

**DOC # 0213135**

02/18/2009

01:20 PM

**Official Record**

Recording requested By  
BARRICK-CORTEZ GOLD MINE

Eureka County - NV

Mike Rebaleati - Recorder

Fee: \$41.00

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RPTT

Recorded By: FES

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When recorded, return to:

William R. Englebright  
2 Elizabeth Circle  
Greenbrae, CA 94904



### **SPECIAL WARRANTY DEED**

THIS SPECIAL WARRANTY DEED (the "Deed") is made and entered into as of October 24, 2008 (the "Effective Date"), from William R. Englebright, a married man dealing with his sole and separate property, whose address for purposes hereof is 2 Elizabeth Circle, Greenbrae, California 94904 ("Englebright") to The William R. Englebright and Susan M. Englebright Revocable Trust, dated February 19, 2004 (the "Trust").

#### **RECITALS:**

Mining Deed with Reservation of Royalty dated February 1, 2007 and recorded in Book 454 at Page 296 of the records of Eureka County, Nevada, William R. Englebright conveyed and reserved a 2% of the Net Profits derived from production of Valuable Minerals to Barrick Gold U.S. Inc. in the unpatented mining claims listed on Exhibit A attached hereto and incorporated herein by reference (the "Claims").

Englebright wishes to convey the Claims to the Trust and the Trust wishes to accept title to the same.

#### **CONVEYANCE:**

NOW, THEREFORE, FOR GOOD AND VALUABLE CONSIDERATION, the receipt and sufficiency of which are hereby acknowledged, Englebright does hereby grant, bargain and sell unto the Trust all of the right, title and interest in and to the Claims.

TOGETHER WITH all of the right, title interest of Englebright in all lodes, ledges, veins and mineral bearing rock, both know and unknown, lying within the boundaries of the Claims, all dips, spurs and angles, and all the ores, mineral-bearing quartz, rock and earth or other deposits therein or thereon and all of the rights, privileges and franchises thereto incident, and all the tenements and hereditaments thereunto or anywise appertaining,

and all the rents, issues and profits thereof; and also all the estate, right, title, interest, property, possession, claim and demand whatsoever, in law as well as in equity, of Englebright of, in or to the Claims and every part and parcel thereof, including all after acquired title, and together with all water, stockwatering and reservoir rights and all rights-of-way and easements and other ancillary rights pertaining to the Claims and owned or held by Englebright.

TO HAVE AND TO HOLD all and singular the Claims unto the Trust, its successors an assigns forever.

ENGLEBRIGHT WARRANTS and will forever defend title to the Claims against all entities or persons claiming any interest in the same arising by, through or under Englebright.

IN WITNESS WHEREOF, ENGLEBRIGHT has executed this Deed on the date set forth in the acknowledgment below, but effective as of the Effective Date.

*See Attached  
Acknowledgment Certificate*

William R. Englebright  
William R. Englebright

STATE OF California )

) ss.

COUNTY OF Marin )

This instrument was acknowledged before me on the 25<sup>th</sup> day of

November, 2008, by William R. Englebright.

Justin Shuff  
Notary Public

My commission expires: 11-14-09



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# CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

State of California

County of MARIN

On November 25<sup>th</sup>, 2008 before me, Justin Swift, Notary Public,  
(Here insert name and title of the officer)

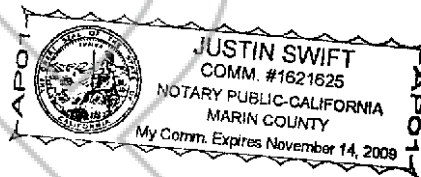
personally appeared William R Englebright

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Justin Swift  
Signature of Notary Public



(Notary Seal)

## ADDITIONAL OPTIONAL INFORMATION

### INSTRUCTIONS FOR COMPLETING THIS FORM

Any acknowledgment completed in California must contain verbiage exactly as appears above in the notary section or a separate acknowledgment form must be properly completed and attached to that document. The only exception is if a document is to be recorded outside of California. In such instances, any alternative acknowledgment verbiage as may be printed on such a document so long as the verbiage does not require the notary to do something that is illegal for a notary in California (i.e. certifying the authorized capacity of the signer). Please check the document carefully for proper notarial wording and attach this form if required.

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
  - Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
  - The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
  - Print the name(s) of document signer(s) who personally appear at the time of notarization.
  - Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. ~~he/she/they~~, is /are ) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
  - The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
  - Signature of the notary public must match the signature on file with the office of the county clerk.
    - ❖ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
    - ❖ Indicate title or type of attached document, number of pages and date.
    - ❖ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document

### DESCRIPTION OF THE ATTACHED DOCUMENT

\_\_\_\_\_  
(Title or description of attached document)

\_\_\_\_\_  
(Title or description of attached document continued)

Number of Pages \_\_\_\_\_ Document Date \_\_\_\_\_

\_\_\_\_\_  
(Additional information)

### CAPACITY CLAIMED BY THE SIGNER

- Individual (s)  
 Corporate Officer

\_\_\_\_\_  
(Title)

- Partner(s)  
 Attorney-in-Fact  
 Trustee(s)  
 Other \_\_\_\_\_

**State of Nevada  
Declaration of Value**

**DOC # DV-213135**

02/18/2009 01:20 PM

**Official Record**

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No:

Recording requested By  
BARRICK-CORTEZ GOLD MINE

**Eureka County - NV**

**Mike Rebaleati - Recorder**

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Recorded By: FES RPPT:  
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1. **Assessor Parcel Number(s)**  
a) N/A  
b) \_\_\_\_\_  
c) \_\_\_\_\_  
d) \_\_\_\_\_

2. **Type of Property:**  
a)  Vacant Land    b)  Single Fam. Res.  
c)  Condo/Twnhse    d)  2-4 Plex  
e)  Apt. Bldg.    f)  Comm'l/Ind'l  
g)  Agricultural    h)  Mobile Home  
i)  Other unpatented mining claims

3. **Total Value/Sales Price of Property:** \$ 1.00  
Deed in Lieu of Foreclosure Only (value of property) \$ \_\_\_\_\_  
Transfer Tax Value per NRS 375.010, Section 2: \$ \_\_\_\_\_  
Real Property Transfer Tax Due: \$ \_\_\_\_\_

4. **If Exemption Claimed:**  
a. Transfer Tax Exemption, per NRS 375.090, Section: 8  
b. Explain Reason for Exemption: unpatented mining claims

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 WR Englebright Capacity owner  
Signature \_\_\_\_\_ Capacity \_\_\_\_\_

**SELLER (GRANTOR) INFORMATION**

(REQUIRED)

Print Name: William R. Englebright  
Address: 2 Elizabeth Circle  
City: Greenbrae  
State: CA Zip: 94904

**BUYER (GRANTEE) INFORMATION**

(REQUIRED)

Print Name: The William R. and Susan M. Englebright Revocable Trust  
Address: 2 Elizabeth Circle  
City: Greenbrae  
State: CA Zip: 94904

**COMPANY REQUESTING RECORDING**

(REQUIRED IF NOT THE SELLER OR BUYER)

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