

Recording Requested by:

California Portland Cement Company,  
a wholly owned subsidiary of CalMat Co.

After recording, return to:

Scott J Wilcott  
CalMat Co.  
3200 San Fernando Road  
Los Angeles, CA 90065

No. **81603**  
FILED AND RECORDED AT REQUEST OF  
California Portland Cement Co.  
November 21, 1984

AT 1 MINUTES PAST 1 O'CLOCK  
P.M. IN BOOK 63 OF OFFICIAL  
RECORDS, PAGE 181 LINCOLN  
COUNTY, NEVADA.

YURIKO SETZER  
COUNTY RECORDER  
By Mara Bondi, Deputy

MEMORANDUM OF OPTION

By this memorandum of option, made October 11, 1984, in connection with that certain Option to Purchase, Mining, and Sale Agreement [the "Agreement"], dated November 11, 1983, as amended, between PIOCHE METALS MINING COMPANY, a Utah corporation, ["Optionor"], and California Portland Cement Company, a California corporation, ["Optionee"], Optionor hereby acknowledges and agrees as follows:

1. Optionor hereby grants to Optionee the right, on the terms and conditions stated in that Agreement, to purchase that certain real property located in Lincoln County, Nevada, covered by and more particularly described in United States Patent No. 537045, a true and correct copy of which is attached hereto as Exhibit "A" and is incorporated herein as though fully set forth.

2. Said option must be exercised, if at all, on or before February 10, 1985.

OPTIONOR  
PIOCHE METALS MINING COMPANY

By Paul F. Dorman  
Vice President

By W. James Foye  
Secy Secretary

[All signatures must be acknowledged before a Notary Public.]

Lincoln County

Dated this 26 day of October, 1984

W. James Toyn  
Trustee

STATE OF UTAH }  
COUNTY OF S.C. }

On the 26<sup>th</sup> day of October, 1984, personally appeared before me  
W. James Toyn the signer  
of the foregoing instrument, who duly acknowledged to me that he executed the same.

Salvador Martinez  
Notary Public

MY COMMISSION EXPIRES JULY 15, 1987

My Commission Expires: Residing at:  
FORM 1431 - Deed of Reconveyance (Attorney) - Kelly CO., 55 W. Ninth South, S.L.C., Utah

Dated this 28<sup>th</sup> day of October, 1984

Paul F. Ormann  
Trustee & President  
President

STATE OF UTAH }  
COUNTY OF Salt Lake }

On the 29<sup>th</sup> day of October, 1984, personally appeared before me  
Paul F. Ormann the signer  
of the foregoing instrument, who duly acknowledged to me that he executed the same.

Christina A. Christensen  
Notary Public

My Commission Expires: AUG 31, 1987 Residing at: Salt Lake  
FORM 1431 - Deed of Reconveyance (Attorney) - Kelly CO., 55 W. Ninth South, S.L.C., Utah

Carson City 09324.

# The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, in pursuance of the provisions of the Revised Statutes of the United States, Chapter Six, Title Thirty-two, and legislation supplemental thereto, there have been deposited in the General Land Office of the United States the Plat and Field Notes of Survey and the Certificate of the Register of the Land Office at Carson City, Nevada, accompanied by other evidence whereby it appears that the Pioche Metals Mining Company

has entered and paid for the North Star, North Star No. 1, Talisman, Talisman No. 1, Little Jay, and Little Jay No. 1 lode mining claims,

designated by the Surveyor General as Survey No. 4257, embracing a portion of Sections seven and eighteen in Township one north of Range sixty-seven east of the Mount Diablo Meridian, in the Ely Mining District, Lincoln County, Nevada,

and bounded, described, and platted as follows: Beginning for the description of the North Star lode claim at corner No. 1, a pine post four inches square, four feet long, marked N. S. 1-4257, in mound of stone, from which the southwest corner of Section seven in Township one north of Range sixty-seven east of the Mount Diablo Meridian bears south seventy-six degrees nine minutes west one thousand eight hundred ten and six-tenths feet distant;

Thence, first course, north twenty-four degrees twenty-one minutes west one thousand three hundred twenty-five and one-tenth feet to corner No. 2, a pine post four inches square, four feet long, marked N.S. 2-4257, in mound of stone;

Thence, second course, north sixty-three degrees twelve minutes east six hundred feet to corner No. 3, a cedar post four feet long,

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four inches square, marked N.S. 3-N. S. #1-2-4257, in mound of stone;

Thence, third course, south twenty-four degrees twenty-one minutes east one thousand three hundred twenty-five and one-tenth feet to corner No. 4, a pine post four inches square, four feet long, marked N.S. 4, N.S. #1-1-4257, in mound of stone;

Thence, fourth course, south sixty-three degrees twelve minutes west three hundred feet to a point from which discovery bears north twenty-four degrees twenty-one minutes west five hundred thirteen and six-tenths feet distant; six hundred feet to corner No. 1, the place of beginning; the survey of the lode claim as above described extending one thousand three hundred twenty-five and one-tenth feet in length along said North Star vein or lode;

Beginning for the description of the North Star No. 1 lode claim at corner No. 1, identical with corner No. 4 of said North Star lode claim, from which said Section corner bears south seventy-two degrees fifty-six minutes west two thousand three hundred ninety-nine and one-tenth feet distant;

Thence, first course, north twenty-four degrees twenty-one minutes west one thousand three hundred twenty-five and one-tenth feet to corner No. 2, identical with corner No. 3 of said North Star lode claim;

Thence, second course, north sixty-three degrees twelve minutes east six hundred feet to corner No. 3, a pine post four feet long, four inches square, marked N.S.#1-3-4257, in mound of stone;

Thence, third course, south twenty-four degrees twenty-one minutes east one thousand three hundred twenty-five and one-tenth feet to corner No. 4, a pine post four inches square four feet long, marked

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N.S. #1-4-4257, in mound of stone;

Thence, fourth course, south sixty-three degrees twelve minutes west three hundred feet to a point from which discovery bears north twenty-four degrees twenty-one minutes west four hundred thirty-two and nine-tenths feet distant; six hundred feet to corner No. 1, the place of beginning; the survey of the lode claim as above described containing one thousand three hundred twenty-five and one-tenth feet in length along said North Star No. 1 vein or lode;

Beginning for the description of the Talisman lode claim at corner No. 1, a pine post four feet long, four inches square, marked T. 1-4257, in mound of stone, from which said Section corner bears south twenty-seven degrees forty-five minutes west one thousand six hundred fifteen and nine-tenths feet distant;

Thence, first course, north sixty-three degrees twelve minutes west six hundred feet to corner No. 2, a pine post four inches square, four feet long, marked T. 2-T. #1-4-4257, in mound of stone, situate on line 4-1 of said North Star lode claim;

Thence, second course, south twenty-six degrees forty-eight minutes east one thousand four hundred ninety-nine and five-tenths feet to corner No. 3, a pine post four inches square, four feet long, marked T. 3, #1-4-4257, in mound of stone;

Thence, third course, south sixty-three degrees twelve minutes west three hundred feet to a point from which discovery bears north twenty-six degrees forty-eight minutes west seven hundred fifty feet distant; six hundred feet to corner No. 4, a pine post four feet long, four inches square, marked T. 4-4257, in mound of stone;

Thence, fourth course, north twenty-six degrees forty-eight minutes west one thousand four hundred ninety-nine and five-tenths feet

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to corner No. 1, the place of beginning; the survey of the lode claim as above described extending one thousand four hundred ninety-nine and five-tenths feet in length along said Talisman vein or lode;

Beginning for the description of the Talisman No. 1 lode claim at corner No. 1, identical with corner No. 2 of said Talisman lode claim, from which said Section corner bears south seventy-three degrees forty-nine minutes west two thousand two hundred one and nine-tenths feet distant;

Thence, first course, north sixty-three degrees twelve minutes east six hundred feet to corner No. 2, a cedar post four feet long, four inches square, marked T #1-3-4257, in mound of stone;

Thence, second course, south twenty-six degrees forty-eight minutes east one thousand four hundred ninety-nine and five-tenths feet to corner No. 3, a pine post four inches square, four feet long, marked T #1-3-4257, in mound of stone;

Thence, third course, south sixty-three degrees twelve minutes west three hundred feet to a point from which discovery bears north twenty-six degrees forty-eight minutes west seven hundred fifty feet distant; six hundred feet to corner No. 4, identical with corner No. 3 of said Talisman lode claim;

Thence, fourth course, north twenty-six degrees forty-eight minutes west one thousand four hundred ninety-nine and five-tenths feet to corner No. 1, the place of beginning; the survey of the lode claim as above described extending one thousand four hundred ninety-nine and five-tenths feet in length along said Talisman No. 1 vein or lode;

Beginning for the description of the Little Jay lode claim at corner No. 1, a pine post four feet long, four inches square, marked L.J. 1-4257, in mound of stone, from which said Section corner bears north sixty-eight degrees six minutes thirty seconds west two thousand

five hundred thirty-six and two-tenths feet distant;

Thence, first course, north sixty-three degrees twelve minutes east three hundred three and ninety-five-hundredths feet to a point from which discovery bears south thirty-six degrees three minutes east fifty feet distant; six hundred seven and nine-tenths feet to corner No. 2, a pine post four inches square, four feet long, marked L.J. 2, L.J. #1 1-1-4257, in mound of stone, situate on line 3-4 of said Talisman No. 1 lode claim;

Thence, second course, south thirty-six degrees three minutes east one thousand five hundred feet to corner No. 3, a cedar post four feet long, four inches square, marked L.J. 3, L.J. #1-4-4257, in mound of stone;

Thence, third course, south sixty-three degrees twelve minutes west six hundred seven and nine-tenths feet to corner No. 4, a pine post four inches square, four feet long, marked L.J. 4-4257, in mound of stone;

Thence, fourth course, north thirty-six degrees three minutes west one thousand five hundred feet to corner No. 1, the place of beginning; the survey of the lode claim as above described extending one thousand five hundred feet in length along said Little Jay vein or lode;

Beginning for the description of the Little Jay No. 1 lode claim at corner No. 1, identical with corner No. 2 of said Little Jay lode claim, from which said Section corner bears north seventy-six degrees fifty-six minutes forty seconds west two thousand nine hundred seventy-two and seven-tenths feet distant;

Thence, first course, north sixty-three degrees twelve minutes east three hundred three and ninety-five-hundredths feet to a point from which discovery bears south thirty-six degrees three minutes

east seven hundred fifty feet distant; six hundred seven and nine-tenths feet to corner No. 2, a pine post four feet long, four inches square, marked L.J. #1-2-4257, in mound of stone;

Thence, second course, south thirty-six degrees three minutes east one thousand five hundred feet to corner No. 3, a pine post four feet long, four inches square, marked L.J. #1-3-4257, in mound of stone;

Thence, third course, south sixty-three degrees twelve minutes west six hundred seven and nine-tenths feet to corner No. 4, identical with corner No. 3 of said Little Jay lode claim;

Thence, fourth course, north thirty-six degrees three minutes west one thousand five hundred feet to corner No. 1, the place of beginning; the survey of the lode claim as above described extending one thousand five hundred feet in length along said Little Jay No. 1 vein or lode; the premises, herein granted, containing one hundred nineteen and one hundred two-thousandths acres.



NOW KNOW YE, That there is therefore, pursuant to the laws aforesaid, hereby granted by the United States unto the said  
**Pioche Metals Mining Company**

the said mining premises hereinbefore described, and not expressly excepted from these presents, and all that portion of the said vein, lode, or ledge, and of all other veins, lodes, and ledges throughout their entire depth, the tops or apexes of which lie inside of the surface boundary lines of said granted premises in said survey extended downward vertically, although such veins, lodes, or ledges in their downward course may so far depart from a perpendicular as to extend outside the vertical side lines of said premises: Provided, That the right of possession to such outside parts of said veins, lodes, or ledges shall be confined to such portions thereof as lie between vertical planes drawn downward through the end lines of said survey so continued in their own direction that such planes will intersect such exterior parts of said veins, lodes, or ledges: And provided further, That nothing herein contained shall authorize the grantee herein to enter upon the surface of a claim owned or possessed by another.

TO HAVE AND TO HOLD said mining premises, together with all the rights, privileges, immunities, and appurtenances of whatsoever nature thereunto belonging, unto the said **Pioche Metals Mining Company** above named and to **its successors** and assigns forever; subject, nevertheless, to the above-mentioned and to the following conditions and stipulations:

FIRST. That the premises hereby granted shall be held subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local laws, customs, and decisions of the courts. And there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States.

SECOND. That in the absence of necessary legislation by Congress, the Legislature of **Nevada** may provide rules for working a mining claim or premises hereby granted, involving easements, drainage, and other necessary means to its complete development.

IN TESTIMONY WHEREOF, I, **Woodrow Wilson**

President of the United States of America, have caused these letters to be made Patent, and the Seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the **SEVENTH**

day of **JULY** In the year of our Lord one thousand nine hundred and **SIXTEEN** and of the Independence of the United States the one hundred and **FORTY-FIRST.**

By the President: *Woodrow Wilson*

By *P. L. Roy* Secretary,

*G. P. Latham*  
Recorder of the General Land Office.

RECORDED: Patent Number **537045**