

3580

QUIT CLAIM DEED

IDAHO MARYLAND INDUSTRIES INC., a corporation

quit claim unto

WILLIAM GHIDOTTI and MARIAN GHIDOTTI, his wife as tenants in common,
all that real property situate in the County of Nevada

State of California, described as follows:

See Exhibit "A" attached.

3580

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OFFICIAL RECORDS
RECORDED AT REQUEST OF
INTER-COUNTY TITLE CO.

41 JUN 12 1963
AT 41 MIN. PAST 2 O'CLOCK A.M.
NEVADA COUNTY, CALIFORNIA
FEE: 18 50
Thea A. Jackson
RECORDER

Dated June 10, 19 63

STATE OF CALIFORNIA

IDAHO MARYLAND INDUSTRIES INC.,

County of

ss.

On

19

By

President

before me, a Notary Public
in and for said County and State, personally appeared

STATE OF CALIFORNIA,

County of Nevada

ss.

On this 12th day of June in the year one thousand nine hundred and sixty-three

before me, Thelma A. Jackson

a Notary Public in and for the County of Nevada

State of California, duly commissioned and sworn, personally appeared

G. J. Morton

President

known to me to be the of the corporation described in and that executed the within instrument, and also known to me to be the person who executed the within instrument on behalf of the corporation therein named, and acknowledged to me that such corporation executed the same

SEAL

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal in the County of Nevada the day and year in this certificate first above written.

Thelma A. Jackson

Notary Public in and for the County of Nevada

THELMA A. JACKSON

State of California

EXHIBIT "A"
DESCRIPTION

All that real property situate in the County of Nevada, State of California, described as follows:

PARCEL No. 1: ALL MINERALS, GAS, OIL AND MINERAL DEPOSITS OF EVERY KIND AND NATURE LOCATED BELOW A DEPTH OF 200 FEET BENEATH THE SURFACE OF ALL SUCH REAL PROPERTY, TOGETHER WITH ALL NECESSARY AND CONVENIENT RIGHTS TO EXPLORE FOR, DEVELOP, PRODUCE, EXTRACT AND TAKE THE SAME, SUBJECT TO THE EXPRESS LIMITATION THAT THE FOREGOING EXCEPTION AND RESERVATION SHALL NOT INCLUDE ANY RIGHT OF ENTRY UPON THE SURFACE OF SAID LAND WITHOUT THE CONSENT OF THE OWNER OF SUCH SURFACE OF SAID LAND as excepted in the deed dated June 15, 1959, recorded June 22, 1959, in Book "263" of Official Records, Nevada County Records, at page 381, executed by Idaho Maryland Mines Corporation, a Nevada Corporation to William G. Gilmore, such real property being all those portions of the following sub-parcels lying within the exterior boundaries of the land described in the instrument above referred; AND, ONLY MINERALS, GAS, OIL AND MINERAL DEPOSITS BELOW A DEPTH OF 200 FEET BENEATH SUCH SURFACE; TOGETHER WITH ALL NECESSARY AND CONVENIENT RIGHTS TO EXPLORE FOR, DEVELOP, PRODUCE, EXTRACT AND TAKE THE SAME, SUBJECT TO THE EXPRESS LIMITATION THAT THE FOREGOING EXCEPTION AND RESERVATION SHALL NOT INCLUDE ANY RIGHT OF ENTRY UPON THE SURFACE OF SAID LAND WITHOUT THE CONSENT OF THE OWNER OF SUCH SURFACE OF SAID LAND as excepted in the deed dated August 3, 1959, recorded August 12, 1959, in Book "266" of Official Records, Nevada County Records, page 185, executed by Idaho Maryland Mines Corporation, a Nevada corporation, to Oliver Investment Company, a Nevada Corporation, the real property being the remainder of those portions of the following sub-parcels lying outside the exterior boundaries of the land described in the first instrument above referenced; said sub-parcels being more particularly described as follows:

Sub-Parcel No. 1: The J. M. English Quartz Mine designated by the United States Surveyor General as Lot No. 54, embracing a portion of the Southeast quarter of Section 25, Township 16 North, Range 8 East, M.D.B.&M.

Sub-Parcel No. 2: The Lucky or Agnes Quartz Mine, designated by the United States Surveyor General as Lot No. 129, embracing a portion of Sections 25 and 36, Township 16 North, Range 8 East, M.D.B.&M.

Sub-Parcel No. 3: The Union Hill Quartz Mine designated by United States Surveyor General as Lot No. 59, embracing a portion of Sections 25 and 36, Township 16 North, Range 8 East, M.D.B.&M.

Sub-Parcel No. 4: The Centennial Quartz Lode Mining Claim, designated by the United States Survey General as Lot No. 106, embracing a portion of Section 25, Township 16 North, Range 8 East, M.D.B.&M.

Sub-Parcel No. 5: The Harphens Quartz Lode Mining Claim, designated by United States Surveyor General as Lot No. 202, embracing a portion of Section 25, Township 16 North, Range 8 East, M.D.B.&M.

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Sub-Parcel No. 6: The "Dorothy D" Lode Mining Claim, designated by the United States Surveyor General as Survey No. 5628, embracing a portion of Section 25, Township 16 North, Range 8 East, M.D.B.&M.

Sub-Parcel No. 7: The Morning Dew Quartz Lode Mining Claim, designated by the United States Surveyor General as Lot No. 130 embracing a portion of Section 25, Township 16 North, Range 8 East, M.D.B.&M.

Sub-Parcel No. 8: The Howard Hill Lode Mining Claim, designated by the United States Surveyor General as Survey No. 4613 embracing a portion of Section 25, Township 16 North, Range 8 East, M.D.B.&M.

Sub-Parcel No. 9: A portion of the Hoxie Placer Mining Claim, described as the Lot No. 6 of the Southeast quarter of Section 25, Township 16 North, Range 8 East, M.D.B.&M.

Sub-Parcel No. 10: The Cambridge Quartz Mine, designated by the United States Surveyor General as Lot No. 128 embracing a portion of Section 36, Township 16 North, Range 8 East, M.D. B.&M.

Sub-Parcel No. 11: Gold Blossom Quartz Mine, designated by the United States Surveyor General as Lot No. 3697, embracing a portion of Section 36, Township 16 North, Range 8 East, M.D. B.&M.

Sub-Parcel No. 12: Lots 1, 2, 3, 4 and 5 of the Northeast quarter of Section 36, Township 16 North, Range 8 East, M.D. B.&M.

Sub-Parcel No. 13: Fractional West half of the Northeast quarter of Section 36, Township 16 North, Range 8 East, M.D.B.&M.

EXCEPTING THEREFROM that portion thereof lying within the exterior boundaries of Gold Blossom Quartz Mine Lot 3697, patented.

Sub-Parcel No. 14: The Northwest one-quarter (NW $\frac{1}{4}$) of Section 31, Township 16 North, Range 9 East, M.D.B.&M.

Sub-Parcel No. 15: The Southwest one-quarter (SW $\frac{1}{4}$) of Section 31, Township 16 North, Range 9 East, M.D.B.&M.

Sub-Parcel No. 16: Eureka Gold Mining Co's Claim, being Lot 41, located in Section 26, Township 16 North, Range 8 East, M.D.B.&M., more particularly described at length in Letters Patent issued September 13, 1869, by the United States of America, and recorded September 30, 1869, in Book "34" of Deeds, Nevada County Records, page 323.

Sub-Parcel No. 17: Tracy Quartz Lode Mining Claim being Lot 193, located in Section 25, Township 16 North, Range 8 East, M.D.B.&M., designated in Survey #2985 by the Surveyor General and more particularly described at length in Letters Patent issued January 20, 1902, by the United States of America, recorded September 7, 1910, in Book "4" of Patents, Nevada County Records, page 434.

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Sub-Parcel No. 18: Independence Quartz Lode Mining Claim, being Lot 120, located in Section 25, Township 16 North, Range 8 East, M.D.B.&M., designated as Survey #2210 by the Surveyor General, and more particularly described at length in Letters Patent issued April 4, 1889, by the United States of America, and recorded May 4, 1889, in Book "2" of Patents, Nevada County Records, at page 520.

Sub-Parcel No. 19: Alpha Quartz Lode Mining Claim, being Lot 66, located in Sections 25 and 26, Township 16 North, Range 8 East, M.D.B.&M., designated as Survey #711, by the Surveyor General and more particularly described at length in Letters Patent issued April 9, 1892, by the United States of America, and recorded June 12, 1894, in Book "3" of Patents, Nevada County Records, at page 267.

Sub-Parcel No. 20: Black Hawk Extension Lode Mining Claim designated by the Surveyor General as Lot 4219 located in Section 25 and 26, Township 16 North, Range 8 East, M.D.B.&M. more particularly described at length in Letters Patent, issued June 30, 1905 by the United States of America, and recorded May 1, 1916, in Book "4" of Patents, Nevada County Records, at page 577.

Sub-Parcel No. 21: Those certain Quartz Mines known as the A.B.C. and OK mines being Lots Nos. 167 and 168 respectively embracing a portion of Sections 25 and 26, Township 16 North, Range 8 East, M.D.B.&M., as designated on the official plat by the United States Surveyor General, and more particularly described at length in the U.S. Patent dated May 5, 1897, and recorded May 6, 1916, in Book "4" of Patents, Nevada County, at page 579.

EXCEPTING THEREFROM all that portion thereof embraced in Lot 7 of the Southeast quarter of the Northeast quarter of said Section 26.

Sub-Parcel No. 22: That certain mine known as the Gamblers Gold and Silver Lode Mine being Lot (Survey) No. 4217, embracing a portion of Section 26, Township 16 North, Range 8 East, M.D.B.&M., as designated on the official plat by the United States Surveyor General, and more particularly described at length in the U.S. Patent dated March 18, 1907, recorded June 6, 1916, in Book "4" of Patents, Nevada County, at page 584.

Sub-Parcel No. 23: The South half of the Southeast quarter; the Northwest quarter of the Southeast quarter; the South half of the Southwest quarter; and the Northeast quarter of the Southwest quarter, all in Section 24, Township 16 North, Range 8 East, M.D.B.&M.

Sub-Parcel No. 24: The North half of the Northeast quarter; the Northeast quarter of the Northwest quarter; and Lot 1 of the Northwest quarter of the Northwest quarter of Section 25, Township 16 North, Range 8 East, M.D.B.&M.

EXCEPTING THEREFROM all that portion of Lot 1 of the Northwest quarter of the Northwest quarter of Section 25, Township 16 North, Range 8 East, M.D.B.&M., lying South of the South rail of the Nevada County Narrow Gauge Railway Company track.

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Sub-Parcel No. 25: That certain Quartz Mine known as the Kentucky Quartz Mine, being Lot 133, embracing a portion of Section 25 & 26, Township 16 North, Range 8 East, M.D.B.&N., designated on the Official plat by the United States Surveyor General, and more particularly described at length in the U.S. Patent dated March 13, 1890, recorded July 3, 1896, in Book "3" of Patents, Nevada County, at page 507.

Sub-Parcel No. 26: Idaho No. 1, Idaho No. 2, Idaho No. 3, Idaho No. 5, Idaho No. 6, Idaho No. 7, Idaho No. 11, Idaho No. 12, Maryland #22, Maryland #23, Maryland #24, Maryland Fraction, Maryland Extension Fraction, Gold Point Fraction, and Gold Point Extension Lode Mining Claims, designated by United States Surveyor General for the State of California, as Survey No. 5514 embracing a portion of Sections twenty-five and twenty-six, in Township Sixteen North of Range Eight East of the Mount Diablo Meridian, and more particularly described at length in the Patent issued by United States of America to Idaho Maryland Mines Co., dated January 17, 1923, recorded in the Office of the County Recorder of Nevada County on January 31, 1923, in Book "6" of Patents, at page 149.

Sub-Parcel No. 27: (a) The Southwest quarter of the Northeast quarter of Section 25, Township 16 North, Range 8 East, M.D.B.&N.
(b) The Southeast quarter of the Northeast quarter of Section 25, Township 16 North, Range 8 East, M.D.B.&N.

Sub-Parcel No. 28: Baby Lode Claim and Finafore Lode Claim, located in the South half of Section 25, Township 16 North, Range 8 East, designated as Survey #1216 by the Surveyor General and more particularly described in Letters Patent issued by the United States of America, October 11, 1909, and recorded May 19, 1916, in Book "4" of Patents, Nevada County Records, page 582.

Sub-Parcel No. 29: Maryland Consolidated Quartz Mining Claim comprising the Maryland and Maryland Extension Location Lodes and Maryland Extension Mill Site Claims, being Lots 144, 145 and 146, respectively, located in the South half of Section 25, Township 16 North, Range 8 East, designated as Survey #2535 by the Surveyor General and more particularly described in Letters Patent issued by the United States of America March 17, 1893, and recorded February 2, 1903, in Book "4" of Patents, Nevada County Records, at page 144.

Sub-Parcel No. 30: Maryland Extension Quartz Mine Lode, located in the northeast quarter of the Southeast quarter of Section 25, Township 16 North, Range 8 East, M.D.N., designated as Survey #3679, by the Surveyor General, and more particularly described in Letters Patent issued by the United States of America, April 1, 1904, and recorded June 5, 1918, in Book "6" of Patents, Nevada County Records, at page 21.

Sub-Parcel No. 31: Gold Point Consolidated Gold and Silver Mining Company's Lode Mining Claim, being Lot 107, located in the South half of Section 25, Township 16 North, Range 8 East, designated as Survey #1392, by the Surveyor General, and more particularly described in Letters Patent issued by the United States of America, October 23, 1886, and recorded April 7, 1926 in Book "2" of Patents, Nevada County Records, at page 421.

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Sub-Parcel No. 32: Idaho Millsite Claim, being Lot #138 located in the Northeast quarter of Section 26, Township 16 North, Range 8 East, N.D.B.&M., designated as Survey #2509 by the Surveyor General and more particularly described at length in Letters Patent issued June 18, 1896, by United States of America, and recorded February 2, 1903, in Book "4" of Patents, Nevada County Records, at page 441.

Sub-Parcel No. 33: East Eureka Lode Mining Claim, located in Sections 25 and 26, Township 16 North, Range 8 East, N.D.B.&M. designated as Survey #5515 by the Surveyor General and more particularly described at length in Letters Patent issued September 25, 1922, by United States of America and recorded September 28, 1923, in Book "6" of Patents, Nevada County Records, at page 169.

Sub-Parcel No. 34: Idaho Mining Company's Claim being Lot 38 located in the East half of the Northeast quarter of Section 26, Township 16 North, Range 8 East, N.D.B.&M., designated as Survey #24 by the Surveyor General and more particularly described at length in Letters Patent issued December 4, 1869 by United States of America, recorded December 20, 1869, in Book "35" of Deeds, Nevada County Records, at page 26.

Sub-Parcel No. 35: Lot 13, in Section 25, Township 16 North, Range 8 East, as described in Letters Patent issued December 8, 1896, by United States of America and recorded February 10, 1897, in Book "3" of Patents, Nevada County Records, at page 585.

Sub-Parcel No. 36: Grant Quartz Mine Claim, being Lot 62, located in Sections 25 and 26, Township 16 North, Range 8 East, designated as Survey #624 by the Surveyor General, and more particularly described at length in Letters Patent issued August 1, 1878, by United States of America and recorded August 23, 1878, in Book "1" of Patents, Nevada County Records, at page 484.

Sub-Parcel No. 37: That portion of the Hoxie Placer Mining Claim, lying within Lot 5 of the Southeast quarter of Section 25, Township 16 North, Range 8 East, as described in Letters Patent issued June 20, 1904, by United States of America and recorded August 13, 1910, in Book "4" of Patents, Nevada County Records, at page 433.

Sub-Parcel No. 38: Roannaise Lode, being Lot 116, located in Section 23 and 26, Township 16 North, Range 8 East, N.D.B.&M., designated as Survey No. 2083, by the Surveyor General, and more particularly described at length in Patent issued October 15, 1884, recorded November 17, 1884, in Book "2" of Patents, Nevada County Records, at page 113.

Sub-Parcel No. 39: Schofield Lode, being Lot 37, located in Sections 25 and 26, Township 16 North, Range 8 East, N.D.B.&M. as designated by the Surveyor General, and more particularly described at length in Patent issued October 10, 1868, and recorded December 28, 1868, in Book "32" of Deeds, Nevada County Records, at page 422.

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Sub-Parcel No. 40: Morehouse Quartz Mine, Vein, Lode, Ledge, or Deposit, being Lot 53, located in Section 24, Township 16 North, Range 8 East, M.D.B.&M., as designated by the Surveyor General, and more particularly described at length in Patent issued April 4, 1873, and recorded May 22, 1873, in Book "1" of Patents, Nevada County Records, page 9.

Sub-Parcel No. 41: The Lot Numbered Three (3) of the Northeast one-quarter and the Lot Numbered Seventeen (17) of the Northwest one-quarter of Section 26, Township 16 North, Range 8 East, M. D.B.&M., containing 39.49 acres, according to the amended plat of said Section 26 filed in the United States Land Office at Sacramento, California, August 7, 1886.

Sub-Parcel No. 42: The Lots Numbered 5 and 7 of the Northeast one-quarter of Section 26, Township 16 North, Range 8 East, M.D.B.&M.,

Sub-Parcel No. 43: All that portion of Lot Numbered 9 of the Northeast one-quarter of the Southwest one-quarter and a portion of the Northwest one-quarter of the Southeast one-quarter of Section 26, Township 16 North, Range 8 East, M.D.B.&M., lying on the North side of the Nevada County Narrow Gauge Railroad Company's railroad track.

Sub-Parcel No. 44: Beginning at Station 837+10 on the located center line of the Nevada County Narrow Gauge Railroad, thence following along said center line of said railroad to Station 850+50, and taking a strip of land 40 feet wide on each side of said center line of said railroad the above being in the Northwest one-quarter of the Southeast one-quarter of Section 26, Township 16 North, Range 8 East; thence from said Station 850+50 and following along said center line of said railroad to Station 864+10 and taking a strip of land 40 feet wide on each side of said center line of said railroad; the above being in the Northeast one-quarter of the Southwest one-quarter of Section 26, Township 16 North, Range 8 East, M.D.B.&M.

Sub-Parcel No. 45: The Southeast one-quarter of the Northwest one-quarter of Section 25, in Township 16 North, Range 8 East, M.D.B.&M.

Sub-Parcel No. 46: Lot 3 of the Northwest quarter of Section 25, Township 16 North, Range 8 East, M.D.B.&M.

Sub-Parcel No. 47: The Southeast quarter of the Southeast quarter of the Northeast quarter of Section 26, Township 16 North, Range 8 East, M.D.B.&M.

Sub-Parcel No. 48: Lot 1 of the Northwest quarter of Section 30 in Township 16 North, Range 9 East, M.D.B.&M., and the Northeast quarter of the Northwest quarter of Section 30, and the North half of the Northeast quarter of Section 30, in Township 16 North, Range 9 East, M.D.B.&M.

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Sub-Parcel No. 49: The Southeast quarter of the Southwest quarter, and Lot 4 of the Southwest quarter of Section 19, in Township 16 North, Range 9 East, M.D.B.&M.

Sub-Parcel No. 50: Lot 2 of the Northwest quarter and the Southeast quarter of the Northwest quarter, Lots 3 and 4 of the Southwest quarter, the Northeast quarter of the Southwest quarter, and the West half of the Southeast quarter of the Southwest quarter; the North half of the Southeast quarter; and the South half of the Northeast quarter, all in Section 30, Township Sixteen (16) North, Range 9 East, M.D.B.&M.

Sub-Parcel No. 51: Reservoir Site as reserved in the deed dated September 15, 1949, recorded September 19, 1949, Filing No. 3695, described as follows, to-wit: Commencing at Corner No. 1 from which the Southwest corner of Section 30, Township 16 North, Range 9 East, M.D.B.&M., bears South 49° 44' 20" West 948.74 feet distant; thence from said Corner No. 1, with true bearings, North 52° 09' West 165.61 feet to Corner No. 2; thence North 39° 36' 49" East 136.64 feet to Corner No. 3; thence South 52° 09' East 105.61 feet center of ditch, 165.61 feet to Corner No. 4; thence South 39° 36' 49" West 136.64 feet to Corner No. 1, the place of beginning.

Sub-Parcel No. 52: A portion of Survey No. 283 or Lot No. 46, Biggs Placer, described as follows, to-wit: Commencing at the corner designated in the patent as a post in the center of the Southwest quarter of Section 36, Township 16 North, Range 8 East, M.D.M., thence along an East line of said Biggs Placer, South 660.00 feet; thence leaving said East line, West 660.00 feet; thence North parallel to said East line, 660.00 feet to a point on the Northerly line of said Biggs Placer; thence along said Northerly line, East 660.00 feet to the place of beginning.

Sub-Parcel No. 53: The Champion Lode Mining Claim, designated by the Surveyor General as Survey No. 4826, embracing a portion of Section 1, in Township 15 North, Range 8 East, M.D.F.&M., and Section 35, in Township 16 North, Range 8 East, M.D.B.&M., as described in the Patent from the United States of America to Benjamin F. Berriman, dated November 15, 1912, recorded December 4, 1912, in Book "4" of Patents, at page 497.

EXCEPTING THEREFROM all that certain portion of said Champion Lode Mining Claim lying in Section 1, Township 15 North, Range 8 East, M.D.M.

Sub-Parcel No. 54: The Josephine Lode Mining Claim, being a portion of Mineral Survey No. 4638, located in Section 1, Township 15 North, Range 8 East, M.D.M., and in Section 35, Township 16 North, Range 8 East, M.D.B.&M.

EXCEPTING THEREFROM all that certain portion of said Josephine Lode Mining Claim lying in Section 1, Township 15 North, Range 8 East, M.D.M.

Sub-Parcel No. 55: An undivided 3/10 th interest in and to The Christopher Columbus Consolidated Quartz Mining Claim designated by the Surveyor General as Lots 224 and 225, Survey No. 3399,

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embracing a portion of Sections 25 and 26, Township 16 North, Range 8 East, M.D.N., containing in the aggregate 21.59 acres, more or less, as described in the Patent dated February 1, 1899, recorded August 11, 1942, in Book "80" of Official Records, at page 23, Nevada County Records.

EXCEPTING FROM the above described sub-parcels those certain portions thereof lying within the exterior boundaries of the lands hereafter described:

HOWEVER VESTING IN THE NAME OF THE VESTEE HEREIN THE MINERALS or SUB-SURFACE underlying such portions as are set forth in the following:

- (1) As to Sub-parcels 1, 6, 9, 18, 37: As Parcel No. 2 in the deed dated July 22, 1954, recorded July 30, 1954, in Book "199" of Official Records, at page 10, Nevada County Records, File No. 9135, executed by Idaho Maryland Mines Corporation, a Nevada Corporation, to John J. Looser a widower, which deed excepted and reserved all the mineral, metal matter and rock contained under said premises, with the right to extract at any time hereafter all the mineral, metal matter and rock contained under said property from any depth up to and within 75 feet of the surface of said property, without disturbing the surface thereof.
- (2) As to Sub-parcels 1, 6, 9: The deed dated July 8, 1955 recorded July 15, 1955, in Book "211" of Official Records, at page 14, Nevada County Records, File No. 2934, executed by Idaho Maryland Mines Corporation to Roy L. Dodge et ux, which deed conveyed the surface to a depth of 75 feet.
- (3) As to Sub-parcels 1, 6, 9, 14, 15, 18, 26 (Idaho 22 and Maryland Extension Fraction), 27a, 29: As Parcel No. 1 in the deed dated October 21, 1955, recorded November 4, 1955, in Book "214" of Official Records, at page 431, Nevada County Records, File No. 4722, executed by Idaho Maryland Mines Corporation to County of Nevada, which deed excepted and reserved the perpetual right and ownership, together with the right to mine for, extract and take minerals from beneath the surface of, and the sub-surface of that portion of the property lying more than 50 feet beneath the surface thereof.
- (4) As to Sub-parcels 1, 6, 9, 12: In the Deed dated December 4, 1956, recorded December 10, 1956, in Book "227" of Official Records, at page 290, Nevada County Records, File No. 4996, executed by Idaho Maryland Mines Corporation, to Malcolm E. Hammill et ux, which deed conveyed the surface to a depth of 75 feet.
- (5) As to Sub-parcels 3, 5, 12: The deed dated August 31, 1956, recorded September 5, 1956, in Book "224" of Official Records, at page 286, Nevada County Records, File No. 3700, executed by Idaho Maryland Mines Corporation to Vivian Normile et vire, which deed conveyed the surface to a depth of 75 feet.

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- (6) As to Sub-parcel 14: Beginning at the one-quarter section corner on the North boundary of said Section 31, Township 16 North, Range 9 East, N.D.M., and thence running South 1° 10' East along the center line of Section 31, 17½2.4 feet to the Southeast corner of the tract hereby reserved; thence South 87° 29' West 1000 feet to the Southwest corner of this tract; thence North 1° 10' West 17½2.4 feet to the Northwest corner of this tract on the line between Sections 30 and 31, said Township and Range; thence following said line Easterly, North 87° 29' East 1000 feet to the place of beginning, from which all the quartz and mineral therein beneath the surface and all rights for tunnels, drifts and underground working, necessary or proper to work all quartz ledges beneath the surface, not to interfere with the use thereof for agriculture purposes.
- (7) As to Sub-parcel 14: The deed dated December 3, 1956, recorded December 13, 1956, in Book "227" of Official Records, at page 292, Nevada County Records, file No. 4997, executed by Idaho Maryland Mines Corporation to Milton Balmain, which deed conveyed the surface and sub-surface to a depth of 75 feet below the surface.
- (8) As to Sub-parcel 15: The deed dated March 26, 1946, recorded April 12, 1946, in Book "105" of Official Records, at page 178, Nevada County Records, File No. 1914, executed by Idaho Maryland Mines Corporation to Nevada Irrigation District. (Any mineral or sub-surface thereunder not vesting in the vestee herein)
- (9) As to Sub-parcels 15, 50: As Parcel 4 (2), the deed dated September 15, 1949, recorded September 19, 1949, in Book "140" of Official Records, at page 427, Nevada County Records, file No. 3695, executed by Idaho Maryland Mines Corporation to Errol McBoyle, which deed conveyed the surface rights to a depth of 75 feet in and on and to that certain real property.
- (10) As to Sub-parcel 15: The deed dated April 16, 1956, recorded April 17, 1956, in Book "219" of Official Records, at page 547, Nevada County Records, file No. 1414, executed by Idaho Maryland Mines Corporation to John Grimes et ux, which deed conveyed the surface to a depth of 75 feet.
- (11) As to Sub-parcel 15: The deed dated November 7, 1956, recorded November 13, 1956, in Book "226" of Official Records, at page 300, Nevada County Records, file No. 4605, executed by Idaho Maryland Mines Corporation to John Grimes et ux, which deed conveyed the surface to a depth of 75 feet.

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- (12) As to Sub-parcels 19, 23, 24, 25: The deed dated October 22, 1948, recorded October 23, 1948, in Book "136" of Official Records, at page 17, File No. 4801 Nevada County Records, executed by Idaho Maryland Mines Corporation to Errol MacBoyle, which deed conveyed the surface rights to a depth of 75 feet.
- (13) As to Sub-parcels 16, 38, 41, 42 (As to lot 5): The deed dated July 8, 1955, recorded July 14, 1955, in Book "209" of Official Records, at page 594, File No. 2896, Nevada County Records, executed by Idaho Maryland Mines Corporation to Walter V. Canon and Ida F. Canon, his mother, which deed conveyed the surface to a depth of 75 feet.
- (14) As to Sub-parcels 17, 21, ptn. 26 (Idaho 1, 2 & 6), 28: The Quitclaim deed dated February 7, 1957, recorded October 22, 1957, in Book "238" of Official Records, at page 207, File No. 4780, Nevada County Records, executed by Idaho Maryland Mines Corporation, to Gladys M. Perkins, a widow, and Edwin H. Bruning and Wenona E. Bruning, his wife, which deed quitclaimed to said grantees "the identical premises described as Parcel 7 in the Deed dated February 7, 1945, April 7, 1945, recorded in Book "94" of Official Records, at page 360, File No. 825, Nevada County Records. (Any mineral or subsurface thereunder not vesting in the vestee herein).
- (15) As to Sub-parcels 20, 21, 22, ptn. 26 (Idaho Nos 1, 2, 3, 7, 12, Point Extension 1, 2, 42 (As to lot 7), 43, 44, 46, 47: As Parcel No. 1 in the deed dated October 17, 1957, recorded October 22, 1957, in Book "238" of Official Records, page 209, executed by Idaho Maryland Mines Corporation to Gladys M. Perkins, a widow, and Edwin H. Bruning and Wenona E. Bruning, his wife, which deed excepted and reserved all minerals, metal matter and ores lying and being more than 100 feet from the surface of the above described property, together with the right to mine and extract the same without disturbing the surface of the said premises.

FULLY EXCEPTING, HOWEVER, the portions described as follows: (a) That portion of the U.S. Grant Lode lying within the exterior boundaries of the Idaho No. 2 particularly described as follows: Beginning at the Northwest corner of Survey No. 4217, the U.S. Grant Lode; thence along said Northerly line of the U.S. Grant Lode, South 86° 00' East 110.44 feet; thence leaving said Northerly line South 49° 17' West 140.03 feet to the Westerly line of said U.S. Grant lode; thence along said Westerly line North 2° 20' West 99.13 feet to the point of beginning.

(b) That portion of the U.S. Grant Lode lying within the exterior boundaries of the Idaho No. 2 & Idaho #7 particularly described as follows: Beginning at the Northwest corner of the lot herein described at the intersection of the North line of survey No. 4217, U.S. Grant lode and the fence at the Easterly side of the Grass Valley-Colfax road, at South 86° East 110.44 feet from the Northwest corner of the U.S. Grant lode;

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thence along said North line of the U.S. Grant lode South 86° 00' East 353.70 feet to intersection with the fence line at the Easterly side of the O'Keeffe enclosure and the West side of the N.C.N.R.R. thence along said fence South 25° 54' East 69.27 feet to fence angle; thence South 14° 56' East 73.96 feet to fence angle; thence South 2° 39' East 120.73 feet to fence corner at the Southeast corner of the O'Keeffe enclosure; thence South 79° 23' West 121.99 feet to fence corner at the East side of the Grass Valley-Colfax Road; thence North 70° 55' West 36.73 feet to fence corner at the West side of the Grass Valley-Colfax Road and the Southeast corner of that portion of the O'Keeffe enclosure on the West side of the road; thence along fence South 87° 26' West 79.86 feet, intersecting the section line between sections 25 and 26, at North 3° 16' West 317.78 feet from the $\frac{1}{4}$ section corner 206.92 feet to fence angle; thence North 86° 38' West 143.69 feet, intersecting the West line of the U.S. Grant lode; thence along the West line of the U.S. Grant; North 2° 20' West 199.69 feet intersecting the fence line on the Southeast side of the Grass Valley-Colfax Road; thence along said fence North 49° 17' East 140.03 feet to the place of beginning.

- (16) As to Sub-parcels 22, etc. 26 (Idaho Nos. 2,6,7): The Deed dated January 7, 1954, recorded January 13, 1954, in Book _____ of Official Records, page _____, Filing No. 6304, Nevada County Records, executed by Idaho Maryland Mines Corporation to Vern B. Perkins and Gladys M. Perkins, husband and wife. (Any mineral or sub-surface thereunder not vesting in the vestee herein).
- (17) As to Sub-parcel 23: The Quitclaim deed dated October 26, 1954, recorded October 26, 1954, in Book "201" of Official Records, at page 314, Filing No. 11657, Nevada County Records, executed by Idaho Maryland Mines Company, a corporation, to Glenn W. Jones et ux, which deed conveyed the surface rights to a depth of 75 feet.
- (18) As to Sub-parcel 23: The deed dated October 28, 1954, recorded November 1, 1954, in Book "201" of Official Records, at page 354, Filing No. 11707, Nevada County Records, executed by Idaho Maryland Mines Corporation, to Nevada County Horsemen, Inc., which deed executed all the mineral, ore and metal under said property, with the right to extract the same from any depth up to 75 feet of the surface of said property, without disturbing the surface thereof.
- (19) As to Sub-parcel 23: The Correctory Deed dated July 11, 1955, recorded July 29, 1955, in Book "211" of Official Records, at page 153, Filing No. 3137, Nevada County Records, executed by Idaho Maryland Mines Corporation, to George E. Kaurer, which deed conveyed the surface to a depth of 75 feet.

- (20) As to Sub-parcels 24, 25: The Deed dated June 26, 1957, recorded August 3, 1957, in Book "235" of Official Records, at page 327, Filing No. 3360, Nevada County Records, executed by Idaho Maryland Mines, a corporation, to John B. Gwin et ux, which deed conveyed the surface and the subsurface to a depth of 75 feet below the surface.
- (21) As to Sub-parcel, ptn. 26: Portions of Idaho No 1, Idaho No. 2 and Idaho No. 6 Lode Mining Claims, as said claims are particularly described in the patent issued by the United States of America to Idaho Maryland Mines Co., dated January 17, 1923, recorded January 31, 1923, in Book "6" of Patents, page 149, Nevada County Records, said portions being described as follows, to-wit: A portion of Section 25, Township 16 North, Range 8 East, M.D.M., Nevada County, California: Commencing at the quarter quarter section corner on the North and South section line on the West side of Section 25, Township 16 North, Range 8 East, lying half way between the section corner common to sections 25, 26, 35 and 36 and the quarter section corner on the North and South section line between said sections 25 and 26, said Township and Range, and running thence North 89° 03' East 227.32 feet to a point on the Westerly line of County Road, the point of beginning; and running thence from said point of beginning North 89° 03' East 416.72 feet to the West line of the Tracy Quartz Mining Claim, and running thence North 5° 12' East 431.73 feet along the West side line of said Tracey Quartz Mining Claim, and beyond the Northwest corner thereof to the South side line of the C.K. Quartz Mining Claim, North 2° 26' East 39.02 feet; thence North 78° 01' West 509.88 feet along the South line of said OK Quartz Mining Claim to a point just West of the right of way of the Nevada County Harrow Gauge Railroad Company; thence North 86° 00' West 21.89 feet; thence South 24° 54' East 69.27 feet; thence South 14° 56' East 73.96 feet; thence South 2° 39' East 120.73 feet; thence South 79° 23' West 121.99 feet to a point on the Easterly line of County Road; thence North 70° 55' West 36.73 feet; thence South 9° 53' East 160.06 feet; thence South 39° 44' East 133.53 feet; thence South 45° 20' East 80.03 feet to the point of beginning. (Any mineral or sub-surface thereunder not vesting in the vestee herein)
- (22) As to Sub-parcel, ptn. 26: As to the Idaho No. 6 and the Idaho No. 7 in the Deed dated May 22, 1953, recorded May 25, 1953, in Book "185" of Official Records, page 301, Filing No. 1787, executed by Idaho Maryland Mines Corporation to Gladys M. Perkins and Dean B. Perkins. (Any mineral, or sub-surface thereunder not vesting in the vestee herein)
- (23) As to Sub-parcel 33: The Quitclaim deed dated June 18, 1956, recorded June 26, 1956, in Book "222" of Official Records, at page 98, Filing No. 2390, Nevada County

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Records, executed by Idaho Maryland Mines Corporation, to Peter Zadra and Catherine Zadra, his wife, which deed conveyed the surface to a depth of 75 feet.

- (24) As to Sub-parcel 36: The Quitclaim deed dated December 30, 1957, recorded January 7, 1958, in Book "241" of Official Records, at page 106, executed by Idaho Maryland Mines Corporation to Sierra Nevada Memorial Hospital, which deed conveyed the surface and the subsurface to a depth of seventy-five (75) feet.
- (25) As to Sub-parcel 38: The Deed dated December 30, 1957, recorded January 7, 1958, in Book "241" of Official Records, at page 109, Nevada County Records, File No. 0055, executed by Idaho Maryland Mines Corporation to Sierra Nevada Memorial Hospital which deed conveyed the surface and the subsurface to a depth of 75 feet.
- (26) As to Sub-parcels 40, 42 (As to Lot 5): The deed dated March 11, 1958, recorded March 27, 1958, in Book "244" of Official Records, at page 155, Nevada County Records, Filing No. 1246, executed by Idaho Maryland Mines Corporation to Elmer C. Shorman, et al. (Any mineral or sub-surface thereunder not vesting in the vestee herein).
- (27) As to Sub-parcel 41: The deed dated December 19, 1891 recorded May 9, 1942, in Book "77" of Deeds, at page 575, Nevada County Records, executed by Theodore H. Wilhelm to Leon Durbin. (Any mineral or sub-surface thereunder not vesting in the vestee herein).
- (28) As to Sub-parcel 41: The deed dated December 14, 1912 recorded February 14, 1913, in Book "117" of Deeds, at page 66, Nevada County Records, executed by Ida Potter, formerly Ida Wilhelm, et al., to John Davey and T. W. Davey.
- (29) As to Sub-parcel 42: As to said Lot 5; in the deed dated May 18, 1897, recorded August 19, 1898, in Book "90" of Deeds, at page 378, Nevada County Records, executed by William H. Totten to Eliza Jane Thompson (Any mineral or sub-surface thereunder not vesting in the vestee herein) and in the quitclaim deed dated July 12, 1955, recorded July 14, 1955, in Book "209" of Official Records, at page 593, File No. 2895, Nevada County Records, executed by Idaho Maryland Mines Corporation to Walter Canon, Jr., which quitclaim deed conveyed the surface to a depth of 75 feet.

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- (30) As to Sub-parcel 43: The Deed dated December 9, 1886, recorded January 3, 1887, in Book "68" of Deeds, at page 291, Nevada County Records, executed by George Wilson to Richard Geach. (Any mineral or sub-surface thereunder not vesting in the vestee herein).
- (31) As to Sub-parcel 43: The deed dated November 22, 1926, recorded May 3, 1894, in Book "79" of Deeds, at page 733, Nevada County Records, executed by George Wilson to John Collins.
- (32) As to Sub-parcel 44: The Quitclaim Deed dated April 28, 1950, recorded October 15, 1951, in Book "166" of Official Records, at page 533, File No. 4327, Nevada County Records, executed by Idaho Maryland Mines Corporation to R. E. Tremoureux, which deed excepted and reserved all minerals, metal matter and ores, lying and being more than 50 feet below the surface of said premises, together with the right to mine and extract the same without disturbing the surface of said premises.
- (33) As to Sub-parcel 48: As Parcel No. 4 in Quitclaim deed dated September 29, 1958, recorded August 7, 1959, in Book "266" Official Records, Nevada County, page 22, File No. 4277, executed by Idaho Maryland Mines Corporation, a Nevada corporation, to Loma Rica Industrial Park, which deed excepted all minerals, gas, oil, and mineral deposits of every kind and nature located below a depth of 75 feet beneath the surface, together with all necessary and convenient rights to explore for, develop, produce, extract and take the same, subject to the express limitation that the foregoing exception and reservations shall not include any right of entry upon the surface of said land without the consent of the owner of the surface of said land.
- (34) As to sub-parcel 50: As parcels Nos. 1 & 3 in the Quitclaim deed dated September 29, 1958, recorded August 7, 1959, in Book "266" of Official Records, Nevada County Records, page 22, File No. 4277, executed by Idaho Maryland Mines Corporation, a Nevada corporation to Loma Rica Industrial Park, which deed excepted all minerals, gas, oil, and mineral deposits of every kind and nature located below a depth of 75 feet beneath the surface, together with all necessary and convenient rights to explore for, develop, produce, extract and take the same, subject to the express limitation that the foregoing exception and reservation shall not include any right of entry upon the surface of said land without the consent of the owner of the surface of said land.
- (35) As to sub-parcel 50: As to all that portion lying within the exterior boundaries of that certain 385.316 acre tract of land described in the deed dated September 15, 1949, recorded September 19, 1949, in Book "140" of

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Official Records, Nevada County Records, at page 427, File No. 3695, executed by Idaho Maryland Mines Corporation, to Errol McBoyle, lying Southerly of the Southerly line of the parcels 1 and 3 in deed dated September 29, 1958, recorded August 7, 1959, in Book "266" of Official Records, Nevada County Records, File No. 4277, which Southerly line is more fully described as follows: Beginning at a point in the Westerly line of Section 30, Township 16 North, Range 9 East, M.D.B.&M., located North 1° 18' West 889.37 feet from the Southwest section corner of Sec. 30 T 16 N. R. 9 E; thence from said point of beginning, North 81° 49' 42" East 233.85 feet, South 85° 17' 26" East 114.74 feet; North 58° 13' 48" East 531.11 feet; North 83° 37' 22" East 184.48 feet; South 81° 45' 32" East 29.93 feet; North 87° 19' East 145.17 feet; North 85° 47' East 129.78 feet; South 88° 49' East 63.27 feet; North 67° 31' East 31.78 feet; North 65° 34' East 20.41 feet; South 80° 27' East 111.81 feet; South 82° 14' East 93.09 feet; North 42° 59' East 205.21 feet; North 45° 21' 49" East 103.82 feet; North 60° 05' 19" East 191.99 feet; North 88° 15' 43" East 239.36 feet; North 84° 49' 37" East 356.14 feet; North 80° 28' 34" East 127.47 feet; North 43° 19' 19" East 182.83 feet; thence Southeasterly 500 feet, more or less, in a direct line to the point of ending; said point being on the South boundary of the North half of the Southeast quarter of said Section 30, distant thereon South 87° 43' 30" West 1988.32 feet from the Southeast corner of said North half of the Southeast quarter, Section 30, Township 16 North, Range 9 East.

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- (36) As to sub-parcel 9, 18, 37: As Parcel No. 2 in the Quitclaim deed dated September 29, 1958, recorded August 7, 1959, in Book "266" of Official Records, Nevada County Records, page 22, File No. 4277, executed by Idaho Maryland Mines Corporation, a Nevada Corporation to Loma Rica Industrial Park, which deed excepted all minerals, gas, oil, and mineral deposits of every kind and nature located below a depth of 75 feet beneath the surface, together with all necessary and convenient rights to explore for, develop, produce, extract and take the same, subject to the express limitation that the foregoing exception and reservation shall not include any right of entry upon the surface of said land without the consent of the owner of the surface of said land.
- (37) As to sub-parcel 55: The deed dated June 22, 1908, recorded November 17, 1908, in Book "108" of Deeds, at page 601, executed by Joseph Goldsworthy, Richard Gauthier, Mary Sirard, Selina Dausse, Philomen McCarty, Frederick Wilkins and Frank Gauthier to Catherine Goldsworthy, which deed reserved

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to the present owners of the Christopher Columbus Quartz Mine Patented the mineral within the exterior boundary of that part of Christopher Columbus Quartz Mine hereby conveyed with the right to work and remove the same.

NOTE: The following 3 parcels comprise a portion of this exception:

(a) The deed dated September 30, 1944, recorded February 23, 1945, in Book "94" of Official Records, Nevada County Records, at page 264, executed by Mary S. Austin to Kyrle Marsh, which deed excepted all portions of said real property situate more than 50 feet below the surface thereof, together with the right to work and mine the same below said depth and extract minerals therefrom, without disturbing the surface thereof.

(b) The Quitclaim Deed dated June 18, 1956, recorded June 26, 1956, in Book "222" of Official Records, Nevada County Records, at page, 98, executed by Idaho Maryland Mines Corporation, a corporation, to Peter Zadra et ux, which deed conveyed surface to a depth of 75 feet

(c) Quitclaim Deed dated June 18, 1956, recorded June 26, 1956, in Book "222" of Official Records, page 100, executed by Idaho Maryland Mines Corporation, to Carl E. Richardson et ux, which deed conveyed the surface to a depth of 75 feet.

- (38) As to sub-parcel 55: That portion of the Christopher Columbus Treasury Lode Claim No. 225 as may overlap upon the Alpha Quartz Lode Mining Claim, Lot No. 66, Survey No. 711, in Section 25, Township 16 North, Range 8 East, N.D.M.
- (39) As to sub-parcels 1, 2, 3, 4, 5, 10, 12, 14 & 26: As set forth in Exhibit A in the deed dated August 3, 1959, recorded August 12, 1959, in Book "266" of Official Records, page 185, executed by Idaho Maryland Mines Corporation, a Nevada Corporation (Any mineral or subsurface thereunder not vesting in vestee herein) and more particularly set forth in Inter-County Title Co. companion Order No. 31340-A.

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PARCEL NO. 2: All minerals and mining rights 100 feet below the surface of Lots 2, 4A and 4B in Block 9, of the Townsite of East Grass Valley, as said lots and block are designated on the Official Map of the said Townsite of East Grass Valley, made by Samuel J. Alderman, in the year 1890, with the privilege of extracting such minerals without disturbing the surface.

EXCEPTING THE FOLLOWING: (a) That portion of said Lot 4B described as follows: Beginning at the most Westerly corner of said Lot 4B, at the intersection of the Northeasterly line of the Crown Point Patent (Lot 141), and the Southerly line of the Nevada County Narrow Gauge Railroad right of way; thence, true bearings, along the Southerly right of way line of said railroad on a curve to the left with a radius of 1834.60 feet to a fence corner which is located North 69° 48' East 92.97 feet from the point of beginning; thence South 16° 01' East 119.28 feet; thence South 2° 26' East 22.87 feet and thence South 13° 52' West 24.82 feet to a point on the Northeasterly line of said Lot 141, and thence along said Northeasterly line North 41° 39' West 173.31 feet to the place of beginning. (b) The mineral rights of Frances Johns as described in the Judgment dated May 21, 1897, recorded March 22, 1933, in Book "15" of Official Records, page 499, wherein it is recited that said Frances Johns is the owner of that certain quartz mining claim and premises known as "Calumet Quartz Lode" with the right to work said lode beneath the surface of Lot 4-B, Block 9, East Grass Valley, from a point 35 feet beneath the surface of said lot downward.

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PARCEL NO. 3: All minerals and mining rights 100 feet below the surface, with the privilege of extracting such minerals without disturbing the surface of: That portion of the Northeast quarter of the Southwest quarter of Section 26, in Township 16 North of Range 8 East, Mount Diablo Base and Meridian, described as follows:

Beginning at the Northwest corner of the Northeast quarter of the Southwest quarter of said Section 26; thence, true bearings, South 1° 26' 30" East 320.50 feet along the West line of said Northeast quarter of Southwest quarter to the center of the Idaho Ditch (so-called); thence following the center of said Idaho Ditch the following courses and distances: South 82° 24' East 111.52 feet; North 82° 51' East 113.38 feet; North 89° 41' East 67.20 feet; North 56° 06' East 38.32 feet; North 61° 52' East 30.45 feet; North 10° 43' West 74.66 feet; North 9° 40' East 61.09 feet; North 39° 20' West 65.03 feet; North 24° 19' West 60.75 feet and North 3° 51' West 52.70 feet to a point on the North line of said Northeast quarter of Southwest quarter of said Section 26, and thence South 88° 35' West 283.73 feet along said North line to the place of beginning.

PARCEL NO. 4: The sub-surface below a depth of Seventy-five (75) feet beneath the surface of the West half (W $\frac{1}{2}$) of the Southwest quarter (SW $\frac{1}{4}$) of the Southeast quarter (SE $\frac{1}{4}$) of Section 30, in Township 16 North, Range 9 East, M.D.B. & M., as described in that certain deed dated September 15, 1949, recorded September 19, 1949, executed by Idaho Maryland Mines Corporation, to Errol MacBoyle, in Book "140" of Official Records, page 427, Filing No. 3695, Nevada County Records.

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PARCEL NO. 5: All the minerals, metal matter and rock contained under said premises with the right to extract at any time hereafter all the mineral, metal matter and rock contained under said property, from any depth up to and within 75 feet of the surface of said property, without disturbing the surface of the South half of the Southwest quarter (S $\frac{1}{2}$ of SW $\frac{1}{4}$) of Section 29 and the Southeast quarter of the Southeast quarter (SE $\frac{1}{4}$ of SE $\frac{1}{4}$) of Section 30, Township 16 North, Range 9 East, Mount Diablo Base and Meridian.

PARCEL NO. 6: All the mineral, metal matter and rock contained under said premises, with the right to extract at any time hereafter all the mineral, metal matter and rock contained under said property from any depth up to and within 75 feet of the surface of said property without disturbing the surface of the East half of the Northwest quarter of the Northeast quarter and East half of the North half of the Southwest quarter of the Northeast quarter of Section 31, Township 16 North, Range 9 East, M.D.B. & M., as excepted and reserved in the in the Deed dated July 22, 1954, recorded July 30, 1954, in Book "199" of Official Records, at page 10, Nevada County Records, File No. 9135, executed by Idaho Maryland Mines Corporation to John J. Looser.

PARCEL NO. 7: All oil, gas and minerals in and under and lying 100 feet below the surface of the North half of Lots 7 and 8 and the Lots 9 and 10 in Section 6, Township 15 North, Range 9 East, M.D.B. & M., and the East half of the Southeast quarter of Section 36, Township 16 North, Range 8 East, M.D.B. & M., together with the right at all times to enter on said lands and take all the usual, necessary or convenient means to bore wells, make excavations and to remove all the oil, gas and minerals found thereon, subject to certain conditions regarding protection and compensation for damage to growing crops and improvements, etc., all as described in the Deed dated June 8, 1935, recorded October 21, 1935, in Book "28" of Official Records, page 168, executed by California Lands Inc., a corporation, to Bank of America National Trust and Savings Association, a national banking association.

EXCEPTING THEREFROM those certain portions thereof lying within the exterior boundaries of the lands hereafter described:

HOWEVER, VESTING IN THE NAME OF THE VESTEE HEREIN, THE MINERALS OR SUB-SURFACE underlying such portions as are set forth in the following:

(a) The Quitclaim Deed dated September 17, 1957, recorded September 24, 1959, in Book "268" of Official Nevada County Records, at page 182, executed by Idaho Maryland Mines Corporation, a Nevada Corporation, which deed excepted all minerals, gas, oil and mineral deposits of every kind and nature located below a depth of 100 feet beneath the surface of said property.

(b) The Quitclaim Deed dated April 13, 1961, recorded June 13, 1961, in Book "298" of Official Nevada County Records, at page 420, executed by Idaho Maryland Industries, Inc., to Charles F. Burnham et ux, which deed excepted the mineral situate more than 100 feet below the surface thereof, together with the right to work and mine the said property below said depth and remove minerals therefrom without disturbing the surface thereof.

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Parcel No. 8: An undivided 3/5 th interest in and to the minerals below a depth of 100 feet of the surface of a portion of Lot 46 on Survey No. 283, known as the Biggs Placer Mining Claim, embracing a portion of Sections 35 and 36, Township 16 North, Range 8 East, M.D.B.&M., and of Section 1, Township 15 North, Range 8 East, M.D.M. described as follows, to-wit:

Commencing at the Northeast corner of said Section 1, Township 15 North, Range 8 East, M.D.B.&M., thence with true bearings along the Northwest-erly line of the "LeDuc Ranch" South 51° 53' West 1745.70 feet to a corner thereof; thence along the Southwesterly line of said ranch, South 22° 43' East 1320.00 feet to a Southerly corner thereof; thence along the Southerly line of said ranch, South 88° 13' East 792.00 feet to a corner thereof; thence along the Westerly line of said Wilson Ranch, South 1° 47' West 1275.84 feet to a corner thereof; thence along a Northerly line of said Wilson Ranch and along the Northerly lines of Gold Pick Extension Lode as the same is described in Book "32" of Mining Claims, at page 158, Nevada County Records, and of Golden Lead Lode Claim, Survey No. 5190, as the same is described in that certain Patent recorded in Book "4" of Patents, at page 612, Nevada County Records, and of Nesquehoning Mining Claim, Survey No. 4931, as the same is described in that certain Patent recorded in Book "4" of Patents, at page 493, Nevada County Records, South 88° 13' West 401.30 feet and South 89° 00' West 925.56 feet to the most Southerly corner of Electrum Mining Claim, Survey No. 4302, as the same is described in that certain Patent recorded in Book "4" of Patents, at page 383, Nevada County Records; thence North 0° 27' West 1279.54 feet to corner No. 8 of said Electrum Lode, Survey No. 4302, 1318.54 feet to a corner of said Electrum Lode; thence North 25° 58' 55" West 2199.11 feet along the Northeasterly lines of said Electrum Lode and of Biggs and Sims Quartz Mine, Lot 52, as the same is described in that certain Patent of record in Book "2" of Patents, at page 137, Nevada County Records, to a corner of said Biggs & Sims Lode, being also a corner of the Sebastopol Quartz Lode Mining Claim. Lots 38 and 44; thence along the Northeasterly line of said Sebastopol Quartz Lode Mining Claim as the same is described in that certain Patent of record in Book "2" of Patents, at page 646, Nevada County Records, North 56° 02' West 805.23 feet to the most Southerly corner of Old Heuston Hill Location; thence along the Southerly line thereof, North 60° 50' East 79.91 feet to the most Easterly corner thereof; thence along the Easterly line thereof, the following successive courses and distances, to-wit: North 0° 17' West 75.29 feet, North 26° 54' West 1159.10 feet to the Northwest corner of the Southeast quarter of the Southeast quarter of Section 35, Township 16 North, Range 8 East, M.D.B.&M., being a Southerly corner of that certain tract of land described as Parcel No. 1 in the deed recorded in Book "92" of Official Records, at page 451, H. L. Brittan, et ux to Ernest Rhoads, et ux; thence along the Northerly line of said Southeast quarter of the Southeast quarter of Section 35 and along the Northerly line of the Southwest quarter of the Southwest quarter of Section 36, being also the Southerly lines of said Rhoads property as the same is described in said Book "92" of Official Records, at page 451, and of that certain tract of land described in the deed recorded in Book "86" of Official Records, at page 81, executed by C. W. Courtney et ux to George Crofoot, et ux and of the property of Anna C. H. Feldmann North 88° 52' 45" East 1979.00 feet to a point in said Northerly line of the Southwest quarter of the Southwest quarter of Section 36, being the Southerly line of the property of Anna C. H. Feldmann; thence leaving said line South 1° 47' East 660.00 feet; thence North 88° 52' 45" East 661.00 feet to a point in the Westerly line of the Southeast quarter of the Southwest quarter of said Section 36, being the property of Mollie Lucas and Elizabeth Lucas Wemor; thence along said

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Westerly line the Southeast quarter of the Southwest quarter of Section 36, South 1° 47' East 673.68 feet to the Southwest corner of said Southeast quarter of the Southwest quarter of Section 36, being located in the Section line common to said Section 36, Township 16 North, Range 8 East, and Section 1, Township 15 North, Range 8 East, M.D.B.&M., thence along said common Section line, North 89° 12' East 854.04 feet to the place of beginning,

EXCEPTING THEREFROM (a) portion of that certain parcel of land as conveyed by the deed dated October 30, 1885, recorded November 2, 1885, in Book "67" of Deeds, at page 136 et seq., executed by Michael McGuire and Alexander Sims, Jr., to Orleans Mining Company, described as follows:

Beginning at the Northwest corner of the Southeast quarter of the Southwest quarter of Section 35, Township 16 North, Range 8 East, M.D. B.&M., and running thence South along the line of the Biggs and Sims Placer Mine (Patented), to a stake on the line South eight chains and fifty-five links; thence South 52° East six chains and twenty-four links to a post; thence South 17½° East, five chains and thirty links to a post; thence South 56½° East, One hundred and twenty-six links to a stake; thence North, Ninety-one links to the South post of the old Houston Hill location; thence North One hundred feet to a post; thence Northwesterly on a true line to the point of beginning, the whole of the portion of land so bounded being included under the United States Patent of the Biggs and Sims Placer Mine, and containing about 7 acres.

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(b) All that certain portion of said Biggs Placer Mining Claim lying in Section 1, Township 15 North, Range 8 East, M. D.M.

Parcel No. 9: An undivided 3/10th interest in and to All the gold and gold bearing earth and rock and all precious metals, contained in the NW 1/4 of the SW 1/4 of Section 36 and the SE 1/4

of Section 35, Township 16 North, Range 8 East, Mt. Diablo Base and Meridian, with the right to enter upon any portion of said premises lying south of the Ophir Ditch. Said parties of the second part may work or mine in any manner the said portion lying south of said Ophir Ditch, they paying to the party of the first part the amount of damage they may do to any timber thereon, and said parties of the second part may work the balance of said premises by means of drifting only, by means of tunnels, commencing in the said portion below the ditch or elsewhere, provided the same be commenced outside of the exterior boundaries of the balance of said premises. Said parties of the second do not hereby obtain the right to sluice or hydraulic away any of said premises South of said Ophir Ditch now enclosed, as described in the deed dated July 3rd, 1879, recorded July 3, 1879, in Book 56 of Deeds, at page 300 et seq., executed by Augustin Ducotey to William Biggs, Michael Maguire and Chas. W. Kitts, administrator of the estate of Phillip W. Roberts, deceased.

EXCEPTING THEREFROM the surface and subsurface to a depth of 100 feet below the present surface.

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Parcel No. 10: An undivided 9/35th interest in and to all the gold and gold bearing rock and earth and all the precious minerals, contained in the Southeast quarter of the Southeast quarter and the Southwest quarter of the Southeast quarter of Section 36, Township 16 North, Range 8 East, according to the United Survey, the said land being situated in Grass Valley Township, County of Nevada, and State of California, and also the right to enter in and upon said land and every part and parcel thereof for the purpose of mining thereon and extracting and taking away said precious minerals, rock and earth from the same, provided, however, that the said parties of the second part shall not ground sluice said land nor any part thereof, nor break nor disturb the surface thereof, except so far as may be actually necessary in sinking shafts or running tunnels, etc., and all shafts or prospecting holes that may be sunk upon said ground, without reaching any pay earth, gravel or quartz rock and for that reason abandoned shall be filled by the said parties of the second part at their sole cost and expenses, as soon as practicable, as described in the deed dated December 31, 1869, recorded January 10, 1870, in Book 35 of Deeds, at page 156 et seq., executed by David Bower to P. W. Roberts, A.B. Brady, William Biggs, W. J. Tilley, C.R. Edwards and Michael Maguire.

EXCEPTING THEREFROM the surface and subsurface to a depth of 100 feet below the present surface.

TOGETHER WITH all of the grantor's right, title and interest in and to any personal property, rights of way, water lines, power lines, and poles of any nature whatsoever located upon the property as hereinabove described, and/or appurtenant thereto.

TOGETHER WITH all of the grantor's right, title and interest in and to any real property, both surface and mineral rights, located in Nevada County, California.

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