

10/01/2008

4:26 PM

Recording requested By  
NEWMONT USA LTD

Eureka County - NV

**Mike Rebaleati - Recorder**

Fee: \$67.00

Page 1 of 3

RPTT:

Recorded By: LLH

Book- 0477 Page- 0421

When Recorded, Return to:

Land Department  
Newmont USA Limited  
555 Fifth Street  
Elko, NV 89801



0212530

State of Nevada     )  
                             ) ss.  
County of Elko     )

REC'D - BLM - NSC

9:00 AM AUG 12 2008

Brian G. Iverson, first being duly sworn, deposes and says:

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

The COMPANY, whose address is 555 Fifth Street, Elko, Nevada 89801, leases or otherwise controls the unpatented mining claim(s) and/or mill site(s) described in Exhibit A attached hereto (the "Claim(s)"). The owner(s) of the Claim(s) is/are AU Properties, LLC, whose address is 12532 W. View Ridge Dr., Boise, Idaho 83709.

It is the intention of the COMPANY, and the owner(s) of the Claim(s), to maintain, develop and hold each Claim since its date of location as is provided for by law.

Pursuant to 30 U.S.C. Section 28f to 28k and 43 C.F.R. Part 3830 (and, to the extent applicable to any of the Claim(s), 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):

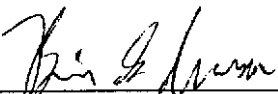
1. The maintenance fee was paid and the federal fee requirements were met for each of the Claim(s) for the assessment year ending September 1, 2008.
2. With this filing to the Bureau of Land Management, the COMPANY submits

the maintenance fee for the assessment year ending September 1, 2009 in the amount of one hundred and twenty-five dollars (\$125.00) for each of the Claim(s).

All such maintenance fees are paid on behalf of the COMPANY and the owner(s) of the Claim(s).

This affidavit is made as of the date set forth below, pursuant to N.R.S. Section 517.230 and any applicable federal laws.

REC'D - BLM - NSC  
9:00 AM AUG 12 2008

  
\_\_\_\_\_  
Brian G. Iverson  
Manager of Lands, US

Subscribed and sworn to before me on this 3<sup>rd</sup> day of July, 2008,  
by Brian G. Iverson.

  
\_\_\_\_\_  
Notary Public



MAGGIE CREEK (Davis-OS) 2008/2009 Filing



0212530

Book: 477 10/01/2008  
Page: 422 Page: 2 of 3

**REPORT : EXHIBITA**

**EXHIBIT A**

Prepared : 21-MAY-08  
Page : 1 of 1

Company Name : NEWMONT USA LIMITED

State : NEVADA

Project : MAGGIE CREEK  
Block Name : OS (DAVIS)

BLM Serial #	Claim Name	County	Book & Page or Document #	Amended Book & Page or Document #	Twtp	Rge	Sec	Mer
NMC 346693	OS #1	EUREKA	137	486	34N	51E	28	MDM
NMC 346694	OS #2	EUREKA	137	487	34N	51E	28	MDM
NMC 346695	OS #3	EUREKA	137	488	34N	51E	28	MDM
NMC 346696	OS #4	EUREKA	137	489	34N	51E	28	MDM
NMC 346697	OS FRACTION	EUREKA	137	490	34N	51E	28	MDM
NMC 702849	OS 3A	EUREKA	273	183	34N	51E	21	MDM
							21	MDM
							28	MDM
							28	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

REC'D - BLM - NSO  
9:00 AM AUG 12 2008



0212530

Book 477  
Page 423

10/01/2008  
Page 3 of 3

MAGGIE CREEK (Davis-OS) 2008/2009 Filing