

BOOK 364 PAGE 248-249  
OFFICIAL RECORDS  
RECORDED AT THE REQUEST OF  
*Homestake Mining Co.*  
2003 AUG 15 PM 1:23

**United States of America**

all to whom these presents shall come, Greeting:

CLAY COUNTY NEVADA  
M.N. REBALEATI, RECORDER  
FILE NO.

FEES 15<sup>00</sup>

**Patent**

**182320**

N-66188

**WHEREAS**

Homestake Mining Company of California, a California Corporation

is entitled to a land patent pursuant to Section 203 and Section 209 of the Act of October 21, 1976 (43 U.S.C. 1713 and 1719, respectively), as amended, and pursuant to the Federal Land Transaction Facilitation Act of July 25, 2000, Public Law 106-248, for the following described land:

Mount Diablo Meridian, Nevada

- 19 N., R. 53 E.,
- Sec. 3, Lots 1-4, S $\frac{1}{2}$ SE $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ ;
- Sec. 4, SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;
- Sec. 9, E $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ SE $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;
- Sec. 10, Lots 1-4, N $\frac{1}{2}$ , W $\frac{1}{2}$ SW $\frac{1}{4}$ , E $\frac{1}{2}$ SE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;
- Sec. 11, W $\frac{1}{2}$ SW $\frac{1}{4}$ ;
- Sec. 14, NW $\frac{1}{4}$ NW $\frac{1}{4}$ ;
- Sec. 15, Lots 1-6;
- Sec. 16, NE $\frac{1}{4}$ NE $\frac{1}{4}$ .

Containing 1644.94 acres, more or less.

NOW KNOWE, that there is, therefore, granted by the UNITED STATES OF AMERICA, unto Homestake Mining Company of California, a California Corporation, the land described above; TO HAVE AND TO HOLD the said land with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto Homestake Mining Company of California, a California Corporation, its successors and assigns, forever; and

**EXCEPTING AND RESERVING TO THE UNITED STATES:**

1. A right-of-way for ditches or canals by the authority of the United States pursuant to the Act of August 30, 1890 (43 U.S.C. 945); and
2. All mineral deposits shall be reserved to the United States, together with the right to prospect for, mine, and remove such deposits under applicable laws and regulations as the Secretary of the Interior may prescribe.

SUBJECT TO:

1. Valid existing rights; and
2. Those rights of waterline, well house, and booster pump station granted to Eureka County, its successors or assigns, by right-of-way No. N-48618, pursuant to the Act of October 21, 1976 (43 U.S.C. 1761).

By accepting this patent, patentee, Homestake Mining Company of California, a California Corporation, agrees to indemnify, defend, and hold the United States harmless from any costs, damages, claims, causes of action, penalties, fines, liabilities, and judgments of any kind or nature arising from the past, present, and future acts or omissions of the patentee, its employees, agents, contractors, or lessees, or any third-party, arising out of, or in connection with, the patentee's use, occupancy or operations on the patented real property. This indemnification and hold harmless agreement includes, but is not limited to, acts and omissions of the patentee, its employees, agents, contractors, or lessees, or third party arising out of or in connection with the use and/or occupancy of patented real property resulting in: (1) Violations of federal, state, and local laws and regulations applicable to the real property; (2) Judgments, claims or demands of any kind assessed against the United States; (3) Costs, expenses, damages of any kind incurred by the United States; (4) Other releases or threatened releases on, into or under land, property and other interests of the United States by solid or hazardous waste(s) and/or hazardous substances(s), defined by federal or state environmental laws; (5) Other activities by which solids or hazardous substances or wastes, as defined by federal and state environmental laws were generated, released, stored, used or otherwise disposed of on the patented real property, and any clean-up response, remedial action, or other actions related in any manner to said solid or hazardous substances or wastes; (6) Or natural resource damages as defined by federal and state law. This covenant shall be construed as running with the patented real property, and may be enforced by the United States in a court of competent jurisdiction.

PURSUANT to the requirements established by section 120(h) of the Comprehensive Environmental Response Compensation and Liability Act (CERCLA), (42 U.S.C. 9620(h)), as amended by the Superfund Amendments and Reauthorization Act of 1988, (100 Stat. 1670), notice is hereby given that the above-described lands have been examined and no evidence was found to indicate that any hazardous substances has been stored for one year or more, nor had any hazardous substance been disposed of or released on the subject property.

IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat. 476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

GIVEN under my hand, in RENO, NEVADA, the FIFTH day of AUGUST in the year of our Lord TWO THOUSAND and THREE and of the Independence of the United States the two hundred and TWENTY-EIGHTH.

[SEAL]

By Margaret L. Jensen  
 Margaret L. Jensen  
 Deputy State Director  
 Natural Resources, Lands, and Planning



# STATE OF NEVAA DECLARATION F VALUE

| FOR RECORDERS OPTIONAL USE ONLY |                   |
|---------------------------------|-------------------|
| Document/Instrument#:           | 182320            |
| Book:                           | 364 Page: 248-249 |
| Date of Recording:              | 8/15/03           |
| Notes:                          |                   |

### 1. Assessor Parcel Numt (s)

- a) \_\_\_\_\_
- b) \_\_\_\_\_
- c) \_\_\_\_\_
- d) \_\_\_\_\_

### 2. Type of Property:

- |  |              |                             |                 |
|--|--------------|-----------------------------|-----------------|
| a) <input type="checkbox"/>            | Vacant Land  | b) <input type="checkbox"/> | Single Fam Res. |
| c) <input type="checkbox"/>            | Condo/Twnhs  | d) <input type="checkbox"/> | 2-4 Plex        |
| e) <input type="checkbox"/>            | Apt. Bldg.   | f) <input type="checkbox"/> | Comm/Vind'l     |
| g) <input type="checkbox"/>            | Agricultural | h) <input type="checkbox"/> | Mobile Home     |
| i) <input checked="" type="checkbox"/> | Other        |                             |                 |

### 3. Total Value/Sales Pri of Property:

|   |    |         |
|---|----|---------|
| Deed in Lieu of Forecloe Only (value of property) | \$ | 330,000 |
| Transfer Tax Value:                               | \$ | -       |
| Real Property Transfer Tax Due:                   | \$ | 330,000 |
|   | \$ | 429,000 |

### 4. If Exemption Claimed:

- a. Transfer Tax Exempt. per NRS 375.090, Section: N/A
- b. Explain Reason for Exption: \_\_\_\_\_

5. Partial Interest: Percege being transferred: 100 %

The undersigned declares and acknowledges, under penalty of perjury, pursuant to NRS 375.060 and NRS 375.110, that the information provided is correct to the best of their information and belief, and can be supported by documentation if called upon to substantiate the information provided herein. Furthermore the disallowance of any claimed exemption, or other determination of additional tax due, may result in a penalty of 10% of the tax due plus interest at 1% per month.

Pursuant to NRS 375.030, Buyer and Seller shall be jointly and severally liable for any additional amount owed.

Signature \_\_\_\_\_ Capacity \_\_\_\_\_  
 Signature \_\_\_\_\_ Capacity \_\_\_\_\_

### SELLER (GRANTOR) INFORMATION (REQUIRED)

Print Name: Declarant  
 Address: \_\_\_\_\_  
 City: Reno  
 State: NV 2 89501

### BUYER (GRANTEE) INFORMATION (REQUIRED)

Print Name: Homestake Mining Co. of Co.  
 Address: 136 E. South Temple, #1050  
 City: SLC,  
 State: UT Zip: 84111

### COMPANY/PERSON REQUESTING RECORDING (REQUIRED IF NOT THE SELLER BUYER)

Print Name: E Escrow # \_\_\_\_\_  
 Address: \_\_\_\_\_  
 City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_