

claims above described, extending one thousand five hundred feet in length along said Chicago No. 2 vein or lode, -expressly excepting and excluding from these presents all that portion of the ground, hereinbefore described, embraced in said section twenty-nine, and also all veins, lodes and ledges throughout their entire depth, the top or apexes of which lie inside of such excluded ground; the premises herein granted, containing thirty nine and six hundred twenty nine thousandths acres, more or less.

Now know ye that there is hereby granted by the United States unto said Heirs of Dell Stuart Heir of Victor Carlson, and A. Hooper and to their heirs and assigns the said mining premises hereinbefore described and not expressly excepted from these presents, and all that portion of the said Chicago No. 1 and Chicago No. 2 veins, lodes, 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 No. 829, extended downward vertically although such lines, lodes and 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 No. 829, so continued in their own direction that such planes will intersect such exterior parts of said veins or lodes or ledges; And provided further that nothing herein shall authorize the grantees herein to enter upon the surface of a claim owned or possessed by another. To have and to hold said mining claims and premises together with all the rights, privileges, immunities and appurtenances of whatsoever nature thereunto belonging unto the said grantees above named and to their heirs and assigns forever. subject nevertheless to the above mentioned and to the following conditions and stipulations:

First: That the premises hereby granted with the exception of the surface may be entered by the proprietor of any other vein, lode or ledge, the top or apex of which lies outside of the boundary of said granted premises, should the same in its dip be found to penetrate, intersect or extend into said premises for the purpose of extracting and removing the ore from such other vein, lode or ledge. Second: That the premises hereby granted shall be held subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes and rights 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 authority of the United States. Third: That in the absence of necessary legislation by Congress the Legislature of Washington may provide rules for working mining claims or premises hereby granted involving easements, drainage and other necessary means to its complete development.

In Testimony Whereof I, William H. Taft, 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 and seal at the city of Washington the fifteenth day of March in the year of our Lord one thousand nine hundred and nine and of the independence of the United States the one hundred and thirty-third.

By the President: Wm. H. Taft

(Seal of Gen. L.O.)

by M. W. Young, Secretary

Patent number 52121

H. W. Sanford, Recorder of General Land Office

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A. Fleischhauer

Co. Auditor