

DOC # 0221699

10/15/2012

08:35 AM

Official Record

Recording requested By
PROSPECTOR PIPELINE CO

Eureka County - NV

Mike Rebaleati - Recorder

Fee: \$18.00

Page 1 of 5

RPTT:

Recorded By: FES

Book- 539 Page- 0343

Recording Requested by and
When Recorded Return to:

PROSPECTOR PIPELINE COMPANY
2981 Gold Canal Drive
Rancho Cordova, CA 95670

A portion of AP# 004-030-019



0221699

MEMORANDUM OF SURFACE FACILITY AND RIGHT OF WAY AGREEMENT

This document is being recorded again because it was originally recorded in the wrong County.

COPY

Official Record

Requested By
PROSPECTOR PIPELINE COMPANY

Elko County - NV

D. Mike Smales - Recorder

Page 1 of 4 Fee: \$17.00
Recorded By: NR RPTT:

Recording Requested by and

When Recorded Return to:

PROSPECTOR PIPELINE COMPANY
2981 Gold Canal Drive
Rancho Cordova, California 95670



A portion of AP # 004-030019

MEMORANDUM OF SURFACE FACILITY AND RIGHT OF WAY AGREEMENT

For and in consideration of the sum of One Dollar and other valuable consideration to the undersigned, the receipt whereof is hereby acknowledged, Barrick Goldstrike Mines, Inc. hereinafter called Grantor, hereby grants, without warranty of title, an easement and right of way to Prospector Pipeline Company, a Nevada corporation, hereinafter called Grantee, for a gas metering and surface facility site and gas transmission purposes across the lands of Grantor situated in Eureka County, Nevada, described on Exhibit "A" and shown by a solid line on Exhibit "B."

This Memorandum Surface Facility and Right of Way Agreement is subject to the terms and conditions of that certain Surface Facility and Right of Way Agreement of even date between the parties hereto, covering the lands described herein, and said surface facilities and right of way are hereby incorporated by reference with the same force and effect as though herein set forth at length.

In Witness Whereof, this 13th day of July, 2012.

GRANTOR:

GRANTEE:

BARRICK GOLDSTRIKE MINES, INC.

PROSPECTOR PIPELINE COMPANY

By: *G. Halverson*

Name: Gary B. Halverson
President

Its: _____

By: *Derek C. Jones*

Name: Derek C. Jones

Its: President



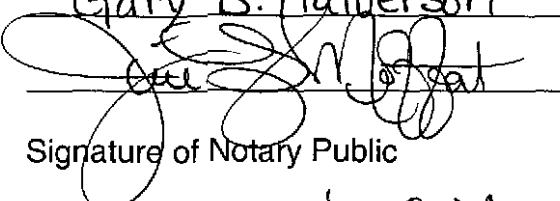


Acknowledgment of Individual/Trustee

STATE OF NEVADA ~~UTAH~~

COUNTY OF SALT LAKE

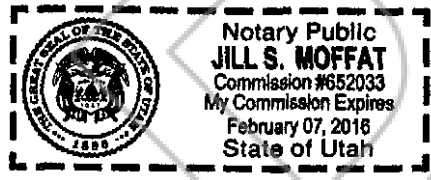
This instrument was acknowledged before me on August 23, 2012 (date) by Gary B. Halverson [name(s) of person(s)].



Signature of Notary Public

Printed Name: JILL S. MOFFAT

(Seal)



My Commission Expires:

February 7, 2016

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California
County of Sacramento

On 08/16/2012 before me, Roya Asnaashari, Notary Public.
(insert name and title of the officer) personally appeared

DEREK C. JONES

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.

Signature Roya Asnaashari (Seal)



**EXHIBIT "A"**

Legal description

Attached to and made a part of that certain Memorandum of Surface Facility and Right of Way Agreement by and between Barrick Goldstrike Mines, Inc., and Prospector Pipeline Company

That certain land situated in Eureka County, Nevada, described as follows:

Surface Facility:

Township 36 North, Range 50 East, M.D.B. & M.:

- That certain approximately 100 foot by 100 foot area located in a portion of the East half of the Northeast Quarter of Section 29, as depicted on Exhibit "B";

Right of Way:

Township 36 North, Range 50 East, M.D.B. & M.:

- East one half of the Northeast Quarter of Section 29

insofar as that certain permanent right of way, measuring the uniform width of fifteen feet (15') and lying seven and one-half feet (7-1/2') on each side of the solid line on Exhibit "B," as well as a temporary construction right of way of sixty feet (60') width along the permanent right of way are located within the above lands.

(An "As-Built" survey description of the surface facility and pipeline will be prepared after the surface facility pad and pipeline are installed and the respective portion of the description shall be provided as a replacement to Exhibit 'A.')

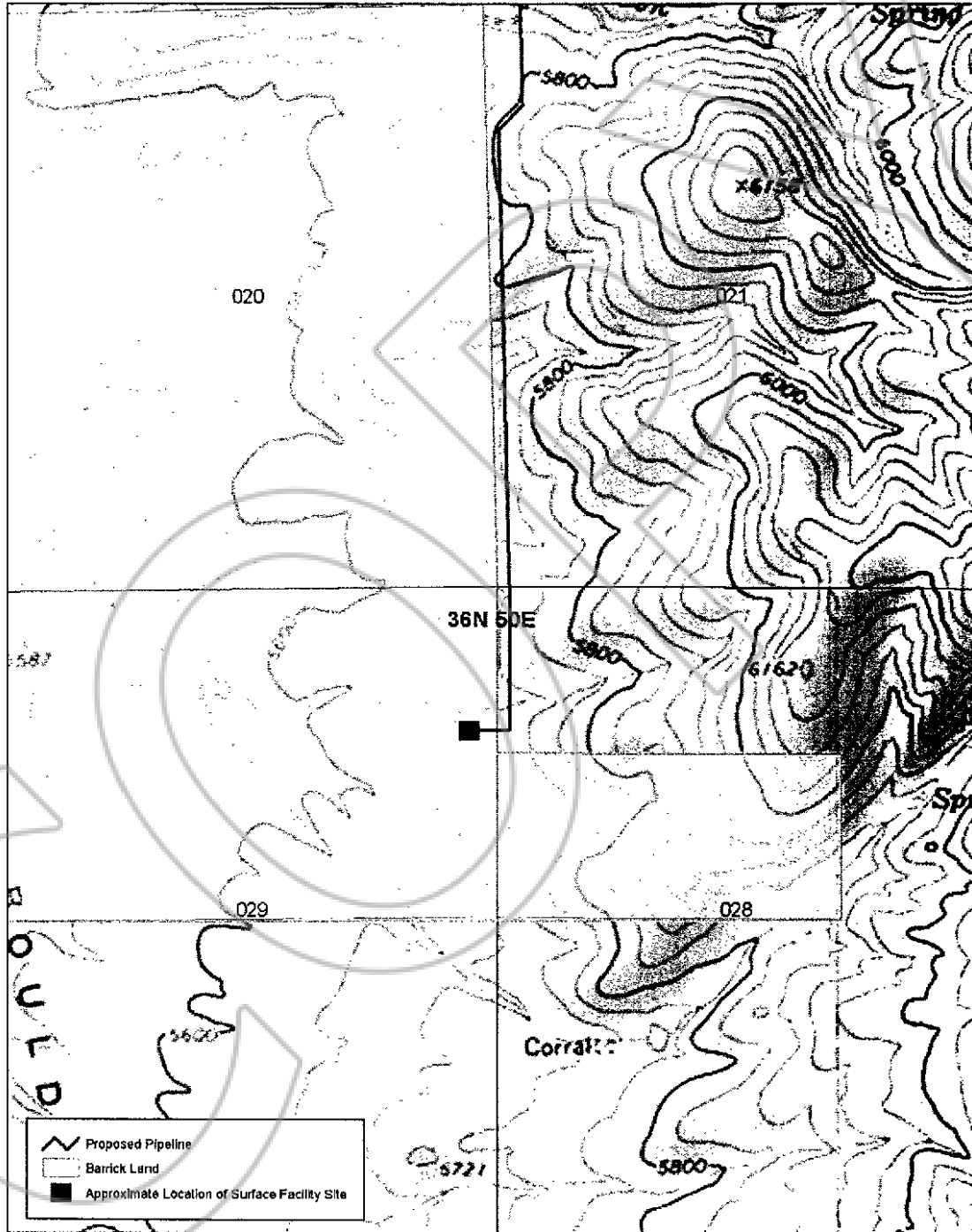




EXHIBIT "B"

Plat

Attached to and made a part of that certain Memorandum of Surface Facility and Right of Way Agreement by and between Barrick Goldstrike Mines, Inc., and Prospector Pipeline Company



(An "As-Built" survey plat(s) of the surface facility and pipeline will be prepared after the pipeline is installed and the respective portion of the plat(s) shall be provided as a replacement to Exhibit 'B'.)

