

176975

AFFIDAVIT AND NOTICE OF INTENT  
TO HOLD MINING CLAIMS AND SITES

State of Nevada )  
                  ) s  
County of Eureka)

Thomas M. Roesch first being duly sworn, deposes and says:

I am the duly authorized agent of Newmont Mining Corporation, a Delaware corporation ("NEWMONT"), and am personally acquainted with the matters described herein.

NEWMONT, whose address is P. O. Box 669, Carlin, Nevada 89822, leases the unpatented mining claims described in Exhibit A attached hereto (the "Claims"). The owners of the Claims are AU Properties, LLC., a Nevada limited liability company, whose address is 3120 Osprey Road, Eagle, Idaho 83616.

It is the intention of NEWMONT and the owners of the Claims leased or otherwise contracted by NEWMONT to maintain and develop the Claims as is provided for by law, and to hold the same.

NEWMONT has paid a maintenance fee of \$100 and met the federal fee requirements for each of the Claims for the assessment years ending September 1, 2001 and September 1, 2002, as required by 30 U.S.C. section 28f to 28g 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. section 28-28e and 43 U.S.C. section 1744(a) and (c). This affidavit is made pursuant to N.R.S. section 517.230.

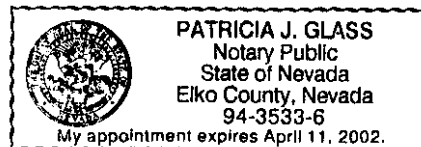


Thomas M. Roesch

Subscribed and sworn to before me on this 27 day of Sept., 2001, by Thomas M. Roesch.

  
Notary Public

TS-MAGGIE CREEK (Das-OS) 2000/2001 Filing



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REPORT : EXHIBIT A

EXHIBIT A

Prepared : 11-SEP-01  
Page : 1 of 1

Company Name : NEWMONT MINING CORPORATION  
State : NEVADA

Project : TS - MAGGIE CREEK  
Block Name : OS (DAVIS)

BLM Serial #	Claim Name	County	Book & Page or Document #	Amended Book & Page or Document #	TWP	RGE	SEC	QTR	Mer
NMC 346693	OS #1	EUREKA	137 486		34N	51E	28	SW	MDM
NMC 346694	OS #2	EUREKA	137 487		34N	51E	28	SW	MDM
NMC 346695	OS #3	EUREKA	137 488		34N	51E	28	NW	MDM
NMC 346696	OS #4	EUREKA	137 489		34N	51E	28	NW	MDM
NMC 346697	OS FRACTION	EUREKA	137 490		34N	51E	28	SW	MDM
NMC 702849	OS 3A	EUREKA	273 183		34N	51E	21	SW	MDM
							21	SE	MDM
							28	NE	MDM
							28	NW	MDM

Total Count for Claim Block : 6

Count of Claims by County  
EUREKA 6

Total County Count  
EUREKA 6

Total Claim count for this Exhibit : 6

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OFFICIAL RECORDS  
RECORDED AT THE RECORDS  
NEW MONT MINING CORP.  
01 SEP 28 PM 2:1

EUREKA COUNTY NEVA  
M.N. REBALEATI, RECORDER  
FILE NO. 4500

176975

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