

**MEMORANDUM OF AGREEMENT
BETWEEN THE
UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT WINNEMUCCA DISTRICT OFFICE AND
NEVADA STATE HISTORIC PRESERVATION OFFICER
REGARDING THE
LINCOLN HILL EXPLORATION PROJECT
PERSHING COUNTY**

WHEREAS, the United States Department of the Interior, Bureau of Land Management, Winnemucca District Office (BLM) plans to permit the Lincoln Hill Exploration Project (Project) for Coeur Mining, Inc. (CRI) located in Pershing County, Nevada thereby making the Project an undertaking subject to review under 54 U.S.C. § 306108, and its implementing regulations at 36 CFR Part 800; and

WHEREAS, the Project will consist of mineral exploration activities on public and private lands in the 8,456-acre Lincoln Hill Plan of Operations (Plan) Boundary in the West Humboldt Range (Appendix A: Figure 1). The Plan Boundary encompasses about 2,201 acres of private property and 6,255 acres of land administered by the BLM; and

WHEREAS, the BLM has defined the Project's area of potential effects (APE) as the 8,456-acre Plan Boundary, which includes all or parts of Sections 1, 2, 11, 12, 13, 14, and 24, Township 28 North (T28N), Range 33 East (R33E), and Sections 7, 8, 17, 18, 19, 20, 29, and 30, T28N, Range 34 East (R34E), Mount Diablo Base and Meridian. Of the 8,457 acres, roughly 2,201 acres are private land, and 6,255 acres are BLM- administered public land. (Appendix A); and

WHEREAS, the BLM, in consultation with the Nevada State Historic Preservation Officer (SHPO), has determined there will be adverse effects from the Project to historic properties; and

WHEREAS, implementation of the Project will adversely affect two historic properties: 1) the Summit/Upper Forvilly Mine (CrNV-02-12968/26PE4182); and 2) the Lincoln Hill Mine (CrNV-02-12969/26PE4183); These historic properties have been determined to be independently eligible for the National Register of Historic Places (NRHP) under the Secretary's Significance Criterion A and as contributing elements to the NRHP-eligible Rochester Cultural District (RCD) (CrNV-02-12593/D-177) under Criteria A and D; and

WHEREAS, implementation of the Project could adversely affect a total of 18 NRHP-eligible sites are located within the Plan Boundary; eight are prehistoric and 10 are of the historic era. Seven of the eight prehistoric-era historic properties are eligible for the NRHP under Criterion D: CrNV-02-3920/26PE2220, CrNV-22-5433/26PE2536, CrNV-02-9616/26PE3562, CrNV-02-12726/26PE4240, CrNV-02-14472/26PE4869, CrNV-02-14473/26PE4870, and CrNV-02-14490/26PE4887. One prehistoric site, CrNV-02-13471/26PE4530, is unevaluated under Criterion D but will be treated as eligible. All 10 historic-era historic properties in the Plan Boundary, save the Champion Mine (CrNV-02-13344/26PE4858) that is eligible for the

NRHP under Criterion D, are contributing elements of the Rochester Cultural District (RCD) (D177). Six of the contributing elements of the RCD (D177) are also independently eligible under Criterion A, for their association with the development of the Rochester Mining District: CrNV-02-12598/26PE4136, CrNV-02-12968/26PE4182, CrNV-02-12969/26PE4183, CrNV-02-12972/26PE4186, CrNV-02-12997/26PE4211, and CrNV-02-12725/26PE4239. and

WHEREAS, G2 is currently treating seven sites/contributing elements, which exist in the Projects' Plan Boundary, for the Coeur POA 11 mitigation project, which is anticipated to be completed by the end of year 2022. Sites currently being treated for direct and/or indirect effects include CrNV-02-12806/26PE4308 (Lithic Scatter), CrNV-22- 403/26PE2146 (Lower Rochester Townsite), CrNV-02-12598/26PE4136 (Mining Complex), CrNV-02-12711/26PE4225 (Buck and Charley Mine), CrNV-02-12968/26PE4182 (Summit/Upper Forvilly Mine), CrNV-02-12972/26PE4186 (Looney Mine and Mill), CrNV-02-12794/26PE4503 (Central Rochester), and CrNV-02-12977(12073)/26PE4191(4097) (Rochester to Limerick Road). The data potential of five sites, CrNV-02-12806/26PE4308, CrNV-22-403/26PE2146 (Lower Rochester Townsite), CrNV-02- 12711/26PE4225 (Buck and Charley Mine), CrNV-02-12794/26PE4503 (Central Rochester), and CrNV-02-12977(12073)/26PE4191(4097) (Rochester to Limerick Road) has been exhausted by the current mitigation being completed by G2 and no further work needs to be conducted at these sites: and

WHEREAS, in accordance with 36 CFR § 800.6(a)(1), BLM has notified the Advisory Council on Historic Preservation (ACHP) of its adverse effect determination with specified documentation, and the ACHP has chosen *not to* participate in the consultation pursuant to 36 CFR § 800.6(a)(1)(iii); and

WHEREAS, the BLM has notified the following Native American tribes in the area about the Project: Pyramid Lake Paiute Tribe, Lovelock Paiute Tribe of the Lovelock Indian Colony, Fallon Paiute-Shoshone Tribe, Winnemucca Indian Colony. The Winnemucca Indian Colony, responded to the notification letter and identified general concerns with water usage, ground disturbance of important sites, natural resource uses, and effects on wildlife. However, after a tour with tribal representatives of the proposed project locations, no impacts on important tribal locations or specific resource concerns were identified. The BLM will continue coordination and consultation with the tribes who express interest in the project area. BLM has offered the Tribes the opportunity to be concurring parties to this MOA; and

WHEREAS, the BLM has consulted with CRI regarding the effects of the Project on historic properties and invited CRI to sign this Memorandum of Agreement (MOA) as an invited signatory; and

WHEREAS, jointly the BLM, the SHPO, and CRI shall be called the signatories and individually as signatory or by their name; and

NOW, THEREFORE, it is mutually agreed by the signatories to this MOA that the Project shall be implemented in accordance with the following stipulations in order to take into account the effects of the Project on the historic properties identified above.

STIPULATIONS

BLM shall ensure that the following stipulations are implemented:

1. Historic Properties Treatment Plan (HPTP) Implementation

- a) The BLM, in consultation with the SHPO, has developed an HPTP (Appendix B) for the historic properties that cannot be avoided by the Project and that will be adversely affected.
- b) BLM shall ensure that a qualified cultural resource management firm (CRM) completes the treatments and data recovery as outlined in the HPTP. All deliverables will be written or reviewed by a Principal Investigator qualified for the resource type and location according to the cultural contractor's BLM cultural resource use permit. All monitoring will be conducted by a Principal Investigator or Crew Chief qualified for the resource type and location according to the cultural contractor's BLM cultural resource use permit.
- c) The schedule for completion of tasks and deliverables (see Appendix B, Giambastiani 2021: Table 2) will be revised by CRI and the CRM firm and approved by the BLM, to accurately reflect the start dates, weeks of fieldwork, archival research, report completion, and development of interpretive panels. CRI shall submit the revised schedule to the BLM for review and approval. If changes are needed after the start date due to any unforeseen circumstances associated with the Project and the schedule, the dates will be revised accordingly by CRI and the CRM firm and submitted to the BLM for review and approval by the BLM. The BLM shall provide the revised schedule to all signatories to this MOA and incorporate it into Appendix B. This revision will not require an amendment to the MOA per Stipulation V below.
- d) CRI shall provide a bond to ensure completion of implementation of the HPTP. The value of the bond will be based on and not exceed the budget agreed upon by CRI and the BLM for completion of all NHPA related mitigation, including curation of any collected artifacts. The purpose of the bond is to provide funding to complete the mitigation and curation as described in the HPTP.

2. Progress Reports and Notices to Proceed

- a) CRI shall ensure that the CRM firm they hire will provide Progress Reports to the BLM and CRI as each task in the HPTP is completed. The BLM has five (5) business days to

review and comment on the progress reports. CRI shall ensure that the cultural contractor addresses any comments raised by the BLM within five (5) business days of receipt.

- b) CRI will ensure that the CRM firm regularly coordinates with the BLM during development, fabrication, and installation phases of interpretive panels. The cultural contractor will submit draft and final text, graphics, and layout to the BLM for review. BLM will consult with the SHPO on the draft and final text, graphics, and layout in the following manner:
 - 1) BLM will forward the appropriate deliverable to the SHPO and will include the BLM's determination on the adequacy of the deliverable for review by the SHPO. The SHPO will complete their review within (5) five business days of receipt.
 - 2) If the SHPO identifies any substantive concerns, the BLM shall work with them to resolve said issues.
 - 3) If the SHPO does not respond within five (5) business days from date of receipt, the BLM may move forward to the next phase of the interpretive panel development.
- c) The CRM firm will coordinate all comments on drafts with BLM before forwarding to a graphic artist. The BLM will include interpretive panels in an appendix to the final treatment report sent to the SHPO.
- d) The BLM may issue a Notice to Proceed (NTP) to CRI after the BLM, in consultation with the SHPO, have had the opportunity to review the following to ensure conformance with the HPTP. CRI shall not begin any ground disturbing activity that would cause an adverse effect to any of the historic properties until BLM issues an NTP. In the event that all proposed ground disturbing activities do not occur concurrently, BLM may issue separate NTPs specifying the locations where ground disturbing activities may occur.
 - 1) CRI, through its CRM firm, shall provide a summary of the fieldwork (i.e., surface reconnaissance, photo-documentation, detailed mapping, and site recordation when appropriate) and request an NTP for each historic property as it is completed. CRI shall submit the fieldwork summary and NTP request to the BLM within five (5) business days of completion of fieldwork.
 - 2) BLM shall complete their review of the fieldwork summary and NTP request within five (5) business days of receipt. The BLM Project archeologist will determine if the fieldwork satisfies the requirements of the HPTP. CRI shall ensure that the cultural contractor addresses any comments raised by the BLM within five (5) business days of receipt.
 - 3) BLM will forward to the SHPO the fieldwork summary and the BLM's intention

to issue an NTP and request review by the SHPO. The SHPO will complete their review within (5) five business days of receipt.

- 4) The BLM will address SHPO comments on the fieldwork summaries.
- 5) If the SHPO does not respond within five (5) business days from date of receipt, the BLM may issue the NTP.
- 6) CRI shall not begin any ground disturbing activity within 50 meters of the Summit/Upper Forvilly Mine (CrNV-02-12968/26PE4182), the Lincoln Hill Mine (CrNV-02-12969/26PE4183), or the Champion Mine (CrNV-20-13344), as defined in the HPTP (Giambastiani 2021), until the BLM issues an NTP.

3. Review of HPTP Mitigation Documents

- a) The BLM shall ensure that CRI, or the CRM, submits drafts of all mitigation documents (e.g., data recovery documentation, updated IMACS forms, interpretive panels, updated contexts and research designs; hereinafter referred to as mitigation documents) described in the HPTP to BLM either individually or as a single submission in accordance with the schedule outlined in the HPTP.
- b) The BLM shall review the draft mitigation documents within sixty (60) calendar days of receipt. BLM will notify CRI and the CRM firm that BLM either accepts or rejects the draft mitigation documents. BLM may provide comments to the cultural contractor to update the draft mitigation documents.
- c) CRI, through its CRM firm, will revise the draft mitigation documents to address the BLM comments. The BLM shall provide the draft documents to the SHPO for review and comment so it may be completed concurrently with the BLMs review
- d) The SHPO will have forty-five (45) calendar days from receipt to provide comments on the draft mitigation documents. If the SHPO does not respond within forty-five (45) calendar days of receipt, BLM may finalize the draft mitigation documents.
- e) The BLM will consider any substantive comments the SHPO may have on the draft mitigation documents and will make any necessary changes and address any outstanding substantive issues.
- f) BLM will submit the final mitigation documents to the SHPO.

4. Post-Review Discoveries

- a) The BLM will address inadvertent discoveries or unanticipated adverse effects during implementation of the HPTP in accordance with the process outlined in the HPTP

- b) In the event that inadvertent discoveries are made, or unanticipated adverse effects are determined that cannot be addressed by the HPTP, then the processes outlined in 36 CFR§ 800.13(b)(2) or the NAGPRA regulations at 43 CFR§ 10.4, as appropriate, shall be implemented.
- c) Human remains and associated grave goods discovered on private land will be handled according to the provisions of Nevada Revised Statutes 383. This MOA is intended to meet the terms found in NRS 383.121 as amended (Chapter 523, Statutes of Nevada 2017, page 3544) for an "existing agreement with a federal agency that was executed pursuant to federal law and that relates to the discovery of prehistoric native Indian human remains or a funerary object". Execution of this MOA means that the provisions for notification found in NRS 383.121, as amended, do not apply. Standard notification requirements found in NRS 383.150 to NRS 383.190, amended, do apply.

5. Dispute Resolution

Should any signatory object to any proposed actions or to the manner in which the terms of this MOA are implemented, the BLM shall consult with the objecting party to resolve the objection. If either the objecting party or the BLM determines the objection cannot be resolved, the following actions may be taken:

- a) The BLM shall forward all of the documentation relevant to the dispute to the ACHP. The ACHP shall provide the BLM and the objecting party its advice on resolution of the objection within 30 days of receipt of adequate documentation. Prior to reaching a final decision on the dispute, the BLM shall prepare a written response that takes into account any timely advice provided by the ACHP and any comments from signatories to this MOA. The BLM shall provide the written response to all signatories. The BLM shall then proceed according to its final decision.
- b) If the ACHP does not provide advice regarding the dispute within 30 days, the BLM may make a final decision provided it has taken into account the comments provided by the signatories. The BLM shall provide all parties and ACHP with the final written decision and proceed accordingly.
- c) BLM's responsibility to carry out all other actions subject to the terms of this MOA that are not the subject of a dispute will remain unchanged.

6. Amendments

This MOA may be amended with the written consent of the signatories. Any amendment shall be effective on the date a copy is signed by all of the signatories. The BLM shall provide a copy to the ACHP.

7. Termination

- a) If any signatory to this MOA determines that its terms will not or cannot be carried out, that signatory shall immediately consult with the other signatories to attempt to develop an amendment per Stipulation VI, above. If within thirty (30) days (or another time period agreed to by all signatories) an amendment cannot be reached, any signatory may terminate the MOA upon written notification to the other signatory and invited signatory.

Once the MOA is terminated, and prior to work continuing on the undertaking, the BLM must either (a) execute an MOA pursuant to 36 CFR§ 800.6, or (b) request, take into account, and respond to the comments of the ACHP under 36 CFR § 800.7. The BLM shall notify the signatories as to the course of action it will pursue.

8. Duration

This MOA shall become effective upon execution by the BLM and the SHPO and shall expire if its stipulations are not carried out within five (5) years from the date of full execution or unless it is terminated under Stipulation VI, whichever is sooner.

At such time, and prior to work continuing on the Project, BLM shall either (a) execute a MOA pursuant to 36 CFR § 800.6, or (b) request, take into account, and respond to the comments of the ACHP under 36 CFR. § 800.7.

Prior to such time, BLM may consult with the SHPO and CRI to reconsider the terms of the MOA and amend it in accordance with Stipulation VI above. BLM shall notify the SHPO and CRI as to the course of action it will pursue.

EXECUTION of this MOA by the BLM and the SHPO and implementation of its terms evidence that the BLM has taken into account the effects of the Project on historic properties.

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SIGNATORIES

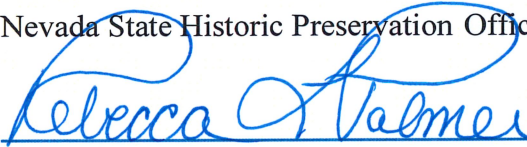
Department of the Interior, Bureau of Land Management, Winnemucca District Office

KATHLEEN REHBERG Digitally signed by KATHLEEN REHBERG
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By: Kathleen Rehberg
Humboldt River Field Manager

Date

Nevada State Historic Preservation Office



March 16, 2022

By: Rebecca L. Palmer
Nevada State Historic Preservation Officer

Date

INVITED SIGNATORY

Coeur Rochester Mining Inc.

By:

Date

CONCURRING PARTIES

Winnemucca Indian Colony

By:

Date

Lovelock Paiute Tribe

By:

Date

Pyramid Lake Paiute Tribe

By:

Date

Fallon Paiute-Shoshone Tribe.

By:

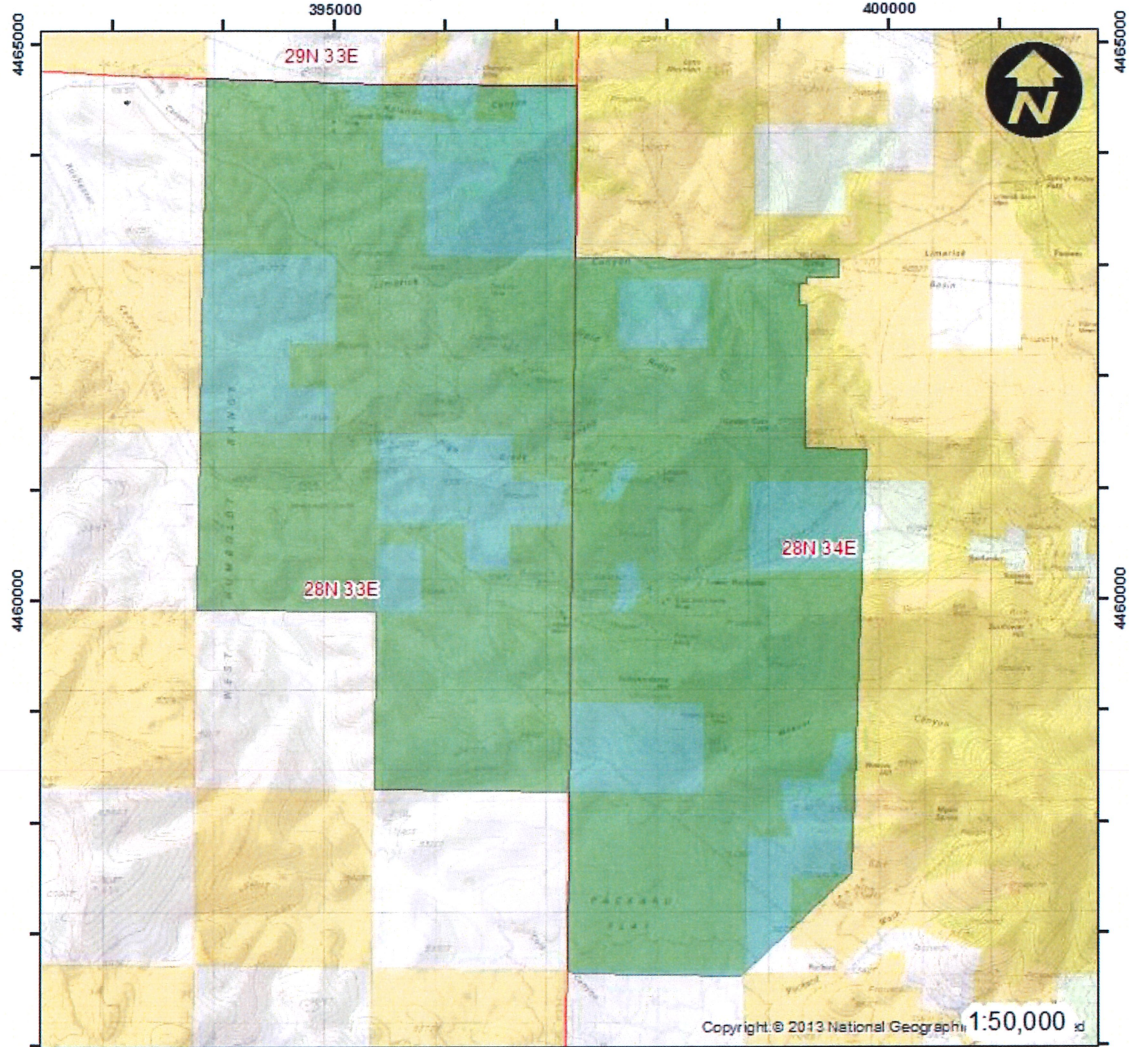
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APPENDIX A:

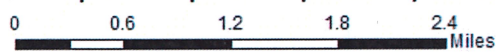
**MAP OF THE PROJECT APE
and
PROJECT DESCRIPTION**

Lincoln Hill Project Area/ APE Map

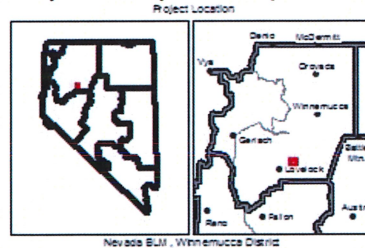
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Project Area / APE	Land Status
[Green Box]	Project Area / APE
Agency	
[Orange Box]	Bureau of Indian Affairs
[Yellow Box]	Bureau of Land Management
[Light Yellow Box]	Bureau of Reclamation
[Pink Box]	Department of Defense
[Light Orange Box]	Department of Energy
[Light Green Box]	Rural Service
[Dark Green Box]	Rain and Wildlife Service
[Light Blue Box]	National Park Service
[Dark Blue Box]	Nevada State Lands
[Light Blue Box]	Park
[White Box]	Private
[Light Blue Box]	Water
[Grey Box]	USA Topo Maps



No warranty is made by the Bureau of Land Management as to the accuracy, reliability, or completeness of these data for individual use or aggregate use with other data.



PROJECT DESCRIPTION

The Lincoln Hill Exploration Project is located on private and public land in Humboldt County, approximately 21 miles northeast of Lovelock, Nevada, adjacent to Interstate 80 (I-80).

Under the Proposed Action, CRI will conduct mineral exploration following a phased approach. Under phase I, CRI will conduct mineral exploration that would create approximately 7.36 acres of surface disturbance in addition to the maximum 5.0 acres of existing notice-authorized disturbance, for a total of 12.36 acres. Up to 237.64 acres of surface disturbance would be conducted under subsequent phases for a total of 250 acres

The Project consists of the following mineral exploration related activities:

- Construction of drill sites
- Construction of access roads
- Reverse circulation (RC) and core drilling on those drill sites
- Bulk sampling
- Geotechnical auger holes and test pits,
- Geologic and geophysical mapping
- Water monitoring well and productions wells

APPENDIX B:

HISTORIC PROPERTIES TREATMENT PLAN

This attachment contains privileged information that may be exempt from Freedom of Information Act (FOIA) requests.

Please consult the appropriate federal agency concerning this attachment for further information.