

## MEMORANDUM OF MINING LEASE AND OPTION

KNOW ALL MEN BY THESE PRESENTS:

That by Indenture dated August 7, 1970, WILLIAM J. WINEBERG, individually and as executor of the Will and Estate of JANET WINEBERG deceased, hereinafter referred to as "Wineberg," has leased unto DUVAL CORPORATION, a Delaware corporation qualified to conduct business in the State of Washington, hereinafter referred to as "Duval," an undivided one-half interest in the minerals in and under the patented mining claims described in Exhibit A attached hereto, for a term of four years commencing August 1, 1970, with the right to extend said term for an additional period of two years commencing August 1, 1974.

And by the same Indenture Wineberg did grant to Duval and its successors and assigns the exclusive right and option to purchase, upon the terms and conditions set forth in said Indenture, free and clear of liens and encumbrances, an undivided one-half interest in the minerals in and under the patented mining claims described in Exhibit A attached hereto. Said option to purchase may be exercised at any time during the term of said lease or the extension thereof.

The rentals to be paid by Duval and the purchase

price of Wineberg's undivided one-half interest in the minerals in and under the patented mining claims described in Exhibit A attached hereto are all set forth in said mining lease and option agreement.

The undersigned agree that the purpose of this memorandum is to give notice of said mining lease and option to purchase made by and between the undersigned parties dated August 7, 1970, which said mining lease and option constitutes the agreement between the parties.

IN WITNESS WHEREOF, the parties have executed this Memorandum of Mining Lease and Option agreement as of the 7th day of August, 1970.

William Wineberg  
Individually and as Executor of the  
Will and Estate of Janet Wineberg,  
Deceased

DUVAL CORPORATION

By B. E. Mussen  
Vice President

STATE OF WASHINGTON )  
 ) ss.  
County of Clark )

On this day before me personally appeared William J. Wineberg, individually and as executor of the estate of Janet R. Wineberg, Deceased, to me known to be the same person named in and who executed the foregoing instrument, and acknowledged to me that he signed the same as his free

and voluntary act and deed, for the uses and purposes therein mentioned.

WITNESS My hand and notarial seal this 13<sup>th</sup>  
day of July, 1971.



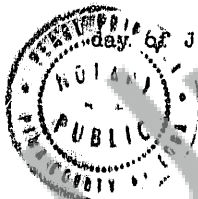
James H. Haley  
Notary Public in and for the state of  
Washington, residing at Everett

STATE OF ARIZONA

County of Pima

} ss.

On this day before me personally appeared B. G. Messer, to me known to be the Vice President of the corporation that executed the foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument and that the seal affixed is the corporate seal of said corporation.



WITNESS My hand and notarial seal this 6  
day of July, 1971.

Pearl Ordeau  
Notary Public in and for the state of  
Arizona, residing at Tucson, Arizona

## EXHIBIT A

Germania No. 1, Germania Junior No. 1, Germania Secundus No. 1, Ardentine No. 1, Zenith No. 1, Germania Secundus No. 2, Germania Junior No. 2, Germania No. 2, Ardentine No. 2, Zenith No. 2, Adamantine No. 2, Lode Mining Claims designated by the Surveyor General as Survey No. 708 embracing a portion of Sections 7, 8, 17 and 18, Township 10 North, Range 6 East, W.M., in the St. Helens Mining District, containing 217.273 acres, more or less.

Subject to a permanent easement and right-of-way 66 feet in width over and across Germania Secundus No. 2 and Adamantine No. 2 Lode Mining Claims granted to the United States of America by deed dated December 5, 1961, and recorded January 5, 1962, at Page 334 of Book 49 of Deeds, under Auditor's File No. 59356, Records of Skamania County, Washington.

