSESSMENT OF \$25.00 OR 10 PERCENT OF THE GRAZING BILL, WHICHEVER IS GREATER, BUT NOT TO EXCEED \$250.00.

-----  
ALLOTMENT SUMMARY (AUM'S)

ALLOT -----	P R E F E R E N C E		
	ACTIVE -----	SUSP -----	TOTAL -----
05465 SOUTH BUCKHORN	6563		6563

-----  
THIS PERMIT ; 1. CONVEYS NO RIGHT, TITLE OR INTEREST HELD BY THE UNITED STATES IN ANY LANDS OR RESOURCES AND 2. IS SUBJECT TO (A) MODIFICATION, SUSPENSION OR CANCELLATION AS REQUIRED BY LAND PLANS AND APPLICABLE LAW; (B) ANNUAL REVIEW AND TO MODIFICATION OF TERMS AND CONDITIONS AS APPROPRIATE; AND (C) THE TAYLOR GRAZING ACT, AS AMENDED, THE FEDERAL LAND POLICY AND MANAGEMENT ACT, AS AMENDED, THE PUBLIC RANGELANDS IMPROVEMENT ACT, AND THE RULES AND REGULATIONS NOW OR HEREAFTER PROMULGATED THEREUNDER BY THE SECRETARY OF THE INTERIOR.

ACCEPTED:

SIGNATURE OF PERMITTEE: *[Signature]*DATE 3/9/98AREA MANAGER: *[Signature]*DATE 5/14/98

BOOK 323 PAGE 283  
OFFICIAL RECORDS  
RECORDED AT THE REQUEST OF  
*Stewart Title Company*  
98 NOV 20 AM 11:30  
EUREKA COUNTY NEVADA  
M.N. REBALEATI, RECORDER  
FILE NO. FEES 30.00

171091

BOOK 323 PAGE 306

CASE FILE



Eureka County

DECLARATION OF VALUE

Recording Date 11/20/98 Book 323 Page 283 Instrument # 171091

Full Value of Property Interest Conveyed

\$ 4,241,856.90

Less Assumed Liens & Encumbrances

-

Taxable Value (NRS 375.010, Section 2)

\$ 4,241,856.90

Real Property Transfer Tax Due

\$ 5,514.60

If exempt, state reason. NRS 375.090, Section \_\_\_\_\_ Explain:

APN#:

INDIVIDUAL

Under penalty of perjury, I hereby declare that the above statements are correct.

Signature of Declarant

Name (Please Print)

Address

City

State

Zip

ESCROW HOLDER

Under penalty of perjury, I hereby declare that the above statements are correct to the best of my knowledge based upon the information available to me in the documents contained in the escrow file.

Signature of Declarant

Pamela J. Aguirre

Name (Please Print)

98212411

Escrow Number

Stewart Title of Northeastern Nevada

Firm Name

310 IDAHO STREET

Address

Elko,  
City

Nevada  
State

89801  
Zip