

DOC # 0210703

09/28/2007

10:06 AM

Official Record
Recording requested By
NEWMONT MINING CORP

Eureka County - NV

Mike Rebaleati - Recorder

Fee: \$17.00

Page 1 of 4

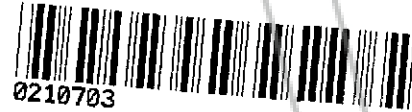
RPTT:

Recorded By: LLH

Book- 0464 Page- 0235

Recorded at the request of and return to:
Newmont Mining Corporation
Land Department
555 Fifth Street
Elko, NV 89801

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



RELEASE AND QUITCLAIM

This Release and Quitclaim is made this 5th day of September, 2007, by Ames Construction, Inc., a Minnesota corporation (hereinafter referred to as "Ames"), whose address is P.O. Box 489, Carlin, Nevada 89822, to Newmont USA Limited, a Delaware corporation, doing business in Nevada as Newmont Mining Corporation, and Elko Land and Livestock Company, a Nevada corporation, whose address is 555 Fifth Street, Elko, Nevada 89801 (hereinafter collectively referred to as "Newmont"), with reference to the following facts.

Whereas, Ames and Newmont entered into a Gravel Lease Agreement dated June 9, 2000, covering certain rights and obligations in and to that certain real property which is described in Exhibit A attached hereto and by this reference made a part hereof (the "Subject Property").

Whereas, the Gravel Lease Agreement was recorded as Document No. 176435 on April 25, 2001, in Book 341, Page 107 of the Official Records of Eureka County, Nevada; and,

Whereas, the parties desire to release their rights under the Gravel Lease Agreement;
NOW THEREFORE,

For and in consideration of \$10.00, and other good and valuable consideration, the receipt whereof is hereby confirmed by Ames, Ames does hereby remise, release, surrender and quitclaim all of its right, title, estate and interest in and to the Subject Property arising under the Gravel Lease Agreement; and Newmont hereby releases Ames of any and all obligations under the Gravel Lease Agreement including but not limited to performing reclamation on the subject property as provided in the Gravel Lease Agreement.

Accordingly, the parties have caused this Release and Quitclaim to be signed as of the day and year first written above.

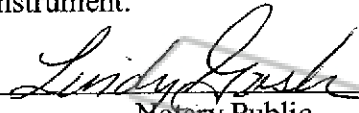
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STATE OF NEVADA)
) ss.
COUNTY OF ELKO)

On September 11, 2007, personally appeared before me, a Notary Public, Richard J. Matthews, a Vice President of Newmont USA Limited, personally known or proved to me to be the person whose name is subscribed to the above instrument who acknowledged to me that he executed the above instrument.



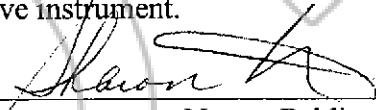
Notary Public

My Commission Expires:



STATE OF NEVADA)
) ss.
COUNTY OF ELKO)

On September 17, 2007, personally appeared before me, a Notary Public, Dan L. Galian, a Vice President of Elko Land and Livestock Company, personally known or proved to me to be the person whose name is subscribed to the above instrument who acknowledged to me that he executed the above instrument.



Notary Public

My Commission Expires:

EXHIBIT A

(Attached to and forming a part of the
Release and Quitclaim among Ames Construction Company,
Newmont USA Limited and Elko Land and Livestock Company)

PROPERTY DESCRIPTION OF PREMISES

A parcel of land located in Section 20, 21, 28, and 29, T. 33 N., R. 48 E., M.D.B. & M., Eureka County, Nevada, more particularly described as follows:

Commencing at the Southwest corner of Section 32, T. 33 N., R. 48 E., M.D.B. & M., a point from which the South $\frac{1}{4}$ corner of said Section 32 bears S $88^{\circ} 27' 33''$ E, 2613.06 feet, thence N $34^{\circ} 23' 20''$ E, 11,078.34 feet to Corner No. 1, a point on the Northerly right of way of the Western Pacific Railroad, the true point of beginning;

Thence S $83^{\circ} 07' 23''$ W, 1705.94 feet along the said Northerly right of way of the Western Pacific Railroad to Corner No. 2, a point being on the Southeasterly line of an existing easement entitled the South Pipeline Parcel as granted to Barrick Goldstrike Mines Inc. by Newmont Gold Company and Elko Land and Livestock Company recorded in the office of the Eureka County Recorder, Eureka, Nevada, in book 327 at page 400 Eureka County Official Records;

Thence N $25^{\circ} 23' 23''$ E, 2267.22 feet along said Southeasterly line of the Barrick Goldstrike Mines Inc. South Pipeline Parcel to Corner No. 3;

Thence S $64^{\circ} 36' 37''$ E, 1442.50 feet to Corner No. 4;

Thence S $25^{\circ} 23' 23''$ W, 1356.49 feet to Corner No. 1; the point of beginning, containing 60.000 acres, more or less.

Reference is hereby made to Exhibit A1, Map of Lease Premises for Ames Construction, attached hereto and made a part hereof.