

MR. STEVE MILLS
CHAIRPERSON
YUKON SURFACE
RIGHTS BOARD.

BRIAN SCOTT
BOX 06 TAGISH
YUKON YOB 10
(403) 399-3405
NOV 26/96

DEAR MR. MILLS:

THIS IS AN APPLICATION FOR
A HEARING BEFORE THE YSRB.
THE OTHER PARTY IN THIS DISPUTE
IS MR. DAUE WIEBE - MINING RECORDER
MAYO MINING DISTRICT. BOX 10.
MAYO, YT. YOB 10.

THE PERTINENT FACTS ARE:

- ON NOV 18/95 BARRY SCOTT AND I
STAKED 2 PLACER CLAIMS (PORKY 1 & 2)
AND A 1-MILE PLACER LEASE ON
PORCUPINE GULCH OVER VALID
QUARTZ CLAIMS HELD BY UNITED
KENO HILL MINES.
- IN A LETTER DATED JAN 12/96 (SEE
COPY) THE MAYO MINING RECORDER
REFUSED TO GRANT THESE CLAIMS
OR ISSUE THE LEASE UNTIL WE
DEPOSITED SECURITY IN THE
AMOUNT OF \$20,000,000.00
- IN A LETTER DATED OCT 15/96 (SEE COPY)
THE MAYO MINING RECORDER REQUESTED
THE \$20,000,000 SECURITY BEFORE
NOV 15/96, OR THE CLAIMS & LEASE
WOULD BE REFUSED.

- IN A LETTER DATED NOV 15/96 TO THE
MAYO MINING RECORDER (SEE COPY)
I OFFERRED TO PAY \$15000 SECURITY.
- IN A LETTER DATED NOV 18/96 (SEE
COPY) THE MAYO MINING RECORDER
REQUESTED \$15000 SECURITY
BEFORE NOV 27/96.

THAT'S HOW THINGS STAND AT
THIS POINT. YOUR TIMELY ATTENTION
TO THIS MATTER IS REQUESTED.

Sincerely
R. Scott.

MR. DAVE WIEBE
MAYO MINING RECORDER
BOX 10 MAYO, YT.

BRIAN Scott
Box 66 TAGISH
YUKON Y0B 1T0
(403) 399-3405

Nov 26/96

DEAR DAVE:

THIS IS TO INFORM YOU THAT I
HAVE THIS DATE REQUESTED A
HEARING BEFORE THE YUKON
SURFACE RIGHTS BOARD
CONCERNING SECURITY ON TWO
PLACER CLAIMS AND ONE MILE
LEASE ON PORCUPINE GULCH, MAYO
MINING DISTRICT.

Sincerely,
Brian Scott.

Rec'd
D. Wieber
M R Mayo



*05/5. mailed
1/10/96
DCC*

YUKON SURFACE RIGHTS BOARD

Box 31201
Whitehorse, Yukon
Y1A 5P7
Tel: (403) 667-7695 Fax: (403) 668-5892

December 10, 1996

Brian Scott
Box 66
Tagish, Yukon
Y0B 1T0

Dear Mr. Scott:

Re: SRB File 96-2001

This letter is to acknowledge receipt of your application to the Surface Rights Board for a hearing. It is our understanding that your dispute is with the Mining Recorder, Mayo District Office and the issue is the amount of the security to be deposited prior to the claims being granted.

The Board is currently reviewing your application and shall make a determination pursuant to section 4(2) of the "Yukon Surface Rights Board Rules of Procedure" as to whether your application meets the requirements and will be accepted. You will be notified of the outcome as soon as practicable.

If you have any further questions, please do not hesitate to contact me.

Sincerely,



Stephen J. Mills
Chair



YUKON SURFACE RIGHTS BOARD
Box 31201
WHITEHORSE, YUKON
Y1A 5P7

March 20, 1997

Our File: 96-2001

Brian Scott
P.O. Box 66
Tagish, Yukon
Y0B 1T0

Dear Mr. Scott:

RE: APPLICATION TO YUKON SURFACE RIGHTS BOARD

This is to confirm that the Yukon Surface Rights Board (the 'Board') has accepted your application to the Board for an order relating to the following matter:

pursuant to s. 18(2) of the *Yukon Placer Mining Act* (as amended by s.95 of the *Yukon Surface Rights Board Act*), a dispute respecting a decision of the mining recorder under subsection 18(1) of the *Yukon Placer Mining Act* as to the security to be given with respect to, two placer claim applications (known as 'Porky 1' and 'Porky 2') and an application for a one mile lease, on Porcupine Gulch in the Mayo Mining District.

Your application has been accepted for the following reasons;

- a) 'Porky 1' and 'Porky 2' placer claims and a one mile lease on Porcupine Gulch were staked on November 18, 1995;
- b) The Mining Recorder informed you on January 12, 1996 that prior to these placer grants being issued, security must be given; and
- c) You have been unable to reach an agreement with the Mining Recorder on the amount of the security to be given.

Further, in accordance with Rule 4(2) of the *Yukon Surface Rights Board Rules of Procedure* (the 'Rules'), I have reviewed your submitted record of negotiation efforts and have determined that you have attempted, without success, to resolve the matter in dispute by negotiation in accordance with the Rules.

In accordance with Rule 5(1), the Board is required to offer you the option of mediation of this dispute. Please accept this as our offer of mediation. If mediation is acceptable to you and the Mining Recorder, Mayo Mining District, the Board will appoint a mediator acceptable to both parties and will pay up to \$400.00 for mediation. Although you are encouraged to proceed with mediation if it appears that both parties may be able to come to agreement, any costs of mediation that exceed \$400.00 are the responsibility of the parties.

Should you wish to participate in a mediation session, please complete the attached form and return it personally, by registered mail or by facsimile to the above-noted address of the Board. The same offer of mediation will be extended to the Mining Recorder, Mayo Mining District.

Please be advised that in accordance with Rule 10, the matter may proceed to a hearing of the Board in the future if;

- a) either party notifies the Board of their intent to proceed to a hearing;
- b) both parties do not respond to confirm their attendance no later than seven days before the date fixed for the first mediation session; or
- c) if the parties fail to reach a mediated settlement.

If you have any questions on the above, please contact my office at 667-7695. You are reminded once again that if you elect to participate in a mediation session, we must have the attached form completed and returned to our office by April 3, 1997.

Yours truly,



Stephen J. Mills
Chairperson



YUKON SURFACE RIGHTS BOARD
Box 31201
WHITEHORSE, YUKON
Y1A 5P7

March 20, 1997

David G. Wiebe
Mining Recorder
Mayo Mining District
P.O. Box 10
Mayo, Yukon
Y0B 1M0

Dear Mr. Wiebe:

This is to advise you that on today's date the Yukon Surface Rights Board accepted the application of Brian Scott respecting the following matter:

pursuant to s. 18(2) of the *Yukon Placer Mining Act* (as amended by s.95 of the *Yukon Surface Rights Board Act*), a dispute respecting a decision of the mining recorder under subsection 18(1) of the *Yukon Placer Mining Act* as to the security to be given with respect to, two placer claim applications (known as 'Porky 1' and 'Porky 2') and an application for a one mile lease, on Porcupine Gulch in the Mayo Mining District.

A copy of the Board's letter of acceptance is attached for your information.

In accordance with Rule 5(1), the Board is required to offer the parties the option of mediation of this dispute. Please accept this as our offer of mediation. If mediation is acceptable to you and Mr. Scott, the Board will appoint a mediator acceptable to both parties and will pay up to \$400.00 for mediation. Although you are encouraged to proceed with mediation if it appears that both parties may be able to come to agreement, any costs of mediation that exceed \$400.00 are the responsibility of the parties.

Should you wish to participate in a mediation session, please complete the attached form and return it personally, by registered mail or by facsimile to the above-noted address of the Board. As the attached letter indicates, the same offer of mediation has been made to Mr. Scott.

Please be advised that in accordance with Rule 10, the matter may proceed to a hearing of the Board in the future if:

- a) either party notifies the Board of their intent to proceed to a hearing;
- b) both parties do not respond to confirm their attendance no later than seven days before the date fixed for the first mediation session; or
- c) if the parties fail to reach a mediated settlement.

If you have any questions on the above, please contact my office at 667-7695. You are reminded once again that if you elect to participate in a mediation session, we must have the attached form completed and returned to our office by April 3, 1997.

Yours truly,



Stephen J. Mills
Chairperson

cc. Brian W. Scott



YUKON SURFACE RIGHTS BOARD
Box 31201
WHITEHORSE, YUKON
Y1A 5P7

FAXED

16 June, 1997

SRB File 96-2001

Brian Scott
P.O. Box 66
Tagish, Yukon
Y0B 1T0

Dear Mr. Scott:

Hearing Date for Scott - Mayo Mining Recorder Security Dispute

On March 20, 1997 the Surface Rights Board sent letters to the parties involved in this file offering mediation services to resolve this dispute. Mediation can only proceed with the consent of both parties, which in this case was not given.

The Board is now prepared to set a hearing date in early August at a time agreeable to both parties and the Board. Note that a minimum of 21 days notice must be given between the announcement of the hearing and the actual hearing date according to the Board's Rules of Procedure.

At this time, I would like to suggest Thursday August 7 1997 in Whitehorse if agreeable to all, or in Mayo if not. I will call you this week to confirm your availability.

Sincerely,



Mark D. Hoppe
Executive Director
Yukon Surface Rights Board



YUKON SURFACE RIGHTS BOARD
Box 31201
WHITEHORSE, YUKON
Y1A 5P7

FAXED

16 June, 1997

SRB File 96-2001

David G. Wiebe
Mining Recorder
Mayo Mining District
P.O. Box 10
Mayo, Yukon
Y0B 1M0

Dear Mr. Wiebe:

Hearing Date for Scott - Mayo Mining Recorder Security Dispute

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Sincerely,

Mark D. Hoppe
Executive Director
Yukon Surface Rights Board