

Helena 08046.

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 Helena, Montana, accompanied by other evidence whereby it appears that Benjamin L. Baker and Frank V. Whitman,

have entered and paid for the Ruth, Modock, Lawrence, and Mohawk lode mining claims,

designated by the Surveyor General as Survey No. 9426, embracing a portion of Sections thirty-five and thirty-six in Township four north of Range eight west of the Montana Meridian, in Silver Bow County, Montana,

and bounded, described, and platted as follows: Beginning for the description of the Ruth lode claim, at corner No. 1, an aplite stone 24 x 6 x 6 inches, marked 1 - R - 9426, with mound of earth, from which the northwest corner of Section thirty-six in Township four north of Range eight west of the Montana Meridian, bears north fifty-one degrees eight minutes east seven hundred eighty-six and nine-tenths feet distant;

Thence, first course, south eighty-five degrees twenty minutes east one thousand five hundred feet to corner No. 2, a porphyry stone 24 x 9 x 3 inches, marked 2 - R - 9426, with mound of earth;

Thence, second course, south two degrees twenty minutes west six hundred feet to corner No. 3, a granite stone 30 x 8 x 5 inches, marked 3 - R - 9426, with mound of earth and stone;

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Thence, third course, north eighty-five degrees twenty minutes west one thousand five hundred feet to corner No. 4, a granite stone 12 x 3 x 6 inches above ground, marked 4 - R - 9426, with mound of earth;

Thence, fourth course, north two degrees twenty minutes east three hundred feet to a point from which discovery cut bears south eighty-five degrees twenty minutes east four hundred thirty-six 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 five hundred feet in length along said Ruth vein or lode;

Beginning for the description of the Modock lode claim, at corner No. 1, a porphyry stone 24 x 6 x 5 inches, marked 1 - MOD - 9426, with mound of earth, from which said section corner bears north sixty degrees fifty-eight minutes west one thousand fourteen and nine-tenths feet distant;

Thence, first course, south eighty-nine degrees twelve minutes east one thousand five hundred feet to corner No. 2, an aplite stone 28 x 8 x 4 inches, marked 2 - MOD - 9426, with mound of earth;

Thence, second course, south two degrees twenty minutes west six hundred feet to corner No. 3, an aplite stone 24 x 12 x 4 inches, marked 3 - MOD - 9426, with mound of earth;

Thence, third course, north eighty-nine degrees twelve minutes west one thousand five hundred feet to corner No. 4, a granite stone 24 x 8 x 10 inches, marked 4-MOD-9426, with mound of earth;

Thence, fourth course, north two degrees twenty minutes east three hundred feet to a point from which discovery cut bears south eighty-nine degrees twelve minutes east thirty-six feet distant; four hundred seventy-six and eight-tenths feet to corner No. 2 of said Ruth lode claim; six 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 Modock vein or lode;

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Beginning for the description of the Lawrence lode claim, at corner No. 1, an aplite stone 24 x 10 x 3 inches, marked 1 - L - 9426, with mound of earth, from which said section corner bears north thirty-three minutes west one thousand eighty and four-tenths feet distant;

Thence, first course, south eighty-nine degrees twelve minutes east eight hundred fifty-two and seven-tenths feet intersect line 2 - 3 of said Ruth lode claim; one thousand five hundred feet to corner No. 2 a granite stone 24 x 8 x 6 inches, marked 2 - L - 9426, with mound of earth and stone;

Thence, second course, south three degrees twenty-eight minutes west six hundred and six-tenths feet to corner No. 3, a granite stone 24 x 10 x 8 inches, marked 3 - L - 9426, with mound of earth;

Thence, third course, north eighty-nine degrees twelve minutes west one thousand five hundred feet to corner No. 4, a granite stone 24 x 7 x 6 inches, marked 4 - L - 9426, with mound of earth;

Thence, fourth course, north three degrees twenty-eight minutes east one hundred eighty-two and seven-tenths feet intersect line 2 - 3 of Survey No. 9423 the Rosy S. lode claim, at south thirty degrees twenty-six minutes west one hundred forty-two and four-tenths feet from corner No. 2; three hundred and three-tenths feet to a point from which discovery cut bears south eighty-nine degrees twelve minutes east nine hundred eighty-five feet distant; five hundred thirty-five feet intersect line 6 - 1 of said Survey No. 9423, at north eighty-five degrees twenty minutes west fourteen and five-tenths feet from corner No. 1; six hundred and six-tenths 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 Lawrence vein or lode;

Beginning for the description of the Mokawk lode claim, at corner No. 1, a granite stone 24 x 8 x 8 inches, marked 1 - MOH - 9426, with mound of earth; situate on line 3 - 4 of said Lawrence lode claim, from which said section corner bears north twenty-six degrees thirty-five

minutes west one thousand eight hundred ninety-one and four-tenths feet distant;

Thence, first course, south eighty-nine degrees twelve minutes east one thousand five hundred feet to corner No. 2, a granite stone 24 x 12 x 10 inches, marked 2-MOH - 9426, with mound of earth and stone;

Thence, second course, south seven degrees forty-six minutes east six hundred six feet to corner No. 3, a granite stone 24 x 10 x 4 inches, marked 3-MOH - 9426, with mound of earth;

Thence, third course, north eighty-nine degrees twelve minutes west one thousand five hundred feet to corner No. 4, a granite stone 24 x 10 x 8 inches, marked 4-MOH - 9426, with mound of earth and stone;

Thence, fourth course, north seven degrees forty-six minutes west three hundred three feet to a point from which discovery cut bears south eighty-nine degrees twelve minutes east four hundred ninety feet distant; six hundred six 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 Mohawk vein or lode;—expressly excepting and excluding from these presents all that portion of the ground hereinbefore described, embraced in said mining claim or Survey No. 9423, and also all veins, lodes, and ledges, throughout their entire depth, the tops or apexes of which lie inside of such excluded ground; the premises herein granted, containing eighty and four hundred forty-three-thousandths acres.

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NOW KNOW YE, That there is therefore, pursuant to the laws aforesaid, hereby granted by the United States unto the said Benjamin L. Baker and Frank V. Whitman,

, the said mining premises hereinbefore described, and not expressly excepted from these presents, and all that portion of the said vein~~s~~, lode~~s~~, or ledge~~s~~ 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~~s~~ 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 grantee~~s~~ 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 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 the authority of the United States.

SECOND. That in the absence of necessary legislation by Congress, the Legislature of Montana may provide rules for working the 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 TWENTY-FOURTH day of JANUARY in the year of our Lord one thousand nine hundred and FOURTEEN and of the Independence of the United States the one hundred and THIRTY-EIGHTH.

(SEAL)

By the President: Woodrow Wilson
By M. O. DeLoay Secretary.
L. Q. C. Lamar Recorder of the General Land Office.

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