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September 26, 2012

Nevada Division of Environmental Protection
Bureau of Corrective Actions
901 S. Stewart Street, Suite 3005
Carson City, Nevada 89701-5249

VIA: Electronic Mail

ATTN: Jeff Collins, Supervisor

CC: Cindi Byrns (Comstock), Joe McGinley (MGA), Carolyn McIntosh (Patton Boggs), David Friedman (NDEP), Greg Lovato (NDEP)

RE: ADDENDUM #13 TO THE COMSTOCK MINING INC., CARSON RIVER MERCURY SUPERFUND SITE SAMPLING AND ANALYSIS PLAN

Dear Mr. Collins:

On behalf of Comstock Mining Inc. (Comstock), McGinley and Associates (MGA) is providing this revised Addendum #13 for the Gold Canyon Creek area as shown on the attached Figure 1.

Comstock proposes to install ten additional soil borings which will extend from land surface to refusal (similar to the deep borings previously installed). These borings will be utilized to assess the nature and extent of the contamination. In addition, Comstock will re-drill the seven boring locations shown inside the "CRMS Waste Area (per NDEP's 5/4/12 definition)". These borings will be re-drilled to collect soil samples for geotechnical and waste disposition assessment purposes.

The original sampling density was discussed with NDEP as an item specific to the Gold Canyon Creek due to the unique circumstances at this location. The proposed sampling density is based upon those original discussions.

Action Items

1. MGA requests authorization to collect samples in the study area to characterize the unknown environmental conditions as described above.
2. Sampling Notification, MGA requests that NDEP consider this document as the sampling notice for this area. Pending NDEP approval MGA will conduct utility clearances and initiate sampling in this area following NDEP-approval. It is expected that this sampling could be completed in three weeks. Sampling activities may be delayed due to additional priority items that need to be addressed in parallel.

McGinley and Associates, Inc. appreciates the opportunity to submit this addendum and we look forward to working with you on this project. Should you have any questions regarding this

addendum, please contact us at (702) 260-4961 or at brakvica@mcgin.com. If this addendum is acceptable to you, please advise us at brakvica@mcgin.com.

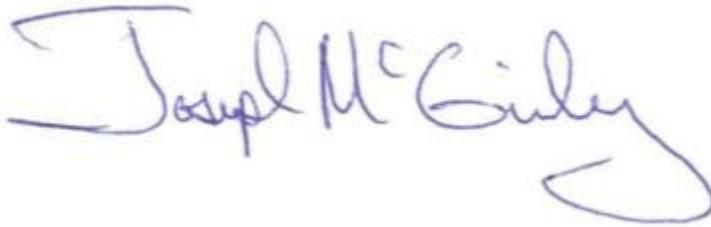
Respectfully submitted,
McGinley and Associates, Inc.



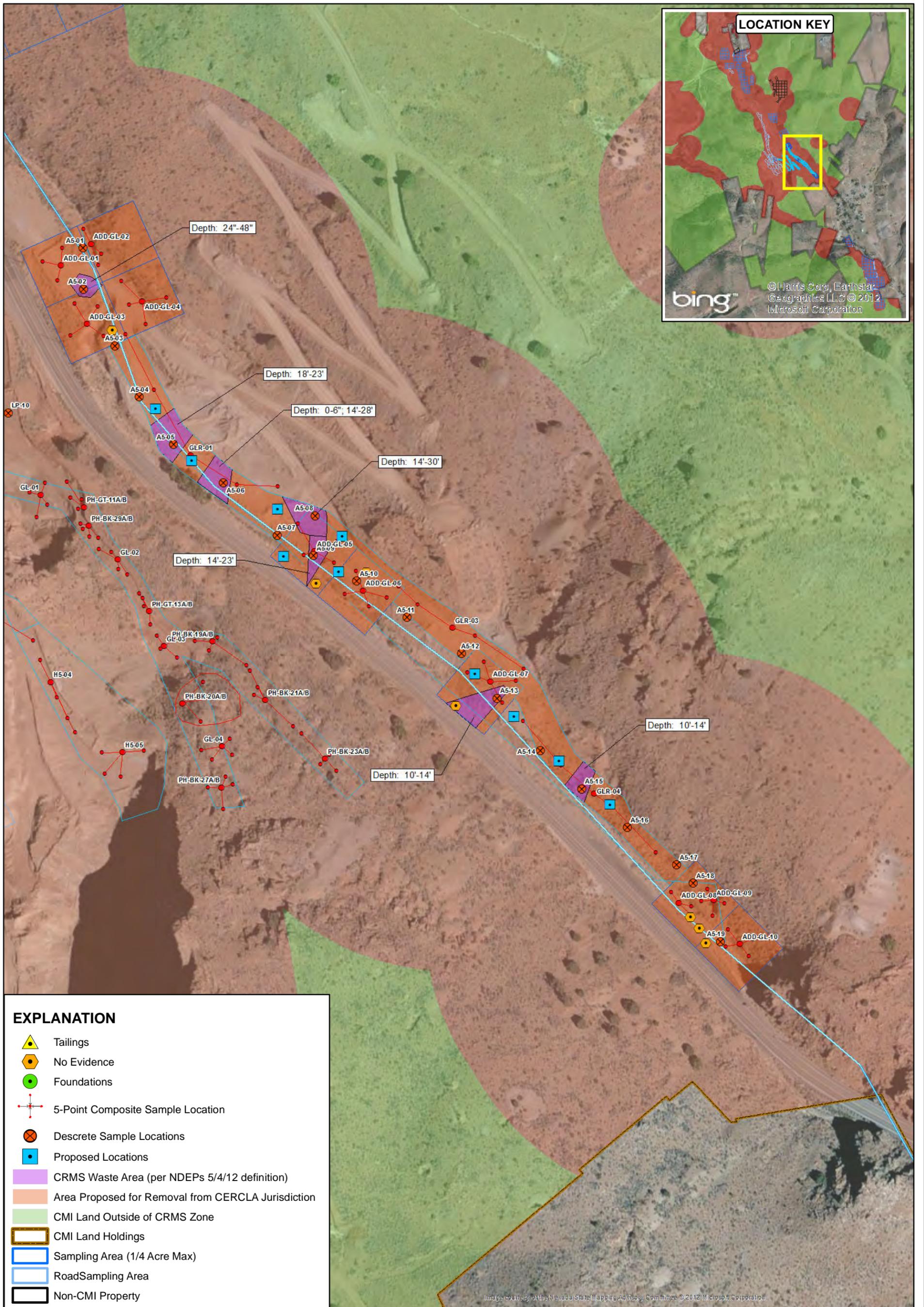
Brian A. Rakvica, P.E., C.E.M. #2260, Exp. Date 09/21/14
Principal

Reviewed by:

I hereby certify that I am responsible for the services described in this document and for the preparation of this document. The services described in this document have been provided in a manner consistent with the current standards of the profession, and to the best of my knowledge, comply with all applicable federal, state and local statutes, regulations and ordinances.



Joseph M. McGinley, C.E.M. #1036, Exp. Date 11/12
Principal



EXPLANATION

- Tailings
- No Evidence
- Foundations
- 5-Point Composite Sample Location
- Discrete Sample Locations
- Proposed Locations
- CRMS Waste Area (per NDEPs 5/4/12 definition)
- Area Proposed for Removal from CERCLA Jurisdiction
- CMI Land Outside of CRMS Zone
- CMI Land Holdings
- Sampling Area (1/4 Acre Max)
- Road Sampling Area
- Non-CMI Property



COMSTOCK MINING INC <i>Revitalizing the Comstock</i>		
Comstock		
DESIGN: -	DRAWN: BCH	REVIEWED: -
SCALE: 1 inch = 150 feet	DATE: 9/24/2012	
FILE: GCC_RegulatoryStatus.mxd		

DRAWING TITLE:
Gold Creek Canyon Addendum #13

Comstock Mining, Inc. CRMS Sample & Analysis Plan	
ISSUED FOR: -	REVISION NO. -
DRAWING NO. Figure 1	REVISION NO. A
SRK JOB NO. --	