

4445609

DEED

KENNECOTT MINING CORPORATION, formerly known as Kennecott Corporation, a corporation of the State of New York, successor in interest by merger to Bear Creek Mining Company, (herein "GRANTOR"), in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, hereby quitclaims to KENNECOTT EXPLORATIONS (AUSTRALIA) LTD., a corporation of the State of Delaware, P.O. Box 11248, Salt Lake City Utah, 84147, (herein "GRANTEE") all of that certain property situated in Salt Lake and Tooele Counties, State of Utah, more particularly described in Exhibit "A" attached hereto and by this reference made a part hereof and all waters, minerals, oil, gas, rights-of-way, easements, leases, rents, issues, profits, income, tenements, hereditaments, privileges and appurtenances thereunto belonging, now or hereafter used or enjoyed therewith or any part thereof.

To the extent the aforesaid property includes lands which on the effective date of this Deed are owned by third parties and in which neither GRANTOR nor GRANTEE holds an interest on such date, this Deed shall have no force or effect as to such lands; provided, however, that it is the intention of this Deed to convey not only GRANTOR'S present estate, right, title and interest in and to the properties conveyed hereunder, but also such right, title and interest as GRANTOR, its successors or assigns may hereafter acquire therein, which would in any way be adverse to or in conflict with this Deed conveying, and GRANTEE its successors and assigns acquiring hereunder, fee simple absolute title in and to said property; and GRANTEE shall have the benefit under this Deed of any such right, title and interest which GRANTOR, its successors in interest or assigns, may hereafter acquire, and GRANTOR does

KENNECOTT  
UTAH COPPER DIVISION  
P. O. BOX 525  
BINGHAM CANYON, UTAH 84006-0525  
ATTN: K. L. HANSEN

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hereby convey the same to and the same shall forthwith vest hereunder in GRANTEE, its successors and assigns.

GRANTOR shall at any and all times hereafter, upon the request and at the cost of GRANTEE, make and execute such other instruments for the more certain and effectual conveyance or sale of said lands, premises and property unto GRANTEE as GRANTEE shall require for said purpose.

IN WITNESS WHEREOF, the GRANTOR hereto has caused these presents to be executed in its corporate name by its corporate officers thereunto duly authorized and its corporate seal to be hereunto affixed, duly attested, as of this 27th day of April 1987.

KENNECOTT MINING CORPORATION, a New York Corporation

By *J. Burgess Winter*  
Its Vice-President

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ATTEST:

*Keith C. Jensen*  
ASSISTANT SECRETARY  
STATE OF UTAH )  
COUNTY OF SALT LAKE )

: ss.

On the 27th day of April, 1987, personally appeared before me J. Burgess Winter, who being by me duly sworn, did say that he is the Vice-President of KENNECOTT MINING CORPORATION, that said instrument was signed in behalf of said corporation by authority of its bylaws or a resolution of its board of directors, and said J. Burgess Winter acknowledged to me that said corporation executed the same.

*Keith S. Hansen*  
NOTARY PUBLIC  
Residing at: *Salt Lake County*

*Keith S. Hansen*  
NOTARY PUBLIC  
Residing at: *Salt Lake County*

My Commission Expires:  
10/24/87

325:042487A

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EXHIBIT "A"

SECTION I

All those certain lots, tracts, pieces and parcels of land situated in Salt Lake and Tooele Counties, in the State of Utah, bounded and described as follows:

SUBSECTION A

All of the following described real estate situated in Township 2 South, Range 2 West, Salt Lake Base and Meridian:

- (1) The W $\frac{1}{2}$  of Section 31 except the T.V. access road.

SUBSECTION B

All of the following described real estate situated in Township 2 South, Range 3 West, Salt Lake Base and Meridian:

- (1) Those portions of Section 34 described as follows:

1ST The E $\frac{1}{2}$ NE $\frac{1}{4}$ ; the SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; the SW $\frac{1}{4}$ ; the N $\frac{1}{2}$ SE $\frac{1}{4}$ ; and Lots 1 and 2, excepting the T.V. access road and Lease Sites (that portion thereof lying in Section 34) hereinafter described, and the Rock Cabin and Christmas No. 1 Mining Claims, Mineral Survey Nos. 5780 and 5870.

The T.V. Lease Sites are more particularly described as follows:

Site No. 1 - Beginning at a point S. 1298.58 feet and W. 1285.06 feet from the NE cor. of said section 34, which point is the NE cor. of the SW $\frac{1}{4}$ NE $\frac{1}{4}$  of said section 34; thence N. 89°08' W. 500.00 feet; thence S. 250.00 feet; thence S. 89°08' E. 500.00 feet; thence N. 250.00 feet to the point of beginning.

Site No. 2 - Parts of Sections 34 and 35, beginning 416.6 feet W. and 729.16 feet S. of the NE cor. of said section 34, and running thence N. 90° E. 275 feet; thence N. 92°45' E. 725 feet; thence N. 113°30' E. 900 feet; thence N. 23°30' E. 132 feet; thence N. 66°30' W. 924.1 feet; thence N. 87°15' W. 755.44 feet; thence N. 0° E. 168 feet; thence N. 90° W. 579 feet; thence N. 180° E. 300 feet; thence N. 90° E. 304 feet to the point of beginning.

2ND The surface rights only to that portion of the North Side mining claim, Mineral Survey No. 5379 lying within the SE $\frac{1}{4}$ .

- (2) Those portions of Section 35 described as follows:

All of Section 35 excepting therefrom the T.V. access road and Lease Site (that portion thereof lying in said Section 35) hereinafter described.

The T.V. Lease Site being more particularly described as follows:

Parts of Sections 34 and 35, beginning 416.6 feet W. and 729.16 feet S. of the NE cor. of said section 34; and running thence N. 90° E. 275 feet; thence N. 92°45' E. 725 feet; thence N. 113°30' E. 900 feet; thence N. 23°30' E. 132 feet; thence N. 66°30' W. 924.1 feet; thence N. 87°15' W. 755.44 feet; thence N. 0° E. 168 feet; thence N. 90° W. 579 feet; thence N. 180° E. 300 feet; thence N. 90° E. 304 feet to the point of beginning.

- (3) All of Section 36 excepting therefrom the T.V. access road.

#### SUBSECTION C

All of the following described real estate situated in Township 3 South, Range 2 West, Salt Lake Base and Meridian:

- (1) The W $\frac{1}{2}$  of Section 6, subject to ingress and egress privileges of Kennecott Corporation, a Delaware Corporation, to a water source located in Section 1 of Township 3 South, Range 3 West, Salt Lake Base and Meridian.

#### SUBSECTION D

All of the following described real estate situated in Township 3 South, Range 3 West, Salt Lake Base and Meridian:

- (1) All of Sections 1, 2 and 3, less that certain water right of record in the office of the State Engineer as W.U.C. Number 59-53 (A-10260) known as Gray Spring and subject to ingress and egress privileges of Kennecott

Corporation, a Delaware Corporation to said Gray Spring.

- (2) The SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 4.
- (3) All of Section 10 except the SW $\frac{1}{4}$ SW $\frac{1}{4}$ .
- (4) The N $\frac{1}{2}$  of Section 11, subject to the relocation of those certain water rights of record in the office of the State Engineer as W.U.C. Numbers 59-39 (A-9382) known as Upper and Lower Collection Tunnels in Dry Fork and 59-48 (A-47393) known as Upper Dry Fork Tunnel.
- (5) The NE $\frac{1}{4}$ , the NE $\frac{1}{4}$ NW $\frac{1}{4}$  and the S $\frac{1}{2}$ NW $\frac{1}{4}$  of Section 15.

The T.V. access road hereinabove referenced is more particularly described in that certain document recorded June 21, 1982 as Entry No. 3686126 in Book 5385 at Page 1452 and re-recorded as Entry No. 3708354 in Book 5406 at Page 2486 of the Official Records of the Salt Lake County, Utah, Recorder.

#### SECTION II

All of those certain patented mining claims located within the West Mountain Mining District hereinafter described:

<u>Claim</u>	<u>Lot No. or Mineral Survey No.</u>
Jubilee No. 2	Sur. #6663
Free Gold	Sur. #6663
Golden Era	Sur. #6663
Old Dominion	Sur. #6663
Gold Nugget No. 1	Sur. #4934
Gold Nugget No. 2	Sur. #4934
Gold Nugget No. 3	Sur. #4934
Gold Nugget No. 4	Sur. #4934
North Bingham No. 1	Sur. #5705
North Bingham No. 2	Sur. #5705
North Bingham No. 3	Sur. #5705
North Bingham No. 4	Sur. #5705
North Bingham No. 5	Sur. #5705
North Bingham No. 6	Sur. #5705
Salt Lake Lot No. 293	Sur. #5705
Oxford No. 1	Sur. #5971

Oxford No. 2	Sur. #5971
Oxford No. 3	Sur. #5971
Oxford No. 4	Sur. #5971
Oxford No. 5	Sur. #5971
Oxford No. 6	Sur. #5971
Oxford No. 7	Sur. #5971
Oxford Fraction	Sur. #5971
Oxford Fraction No. 0	Sur. #5971
Maple No. 1	Sur. #6055
Maple No. 2	Sur. #6055

SECTION III

All of those certain unpatented mining claims located within the West Mountain Mining District hereinafter described:

<u>Claim</u>	<u>Lot No. or Mineral Survey No.</u>	<u>Claim</u>	<u>Lot No. or Mineral Survey No.</u>
	UMC		UMC
Barney No. 1	291362	Barney No. 36	291397
Barney No. 2	291363	Barney No. 37	291398
Barney No. 3	291364	Barney No. 38	291399
Barney No. 4	291365	Barney No. 39	291400
Barney No. 5	291366	Barney No. 40	291401
Barney No. 6	291367	Barney No. 41	295590
Barney No. 7	291368	Barney No. 42	295591
Barney No. 8	291369	Barney No. 43	295592
Barney No. 9	291370	Barney No. 44	295593
Barney No. 10	291371	Barney No. 45	295594
Barney No. 11	291372	Barney No. 46	295595
Barney No. 12	291373	Barney No. 47	295596
Barney No. 13	291374	Barney No. 48	295597
Barney No. 14	291375	Barney No. 49	295598
Barney No. 15	291376	Barney No. 50	295599
Barney No. 16	291377	Barney No. 51	295600
Barney No. 17	291378	Barney No. 52	295601
Barney No. 18	291379	Barney No. 53	295602
Barney No. 19	291380	Barney No. 54	295603
Barney No. 20	291381	Barney No. 55	295604
Barney No. 21	291382	Barney No. 56	295605
Barney No. 22	291383	Barney No. 57	291402
Barney No. 23	291384	Barney No. 58	295085
Barney No. 24	291385	Barney No. 59	295086
Barney No. 25	291386	Barney No. 60	295087
Barney No. 26	291387	Barney No. 61	295088
Barney No. 27	291388	Barney No. 62	295089
Barney No. 28	291389	Barney No. 63	295090
Barney No. 29	291390	Barney No. 64	295091
Barney No. 30	291391	Barney No. 65	242462
Barney No. 31	291392	Barney No. 66	295092
Barney No. 32	291393	Barney No. 67	242464
Barney No. 33	291394	Barney No. 68	295093
Barney No. 34	291395	Barney No. 69	242466
Barney No. 35	291396	Barney No. 70	295094

Barney No. 71	242468	Barney No. 83	295101
Barney No. 72	295095	Barney No. 84	295102
Barney No. 73	242470	Barney No. 85	295103
Barney No. 74	242471	Barney No. 86	295104
Barney No. 75	242472	Barney No. 88	295105
Barney No. 76	242473	Barney No. 98	295106
Barney No. 77	242474	Barney No. 99	295107
Barney No. 78	295096	DFD No. 1	256168
Barney No. 79	295097	DFD No. 2	256169
Barney No. 80	295098	DFD No. 3	256170
Barney No. 81	295099	DFD No. 4	256171
Barney No. 82	295100	DFD No. 5	256172
		DFD No. 6	256173

SECTION IV

Those certain water rights of record in the office of the State Engineer hereinafter described:

<u>W.U.C. Number</u>	<u>Source</u>
59-3914	Bancroft, Lohman, Dorton Springs
59-3917	Unnamed Spring

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 KATHLEEN OXON  
 RECORDS  
 SALT LAKE COUNTY,  
 UTAH  
 APR 28 10 46 AM '87  
 REC'D OF \_\_\_\_\_  
 \$ 88.00 DEP \_\_\_\_\_  
*Patricia R. Brown*  
 PATRICIA R. BROWN