

WHEN RECORDED MAIL TO:
Kevin R Murray, Esq.
Chapman and Cutler LLP
201 South Main, Suite 2000
Salt Lake City, UT 84111

ENTRY NO. 00830829

11/19/2007 01:12:13 PM B: 1900 P: 0086

Decree PAGE 1/3

ALAN SPRIGGS, SUMMIT COUNTY RECORDER

FEE 14.00 BY KEVIN R MURRAY



Parcel No. SS-88

NOTICE OF CONSENT DECREE

Pursuant to this Notice of Consent Decree, (“Notice”), United Park City Mines (“United Park”), a Delaware corporation and owner of certain real property located in Summit County, Utah, as further defined on Exhibit A attached hereto and incorporated herein by reference (the “Property”), hereby provides notice of the matters described herein to all subsequent owners, operators, and other persons who hereafter come to have any interest in the Property as described herein:

1. The Property was originally proposed for inclusion on the National Priorities List (“NPL”) on June 24, 1988 but was removed from NPL consideration in February 1991.

2. The Property was re-proposed for the NPL on February 7, 1992 but no action has been taken with regard to this proposed listing.

3. United Park has performed various investigations and studies relating to environmental conditions associated with the Property.

4. The U.S. Environmental Protection Agency adopted on July 6, 2005 a final Record of Decision (“ROD”) requiring that certain remedial actions be implemented at the Property.

5. The United States, on behalf of the Administrator of the EPA, filed a complaint in the United States District Court for the District of Utah against United Park (United States of America v. United Park City Mines Company, Civil No. 2:07CV642BSJ) alleging that United Park is a liable party pursuant to Sections 106 and 107 of CERCLA, 42 U.S.C. §§ 9606 and 9607, and seeking *inter alia*, injunctive relief and compensation for its future response costs associated with the Property (the “Litigation”).

6. United Park entered into a certain Consent Decree to settle the claims brought in the Litigation, which Consent Decree approved and entered by the Court on October 4, 2007 in the Litigation. By agreement among the parties, the Effective Date of the Consent Decree is October 18, 2007.

7. Pursuant to the Consent Decree, United Park has agreed, among other things, to undertake, perform, and finance certain response actions relating to the Property.

8. Pursuant to the Consent Decree, United Park has agreed to provide the foregoing notice to successors-in-title to the Property.

DATED this 19th day of Nov., 2007.

United Park City Mines Company

By: [Signature]
Kerry Gee

Vice President, United Park City Mines

STATE OF UTAH)
) ss.
COUNTY OF SUMMIT)

The foregoing Notice of Consent Decree was subscribed, sworn to and acknowledged before me this 19th day of November, 2007 by Kerry Gee, acting in his capacity as Vice President of United Park City Mines Company, a Delaware corporation.

NOTARY PUBLIC

[Signature]

Residing at:
Park City

My commission expires:
July 7, 2008

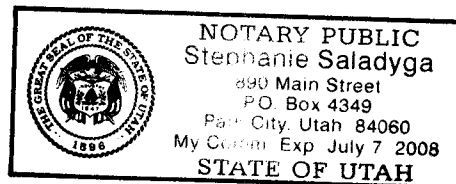


EXHIBIT A

LEGAL DESCRIPTION

RICHARDSON FLAT - SITE PARCEL 1

JANUARY 23, 2002

A parcel of land located in the east half of Section 2 and Section 1, Township 2 South, Range 4 East, Salt Lake Base and Meridian.

Beginning at a point South $00^{\circ}44'33''$ East 2315.11 feet along section line and West 2124.91 feet from the northeast corner of Section 1, Township 2 South, Range 4 East, Salt Lake Base and Meridian; and running thence South $36^{\circ}45'45''$ West 616.47 feet; thence South $77^{\circ}35'22''$ West 605.69 feet; thence South $27^{\circ}48'26''$ West 924.31 feet; thence North $82^{\circ}38'01''$ West 1191.60 feet; thence South $49^{\circ}29'05''$ West 912.70 feet to a point on the west line of Section 1; thence along section line North $00^{\circ}34'37''$ East 241.07 feet; thence South $89^{\circ}58'53''$ West 188.10 feet; thence North $19^{\circ}56'15''$ West 2478.15 feet to a point on a 1482.41 foot radius curve to the right of which the radius point bears North $70^{\circ}03'45''$ East; thence northwesterly along the arc of said curve 466.75 feet through a central angle of $18^{\circ}02'25''$; thence North $14^{\circ}54'13''$ East 322.55 feet; thence North $24^{\circ}31'36''$ East 280.95 feet; thence North $35^{\circ}00'22''$ East 150.75 feet; thence North $30^{\circ}16'10''$ East 171.57 feet; thence North $27^{\circ}39'30''$ East 146.38 feet; thence North $31^{\circ}42'44''$ East 163.77 feet to a point on the southerly right-of-way line of Highway U-189; thence along the southerly right-of-way line of Highway U-189 the following six (6) courses: 1) 853.85 feet along the arc of a 5829.58 foot radius curve to the left (chord bears South $71^{\circ}03'34''$ East 853.09 feet) to a right-of-way monument; thence 2) 636.69 feet along the arc of a 5829.58 foot radius curve to the left (chord bears South $78^{\circ}23'49''$ East 636.37 feet) to a right-of-way monument; thence 3) South $71^{\circ}22'30''$ East 227.84 feet to a right-of-way monument; thence 4) South $81^{\circ}31'35''$ East 700.17 feet to a right-of-way monument; thence 5) South $76^{\circ}56'20''$ East 501.58 feet to a right-of-way monument; thence 6) South $81^{\circ}29'38''$ East 39.69 feet; thence South $32^{\circ}35'26''$ East 1843.40 feet to the point of beginning.

Description contains 258.10 acres, more or less.