## 172233

## CONSENT TO ASSIGNMENT OF MINING LEASE

This Consent to Assignment of Mining Lease, effective as of May 3, 1999, is between Drury J. Thiercof and Frances Mae Thiercof, husband and wife (the "Thiercofs"), Barrick HD Inc., a Nevada corporation, High Desert Mineral Resources, Inc., a Delaware corporation ("High Desert") and Newmont Gold Company, a Delaware corporation ("Newmont").

## Recitals

Whereas the Thiercofs leased the Dixie Lea Lode Claim, Dixie Lea Lode Claim No. 1, Back Pay Lode Claim and Back Pay Lode Claim No. 1 unpatented lode mining claims to High Desert Mineral Resources, Inc., a British Columbia, Canada corporation ("High Desert Canada") pursuant to a written Mining Lease, effective as of September 10, 1990 (the "Lease") and

Whereas High Desert Canada assigned the Lease to High Desert Mineral Resources of Nevada, Inc. ("High Desert Nevada"), and

Whereas High Desert Nevada assigned an undivided sixty percent (60%) interest in and to the Lease to Newmont Gold Company and the Thiercofs consented to such assignment by Consent to Assignment and Amendment of Mining Lease dated effective December 22, 1991, and

Whereas High Desert Nevada subsequently conveyed an undivided two percent (2%) interest in and to the Lease to SLH Co., a Delaware corporation, which was subsequently merged with and into High Desert, and

Whereas High Desert Nevada changed its name to Barrick HD Inc. ("Barrick HD"), and

Whereas Barrick HD (or its successor) desires to assign its undivided thirty-eight percent (38%) interest in and to the Lease to Newmont, and

Whereas the Thiercofs desire to consent to such assignment by High Desert Nevada to SLH Co. (and its successor High Desert) and such assignment by Barrick HD (or its successor) to Newmont.

Now Therefore, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Thiercofs, Newmont and Barrick HD agree as follows:

## Agreement

1. The Thiercofs hereby approve of and consent to (i) the assignment by High Desert Nevada of a two percent (2%) interest in the Lease to SLH Co.; and (ii) the assignment by Barrick HD (or its successor) of a thirty-eight percent (38%) interest in the Lease to Newmont. Newmont hereby agrees to abide by the terms and conditions of the Lease. As the owner of an

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undivided ninety-eight percent (98%) interest in the Lease, Newmont shall be responsible for all of Lessee's obligations under the Lease.

- 2. The Thiercofs acknowledge and confirm that the Lease is in full force and effect, and that there are no defaults by Lessee hereunder.
- 3. Further, the Thiercofs, High Desert and Newmont acknowledge and confirm that the certain lease signed as of July 1, 1985 and entered into as of August 1, 1986 with Ludwig Exploration Company ("Ludwig") and subsequently assigned by Ludwig to High Desert Mineral Resources, Inc., a Nevada corporation, has terminated by its own terms and is no longer extant.

In witness whereof, the parties have executed this Consent to Assignment of Mining Lease to be effective as of May 3, 1999.

Drue		him
Drury J. Thi	encoff	7

Frances Mae Thiercof

BARRICK HD INC., a Nevada corporation

By: Crea farmaina
Name: Crea Farallier
Title: Vico President

NEWMONT GOLD COMPANY, a Delaware corporation

Name: Toy E. Hansen Title: Vice Prosident

HIGH DESERT MINERAL RESOURCES, INC., a Delaware corporation

alavais

By:

P. Lee Halavais

**Executive Vice-President** 

Ronald T. Halavais

**Executive Vice-President** 

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STATE OF NEVADA	)
	) ss.
COUNTY OF Liko	)
- JOSEPH - CONTRACTOR - CONTRAC	,
The foregoing instrument	was acknowledged before me this day of May, 1999 by
Drury J. Thiercof and Frances Ma	e Thiereof, husband and whe.
MITTIPOG 1 1 1 1	
WITNESS my hand and of	fficial seal.
	Synam Chucasatt
	Notary Public
My commission expires:	23 FERWANI LOQ3
2.29	
	AMAYA ORMAZA Notary Public
CTATE OF A OLOP A DO	State of Nevada
STATE OF COLORADO	Eiko County, Nevada 99-51618-6
	SS. My appointment expires February 23, 2003.
COUNTY OF DENVER	
	and
The foregoing instrument v	was acknowledged before me this $\frac{3^{rd}}{4}$ day of May, 1999 by
Joy E. Hansen as VICE Pro	Side of Newmont Gold Company, a Delaware corporation.
September 1	
WITNESS pay thank and the	initial seal.
A /	1 Dandia R. Warren
SANDRA L.	• 11
WAINER .	Notary Public
N. F. L.	
My commission expires:	
Maria	
My Comm. Expires 12/0	05/2002
STATE OF COLORADO	
	) ss.
COUNTY OF DENVER	
COUNTY OF DETOTER	
TI - C	vas acknowledged before me this 3rd day of May, 1999 by
I ne foregoing instrument v	vas acknowledged before me this day of May, 1999 by
Crecy Fauguler as Vice the	Sidew of Barrick HD Inc., a Nevada corporation.
WITNESS my hand and of	ficial seal.
A STATE OF THE STA	$l_{\bullet}/_{\circ}$ $l_{\bullet}/_{\circ}$ .
GIAHI PUB	Sardia of. Warrer
8 Horacon College	Notary Public
B / august \ \ \ \	Trotally I don't
SANDRA L.	
Manuspinission expires:	
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#56/186 Comm. Expires 12/05/2002	-3-300K327 PAGE279
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STATE OF <u>Nevada</u> ) COUNTY OF <u>Elbo</u> ) ss.
The foregoing instrument was acknowledged before me this <u>13</u> day of May, 1999 by P. Lee Halavais as Executive Vice-President of High Desert Mineral Resources, Inc., a Delaware corporation, and by Ronald T. Halavais as Executive Vice-President of High Desert Mineral Resources, Inc., a Delaware corporation.
WITNESS my hand and official seal.
Patricia Hlass Notary Public
My commission expires: 4 2002  PATRICIA J. GLASS Notary Public State of Nevada Elko County, Nevada 94-3533-6 My appointment expires April 11, 2002
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