

**DOC # 0207318**

12/15/2006

10:02 AM

**Official Record**

Recording requested By  
NEWMONT MINING CORP

Eureka County - NV

**Mike Rebaleati - Recorder**

Fee: \$16.00

Page 1 of 3

RPTT

Recorded By: FES

Book- 0449 Page- 0065



0207318

APN: Part of 004-220-11

After recording return, and mail  
tax statements, to:  
Newmont Mining Corporation  
Attn: Land Department  
555 Fifth Street  
Elko, Nevada 89801

The undersigned hereby affirms this document submitted  
for recording does not contain a social security number.

**QUITCLAIM DEED**

**THIS QUITCLAIM DEED** is made this 11<sup>th</sup> day of December, 2006,  
by John W. Marvel and Wilburta S. Marvel, husband and wife, Grantors; and Elko Land and  
Livestock Company, a Nevada corporation, Grantee;

**WITNESSETH:**

For good and valuable consideration, the receipt whereof is hereby acknowledged,  
Grantors hereby remise, release and forever quitclaim unto Grantee, and to its successors and  
assigns, all Grantors' right, title, estate or interest in and to that certain real property described  
in Exhibit A hereof and incorporated herein by this reference.

**TOGETHER WITH**, all buildings and improvements situate thereon; and the  
tenements, hereditaments, and appurtenances thereunto belonging or in anywise  
appertaining, and the reversion and reversions, remainder and remainders, rents, issues  
and profits thereof.

**RESERVING UNTO** Grantors an undivided one-half of all of  
Grantor's right, title and interest in and to all oil, oil shales, gas  
and other hydrocarbons, geothermal resources, geothermal  
energy, and minerals and mineral deposits of every kind and  
nature whatsoever, regardless of the method of extraction,  
including without limitation open-pit and/or strip mining, existing  
as part of, upon, beneath the surface of, or within said lands,  
together with all surface rights incidental or appurtenant thereto  
necessary for the exploration, development, extraction,  
production and transportation of said oil, oil shales, gas,  
geothermal resources, geothermal energy or minerals and mineral  
deposits and any of their by-products, irrespective of whether the  
surface is damaged thereby.

**RESERVING UNTO** Grantors the right to receive fifty percent (50%) of all net proceeds or other consideration received by Grantee and Grantee's successors and assigns from the sale, transfer or exchange of any sand and/or gravel to third parties. This reservation is not intended to define or construe sand or gravel as a mineral, but only to provide Grantor with a contractual interest in proceeds or other consideration received therefore by Grantee and Grantee's successors and assigns.

**TO HAVE AND TO HOLD**, all and singular, the said premises unto the said Grantee, and to its successors and assigns, forever.

**IN WITNESS WHEREOF**, the said Grantors have executed this Quitclaim Deed the day and year first written above.

*[Signature]*  
JOHN W. MARVEL

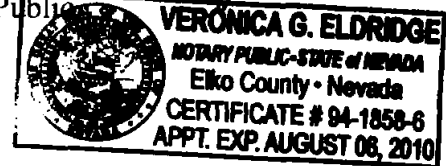
*[Signature]*  
WILBURTA S. MARVEL

STATE OF NEVADA )  
 ) SS.  
COUNTY OF Elko )

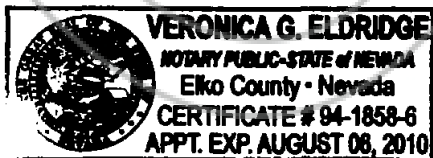
On this 11<sup>th</sup> day of December, 2006, personally appeared before me, a Notary Public, JOHN W. MARVEL, known or proved to me to be said person, who acknowledged that he executed the foregoing Quitclaim Deed.

*[Signature]*  
Notary Public

STATE OF NEVADA )  
 ) SS.  
COUNTY OF Elko )



On this 11<sup>th</sup> day of December, 2006, personally appeared before me, a Notary Public, WILBURTA S. MARVEL, known or proved to me to be said person, who acknowledged that she executed the foregoing Quitclaim Deed.



*[Signature]*

## EXHIBIT A

A parcel of land located in Eureka County, Nevada and being more particularly described as follows:

That parcel described in Quitclaim Deed between Joe Filippini and Julia M. Filippini, his wife, and National Lead Company dated November 19, 1946 and recorded March 19, 1947 in Book 23 of Deeds, Page 135 and described in Quitclaim Deed between Baroid Division, N.L. Industries, Inc. (formerly known as National Lead Company) and John W. Marvel dated September 13, 1973 and recorded March 19, 1974 in Book 47 of Official Records, Page 334, being a portion of the SE1/4 of the SE1/4 of Section 27 and the NW1/4 of the SW1/4 of the SW1/4 of Section 26, Township 33 North, Range 48 East, MDM and lying between the southerly, two hundred foot, Central Pacific Railway Company right-of-way line and the left, or northerly, one hundred and twelve foot state highway right-of-way line on the former State Highway Route 1, described more fully by metes and bounds as follows:

Beginning at a point on the left or northerly, one hundred and twelve foot, state highway right-of-way line, 112.00 feet left or northerly of and at right angles to Highway Engineer's Station "0"188+00.00 P.O.T.; said point of beginning being further described as bearing N.58°45'20" W. a distance of 1425.90 feet from the southeast corner of said Section 27; thence N.15°08'W. a distance of 187.24 feet, more or less, to the southerly, two hundred foot, Central Pacific Railway Company right-of-way line; thence N.76°52'E. along said Railway right-of-way line a distance of 1266.25 feet to a point; thence from a tangent which is the last described course, curving to the right through an angle of 0°45', along said Railway right-of-way line upon a spiral curve the long chord of which bears N.77°08'52"E. a distance of 117.38 feet to a point; thence from a tangent which bears N.77°37'E., curving to the right along said Railway right-of-way line with a radius of 4383.69 feet, through an angle of 0°16'44", a distance of 21.34 feet to a point on the left or northerly, State Highway right-of-way line; thence from a tangent which bears S.57°07'40"W. curving to the left along said highway right-of-way line, with a radius of 2888 feet, through an angle of 17°44'20", a distance of 894.13 feet to a point; thence S.74°52'W. along said highway right-of-way line a distance of 524.17 feet to the point of beginning; containing an area of 4.279 acres, more or less.



0207318

Book 449 12/15/2006  
Page 67 Page 3 of 3

**STATE OF NEVADA  
DECLARATION OF VALUE**

**DOC # DV-207318**

12/15/2006 10:02 AM

**Official Record**

FOR R	Recording requested By NEWMONT MINING CORP
Docur	
Book:	<b>Eureka County - NV</b>
Date o	<b>Mike Rebaleati - Recorder</b>
Notes:	Page 1 of 1 Fee: \$16.00 Recorded By FES RPTT: Book- 0449 Page- 0065

**1 Assessor Parcel Number (s)**  
 a) Part of 004-220-11  
However, said parcel does not  
appear on the assessment roll of  
Eureka County Assessor

**2. Type of Property:**

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

**3. Total Value/Sales Price of Property:**

Deed in Lieu of Foreclosure Only (value of property)	\$	<u>0</u>
Transfer Tax Value:	\$	<u>          </u>
Real Property Transfer Tax Due:	\$	<u>0</u>

**4. If Exemption Claimed:**

a. Transfer Tax Exemption, per NRS 375.090, Section: 3.

b. Explain Reason for Exemption: A transfer of title recognizing the true status of  
ownership of the real property.

**5. Partial Interest: Percentage 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, the Buyer and Seller shall be jointly and severally liable for any additional amount owed.**

Signature *Bill Johnson* Capacity Manager of Lands, U.S.  
 Signature \_\_\_\_\_ Capacity \_\_\_\_\_

**SELLER (GRANTOR) INFORMATION**  
(REQUIRED)

**BUYER (GRANTEE) INFORMATION**  
(REQUIRED)

Print Name: John W. & Wilburta S. Marvel  
c/o John E. Marvel  
 Address: 217 Idaho Street  
 City: Elko  
 State: NV Zip: 89801

Print Name: \_\_\_\_\_  
 Address: Elko Land and Livestock Company  
555 Fifth Street  
 City: Elko  
 State: NV Zip: 89801

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

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