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June 14, 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), Jack Yates (NDEP), Greg Lovato (NDEP)

RE: ADDENDUM #9 TO THE COMSTOCK MINING INC., CARSON RIVER MERCURY SUPERFUND SITE SAMPLING AND ANALYSIS PLAN

Dear Mr. Yates:

On behalf of Comstock Mining Inc. (Comstock), McGinley and Associates (MGA) is providing this Addendum #9 for the Cabin in the Sky area as shown on the attached Figure 1.

Comstock proposes to install four 5-point composite samples as shown on the attached Figure 1. This includes three ¼ acre quadrants and one linear road sample. These samples will be installed from 0-2' below ground surface (bgs) with samples taken at 0-6", 6-12", 12-18" and 18-24" bgs consistent with previous sampling efforts.

The sampling density proposed is that which is outlined in Section 4.0, item 2 of the NDEP-approved Sampling and Analysis Plan (SAP). The sampling of the open land space is described in Section 4.0, items 2.a. The road sampling is described in Section 4.0, item 2.b

Action Items

1. MGA requests authorization to collect samples in the Cabin in the Sky 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 these areas. 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 one or two days. 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.

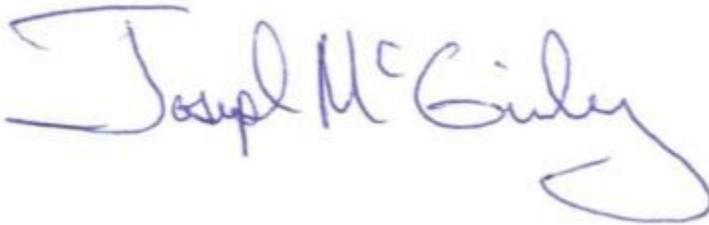
Respectfully submitted,
McGinley and Associates, Inc.



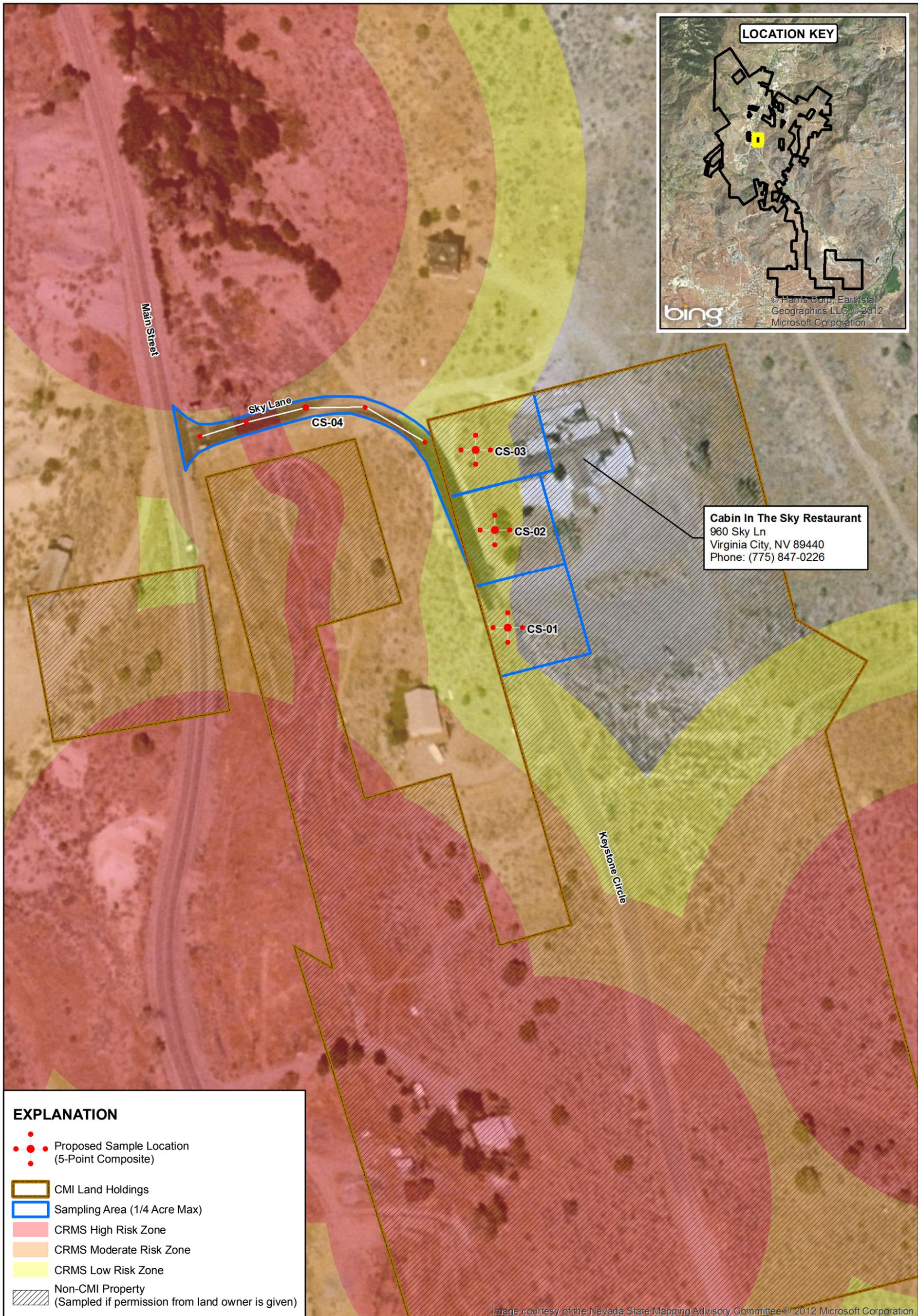
Brian A. Rakvica, P.E., C.E.M. #2260, Exp. Date 09/21/12
Senior Project Manager

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



COMSTOCK MINING INC <i>Revitalizing the Comstock</i>		
Comstock		
DESIGN: -	DRAWN: MAW	REVIEWED: -
SCALE: 1 inch = 100 feet	DATE: 6/14/2012	
FILE: CabinInTheSkyRestaurant_20120606_VS.mxd		

DRAWING TITLE:

Addendum #9
Cabin in the Sky Restaurant
960 Sky Lane
Virginia City, NV 89440

Comstock Mining, Inc. CRMS Sample & Analysis Plan	
ISSUED FOR: -	REVISION NO.
DRAWING NO. Figure 1	A
SRK JOB NO. COM000.A008	