



No. S-245121
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

IN THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT ACT*,
R.S.C. 1985, c. C-36, AS AMENDED

- AND -

IN THE MATTER OF *THE BUSINESS CORPORATIONS ACT*,
S.B.C. 2002, c. 57, AS AMENDED

- AND -

IN THE MATTER OF
ELEVATION GOLD MINING CORPORATION, ECLIPSE GOLD MINING CORPORATION, and
GOLDEN VERTEX (IDAHO) CORP.

PETITIONERS

SUPPLEMENT TO THE FIFTH REPORT OF THE MONITOR

FEBRUARY 27, 2025

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1.0 Introduction

1. This report (the “**Supplemental Report**”) supplements the Fifth Report of the Monitor dated January 27, 2025 (the “**Fifth Report**”).
2. Defined terms in this Supplemental Report have the meanings provided to them in the Fifth Report unless otherwise defined herein. This Supplemental Report is subject to the restrictions and qualifications in the Fifth Report.

1.1 Purposes of this Supplemental Report

1. The purpose of this Supplemental Report is to provide the Court with copies of the correspondence between the Monitor and certain parties claiming an interest in the GVC Residual Assets and/or the Sale Proceeds.

2.0 Correspondence

1. Since the Closing Date, the Monitor has received correspondence from counsel for, or directly from, the following parties claiming an interest in the GVC Residual Assets and/or the Sale Proceeds:
 - a) McCarthy Tétrault LLP, counsel to Patriot Gold Corp. (**Appendix “A”**);
 - b) Cassels Brock & Blackwell LLP, counsel to Nomad Limited Royalty Corporation (**Appendix “B”**); and
 - c) the following individuals who claim an interest in the California Moss, Lot 37 patented claim (the “**Greenwood Royalty**”):
 - i. Brooks C. Wilson (**Appendix “C”**);
 - ii. Marvin Harris Greenwood (**Appendix “D”**);
 - iii. LeaAnn Cogswell (**Appendix “E”**);
 - iv. Mindy Kammerdiener (**Appendix “F”**); and
 - v. Jill D'Aubery (**Appendix “G”**);

- vi. Melany Free (**Appendix “H”**); and
 - vii. Jackson Walker LLP, counsel to Mary Abell and Burdine Giese (**Appendix “I”**).
2. On February 26, 2025, after receiving correspondence from the Greenwood Royalty claimants, the Monitor sent the identical letter to each individual who was listed as a Greenwood Royalty claimant in the Petitioners’ books and records. A copy of one such letter is attached as **Appendix “J”**.

* * *

All of which is respectfully submitted,

KSV RESTRUCTURING INC.,
in its capacity as monitor of
Elevation Gold Mining Corporation, Golden Vertex (Idaho) Corp.,
and Eclipse Gold Mining Corporation, and not in its personal capacity



Per: Jason Knight, Managing Director

APPENDIX A
[ATTACHED]

Jason Knight

From: Doumakis, Katerina <KDOUMAKIS@mccarthy.ca>
Sent: January 30, 2025 4:10 PM
To: Kibben Jackson; Mishaal Gill; Bobby Kofman; Jason Knight
Cc: Williams, Lance; Bowron, Ashley
Subject: [EXT] Elevation Gold Mining Corporation, et al - Written Notice of Priority Claim [MT-MTDOCS.FID4022512]
Attachments: LT Fasken and KSV (Jan. 30, 2025) re Written Notice of Priority Claim(60052606.1).pdf

{CAUTION: This email originated from outside of Fasken. Exercise care before clicking links or opening attachments.}

Good afternoon, attached please find Mr. Williams' letter of today's date.

Thank you, Katerina



Katerina Doumakis

Legal Assistant | Adjointe juridique
Litigation | Litige
Lance Williams, Ashley Bowron, Andrew Butler, Lindsay Frame
T: 604-643-7910
E: kdoumakis@mccarthy.ca

MT Services Limited Partnership

Administrative services provider for McCarthy Tétrault LLP
Suite 2400
745 Thurlow Street
Vancouver BC V6E 0C5

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McCarthy Tétrault LLP
Suite 2400, 745 Thurlow Street
Vancouver BC V6E 0C5
Canada
Tel: 604-643-7100
Fax: 604-643-7900

mccarthy
tétrault

Lance Williams*
Partner
Direct Line: 604-643-7154
Email: williams@mccarthy.ca
***Law Corporation**

Assistant: *Katerina Doumakis*
Direct Line: 604-643-7910
Email: kdoumakis@mccarthy.ca

January 30, 2025

Via Email

Fasken Martineau DuMoulin LLP
500 Burrard Street, Suite 2900
Vancouver BC V6C 0A3

KSV Restructuring Inc.
220 Bay Street, 13th Floor
Toronto ON M5J 2W4

**Attention: Kibben Jackson and
Mishaal Gill**

**Attention: Bobby Kofman and
Jason Knight**

Dear Counsel:

Re: Written Notice of Priority Claim

Pursuant to the Order Made After Application (Distribution Order), pronounced December 17, 2024 (the "**Distribution Order**") in the *Companies Creditors' Arrangement Act* proceedings of Elevation Gold Mining Corporation, et. al., this letter constitutes the Written Notice of Priority Claim (as defined in the Distribution Order) of Patriot Gold Corp ("**Patriot**") to assert its Priority Claim (as defined in the Distribution Order). Patriot asserts a Priority Claim for, *inter alia*, the reasons advanced by Patriot in the United States Bankruptcy Code Chapter 15 proceedings before the United States Bankruptcy Court for the District of Arizona .

Yours truly,

McCarthy Tétrault LLP

DocuSigned by:



0B38D88CABCB430...

Lance Williams*

LW/ab

Jason Knight

From: Williams, Lance <lwilliams@mccarthy.ca>
Sent: February 6, 2025 11:34 AM
To: Kibben Jackson; Bowron, Ashley
Cc: Mishaal Gill; Bobby Kofman; Jason Knight
Subject: RE: [EXT] Elevation Gold Mining Corporation, et al - Written Notice of Priority Claim [MT-MTDOCS.FID4022512]

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Kibben,

We have a call with US counsel this evening, so will advise ASAP after that.

Lance



Lance Williams

Partner | Associé
Bankruptcy and Restructuring | Faillite et restructuration
T: 604-643-7154
C: 778-928-9758
E: lwilliams@mccarthy.ca

McCarthy Tétrault LLP

Suite 2400
745 Thurlow Street
Vancouver BC V6E 0C5

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From: Kibben Jackson <kjackson@fasken.com>
Sent: Thursday, February 06, 2025 10:33 AM
To: Williams, Lance <lwilliams@mccarthy.ca>; Bowron, Ashley <abowron@mccarthy.ca>
Cc: Mishaal Gill <mgill@fasken.com>; Bobby Kofman <bkofman@ksvadvisory.com>; jknight@ksvadvisory.com
Subject: RE: [EXT] Elevation Gold Mining Corporation, et al - Written Notice of Priority Claim [MT-MTDOCS.FID4022512]

Lance/Ashley:

Have you managed to get instructions on this yet?

Kibben Jackson*

Partner

T +1 604 631 4786 | kjackson@fasken.com

Fasken Martineau DuMoulin LLP

*Law Corporation

From: Kibben Jackson

Sent: February-03-25 4:57 PM

To: Williams, Lance <lwilliams@mccarthy.ca>; Bowron, Ashley <abowron@mccarthy.ca>

Cc: Mishaal Gill <mgill@fasken.com>; Bobby Kofman <bkofman@ksvadvisory.com>; jknights@ksvadvisory.com

Subject: RE: [EXT] Elevation Gold Mining Corporation, et al - Written Notice of Priority Claim [MT-MTDOCS.FID4022512]

Also, by "Glen", I mean "Lance". Weird.

Kibben Jackson*

Partner

T +1 604 631 4786 | kjackson@fasken.com

Fasken Martineau DuMoulin LLP

*Law Corporation

From: Kibben Jackson

Sent: February-03-25 1:56 PM

To: Williams, Lance <lwilliams@mccarthy.ca>; Bowron, Ashley <abowron@mccarthy.ca>

Cc: Mishaal Gill <mgill@fasken.com>; Bobby Kofman <bkofman@ksvadvisory.com>; jknights@ksvadvisory.com

Subject: RE: [EXT] Elevation Gold Mining Corporation, et al - Written Notice of Priority Claim [MT-MTDOCS.FID4022512]

Glen/Ashley:

I wonder if you guys can assist with some clarification in respect of your notice. Specifically, is your client is claiming an interest in the proceeds of sale of Elevation's shares in GVC, or just in the GVC Residual Assets?

A timely reply would be beneficial as I think the issue is pretty straight-forward (i.e. how would your client claim an interest in the shares or the proceeds of sale of the shares), so if we can't simply resolve this I think we can add this declaratory relief to the hearing next Friday.

I look forward to hearing back from you. Happy to jump on a call if you like.

Thanks,

Kibben Jackson*

Partner

T +1 604 631 4786 | kjackson@fasken.com

Fasken Martineau DuMoulin LLP

*Law Corporation

From: Doumakis, Katerina <KDOUNAKIS@mccarthy.ca>

Sent: January-30-25 3:10 PM

To: Kibben Jackson <kjackson@fasken.com>; Mishaal Gill <mgill@fasken.com>; Bobby Kofman

<bkofman@ksvadvisory.com>; jknights@ksvadvisory.com

Cc: Williams, Lance <lwilliams@mccarthy.ca>; Bowron, Ashley <abowron@mccarthy.ca>

Subject: [EXT] Elevation Gold Mining Corporation, et al - Written Notice of Priority Claim [MT-MTDOCS.FID4022512]

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Good afternoon, attached please find Mr. Williams' letter of today's date.

Thank you, Katerina



Katerina Doumakis

Legal Assistant | Adjointe juridique
Litigation | Litige
Lance Williams, Ashley Bowron, Andrew Butler, Lindsay Frame
T: 604-643-7910
E: kdoumakis@mccarthy.ca

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APPENDIX B
[ATTACHED]

Jason Knight

From: Tickle, Vicki <vtickle@cassels.com>
Sent: January 28, 2025 10:40 AM
To: Bobby Kofman; Jason Knight; Kibben Jackson
Cc: Suzuki, Bryce; Florentine, James G.
Subject: [EXT] In the Matter of Elevation Gold Mining Corporation, et al [IWOV-LEGAL.FID6529200]
Attachments: LT Monitor and Fasken January 28 2025.pdf; Elevation Gold ADV 2024 1205 [09] Amended Complaint 4916-3730-5347_1.pdf

{CAUTION: This email originated from outside of Fasken. Exercise care before clicking links or opening attachments.}

All,

Please see the attached correspondence and the First Amended Complaint referred to therein.

Regards,

Cassels | **VICKI TICKLE** *she/her/hers*
Partner
t: +1 778 309 7954
e: vtickle@cassels.com

Cassels Brock & Blackwell LLP | cassels.com
Suite 2200, RBC Place, 885 West Georgia St.
Vancouver, British Columbia V6C 3E8 Canada

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Cassels

January 28, 2025

Via E-Mail

KSV Advisory
220 Bay Street, 13th Floor
PO Box 20
Toronto ON M5J 2W4

vtickle@cassels.com
tel: +1 778 309 7954
file # 041251-00095

Attention: Bobby Kofman and Jason Knight

Fasken Martineau DuMoulin LLP
550 Burrard Street, Suite 2900
Vancouver BC V6C 0A3

Attention: Kibben Jackson

Dear Sirs:

Re: In the Matter of Elevation Gold Mining Corporation, et al

We confirm that we are counsel to Nomad Royalty Corporation Ltd. (“Nomad”).

Pursuant to paragraph 3 of the Order of Justice Fitzpatrick granted December 17, 2024 (the “**Distribution Order**”) we hereby give notice of Nomad’s claim to certain of the Sale Proceeds (as defined in the Distribution Order), to the exclusion of Maverix Metals Inc. Our client claims a constructive trust and/or other US-law doctrine with respect to ownership of the funds at issue, in an amount of no less than USD \$1.5 million, as more particularly described in the attached First Amended Complaint filed December 5, 2024.

Yours truly,

Cassels Brock & Blackwell LLP

Vicki Tickle
Partner

Attachment

APPENDIX C
[ATTACHED]

Jason Knight

From: Brooks Wilson <brooks@adanceoflight.com>
Sent: January 25, 2025 10:43 AM
To: Jason Knight; Bobby Kofman
Cc: Barrie Dugan
Subject: Written Notice of Priority Claims of Greenwood Claimants From Brooks C. Wilson
Attachments: Letter to KSV on Royalty Claim - 23 Jan 2025.pdf; California Moss Gold Mine Royalty Deed.pdf; Quitclaim Deeds to California Moss Mine Mohave County AZ for Greenwood Block.pdf; Assignment - California Moss Gold Mine.pdf; Conveyance of Mineral and_or Royalty Interest - RECORDED.PDF

Gentlemen,

I know you are in receipt of a similar claim letter from Harris Greenwood concerning the California Moss mine and sale of Elevation Gold. I have also sent you a letter with enclosures via UPS which should reach you next week concerning the subject claim on behalf of Barrie Lee Bliesner (Perry) Dugan (a cousin) and myself. I am also attaching copies of same to help ensure you receive my submission. I am not, however, including my enclosure (4) due to the document size and the fact that you already have a copy of it from Lawson Lundelle. This email is merely to give you a heads up that I am submitting a claim. My signature on the snail mailed version is notarized.

Respectfully submitted,

Brooks

Brooks C. Wilson
3127 Dennis Avenue
Clovis, California 93619-5103 USA

1-575-209-0932
Brooks@ADanceofLight.com

Major Brooks Carleton Wilson
United States Marine Corps, Retired
3127 Dennis Avenue
Clavis, California 93619-5103

23 January 2025

KSV Advisory
Attn: Mr. Bobby Kofman
1165, 324 - 8th Avenue SW,
Calgary, Alberta, T2P 2Z2

Dear Mr. Kofman,

Per your email Monday, January 13, 2025 03:56 concerning the sale of Elevation Gold/GVC and subsequent requirement for creditors and other interests to make their particular claims known, the following is submitted to you and, ultimately, for the court's consideration. Please be reminded that I am not legally trained, but I do wish to speak mainly upon the behalf of my cousin, Barrie Lee Bliesner (Perry) Dugan and myself. I am also hopeful that what is known as the Greenwood block, of which I am a part, will be fairly and equally treated as well though I do not represent them in a legal capacity.

The California Moss mine was originally purchased by my great grandfather, Joseph Ferguson Harris circa 1900. It was held in the family after his death until sold to Patriot Gold in 2007. Subsequently, the mine was sold to Northern Vertex of British Columbia, Canada, and changed titular hands to Golden Vertex then to Elevation Gold.

I have attached the following enclosures providing documentation of Barrie's and my royalty ownership for your reference to establish a "chain of custody." These are provided to prove my legal interest in the California Moss mine. Barrie Lee Bliesner (Perry) Dugan has similar documentation concerning her claim to royalties, as should the various members of the family.

ENCLOSURES:

1. A copy of the original Royalty Deed filed in Mohave County, Arizona, made and entered into with Patriot Gold, a Nevada Corporation, December 7, 2007.

KSV Advisory
Attn: Mr. Bobby Kofman
Page 2

ENCLOSURES (continued):

- 1A. A copy of the reference numbers concerning quitclaim deeds to the California Moss mine recorded in Mohave County, AZ, dated December 10, 2007.
2. A copy of Assignment of Brooks C. Wilson, Trustee of the Brooks C. Wilson Trust of royalty interest in what was originally known as the California Moss mine purchased by Northern Vertex of Vancouver, British Columbia, Canada, December 16 2019.
3. A copy of the Conveyance of Mineral and/or Royalty Interest in the California Moss mine to the Brooks C. Wilson Trust in Mohave County, Arizona, February 25, 2020.
4. A copy of the Lawson Lundelle, a law firm in Vancouver, British Columbia, Canada, letter "In the Matter of the Companies' Creditors Arrangement Act, R.S.C. 1985, c. C-36 as amended and in the matter of Elevation Gold Mining Corporation, Eclipse Gold Mining Corporation, Alceme Mining Inc., Golden Vertex Corp., Golden Vertex (Idaho) Corp., and Hercules Gold USA, LLC. Supreme Court of British Columbia Vancouver Registry No. S-245121." This document verifies that the Greenwood block is considered a "Mineral Burden" and not a creditor (page 13), to include Barrie Lee Bliesner (Perry) Dugan and myself (page 17).

I understand that it was advised by you and others to retain legal counsel, but several factors precluded this.

1. We, the family and I, had/have no idea how the various companies having owned the California Moss mine operated or figured royalties to those listed under "Mineral Burdens" in enclosure (4), thus we have been in the dark concerning the balance of what we should receive in royalties and what we can afford in legal representation.
2. Never during the evolution of ownership of the California Moss mine have I or anyone in the Greenwood family block given up or transferred our claim to royalties originally agreed upon during the original sale of the mine to Patriot Gold to any of the subsequent owners.
3. None of the companies owning / controlling the California Moss mine ever returned our queries concerning their accounting practices or how they determined the net smelter return royalties owed.

KSV Advisory

Attn: Mr. Bobby Kofman

Page 3

4. Though royalties were due at the end of each year, they were never paid on time, but usually between April and July of each year. This helped to confuse us concerning the original agreement versus reality.
5. We did not receive a royalty payment for 2023 (to be paid in 2024) and had no idea what happened to what we might be owed. I was told by the Corporate Controller for Elevation Gold, Ian Fisher, in approximately April 2023 that he expected we would receive approximately the same royalty payments for 2023 as in 2022. That never happened.
6. We do not know when Elevation Gold stopped operations in 2024, but there should have been some royalties earned.
7. It is believed that royalty money earned for 2023 and 2024 were not set aside for payment, but used instead to pay creditors and debt. There apparently was some discussion about the "conversion" of certain monies during the hearing in Canada December 17, 2024, but I/we am/are unsure of the court's position on this; i.e., we do not know if this meant that our royalties due would be used to satisfy debt vice honor the royalty agreement.

This, along with so many questions, made us hesitant to hire legal representation not knowing what our royalties were worth, if anything. In view of the fact that we only had a month to make claim to royalty payments in arrears, there was no time to find legal representation that understood mining law both in the United States and Canada.

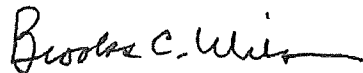
Therefore, we respectfully request that our claim to royalties be honored as put forth below:

1. Production royalty for gold and silver products shall be three percent (3%) and for all other products shall be four percent (4%) as originally agreed. [Enclosure (1)]
2. Payment of royalties earned in 2023 which were not paid in 2024 due to the suspension of operations.
3. Payment of any royalties earned in 2024, if mining operations were ongoing prior to the suspension of operations.

KSV Advisory
Attn: Mr. Bobby Kofman
Page 4

4. If operations are restarted, we royalty holders be given our due as required by the original agreement of sale.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Brooks C. Wilson". The signature is fluid and cursive, with a long horizontal stroke at the end.

Brooks C. Wilson

cc: Barrie Lee Bliesner (Perry) Dugan

APPENDIX D

[ATTACHED]

Jason Knight

From: Harris Greenwood <harris@myhogheaven.com>
Sent: January 25, 2025 10:15 AM
To: Jason Knight; Jason Knight; Bobby Kofman
Cc: Giese, Erica; Wertz, Jennifer; Alexis Teasdale
Subject: FW: Written Notice of Priority Claims of Greenwood Claimants from marvin harris greenwood;
Attachments: doc02420720250124130748.pdf

This was e-mailed to you by busybeefred 78624 yesterday the 24th of January please let me know if you received it.

-----Original Message-----

From: busybeefred78624@gmail.com <busybeefred78624@gmail.com>
Sent: Friday, January 24, 2025 1:08 PM
To: jknight@ksvadvisory.com; bkofman@ksvadvisory.com; egiese@jw.com; jwertz@jw.com; ateadale@lawsonlundell.com; Harris Greenwood <harris@myhogheaven.com>; brooks@advanceoflight.com
Subject:

CS 6054ci
[00:17:c8:db:0a:0c]

January 24, 2025

Jknight@ksevadvisory.com
bkofman@ksevadvisory.com

RSV RESTRUCTURING, INC.

In its capacity as monitor of

Elevation Gold Mining Corporation
Golden Vertex Corp
Golden Vertex (Idaho) Corp
and
Eclipse Gold Mining Corporation

WRITTEN NOTICE OF PRIORITY

CLAIMS OF THE GREENWOOD CLAIMANTS

Marvin Harris Greenwood, I am not the attorney or authorized representative for the Greenwood claimants, but all of the Greenwood claims are based on the same facts and Identical Royalty Deals (except their different percentages). This Notice should be acceptable notice for them!

(2.)

For the Greenwood Claimants who submit their own claims or are represented by their own attorney, this written notice should only be considered to the extent it supports or supplements their claims, not their replacement.

PREAMBLE

THIS CLAIM PROCESS IS THE PRODUCT OF A Distribution Order Pursuant to the Companies' Creditors Arrangement Act as amended, which I equate with a Chapter XI Bankruptcy in the United States. Approximately 58 years ago, I had the honor and privilege of working with Judge Arthur L. Moeller who I consider one of the finest Bankruptcy Judges and Scholars in America who took very seriously the Equitable Nature of Bankruptcy proceedings in his court and the interpretation of our Bankruptcy Code. "Fair, Just and Equitable" were Judge Moeller's guiding principles.

(3.)

(preamble cont.)

I particularly recall a Real Estate Developer's Bankruptcy proceeding involving major firm lenders lawyers who had followed the lending laws perfectly to secure their lender clients' real estate loans on a recreational subdivision on Galveston Island. The lenders knew that lots were being sold on unrecorded contracts for deed as they accepted all the innocent, trusting home buyers' money. When the Developer defaulted on their master loan the lender proceeded to foreclose on the innocent, trusting and non defaulting home buyers forcing the Developer to file for bankruptcy in Judge Moellers Court staying the technically legal foreclosure on the innocent home buyers who had been faithfully paying their contracts for deed with their money going to the foreclosing lenders. When the lenders explained their total compliance with the law and expressed their sympathy for the owners and demanded that Judge Moeller lift his stay

(Preamble cont.)

Judge Moeller's response was instantaneous and unwaveringly in honor of fairness, justice and equity
 "Foreclose on innocent home buyers after taking their money?
 NOT IN MY COURT!" was Judge Moeller's Response!

The Greenwood Claimant's ancestor Joseph F. Harris bought the California Moss Patented Claim, Lot 37 from A. Cromwell, Treasurer Mohave County, Territory of Arizona by deed dated July 28, 1900.
 (see Schedules A and C)

The Greenwood Claimant's ancestors and some of the Claimants themselves paid the ad valorem taxes on the subject California Moss Patented claim, Lot 37 for over 100 years.

The Greenwood Claimant's sold the Subject California Moss Patented claim to Patriot Gold Corp. in 2005 for a cash deposit and their Royalty fees (see Exhibit B)

(5.)

All of the Greenwood Claimants' Royalty Deeds were duly recorded in the Official Records of Mohave County, Joan McCall County Recorder, on December 7, 2007, many years prior to Maverix Metals, Inc. Loans, which are the central focus of the Distribution Order pursuant to which this written notice of the Greenwood Claimants' priority claim(s) is/are being made.

On May 25, 2016, Patriot Gold Corp assigned numerous mining claims including the Greenwood Claimants' Patented California Cross Patented claim, lot 37 to Golden Vertex Corp. (GVC) who assumed and agreed to be bound by and perform and undertake and (i) all of Patriot Gold's production royalty payment obligations and all other obligations and liabilities of any kind related to the Greenwood Claimants' Royalty Deeds. (See Exhibit 'D')

According to the Royalty Deeds held by the Greenwood Claimants, our net smelter Royalty Return constitutes an interest in the Property and every interest therein (see § 3.9 of the Royalty Deed) and any sale or other disposition of any interest in the property will be effective only in accordance with section 3.10 of the Royalty Deed. Section 3.10 of the Royalty Deed clearly states that any transfer, sale, assignment or other disposition of any portion of an interest in the property will not be effective as against owner (ie against the Greenwood Claimants) until the transferee has delivered to the owner a written and enforceable undertaking agreeing to be bound to the extent of the interest disposed of by all the terms and conditions of this Royalty Deed. This section 3.10 would apply to any disposition of the property in a security document such as Maverix Metals might have and no such

(7)

Agreement was even delivered to Marvin Harris Greenwood or to any other Greenwood claimant Royalty Deed Owner to Marvin Harris.

Greenwood's knowledge and transfer of Maverix's loan documents would be subordinate to the Greenwood claimants Royalty Payments which would therefore have priority over the Maverix's claims and the

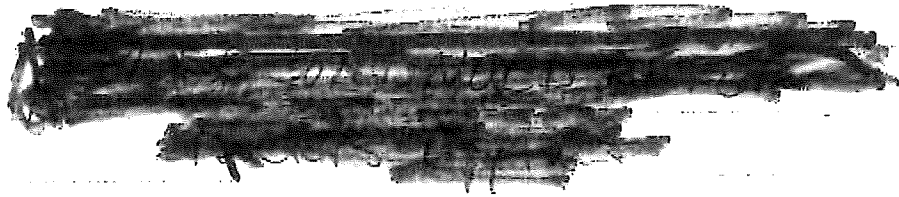
Greenwood claimants unpaid royalties should be paid from the sales proceeds before any payment to Maverix. This would be so if Maverix had given a Section 3.10 agreement and it should be true and binding on Maverix because all of the

Greenwood claimants' Royalty Deeds with the Section 3.10 Requirement were duly recorded in the official records of Ashtabula County of which Maverix has actual or constructive notice by such recording, i.e. the Greenwood

(8.)

Claimants Royalty Deeds have priority
to the Maverix claims and the
Maverix claims are subordinate
to the Greenwood claims

All of which satisfies Judge Arthur
L. Moeller's fair just and equitable
standard for Bankruptcy Court
administration.



(9.)

Issues And Request for Relief

We do not know how much we are owed for our royalties because we have received no acctg.

We are not creditors in the classic sense. We are royalty owners who are due royalties pursuant to our Royalty Deeds.

The Debtor was not authorized to pledge our royalties on the Debtor's debts and Maverix Metals knew this.

We do not know what happened to our Royalties.

We do not know if the Debtor still has our royalties.

We do not know if our royalties were used to pay debts or acquire assets that could be subject to a "purchase money resulting" trust.

We do not know if our royalties were used to finance this Court Proceeding.

We do not know the many ways Maverix may have directly or indirectly benefited by the wilful mishandling of Greenwood Claimant's Royalties.

(10.)

We do not know how our royalties were handled and disposed of such that such actions might constitute fraud, gross negligence or willful misconduct as to be non dischargeable pursuant to 55.1(2) of the Companies' Creditors Arrangement Act.

We do not know what the Net Worth of Golden Vertex Corp is after the sale of Assets, orchestrated by the Court and implemented by the Monitor.

Is the Court going to be asked to determine whether the treatment of the Greenwood Claimants is "Fair and Reasonable"?

Does, as we believe, the Monitor and or Petitioners know what each Greenwood Claimant is owed on their Royalty Deals. We believe the Monitor knows and should tell us what is owed to each Greenwood Claimant.

(110)

Who distributed our royalties and who received them. Where are they?

Does Maverix Metals have a Management Agreement with any of the Petitioners or Purchaser?

The Greenwood claimants did not loan their 3%/4% Royalties to any of Petitioners but entrusted them to Deliver their share of the Ore to the Smelter for processing and return of the NSR for delivery to the Greenwood claimants according to the terms of the Royalty Deeds. The Greenwood claimants did not loan their share of the NSR to Petitioners ^{they were given} to hold but not to own and deliver to the Greenwood claimants once a year more in the nature of a fiduciary relationship than of a "lender and borrower." We were not lender / creditors but owners in a fiduciary relationship not lender / borrower relationship.

(120)

Request

We respectfully request that Monitor hold back sufficient assets to satisfy all of the Royalty Claims* of the Greenwood Claimants and to pay and distribute such sums to the Greenwood Claimants

Respectfully Submitted

Marvin Harris Greenwood
4256 Ranch Road 1320
Johnson City, Texas 78636

* including but not limited to the royalties for 2023 and 2024.

Jason Knight

From: Jason Knight
Sent: February 1, 2025 5:55 PM
To: Harris Greenwood
Cc: Giese, Erica; Wertz, Jennifer; busybeefred78624@gmail.com; Bobby Kofman; Kibben Jackson (kjackson@fasken.com)
Subject: RE: Written Notice of Priority Claims of Greenwood Claimants from marvin harris greenwood;
Attachments: Ltr to M. H. Greenwood - Feb 1, 2025.pdf

Hi Mr. Greenwood,

Please find attached a letter in response to your email below and your letter dated January 24, 2025.

Please let us know if you have any questions.

Best,
- Jason

Jason Knight
Managing Director
KSV Advisory Inc.
T 587.287.2605
M 403.589.3225
E jknight@ksvadvisory.com

-----Original Message-----

From: Harris Greenwood <harris@myhogheaven.com>
Sent: January 25, 2025 10:15 AM
To: Jason Knight <jknight@ksvadvisory.com>; Jason Knight <jknight@ksvadvisory.com>; Bobby Kofman <bkofman@ksvadvisory.com>
Cc: Giese, Erica <egiese@jw.com>; Wertz, Jennifer <jwertz@jw.com>; Alexis Teasdale <ateasdale@lawsonlundell.com>
Subject: FW: Written Notice of Priority Claims of Greenwood Claimants from marvin harris greenwood;

This was e-mailed to you by busybeefred 78624 yesterday the 24th of January please let me know if you received it.

-----Original Message-----

From: busybeefred78624@gmail.com <busybeefred78624@gmail.com>
Sent: Friday, January 24, 2025 1:08 PM
To: jknight@ksvadvisory.com; bkofman@ksvadvisory.com; egiese@jw.com; jwertz@jw.com; ateasdale@lawsonlundell.com; Harris Greenwood <harris@myhogheaven.com>; brooks@advanceoflight.com
Subject:

CS 6054ci
[00:17:c8:db:0a:0c]



Jason Knight

ksv restructuring inc.

Suite 1165, 324 – 8th Avenue SW, Box 129

Calgary, Alberta, T2P 2Z2

T +1 587 287 2605

F +1 416 932 6266

jknight@ksvadvisory.com

www.ksvadvisory.com

February 1, 2025

DELIVERED BY EMAIL

Marvin Harris Greenwood
4256 Ranch Road 1320
Johnson City, Texas
78636

Dear Mr. Greenwood:

RE: ITMO the *Companies' Creditors Arrangement Act* and ITMO Elevation Gold Mining Corporation, Golden Vertex (Idaho) Corp. and Eclipse Gold Mining Corporation (the "Petitioners")

As you are aware, pursuant to an order issued by the Supreme Court of British Columbia (the "**Court**") on August 1, 2024, the Petitioners, among others, were granted protection under the *Companies' Creditors Arrangement Act* (the "**CCAA**"), and KSV Restructuring Inc. was appointed monitor of the Petitioners in the CCAA proceedings (in such capacity, the "**Monitor**"). Capitalized terms not otherwise defined in this letter have the meaning given to them in the Approval and Vesting Order granted by the Court on December 17, 2024.

Pursuant to paragraph 3 of the Distribution Order of the Court dated December 17, 2024, any creditor who believes it has a claim ranking in priority to Maverix Metals Inc.'s ("**Maverix**") interest in the Purchased Assets (a "**Priority Claim**") must notify the Monitor of its Priority Claim no later than 30 days following the date on which the Monitor's Certificate is filed (i.e., January 2, 2025).

The Monitor is in receipt of your letter dated January 24, 2025 that, among other things, asserts that you and other "Greenwood Claimants" have a Priority Claim. However, your correspondence does not provide any details, supporting evidence or bases for asserting a Priority Claim. Accordingly, to properly evaluate your asserted Priority Claim, the Monitor requests that you provide all relevant evidence and legal bases by no later than 5:00 p.m. Mountain Time on February 14, 2025, failing which the Monitor will make the anticipated distributions to Maverix without regard to the asserted claim.

Yours very truly,

KSV RESTRUCTURING INC.,

solely in its capacity as court-appointed monitor of
Elevation Gold Mining Corporation, Golden Vertex (Idaho) Corp.,
and Eclipse Gold Mining Corporation, and not in its personal capacity

Per: Jason Knight, Managing Director

Jason Knight

From: Harris Greenwood <harris@myhogheaven.com>
Sent: February 13, 2025 9:26 PM
To: Jason Knight; Bobby Kofman
Subject: marvin harris greenwood supplemental Response to Written Notice of Priority Claims
Attachments: doc02566820250213165051.pdf

Jason and Bob, please acknowledge receipt.

The unexplained failure to pay the Greenwood Claimants their royalties collected from NSR funds deserves an investigation. The Greenwood Claimants are entitled to the payment of the royalties so collected. Maverix Metals made their loans and took whatever security interests subject to the rights of the Greenwood Claimants as set forth in their Royalty Deeds and Reinforced in the Assignment and Assumption Agreement. As between Maverix Metals and the Greenwood Claimants, the Sales Proceeds being held by the Monitor should be paid to the Greenwood Claimants to the extent of their royalty interests as set forth in their prior Royalty Deeds and affirmed in the Assignment and Assumption Agreement both of which are duly recorded and known to Maverix Metals.

harris

February 13, 2025

To: J Knight @ KSVadvisory.com
K Kefman @ KSVadvisory.com

KSV Restructuring, Inc

In its capacity as Monitor of

Elevation Gold Mining Corporation
Golden Vertex Corp
Golden Vertex (Idaho) Corp

and
Eclipse Gold Mining Corporation

Supplemental Response

to
Written Notice of Priority Claims

of the Greenwood Claimants dated
January 24, 2025 a copy of which

is attached hereto to incorporate
it herein for all purposes.

This supplemental Response to our Written Notice of Priority Claims of the Greenwood Claimants is to address Lasens email dated February 1, 2025 request for additional evidence and legal bases for our Greenwood claim.

First, it would redirect your attention to our Royalty Deed attached as Exhibit "B" to our Written Notice of Priority Claim. All Greenwood Claimant Royalty Deeds are duly recorded in the official Records of Mohave County notice to all including Maverix Metal of our Royalty Interest. Maverix Metals' primary business is investing in Mineral Royalty Interests and they are fully aware that all payments from smelters, refiners and other buyers contain Royalties such as those ~~that~~ that are the property of Royalty Owners like the Greenwood Claimants (and Maverix Metal as ~~to~~ to their royalties they own). In our case,

Section 2.3 of our Royalty Deeds says our royalties accrue to us on or before 30 days following the quarterly period during which PG. received payment for Products sold by PG. 2.3 goes on to say they accrue upon final payment (which may be sooner). 2.3 also says all payments shall be accompanied by a statement and settlement sheet. - The Royalty claim being made by this priority claimant is for royalty according in 2023 and 2024.

Recording of the Greenwood Royalty Deeds as indicated above gave notice to Maverix Metals (and the "world") of the existence of the Royalty, to secure payment of the Royalty and to protect the Owner's (ie the Greenwood Claimant's) right to receive the Royalty as contemplated herein. (see section 3.9 of the Royalty Deed). Section 3.10 of the Royalty Deed also gave notice to all recipients of an interest in the Property (including but not limited to Maverix Metals) as to its documents securing its claim (debt) that their interest (security interest) will not be enforceable against owner until the

"transferred" (in our case, Maverox Metal
has delivered to the Owner (in our case
the Greenwood Claimants) written and
enforceable undertaking agreeing to
be bound, to the extent of the title interest
disposed of (in our case, all proceeds of
the sale) by all the terms and conditions
of this Royalty Deed.

To get a clear understanding
what this section 3.10 "written
and enforceable/understanding
agreement" language means, the
Monitor needs only to reread
section 1(b) of the Assignment and
assumption Agreement ~~attached~~
attached to the written notice of
Priority Claims as Exhibit "D" to that
notice. In that Agreement, Patriot
Gold Corporation (Assignor in that
Agreement and Grantor in the Royalty
Deeds held by the Greenwood Claimants)
~~Assigns~~ Assigns and delegates to GVC
(Golden Vertex Corp) and "GVC assumes
and agrees to be bound by and perform
and shall undertake all of ~~and~~ all
of Assignor's production royalty payment
obligations and liabilities and all other

and all other liabilities and obligation of any kind related to the Royalty Deeds described in clause (b) below
... (b) then lists each and every all and singularly the Greenwood Claimants Royalty Deeds.

✓ In section 4 of the Assignment and Assumption Agreement states that each of the third parties entitled to payment of production royalties under in the Royalty Deeds (ie the Greenwood Claimants) shall be third party beneficiaries of and entitled to enforce GVC's obligation under this Agreement.

In section 5 of this Assignment and Assumption Agreement it clearly states the terms of this Agreement shall be binding upon and shall inure to the Benefit of the parties hereto and their respective successors and assigns. Because this Assignment is duly recorded in the official records of Mineral County (as shown on the face of Exhibit "D" to the Written Note of Priority) it is binding upon Maverix Metals as a successor to the Assignee Assumptor. Therefore all sums otherwise potentially

payable to Maverix Metals should instead be paid to the Greenwood claimants until they have received full payment of all unpaid royalties due them pursuant to their Royalty Deeds including but not limited to the royalties due for the calendar years 2023 and 2024. Because these Greenwood Claimant Royalties should be calculable from the books and records which are available to the Monitor, it is requested that the Monitor make the determination of those royalties and proceed to pay them and include an accounting in the form of a statement and settlement sheet showing the quantities and grades of products mined and sold from the property, the proceeds of sales, cost, assays and analyses and other pertinent information in sufficient detail to explain the calculation of the Productive Royalty Payments made as provided in section 2.3 of our Royalty Deeds and paid for with the Proceeds of Sale now being held by the Monitor.

Beginning on page 9 of the Written Notice of Priority Claims are a number of statements and questions.

We believe that the Monitor, because of his / its obligation to oversee the Doctors / Petitioners' business and financial affairs, acting as a watchdog ensuring that all parties are treated fairly and because of the Monitor's access to the Petitioners' books, records and assets, the Monitor should be able to answer the questions and statements in the process of being a good watchdog and seeing that the Greenwood claimants are being treated fairly. A restatement of some of those questions / statements would be as follows:

Co.

How can the Greenwood Claimants be treated fairly when only the Petitioners have the Books and Records and accountants to determine

(i) how much royalty are we owed?

(ii) We don't know what happened to our royalties. The Petitioners get 97% but what happened to our 3%?

(iii) Do the Petitioners still have our royalties?

(iii a) in segregated account for us?

(iii b) in their own account?

if not, who were our royalties paid

(iv) what were our royalties

(v) used to buy in we could have a "purchase money resulting trust"

(vi) were our royalties used to

pay for those court proceedings?

(vii) Did they pay the Monitor with our Royalty?

(viii) pay and the professional ethics acts etc

X Who made the decision to spend our royalties rather than pay us?

X Did their primary lender Mawerix participate in the decision

XI We do not know the many ways Maverox Metals may have directly or indirectly benefited from the expenditure of our royalties, e.g. if Maverox was obligated to fund new loans and avoided that obligation because Petitioners funded the need with our royalties so Maverox would not have to fund them with loans?

XII We do not know enough to determine if the expenditure of our ~~to~~ royalties constituted fraud, gross negligence, ~~or~~ willful misconduct or some other non dischargeable conduct pursuant to 55.1(2) of the CCAA?

XIII We do not know what Collier Vertex Corp. ~~is~~ net worth is related to their ability to pay our unpaid royalties?

XIV Will the court review or treatment be fair and reasonable?

XV Are any of the Petitioners
 principals going to be hired
 by the Purchaser?
 by Marenx Metals?
 or already so hired?

XVI Reread the last 9 or 12 of
 the written notice to which this
 supplement is attached.
 Basically, the terms of the
 Royalty Deed placed Royalty Deed's
 Grantor (and their successors) in
 a fiduciary position of trust
 to deliver all share of the ore
 to the smelters and receive 32%
 of the Net Smelter Return to
 the Royalty Owners, then, our Grantor
 and their successors were given
~~possession not ownership~~ "in
 trust" and it seems our "trust"
 has been taken advantage of
 and reasonable fair treatment
 would require that our Royalty
 be determined and repaid from
 the Sales Proceeds before Marenx
 gets the balance. Because Marenx

(110)

Request

We respectfully request that Monitor hold back sufficient assets to satisfy all of the Royalty Claims* of the Greenwood Claimants and to pay and distribute such sums to the Greenwood Claimants.

Respectfully Submitted

Marvin Harris Greenwood
4256 Ranch Road 1320
Johnson City, Texas 78636

* including but not limited to the royalties for 2023 and 2024.

Master Copy
of

Written Notice of
Priority Claim to

be Attached as

Exhibit to the

February 13, 2025

Supplement

January 24, 2023

Thought @ kevadvisory.com
bkotter @ kevadvisory.com

KEV RESTRUCTURING, INC.

In the capacity as monitor of
Alexander Gold Mining Corporation
Golden Vertex Corp.
Golden Vertex (Idaho) Corp.
and
Esipac Gold Mining Corporation

DISPUTED ASPECTS OF "IDENTITY"

CLAIMS OF THE GREENWOOD CLAIMANTS

Marvin Hays' statements I can not be
taken as authorized representative for
the Greenwood claimants, but all of
the Greenwood claims are based on
the same facts and identical legal
issues (except their different ownership).
The Alaska Records are recorded in favor of them.

(2)

For the Greenwood Claimants who submit their own claims to us reviewed by their own attorney, this written notice should only be considered to the extent it supports or supplements their claims and does not prejudice them.

PREAMBLE

THE CLAIM PROCESS IS THE PRODUCT OF A Distribution Order Pursuant to the Companies' Creditors Arrangement Act as amended, which I equate with a Chapter 12 reorganization in the United States. Approximately 53 years ago, I had the honor and privilege of working with Judge Arthur L. Moeller who I consider one of the finest Kentucky Judges and Scholars in America who took very seriously the equitable nature of bankruptcy proceedings in his court and the interpretation of our Bankruptcy Code which just and equitable were Judge Moeller's guiding principles.

preamble cont.)

I particularly recall a Real Estate Developer's conspiracy proceeding involving Mayor Arnold's lawyer who had followed the lending laws perfectly to secure their lender's debt to that state loans on a recreational subdivision on Galveston Island. The lender knew that lots were being sold on unrecorded contracts for lots as they accepted all the innocent, trusting home buyers' money. When the developer defaulted on their notes loan, the lender proceeded to foreclose on the innocent, trusting and non-defending home buyers forcing the Developer to file for bankruptcy in Judge Moedon's Court staying the technically legal foreclosure on the innocent home buyers who had been faithfully paying their contracts recorded with their money going to the foreclosing lender. When the lender explained their full compliance with the law and expressed their sympathy for the victims and demanded that Judge Moedon lift the

(Proceedings)

Judge Moeller's response was
"Not in my court and characterizing in
"air of fairness & justice and equity
"Foreclose on innocent home buyers
able taking their money."
"NOT IN MY COURT" was Judge Moeller's
Response.

The Greenwood Claimants' ancestor
Joseph F. Harris bought the
California Moss Patented Claim,
Lot 37 from A. Cromwell, Treasurer
Mohave County, Territory of
Arizona by deed dated July 28, 1902
(see schedules A and C)

The Greenwood Claimants' Ancestors
and some of the Claimants themselves
paid the ad valorem taxes on the
Subject California Moss Patented
Claim, Lot 37 for over 100 years.

The Greenwood Claimants' sold
the Subject California Moss Patented
Claim to Patriot Gold Corp in 2005
for a cash deposit and their Royalty Deal
(see Exhibit B.)

(5)

All of the Greenwood Claimants' Royalty Books were duly recorded in the Official Records of Cochise County, Town of McCall County, Arizona on December 7, 2007, many years prior to Mervyn Adams Inc. Loans, which are the central focus of the In re Adams Order pursuant to which this written notice of the Greenwood Claimants' priority claim(s) is/are being made.

On May 25, 2016, Patriot Gold Corp assigned numerous mining claims including the Greenwood Claimants' Patented California Mines Patented Claims Lot 37 to Golden Vertex Corp (GVC) who assumed and agreed to be bound by and perform and undertake with all of Patriot Gold's products for royalty payment obligations on and all other obligations and liabilities of any kind related to the Greenwood Claimants' Royalty Books. (See Exhibit 1.)

According to the Royalty Deeds
made by the Greenwood Claimants,
an Act similar to Royalty Returns
constitutes an interest in the property
and every interest therein (see § 3.0
of the Royalty Deed) and any sale or
other disposition of such interest in the
property will be effective only in
accordance with section 3.10 of
the Royalty Deed. Section 3.10 of
the Royalty Deed clearly states that
any transfer, sale, assignment or
other disposition of any portion
of the interest in the property will
not be effective as against
owner (ie against the Greenwood
Claimants) until the transfer
has followed to the same a
written and enforceable undertaking
agreement to be bound to the extent
of the interest disposed of, by all the
terms and conditions of this Royalty
Deed. This section 3.10 would apply
to any disposition of the property in a
security document such as a Maxwell
Deed which must have and no such

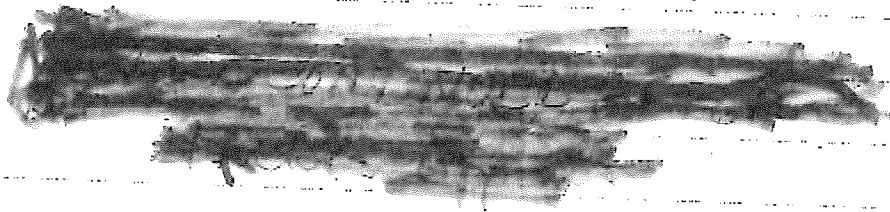
(7)

Agreement was even delivered to
Mavenx. Mavenx Greenwood claims any
other Greenwood claimant Royalty
Deed Owners (Mavenx, Davis
Greenwood Knowledge and Mervin
Mavenx's Loan Documents would
be subordinate to the Greenwood
Claimants Royalty Payments which
would therefore have priority over
the Mavenx's Claims and the
Greenwood claimants unpaid royalties
should be paid from the sales
proceeds before any payment to
Mavenx. This would be so if Mavenx
had given a Notice 310 Agreement
and it should be true and binding
on Mavenx because all of the
Greenwood claimants Royalty Deeds
with the Notice 310 Requirement
were duly Recorded in the Official
Records of Mohave County, which
Mavenx has actual or constructive notice
of such records. The Greenwood

(2)

Claimant's loyalty binds her to cite
other Mavrix claims and the
Mavrix claims are subordinate
to the Greenwell claims

All of which satisfies Judge Arthur
is more let's say just and equitable
standard of bankruptcy court
administration.



[Faint, mostly illegible handwritten text, possibly including the words "will not" and "be" visible in the lower portion.]

(9.)

Issues And Request for Relief

We do not know how much we are owed for our royalties because we have received no money.

We are not creditors in the classic sense. We are royalty owners who are due royalties pursuant to our Royalty Deals.

The Debtor was not authorized to pledge our royalties on the Debtor's debts and Maverix Metals knew this.

We do not know what happened to our Royalties.

We do not know if the Debtor still has our royalties.

We do not know if our royalties were used to pay debts or acquire assets that could be subject to a "purchase money resulting" trust.

We do not know if our royalties were used to finance this Court Proceeding.

We do not know the many ways Maverix may have directly or indirectly benefited by this proceeding. We request that the Court order the Debtor to provide a full accounting of all assets and liabilities of the Debtor, including but not limited to, all bank accounts, all real estate, all personal property, all intellectual property, all contracts, all debts, all liabilities, all assets, all income, all expenses, all taxes, all royalties, all other assets and liabilities, all other information that may be relevant to this proceeding.

(10.)

We do not know how our royalties were handled and disposed of such that such actions might constitute fraud, gross negligence or willful misconduct as to be non dischargeable pursuant to 55.1(2) of the Companies' Creditors Arrangement Act.

We do not know what the Net Worth of Solisen Vertex Corp is after the sale of Assets orchestrated by the Court and implemented by the Monitor.

Is the Court going to be asked to determine whether the treatment of the Greenwood Claimants is "Fair and Reasonable"?

Does, as we believe, the Monitor and or Petitioners know what each Greenwood Claimant is owed on their Royalty Deals. We believe the Monitor knows and should tell us what is owed to each Greenwood Claimant.

(11)

Who entrusted our royalties and who received them. Where are they?

Does Maverix Metals have a Management Agreement with any of the Petitioners or Purchaser?

The Greenwood claimants did not loan their 3%/4% Royalties to any of Petitioners but entrusted them to deliver their share of the Ore to the Smelter for processing and return of the NSR for delivery to the Greenwood claimants according to the terms of the Royalty Deeds. The Greenwood claimants did not loan their share of the NSR to Petitioners ^{they were given} to hold but not to own and deliver to the Greenwood claimants once a year more in the nature of a fiduciary relationship than of a lender and borrower. We were not lender/creditors but owners in a fiduciary relationship not lender/borrower relationship.

(120)

~~Request~~

We respectfully request that Monitor hold back sufficient assets to satisfy all of the Royalty Claims[⊗] of the Greenwood Claimants and to pay and distribute such sums to the Greenwood Claimants.

Respectfully Submitted

Marvin Harris Greenwood
4256 Ranch Road 1320
Johnson City, Texas 78636

⊗ including but not limited to the royalties for 2023 and 2024.

Jason Knight

From: Jason Knight
Sent: February 15, 2025 12:24 PM
To: Harris Greenwood
Cc: Bobby Kofman; Kibben Jackson (kjackson@fasken.com)
Subject: RE: marvin harris greenwood supplemental Response to Written Notice of Priority Claims

Hi Harris,

I am confirming receipt of your email and voicemail.

As previously noted, any amounts due and owing under the California Moss, Lot 37 patented claim (a.k.a. the Cal. Moss Royalty) (the "**Greenwood Royalty**") for mining activities after the Closing Date (i.e., December 31, 2024) are the responsibility of the new owner of GVC. As we have no connection to the operations of GVC following the Closing Date, we are not in a position to comment on whether there will be mining from the claims affected by the Greenwood Royalty in the future; however, we have been advised that there has been none since the commencement of the CCAA proceedings.

Your claim for amounts accruing before and during the commencement of the CCAA proceedings up to the Closing Date are stayed. At this time, the Monitor is considering if the Greenwood Royalty holders have an interest in the GVC Residual Assets (as defined in the APS, which can be found at Exhibit "A" (page 16) to the [Affidavit #6 of Tim Swendseid sworn December 3, 2024](#)). The Monitor will add each of the Greenwood Royalty holders to the service list for these proceedings so that all Greenwood Royalty holders are provided with notice of any future Canadian and US Court hearings.

Best,
- Jason

Jason Knight
Managing Director
KSV Advisory Inc.
T 587.287.2605
M 403.589.3225
E jknight@ksvadvisory.com

-----Original Message-----

From: Harris Greenwood <harris@myhogheaven.com>
Sent: February 13, 2025 9:26 PM
To: Jason Knight <jknight@ksvadvisory.com>; Bobby Kofman <bkofman@ksvadvisory.com>
Subject: marvin harris greenwood supplemental Response to Written Notice of Priority Claims

Jason and Bob, please acknowledge receipt.

The unexplained failure to pay the Greenwood Claimants their royalties collected from NSR funds deserves an investigation. The Greenwood Claimants are entitled to the payment of the royalties so collected. Maverix Metals made their loans and took whatever security interests subject to the rights of the Greenwood Claimants as set forth in their Royalty Deeds and Reinforced in the Assignment and Assumption Agreement. As between Maverix Metals and the Greenwood Claimants, the Sales Proceeds being held by the Monitor should be paid to the Greenwood Claimants to the extent of their royalty interests as set forth in their prior Royalty Deeds and affirmed in the Assignment and Assumption Agreement both of which are duly recorded and known to Maverix Metals.
harris

Jason Knight

From: Harris Greenwood <harris@myhogheaven.com>
Sent: February 22, 2025 9:46 AM
To: Jason Knight
Subject: FW: KVS RESTRUCTURING Supplemental Supplement to the Written Notice of Priority Claims
Attachments: KVS RESTRUCTURING.pdf

From: Harris Greenwood

APPENDIX E
[ATTACHED]

Jason Knight

From: Bobby Kofman
Sent: January 31, 2025 11:19 AM
To: Jason Knight
Subject: FW: Greenwood Block, Moss Mine



Bobby Kofman
President and Managing Director

T 416.932.6228
M 647.282.6228
W www.ksvadvisory.com

From: LeaAnn Cogswell <studiowrks@sbcglobal.net>
Sent: January 28, 2025 12:03 PM
To: Bobby Kofman <bkofman@ksvadvisory.com>; Jason Knight <jknight@ksvadvisory.com>
Subject: Greenwood Block, Moss Mine

Dear Mr. Kofman,

January 28th, 2025

I am a member of the Greenwood Block of the California Moss Mine. I received only one notice of the bankruptcy proceedings, sent August 2024. I have not received any correspondence since that time, only to learn by chance in these last days that our claims should be made known by February 2nd, 2025. Having been left out of the loop, I would appreciate knowing what information is required to be considered in these proceedings. There is not time to send mail via post, so I hope you will respond to me promptly via email.

I request this on behalf of my nieces, as well, who did not receive proper correspondence, and any other members of the Greenwood Block who may have been lost in transition. My nieces and I share my deceased father's share of the royalties, William Bert Pitts.

LeaAnn Cogswell
602 Palisado Avenue
Windsor, Connecticut 06095
(860) 614-0583
studiowrks@sbcglobal.net

My Nieces:

Mindy Ann Kammerdiener
P.O. Box 9806
Longview, Texas 75608
(903) 720-6245
mindykammerdiener@gmail.com

Melany Dawn Free

13307 FM 225
Laneville, Texas 75667
(903) 646-1511
freemelany@gmail.com

Thank you,
LeaAnn Cogswell

Jason Knight

From: Jason Knight
Sent: February 1, 2025 5:39 PM
To: LeaAnn Cogswell
Cc: Bobby Kofman; Kibben Jackson (kjackson@fasken.com)
Subject: RE: Greenwood Block, Moss Mine
Attachments: Ltr to L. Cogswell - Feb 1, 2025.pdf

Hi LeaAnn,

Please find attached a letter in response to your email below.

Please let us know if you have any questions.

Best,
- Jason

Jason Knight
Managing Director
KSV Advisory Inc.
T 587.287.2605
M 403.589.3225
E jknight@ksvadvisory.com

From: LeaAnn Cogswell <studiowrks@sbcglobal.net>
Sent: January 28, 2025 12:03 PM
To: Bobby Kofman <bkofman@ksvadvisory.com>; Jason Knight <jknight@ksvadvisory.com>
Subject: Greenwood Block, Moss Mine

Dear Mr. Kofman,

January 28th, 2025

I am a member of the Greenwood Block of the California Moss Mine. I received only one notice of the bankruptcy proceedings, sent August 2024. I have not received any correspondence since that time, only to learn by chance in these last days that our claims should be made known by February 2nd, 2025. Having been left out of the loop, I would appreciate knowing what information is required to be considered in these proceedings. There is not time to send mail via post, so I hope you will respond to me promptly via email.

I request this on behalf of my nieces, as well, who did not receive proper correspondence, and any other members of the Greenwood Block who may have been lost in transition. My nieces and I share my deceased father's share of the royalties, William Bert Pitts.

LeaAnn Cogswell
602 Palisado Avenue
Windsor, Connecticut 06095
(860) 614-0583
studiowrks@sbcglobal.net

My Nieces:

Mindy Ann Kammerdiener
P.O. Box 9806
Longview, Texas 75608
(903) 720-6245
mindykammerdiener@gmail.com

Melany Dawn Free
13307 FM 225
Laneville, Texas 75667
(903) 646-1511
freemelany@gmail.com

Thank you,
LeaAnn Cogswell



Jason Knight

ksv restructuring inc.

Suite 1165, 324 – 8th Avenue SW, Box 129

Calgary, Alberta, T2P 2Z2

T +1 587 287 2605

F +1 416 932 6266

jknight@ksvadvisory.com

www.ksvadvisory.com

February 1, 2025

DELIVERED BY EMAIL

LeaAnn Cogswell
602 Palisado Avenue
Windsor, Connecticut
06095

Dear LeaAnn:

RE: ITMO the *Companies' Creditors Arrangement Act* and ITMO Elevation Gold Mining Corporation, Golden Vertex (Idaho) Corp. and Eclipse Gold Mining Corporation (the "Petitioners")

As you are aware, pursuant to an order issued by the Supreme Court of British Columbia (the "**Court**") on August 1, 2024, the Petitioners, among others, were granted protection under the *Companies' Creditors Arrangement Act* (the "**CCAA**"), and KSV Restructuring Inc. was appointed monitor of the Petitioners in the CCAA proceedings (in such capacity, the "**Monitor**"). Capitalized terms not otherwise defined in this letter have the meaning given to them in the Approval and Vesting Order granted by the Court on December 17, 2024.

Pursuant to paragraph 3 of the Distribution Order of the Court dated December 17, 2024, any creditor who believes it has a claim ranking in priority to Maverix Metals Inc.'s ("**Maverix**") interest in the Purchased Assets (a "**Priority Claim**") must notify the Monitor of its Priority Claim no later than 30 days following the date on which the Monitor's Certificate is filed (i.e., January 2, 2025).

The Monitor is in receipt of your email dated January 28, 2025 that, among other things, asserts that William Bert Pitts has a Priority Claim. However, your correspondence does not provide any details, supporting evidence or bases for asserting a Priority Claim. Accordingly, to properly evaluate your asserted Priority Claim, the Monitor requests that you provide all relevant evidence and legal bases by no later than 5:00 p.m. Mountain Time on February 14, 2025, failing which the Monitor will make the anticipated distributions to Maverix without regard to your claim.

Yours very truly,

KSV RESTRUCTURING INC.,

solely in its capacity as court-appointed monitor of
Elevation Gold Mining Corporation, Golden Vertex (Idaho) Corp.,
and Eclipse Gold Mining Corporation, and not in its personal capacity

Per: Jason Knight, Managing Director

Jason Knight

From: Jason Knight
Sent: February 3, 2025 11:30 AM
To: LeaAnn Cogswell
Cc: Bobby Kofman; Kibben Jackson (kjackson@fasken.com)
Subject: RE: Documentation required

Hi LeaAnn,

We recommend that you retain legal counsel to assist you with your claim. To provide some assistance, your counsel should address how your royalty claim gives rise to a claim that ranks in priority to Maverix Metals Inc., the senior secured creditor of Elevation Gold Mining Corporation ("**Elevation**") and its subsidiaries, to the proceeds of the sale of the shares of Golden Vertex Corp by Elevation, which transaction was approved by the Canadian and US Court in the CCAA and Chapter 15 proceedings. Please ask your lawyer to provide any support for the position taken.

Best,
- Jason

Jason Knight
Managing Director
KSV Advisory Inc.
T 587.287.2605
M 403.589.3225
E jknight@ksvadvisory.com

From: LeaAnn Cogswell <studiowrks@sbcglobal.net>
Sent: February 2, 2025 3:54 PM
To: Jason Knight <jknight@ksvadvisory.com>; Bobby Kofman <bkofman@ksvadvisory.com>
Subject: Documentation required

Hello,

Please tell me what documentation you require for the Priority Claim.

Thank you,

LeaAnn Cogswell

Jason Knight

From: Jason Knight
Sent: February 15, 2025 12:25 PM
To: LeaAnn Cogswell
Cc: Bobby Kofman; Kibben Jackson (kjackson@fasken.com)
Subject: RE: Greenwood Royalty Holders

Hi LeaAnn,

I am confirming receipt of your email and voicemail.

As previously noted, any amounts due and owing under the California Moss, Lot 37 patented claim (a.k.a. the Cal. Moss Royalty) (the "**Greenwood Royalty**") for mining activities after the Closing Date (i.e., December 31, 2024) are the responsibility of the new owner of GVC. As we have no connection to the operations of GVC following the Closing Date, we are not in a position to comment on whether there will be mining from the claims affected by the Greenwood Royalty in the future; however, we have been advised that there has been none since the commencement of the CCAA proceedings.

Your claim for amounts accruing before and during the commencement of the CCAA proceedings up to the Closing Date are stayed. At this time, the Monitor is considering if the Greenwood Royalty holders have an interest in the GVC Residual Assets (as defined in the APS, which can be found at Exhibit "A" (page 16) to the [Affidavit #6 of Tim Swendseid sworn December 3, 2024](#)). The Monitor will add each of the Greenwood Royalty holders to the service list for these proceedings so that all Greenwood Royalty holders are provided with notice of any future Canadian and US Court hearings.

Best,
- Jason

Jason Knight
Managing Director
KSV Advisory Inc.
T 587.287.2605
M 403.589.3225
E jknight@ksvadvisory.com

From: LeaAnn Cogswell <studiowrks@sbcglobal.net>
Sent: February 13, 2025 9:35 AM
To: Jason Knight <jknight@ksvadvisory.com>; Bobby Kofman <bkofman@ksvadvisory.com>
Subject: Greenwood Royalty Holders

To the Monitor/s,

As a member of the Greenwood Block, of the California Moss Mine, I would request that the Royalty holders be considered and dealt with fairly and honestly, according to our contract in this transition. Our family has waited a long time to see this come to fruition.

Thank you,

LeaAnn Cogswell

Jason Knight

From: Jason Knight
Sent: February 20, 2025 2:23 PM
To: LeaAnn Cogswell
Cc: Bobby Kofman
Subject: RE: Hearing available on Zoom?

Hi LeaAnn,

The Monitor's legal counsel will be sending an email to the service list (which you are included on) requesting confirmation of the parties that intend to appear virtually. Once you provide confirmation to this email, a link will be provided before the hearing.

The complete service list is on our website at: [Service List dated February 18, 2025](#).

Jason Knight
Managing Director
KSV Advisory Inc.
T 587.287.2605
M 403.589.3225
E jknight@ksvadvisory.com

From: LeaAnn Cogswell <studiowrks@sbcglobal.net>
Sent: February 19, 2025 5:15 PM
To: Jason Knight <jknight@ksvadvisory.com>; Bobby Kofman <bkofman@ksvadvisory.com>
Subject: Hearing available on Zoom?

Dear Jason and Bobby,

I did not receive the information directly, though I am listed in the contacts on the email. My niece shared it with me. Other relatives did not receive this, either -- Rich Himes and brothers. I believe there must be others who do not know about the rescheduled meeting.

Will this hearing be available to us via Zoom? My passport is expired, with little time to renew. But I hope that this will be made available to all who would like to attend March 5th, 2025. Please let me know. And I hope that the problem with contact not getting through to interested parties might be remedied. This is too important to be left out.

Thank you,
LeaAnn Cogswell
860-614-0583

APPENDIX F
[ATTACHED]

Jason Knight

From: Bobby Kofman
Sent: January 31, 2025 11:00 AM
To: Jason Knight
Subject: FW: Elevation Gold Mine: Greenwood Block



Bobby Kofman
President and Managing Director

T 416.932.6228
M 647.282.6228
W www.ksvadvisory.com

From: Mindy Kammerdiener <mindykammerdiener@gmail.com>
Sent: January 28, 2025 4:19 PM
To: Bobby Kofman <bkofman@ksvadvisory.com>
Subject: Elevation Gold Mine: Greenwood Block

Mr. Kofman,

I am writing to request that I be recognized as a claimant to royalties for the Greenwood Block for the Elevation Gold Mine. I just learned that I needed to make sure that you have my contact information and be made aware that I did not receive royalties for 2023 or 2024. Thank you for your attention. Here is my contact information:

Mindy Kammerdiener
PO Box 9806
Longview, TX 75608
(903) 720-6245

Jason Knight

From: Jason Knight
Sent: February 1, 2025 5:39 PM
To: mindykammerdiener@gmail.com
Cc: Bobby Kofman; Kibben Jackson (kjackson@fasken.com)
Subject: RE: Elevation Gold Mine: Greenwood Block
Attachments: Ltr to M. Kammerdiener - Feb 1, 2025.pdf

Hi Mindy,

Please find attached a letter in response to your email below.

Please let us know if you have any questions.

Best,
- Jason

Jason Knight
Managing Director
KSV Advisory Inc.
T 587.287.2605
M 403.589.3225
E jknight@ksvadvisory.com

From: Mindy Kammerdiener <mindykammerdiener@gmail.com>
Sent: January 28, 2025 4:19 PM
To: Bobby Kofman <bkofman@ksvadvisory.com>
Subject: Elevation Gold Mine: Greenwood Block

Mr. Kofman,

I am writing to request that I be recognized as a claimant to royalties for the Greenwood Block for the Elevation Gold Mine. I just learned that I needed to make sure that you have my contact information and be made aware that I did not receive royalties for 2023 or 2024. Thank you for your attention. Here is my contact information:

Mindy Kammerdiener
PO Box 9806
Longview, TX 75608
(903) 720-6245



Jason Knight

ksv restructuring inc.

Suite 1165, 324 – 8th Avenue SW, Box 129

Calgary, Alberta, T2P 2Z2

T +1 587 287 2605

F +1 416 932 6266

jknight@ksvadvisory.com

www.ksvadvisory.com

February 1, 2025

DELIVERED BY EMAIL

Mindy Kammerdiener

PO Box 9806

Longview, TX

75608

Dear Mindy:

RE: ITMO the *Companies' Creditors Arrangement Act* and ITMO Elevation Gold Mining Corporation, Golden Vertex (Idaho) Corp. and Eclipse Gold Mining Corporation (the "Petitioners")

As you are aware, pursuant to an order issued by the Supreme Court of British Columbia (the "**Court**") on August 1, 2024, the Petitioners, among others, were granted protection under the *Companies' Creditors Arrangement Act* (the "**CCAA**"), and KSV Restructuring Inc. was appointed monitor of the Petitioners in the CCAA proceedings (in such capacity, the "**Monitor**"). Capitalized terms not otherwise defined in this letter have the meaning given to them in the Approval and Vesting Order granted by the Court on December 17, 2024.

Pursuant to paragraph 3 of the Distribution Order of the Court dated December 17, 2024, any creditor who believes it has a claim ranking in priority to Maverix Metals Inc.'s ("**Maverix**") interest in the Purchased Assets (a "**Priority Claim**") must notify the Monitor of its Priority Claim no later than 30 days following the date on which the Monitor's Certificate is filed (i.e., January 2, 2025).

The Monitor is in receipt of your email dated January 28, 2025 that, among other things, asserts that you have a Priority Claim. However, your correspondence does not provide any details, supporting evidence or bases for asserting a Priority Claim. Accordingly, to properly evaluate your asserted Priority Claim, the Monitor requests that you provide all relevant evidence and legal bases by no later than 5:00 p.m. Mountain Time on February 14, 2025, failing which the Monitor will make the anticipated distributions to Maverix without regard to your claim.

Yours very truly,

KSV RESTRUCTURING INC.,

solely in its capacity as court-appointed monitor of
Elevation Gold Mining Corporation, Golden Vertex (Idaho) Corp.,
and Eclipse Gold Mining Corporation, and not in its personal capacity

Per: Jason Knight, Managing Director

APPENDIX G
[ATTACHED]

Jason Knight

From: Jill D'Aubery <jillbenn@comcast.net>
Sent: January 30, 2025 5:33 PM
To: Jason Knight; Bobby Kofman
Subject: Greenwood Royalty Letter Priority Claim
Attachments: KSV Restructuring Inc.docx

Hi Jason and Bobby!

I've attached a letter regarding a priority claim for the Howard Earle Short segment of the Greenwood Royalty.

I have to tell you that I have no legal training, in fact I was a Theatre Arts major in college, so I don't know if what I've written is sufficient. Please let me know if I should make any changes to this letter.

Thank you for your support and help with this!

Jill

KSV Restructuring Inc.,
Monitor of Elevation Gold Mining Corporation et al.
220 Bay Street
Suite 1300, Box 20
Toronto, Ontario, M5J 2W4

Attention: Jason Knight and Bobby Kofman

Re: Greenwood Royalty Written Notice of Priority Claim for Disbursement of Owed Funds

30 January 2025

Dear Messrs Knight and Kofman:

I Jill D'Aubery, widow of Bennett Barnes D'Aubery, am writing as a Remainderman on behalf of the Howard Earle Short segment of the Greenwood Royalty. Howard Earle Short signed said Royalty in 1959 and it became part of Patriot Gold as below:

THIS ROYALTY DEED is made and entered into and made effective as of this 31 day of Oct 2005, by and between Patriot Gold Corp., a Nevada corporation and Howard Earle Short, individually and as Trustee of the Howard Earle Short 1959 Trust ("Life Tenant") and Charles Leroy Short, Bennett D'Aubrey (aka Bennett W. Short), Elyse Blatt and Darrill Batte (collectively the "Remaindermen") to be owned and held by them as provided in Section 3.11 herein below (collectively "Owner").

3.11 Life Tenant and Remaindermen.

(a) During the of the Life Tenant all payments shall be paid to the Life Tenant who shall Hold the same for the benefit of the Life Tenant and the Remaindermen with the Life Tenant having the right to use, bargain, sell, mortgage, lease, mine or otherwise dispose of all or any part thereof as the Life Tenant may see fit and to use the proceeds as he may see fit and proper;

(b). the death of the Life Tenant, all payments shall be divided into two equal shares:
12 h % shall belong, descend, pass and be paid to Charles Leroy Short (3626 Doris Dr. Amarillo, TX 79109-4402); and

(ii.) 12 h % shall belong, descend, pass and be paid as follows: 6.25% to Bennett W. D' Aubrey (13002 Riverside Dr. #10, Sherman Oaks, CA 91423); 3.125% to Elyse Blatt (10 Shore View, San Francisco, CA 94121); and 3.125% to Darrill Batte (3355 Keystone Ave., #5 Los Angeles, CA 90034); and

(c). Upon written notification from any one of the Remaindermen that the Life Tenant has died, PG shall thereafter be obligated to make the payments directly to the Remainderman in accordance with the percentages and addresses set forth above. PG shall have no liability or responsibility to the Remaindermen for payments made to Life Tenant prior to receipt of such written notice.

According to the bankruptcy proceeding:

IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF ARIZONA In re: ELEVATION GOLD MINING CORPORATION, et al., Debtor in a Foreign Proceeding. In Proceedings Under Chapter 15 Case No. 2:24-bk-06359-EPB

INTRODUCTION:

“As the holder of a real property interest in minerals and proceeds, Patriot Gold’s royalty interest is not part of the Subject Chapter 15 Debtors’ estates and is not subject to alteration or to any liens, charges, or interests the Chapter 15 Debtors may try to impose under the DIP Loan or the KERP. Accordingly, any order by this Court regarding the Monitor’s requests should provide expressly that none of Patriot Gold’s royalty interests and claims are encumbered, affected, or reduced or altered in any way by either the DIP Loan or the KERP, or any related liens or charges.”

According to:

The Agreement of Purchase and Sale dated, December 2, 2024:

2.1.3 GVC Retained Liabilities

On the terms and subject to the conditions set forth in this Agreement, at the Closing, GVC shall only remain responsible for, and perform, discharge and pay when due, the following Liabilities (the “GVC Retained Liabilities”):

(a) all Liabilities of GVC in respect of the Mineral Tenures;

- 14 -

113045.175734.SRC.26395585.14113045.175734.SRC.26395585.14

(b) all Liabilities of GVC under the Silver Creek Mineral Lease and Option Agreement;

(c) all Liabilities of GVC in respect of Greenwood and all tenants in common owners of the Greenwood royalty burdening only the California Moss, Lot 37 patented claim (a.k.a. the Cal. Moss Royalty), as more particularly described in Schedule 2.1.3(c)

As of today’s date, January 30, 2025, the Howard Earle Short segment of the Greenwood Royalty has not received the monies owed them for the Moss Mine operation/profits for the year, 2023. I am uncertain of the exact amount that is owed, but I believe it is in the neighborhood of \$411,000. The Howard Earle Short segment of the Greenwood Royalty believes that the Agreement of Purchase and Sale as noted above (2.1.3 GVC Retained Liabilities) makes clear that said Royalty is owed this money and should be paid forthwith since it is well over a year past due.

Thank you for your assistance in this matter.

Sincerely,

Jill D'Aubery

Jill D'Aubery
1 Jefferson Parkway, #173
Lake Oswego, OR 97035
503 530 6912
jill@bennjill.net

Elyse Blatt
Elyse Blatt
427 14th Avenue
San Francisco, CA 94118

Darrill Batte
Darrill Batte
3721 Westwood Blvd. #10
Los Angeles, CA 90034

Jason Knight

From: Jason Knight
Sent: February 1, 2025 5:35 PM
To: Jill D'Aubery
Cc: Bobby Kofman
Subject: RE: Greenwood Royalty Letter Priority Claim
Attachments: Ltr to J. D'Aubery - Feb 1, 2025.pdf

Hi Jill,

Please find attached a letter in response to your email below.

Please let us know if you have any questions.

Best,
- Jason

Jason Knight
Managing Director
KSV Advisory Inc.
T 587.287.2605
M 403.589.3225
E jknight@ksvadvisory.com

From: Jill D'Aubery <jillbenn@comcast.net>
Sent: January 30, 2025 5:33 PM
To: Jason Knight <jknight@ksvadvisory.com>; Bobby Kofman <bkofman@ksvadvisory.com>
Subject: Greenwood Royalty Letter Priority Claim

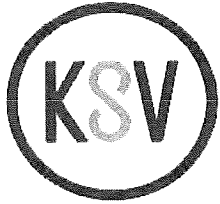
Hi Jason and Bobby!

I've attached a letter regarding a priority claim for the Howard Earle Short segment of the Greenwood Royalty.

I have to tell you that I have no legal training, in fact I was a Theatre Arts major in college, so I don't know if what I've written is sufficient. Please let me know if I should make any changes to this letter.

Thank you for your support and help with this!

Jill



Jason Knight

ksv restructuring inc.

Suite 1165, 324 – 8th Avenue SW, Box 129

Calgary, Alberta, T2P 2Z2

T +1 587 287 2605

F +1 416 932 6266

jknight@ksvadvisory.com

www.ksvadvisory.com

February 1, 2025

DELIVERED BY EMAIL

Jill D'Aubery

1 Jefferson Parkway, #173

Lake Oswego, OR

97035

Dear Jill:

RE: ITMO the *Companies' Creditors Arrangement Act* and ITMO Elevation Gold Mining Corporation, Golden Vertex (Idaho) Corp. and Eclipse Gold Mining Corporation (the "Petitioners")

As you are aware, pursuant to an order issued by the Supreme Court of British Columbia (the "**Court**") on August 1, 2024, the Petitioners, among others, were granted protection under the *Companies' Creditors Arrangement Act* (the "**CCAA**"), and KSV Restructuring Inc. was appointed monitor of the Petitioners in the CCAA proceedings (in such capacity, the "**Monitor**"). Capitalized terms not otherwise defined in this letter have the meaning given to them in the Approval and Vesting Order granted by the Court on December 17, 2024.

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The Monitor is in receipt of your email dated January 30, 2025 that, among other things, asserts that Howard Earle Short has a Priority Claim. However, your correspondence does not provide any details, supporting evidence or bases for asserting a Priority Claim. Accordingly, to properly evaluate your asserted Priority Claim, the Monitor requests that you provide all relevant evidence and legal bases by no later than 5:00 p.m. Mountain Time on February 14, 2025, failing which the Monitor will make the anticipated distributions to Maverix without regard to your claim.

Yours very truly,

KSV RESTRUCTURING INC.,

solely in its capacity as court-appointed monitor of

Elevation Gold Mining Corporation, Golden Vertex (Idaho) Corp.,

and Eclipse Gold Mining Corporation, and not in its personal capacity

Per: Jason Knight, Managing Director

Jason Knight

From: Jason Knight
Sent: February 2, 2025 3:35 PM
To: JILL D'AUBERY
Cc: Bobby Kofman; Kibben Jackson (kjackson@fasken.com)
Subject: RE: Greenwood Royalty Letter Priority Claim

Hi Jill,

KSV does not provide legal advice, and we recommend that you retain counsel to assist you with your claim. To provide some assistance, your counsel should address how your royalty claim gives rise to a claim that ranks in priority to Maverix Metals Inc., the senior secured creditor of Elevation Gold Mining Corporation ("**Elevation**") and its subsidiaries, to the proceeds of the sale of the shares of Golden Vertex Corp by Elevation, which transaction was approved by the Canadian and US Court in the CCAA and Chapter 15 proceedings. Please ask your lawyer to provide any support for the position taken.

Best,
- Jason

Jason Knight
Managing Director
KSV Advisory Inc.
T 587.287.2605
M 403.589.3225
E jknight@ksvadvisory.com

From: JILL D'AUBERY <jillbenn@comcast.net>
Sent: February 1, 2025 5:46 PM
To: Jason Knight <jknight@ksvadvisory.com>
Subject: RE: Greenwood Royalty Letter Priority Claim

Hi Jason!

Thank you for your quick response. I do have a question: What constitutes relevant evidence and legal basis? What do you need from us in order for the Greenwood Royalty to be included in the claim?

Thank you,
Jill

On 02/01/2025 4:35 PM PST Jason Knight <jknight@ksvadvisory.com> wrote:

Hi Jill,

Please find attached a letter in response to your email below.

Please let us know if you have any questions.

Best,

- Jason

Jason Knight

Managing Director

KSV Advisory Inc.

T 587.287.2605

M 403.589.3225

E jknight@ksvadvisory.com

From: Jill D'Aubery <jillbenn@comcast.net>

Sent: January 30, 2025 5:33 PM

To: Jason Knight <jknight@ksvadvisory.com>; Bobby Kofman <bkofman@ksvadvisory.com>

Subject: Greenwood Royalty Letter Priority Claim

Hi Jason and Bobby!

I've attached a letter regarding a priority claim for the Howard Earle Short segment of the Greenwood Royalty.

I have to tell you that I have no legal training, in fact I was a Theatre Arts major in college, so I don't know if what I've written is sufficient. Please let me know if I should make any changes to this letter.

Thank you for your support and help with this!

Jill

APPENDIX H
[ATTACHED]

Jason Knight

From: Jason Knight
Sent: February 3, 2025 4:11 PM
To: melany free
Cc: Bobby Kofman; Kibben Jackson (kjackson@fasken.com)
Subject: RE: Claimant of Greenwood block
Attachments: Ltr to M. Free - Feb 3, 2025.pdf

Hi Melany,

Please find attached a letter in response to your email below.

Please let us know if you have any questions.

Best,
- Jason

Jason Knight
Managing Director
KSV Advisory Inc.
T 587.287.2605
M 403.589.3225
E jknight@ksvadvisory.com

From: melany free <freemelany@gmail.com>
Sent: February 2, 2025 2:54 PM
To: Jason Knight <jknight@ksvadvisory.com>; Bobby Kofman <bkofman@ksvadvisory.com>
Subject: Fwd: Claimant of Greenwood block

----- Forwarded message -----

From: **melany free** <freemelany@gmail.com>
Date: Sun, Feb 2, 2025, 3:43 PM
Subject: Claimant of Greenwood block
To: <jjnight@ksvadvisory.com>, <bkofmam@ksvadvisory.com>, <ccurran@lawsonlundell.com>, <zdeguzman@lawsonlundell.com>, <tim@elvtgold.com>

I am writing to be recognized as a claimant of royalties for Greenwood Block at Elevation Gold Mine. I have not been contacted except through secondhand knowledge of this bankruptcy case until today, which is also, reportedly, the last day to send notice. I haven't received any royalties since 2023 for the year 2022. I am updating my information, but it has not changed since 1997. Please ensure you have my correct information. Thank you.

Melany Free
13307 FM 225 South
Laneville, TX 75667
Cell: 903-646-1511
freemelany@gmail.com



Jason Knight
ksv restructuring inc.

Suite 1165, 324 – 8th Avenue SW, Box 129
Calgary, Alberta, T2P 2Z2
T +1 587 287 2605
F +1 416 932 6266

jknight@ksvadvisory.com
www.ksvadvisory.com

February 3, 2025

DELIVERED BY EMAIL

Melany Free
13307 FM 225 South
Laneville, TX 75667

Dear Melany:

RE: ITMO the *Companies' Creditors Arrangement Act* and ITMO Elevation Gold Mining Corporation, Golden Vertex (Idaho) Corp. and Eclipse Gold Mining Corporation (the "Petitioners")

As you are aware, pursuant to an order issued by the Supreme Court of British Columbia (the "**Court**") on August 1, 2024, the Petitioners, among others, were granted protection under the *Companies' Creditors Arrangement Act* (the "**CCAA**"), and KSV Restructuring Inc. was appointed monitor of the Petitioners in the CCAA proceedings (in such capacity, the "**Monitor**"). Capitalized terms not otherwise defined in this letter have the meaning given to them in the Approval and Vesting Order granted by the Court on December 17, 2024.

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The Monitor is in receipt of your email dated February 2, 2025 (which was received after the Notice Deadline) that, among other things, asserts that you have a Priority Claim. However, your correspondence does not provide any details, supporting evidence or bases for asserting a Priority Claim. Accordingly, to properly evaluate your asserted Priority Claim, the Monitor requests that you provide all relevant evidence and legal bases by no later than 5:00 p.m. Mountain Time on February 14, 2025, failing which the Monitor will make the anticipated distributions to Maverix without regard to the asserted claim.

Yours very truly,

KSV RESTRUCTURING INC.,
solely in its capacity as court-appointed monitor of
Elevation Gold Mining Corporation, Golden Vertex (Idaho) Corp.,
and Eclipse Gold Mining Corporation, and not in its personal capacity

Per: Jason Knight, Managing Director

APPENDIX I
[ATTACHED]

Jason Knight

From: Lozano, Aaron <alozano@jw.com>
Sent: February 3, 2025 9:54 AM
To: Bobby Kofman; Andrew Basi; Jason Knight
Cc: Wertz, Jennifer; Giese, Erica
Subject: RE: Case No. S-245121, In the Matter of Elevation Gold Mining Corporation, et al. - Notice of Priority Claim
Attachments: Notice of Priority Claim - Burdine Giese.pdf; Notice of Priority Claim - Mary Abell.pdf

Thank you for the extension. Please see attached Notices of Priority Claims submitted on behalf of Burdine Giese and Mary Abell. Please reach out with any questions. We look forward to hearing from you regarding the status of these priority claims.

Thanks,

Aaron Lozano | Associate
2323 Ross Avenue, Suite 600 | Dallas, TX | 75201
V: (214) 953-6056 | F: (214) 953-5822 | alozano@jw.com



From: Bobby Kofman <bkofman@ksvadvisory.com>
Sent: Saturday, February 1, 2025 4:33 PM
To: Lozano, Aaron <alozano@jw.com>; Andrew Basi <abasi@ksvadvisory.com>; Jason Knight <jknight@ksvadvisory.com>
Cc: Wertz, Jennifer <jwertz@jw.com>; Giese, Erica <egiese@jw.com>
Subject: RE: Case No. S-245121, In the Matter of Elevation Gold Mining Corporation, et al. - Notice of Priority Claim

Caution: **External Email.

Monday is fine.

Thanks.



Bobby Kofman
President and Managing Director

T 416.932.6228
M 647.282.6228
W www.ksvadvisory.com

From: Lozano, Aaron <alozano@jw.com>
Sent: February 1, 2025 5:25 PM
To: Andrew Basi <abasi@ksvadvisory.com>; Bobby Kofman <bkofman@ksvadvisory.com>; Jason Knight <jknight@ksvadvisory.com>
Cc: Wertz, Jennifer <jwertz@jw.com>; Giese, Erica <egiese@jw.com>
Subject: Case No. S-245121, In the Matter of Elevation Gold Mining Corporation, et al. - Notice of Priority Claim

Good afternoon,

My firm represents two royalty interest owners who are owed royalties derived from the mining operations at the mine known as the California Moss Patented Claim (the "Property"). We understand that the Property has been sold as part of the Sale Agreement between the Petitioners and EG Acquisition, LLC. We also understand that today, February 1, 2025 is the deadline to submit a Written Notice of Priority Claim (a "Notice") in connection with the purported sale. Our firm intends to submit Notices on behalf of our clients.

As the Monitor in this case, are you opposed to a short extension of the deadline to February 5, 2025 given that the deadline falls on a weekend?

Happy to discuss if necessary. Thank you,

Aaron Lozano | Associate
2323 Ross Avenue, Suite 600 | Dallas, TX | 75201
V: (214) 953-6056 | F: (214) 953-5822 | alozano@jw.com



IN THE SUPREME COURT OF BRITISH COLUMBIA

IN THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT ACT*
R.S.C. 1985, c. C-36, AS AMENDED

AND

IN THE MATTER OF THE *BUSINESS CORPORATIONS ACT*, S.B.C. 2002, C.
57, AS AMENDED

AND

IN THE MATTER OF ELEVATION GOLD MINING CORPORATION,
ECLIPSE GOLD MINING CORPORATION, ALCMENE MINING, INC.,
GOLDEN VERTEX CORP., GOLDEN VERTEX (IDAHO) CORP. AND
HERCULES GOLD USA, LLC

PETITIONERS

NOTICE OF PRIORITY CLAIM
ON BEHALF OF BURDINE ANDERSON GIESE

TO KSV RESTRUCTURING, INC., IN ITS CAPACITY AS MONITOR OF THE
PETITIONERS IN THE ABOVE CAPTIONED PROCEEDINGS:

In connection with that certain Agreement of Purchase and Sale dated December 2, 2024 (“Sale Agreement”) between Elevation Gold Mining Corporation as seller and EG Acquisition LLC as purchaser, and pursuant to the Court’s Approval and Vesting Order dated December 17, 2024 approving same, Burdine Anderson Giese (“Giese”), as royalty owner in the production of the mineral mine located on the real property located in Mohave County, Arizona commonly known as the California Moss Patented Claim¹ (the “Property”), submits this written notice of

¹ The Property is more fully described as “California Moss Patented Claim, Lot 37, U.S. Mineral Survey 182 of June 15, 1882, said Patent recorded as a deed in Mohave County Recorder’s Office records in Book 6, Page 754 and also recorded in the Mohave County Assessor’s records as Parcel 213-05-005”.

priority claim asserting superior rights to Maverix Metals, Inc. (“Maverix”) in the purchased assets.

I. Background

Giese’s royalty ownership interest in the Property arises from that certain Royalty Deed dated October 31, 2005, between Patriot Gold Corp. (“Patriot”) and Mary Greenwood Anderson.² By this Royalty Deed, Patriot conveyed to Mary Greenwood Anderson “an undivided five (5%) percent share in the total Production Royalty upon production of ores, metals, minerals and materials found in, on, or under the Property.” Royalty Deed, Section 2.1. Importantly, this grant of royalty ownership is “binding on [Patriot], its affiliates and assigns and *shall run with the land*.” Id. (emphasis added). In connection with the Royalty Deed, Patriot also agreed “to pay to [Mary Greenwood Anderson], as a Production Royalty, a percentage of the Net Smelter Returns, from the sale of any Valuable Minerals mined and sold from the Property.” Id., Section 2.2. The Royalty Deed was recorded in the Official Records of Mohave County, Arizona on December 7, 2007, and is located at Book 7044, Page 278. A true and correct copy of the Royalty Deed is attached hereto as **Exhibit A**.

On December 13, 2011, M. Harris Greenwood, as Independent Executor of the Estate of Mary Greenwood Anderson, executed that certain Deed of Distribution Royalty Interest, whereby Giese was assigned a one-half undivided interest in Mary Greenwood Anderson’s 5% share in the Royalty Interest derived from the Property. Thus, Giese owns and retains a 2.5% share in the Royalty Interest conveyed by the Royalty Deed. The Deed of Distribution of Royalty Interest was recorded in the Official Records of Mohave County, Arizona on January 12, 2012. A

² Prior to the execution of the Royalty Deed, Patriot had purchased the Property itself from dozens of co-owners of the Property known as the descendants of Joseph F. Harris and Ella Harper Harris, including Mary Greenwood Anderson. Upon information and belief, Patriot executed similar Royalty Deeds with all other co-owners of the Property.

true and correct copy of the Deed of Distribution Royalty Interest is attached hereto as **Exhibit B.**

On May 25, 2016, Petitioner Golden Vertex Corp (“GVC”) purchased the Property from Patriot and also entered into that certain Assignment and Assumption Agreement whereby Patriot assigned, and GVC agreed, “to be bound by and perform and shall undertake all of [Patriot’s] production royalty payment liabilities and obligations”, which includes Giese’s 2.5% share in the Royalty Interest derived from the Property. Assignment and Assumption Agreement, Section 1. A true and correct copy of the Assignment and Assumption Agreement is attached hereto as

Exhibit C.

By the Sale Agreement, the Property has now been effectively sold to EG Acquisition, LLC, in violation of the transfer and sale provisions of the Royalty Deed. Specifically, the Royalty Deed states that “the Royalty will run with the Property, and every interest therein” and any sale or transfer of the Property or any interest therein can only be consummated “provided that such disposition will not be effective as against the Owner until the transferee has delivered to Owner a written and enforceable undertaking to be bound, to the extent of the interest disposed of, by all of the terms and conditions of this Royalty Deed.” Royalty Deed, Sections 3.9, 3.10. To date, Giese has not received such a document.

Furthermore, Giese has not received an accounting of what amount is owed on account of the royalty ownership interests. Upon information and belief, the Monitor in this proceeding has this information available. Giese hereby requests that the Monitor provide an accounting showing the amount owed to Giese arising from the royalty ownership interest.

II. Geise’s Royalty Ownership Interest Supersedes Maverix’s Liens

The language of the Royalty Deed itself demonstrates the superiority of Geise's claim in relation to any claim Maverix may have. For example, the Royalty Deed states that no transfer or sale of an interest in the Property can be made effective as to holders of a royalty ownership interest, unless the transferee provides a statement agreeing to be bound to the Royalty Deed and to continue to pay the royalties to such holders in the future. Since no such document has been provided to Geise—or any other royalty interest holder—the sale of the Property cannot be consummated until this condition is met. Practically speaking, this means that any past due amounts owed to Geise on account of the royalty ownership interest must be settled *and* the purchaser must affirm its intention to continue paying the royalties in the future before EG Acquisition, LLC can take title to the Property and/or any sales funds distributed to Maverix.

The language of the Sale Agreement also implies that Geise's interest should be satisfied prior to the distribution of any sales proceeds. Section 2.1.3 of the Sale Agreement entitled "GVC Retained Liabilities" seeks to have GVC, as seller, retain "all liabilities of GVC in respect of Greenwood and all tenant in common owners of the Greenwood royalty burdening only the California Moss, Lot 37 patented claim." Sale Agreement, Section 2.1.4(c). This provision refers to the Property and all the royalty interest owners who have rights therein. If the parties to the Sale Agreement intended that GVC retains the obligation to pay the royalties, while simultaneously transferring rights to the Property from which the royalties are derived, then the Monitor should settle the royalty claims before distributing any sales proceeds to GVC's creditors, i.e. Maverix.

III. Geise's Right to Receive Royalties Survives Notwithstanding the Sale of the Property

Geise's royalty ownership interest runs with the land and therefore the obligation to pay the royalties in the future automatically transfers to EG Acquisition, LLC, as subsequent owner

of the Property, notwithstanding the language of the Sale Agreement. Section 3.9 of the Royalty Deed states: “[t]he grant of Net Smelter Royalty herein shall constitute an interest in the Property and, accordingly the Royalty will run with the Property, and every interest therein.”

Additionally, the survival of Geise’s royalty rights is further supported by applicable state law. Under Arizona law, a right to receive royalties constitutes an interest in real property if such treatment is intended by the parties. *See Paloma Inv. Ltd. Partnership v. Jenkins*, 194 Ariz. 133, (Ct. App. 1998)(“[t]he right to unaccrued royalties can be an interest in real property when the parties so intend.”). If the right to receive royalties is in fact a real property interest—rather than a security interest, for example—the rights of the royalty holder automatically bind any successor owners. *See id.* Here, the parties to the Royalty Deed unequivocally intended for the royalty rights to constitute a real property interest. The above quoted language from Section 3.9 of the Royalty Deed states unequivocally that the grant of royalties constitutes “an interest in the Property” that “will run with the Property, and every interest therein.” The only reasonable interpretation of this provision is that the parties intended that the royalty rights constitute a real property interest and more importantly, that the royalty bind any subsequent owners of the Property. Despite any language in the Sale Agreement that may state otherwise, EG Acquisition, LLC remains obligated to pay royalties to Giese in the future and potentially pay any currently unpaid royalties if they remain unpaid after the sale is consummated.

IV. Conclusion and Reservation of Rights

Based on the foregoing, Giese asserts a superior right to Maverix in the assets being sold in connection with the Sale Agreement. Giese requests that (i) the Monitor provide a detailed accounting showing the past due amounts on account of the royalty ownership interests; (ii) the Monitor hold back sufficient funds in connection with the sale to satisfy Giese’s past due

royalties owed; and (iii) pursuant to the Royalty Deed, EG Acquisition, LLC, as purchaser under the Sale Agreement, provide Giese with a written acknowledgement of the royalty interests and an agreement to continue to perform under the Royalty Deed in the future. Giese reserves all rights to bring claims for fraud, breach of fiduciary duty, willful misconduct, gross negligence, or any similar claims against the Petitioners related to the transfer and sale of the Property underlying Giese's royalty ownership interest and/or nonperformance under the Royalty Deed.

IN THE SUPREME COURT OF BRITISH COLUMBIA

IN THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT ACT*
R.S.C. 1985, c. C-36, AS AMENDED

AND

IN THE MATTER OF THE *BUSINESS CORPORATIONS ACT*, S.B.C. 2002, C.
57, AS AMENDED

AND

IN THE MATTER OF ELEVATION GOLD MINING CORPORATION,
ECLIPSE GOLD MINING CORPORATION, ALCMENE MINING, INC.,
GOLDEN VERTEX CORP., GOLDEN VERTEX (IDAHO) CORP. AND
HERCULES GOLD USA, LLC

PETITIONERS

NOTICE OF PRIORITY CLAIM
ON BEHALF OF MARY ANDERSON ABELL

TO KSV RESTRUCTURING, INC., IN ITS CAPACITY AS MONITOR OF THE
PETITIONERS IN THE ABOVE CAPTIONED PROCEEDINGS:

In connection with that certain Agreement of Purchase and Sale dated December 2, 2024 (“Sale Agreement”) between Elevation Gold Mining Corporation as seller and EG Acquisition LLC as purchaser, and pursuant to the Court’s Approval and Vesting Order dated December 17, 2024 approving same, Mary Anderson Abell (“Abell”), as royalty owner in the production of the mineral mine located on the real property located in Mohave County, Arizona commonly known as the California Moss Patented Claim¹ (the “Property”), submits this written notice of priority claim asserting superior rights to Maverix Metals, Inc. (“Maverix”) in the purchased assets.

¹ The Property is more fully described as “California Moss Patented Claim, Lot 37, U.S. Mineral Survey 182 of June 15, 1882, said Patent recorded as a deed in Mohave County Recorder’s Office records in Book 6, Page 754 and also recorded in the Mohave County Assessor’s records as Parcel 213-05-005”.

I. Background

Abell's royalty ownership interest in the Property arises from that certain Royalty Deed dated October 31, 2005, between Patriot Gold Corp. ("Patriot") and Mary Greenwood Anderson.² By this Royalty Deed, Patriot conveyed to Mary Greenwood Anderson "an undivided five (5%) percent share in the total Production Royalty upon production of ores, metals, minerals and materials found in, on, or under the Property." Royalty Deed, Section 2.1. Importantly, this grant of royalty ownership is "binding on [Patriot], its affiliates and assigns and *shall run with the land.*" Id. (emphasis added). In connection with the Royalty Deed, Patriot also agreed "to pay to [Mary Greenwood Anderson], as a Production Royalty, a percentage of the Net Smelter Returns, from the sale of any Valuable Minerals mined and sold from the Property." Id., Section 2.2. The Royalty Deed was recorded in the Official Records of Mohave County, Arizona on December 7, 2007, and is located at Book 7044, Page 278. A true and correct copy of the Royalty Deed is attached hereto as **Exhibit A**.

On December 13, 2011, M. Harris Greenwood, as Independent Executor of the Estate of Mary Greenwood Anderson, executed that certain Deed of Distribution Royalty Interest, whereby Abell was assigned a one-half undivided interest in Mary Greenwood Anderson's 5% share in the Royalty Interest derived from the Property. Thus, Abell owns and retains a 2.5% share in the Royalty Interest conveyed by the Royalty Deed. The Deed of Distribution of Royalty Interest was recorded in the Official Records of Mohave County, Arizona on January 12, 2012. A true and correct copy of the Deed of Distribution Royalty Interest is attached hereto as **Exhibit**

B

² Prior to the execution of the Royalty Deed, Patriot had purchased the Property itself from dozens of co-owners of the Property known as the descendants of Joseph F. Harris and Ella Harper Harris, including Mary Greenwood Anderson. Upon information and belief, Patriot executed similar Royalty Deeds with all other co-owners of the Property.

On May 25, 2016, Petitioner Golden Vertex Corp (“GVC”) purchased the Property from Patriot and also entered into that certain Assignment and Assumption Agreement whereby Patriot assigned, and GVC agreed, “to be bound by and perform and shall undertake all of [Patriot’s] production royalty payment liabilities and obligations”, which includes Abell’s 2.5% share in the Royalty Interest derived from the Property. Assignment and Assumption Agreement, Section 1. A true and correct copy of the Assignment and Assumption Agreement is attached hereto as

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Furthermore, Abell has not received an accounting of what amount is owed on account of the royalty ownership interests. Upon information and belief, the Monitor in this proceeding has this information available. Abell hereby requests that the Monitor provide an accounting showing the amount owed to Abell arising from the royalty ownership interest.

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The language of the Royalty Deed itself demonstrates the superiority of Abell’s claim in relation to any claim Maverix may have. For example, the Royalty Deed states that no transfer or sale of an interest the Property can be made effective as to holders of a royalty ownership

interest, unless the transferee provides a statement agreeing to be bound to the Royalty Deed and to continue to pay the royalties to such holders in the future. Since no such document has been provided to Abell—or any other royalty interest holder—the sale of the Property cannot be consummated until this condition is met. Practically speaking, this means that any past due amounts owed to Abell on account of the royalty ownership interest must be settled *and* the purchaser must affirm its intention to continue paying the royalties in the future before EG Acquisition, LLC can take title to the Property and/or any sales funds distributed to Maverix.

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Additionally, the survival of Abell's royalty rights is further supported by applicable state law. Under Arizona law, a right to receive royalties constitutes an interest in real property if such treatment is intended by the parties. *See Paloma Inv. Ltd. Partnership v. Jenkins*, 194 Ariz. 133, (Ct. App. 1998)("[t]he right to unaccrued royalties can be an interest in real property when the parties so intend."). If the right to receive royalties is in fact a real property interest—rather than a security interest, for example—the rights of the royalty holder automatically bind any successor owners. *See id.* Here, the parties to the Royalty Deed unequivocally intended for the royalty rights to constitute a real property interest. The above quoted language from Section 3.9 of the Royalty Deed states unequivocally that the grant of royalties constitutes "an interest in the Property" that "will run with the Property, and every interest therein." The only reasonable interpretation of this provision is that the parties intended that the royalty rights constitute a real property interest and more importantly, that the royalty bind any subsequent owners of the Property. Despite any language in the Sale Agreement that may state otherwise, EG Acquisition, LLC remains obligated to pay royalties to Abell in the future and potentially pay any currently unpaid royalties if they remain unpaid after the sale is consummated.

IV. Conclusion and Reservation of Rights

Based on the foregoing, Abell asserts a superior right to Maverix in the assets being sold in connection with the Sale Agreement. Abell requests that (i) the Monitor provide a detailed accounting showing the past due amounts on account of the royalty ownership interests; (ii) the Monitor hold back sufficient funds in connection with the sale to satisfy Abell's past due royalties owed; and (iii) pursuant to the Royalty Deed, EG Acquisition, LLC, as purchaser under the Sale Agreement, provide Abell with a written acknowledgement of the royalty interests and an agreement to continue to perform under the Royalty Deed in the future. Abell

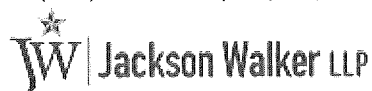
reserves all rights to bring claims for fraud, breach of fiduciary duty, willful misconduct, gross negligence, or any similar claims against the Petitioners related to the transfer and sale of the Property underlying Abell's royalty ownership interest and/or nonperformance under the Royalty Deed.

Jason Knight

From: Lozano, Aaron <alozano@jw.com>
Sent: February 3, 2025 4:13 PM
To: Mishaal Gill; Jason Knight
Cc: Bobby Kofman; Kibben Jackson; Wertz, Jennifer; Giese, Erica
Subject: RE: [EXT] FW: Case No. S-245121, In the Matter of Elevation Gold Mining Corporation, et al. - Notice of Priority Claim

Great, I will circulate a dial-in and calendar invite.

Aaron Lozano | Associate
2323 Ross Avenue, Suite 600 | Dallas, TX | 75201
V: (214) 953-6056 | F: (214) 953-5822 | alozano@jw.com



From: Mishaal Gill <mgill@fasken.com>
Sent: Monday, February 3, 2025 5:11 PM
To: Lozano, Aaron <alozano@jw.com>; Jason Knight <jknight@ksvadvisory.com>
Cc: Bobby Kofman <bkofman@ksvadvisory.com>; Kibben Jackson <kjackson@fasken.com>; Wertz, Jennifer <jwertz@jw.com>; Giese, Erica <egiese@jw.com>
Subject: RE: [EXT] FW: Case No. S-245121, In the Matter of Elevation Gold Mining Corporation, et al. - Notice of Priority Claim

Caution: **External Email.

Thanks Aaron, 8:30 pst works.

Mishaal Gill

Associate

T +1 604 631 4881 | mgill@fasken.com

Fasken Martineau DuMoulin LLP

From: Lozano, Aaron <alozano@jw.com>
Sent: February-03-25 2:55 PM
To: Mishaal Gill <mgill@fasken.com>; Jason Knight <jknight@ksvadvisory.com>
Cc: Bobby Kofman <bkofman@ksvadvisory.com>; Kibben Jackson <kjackson@fasken.com>; Wertz, Jennifer <jwertz@jw.com>; Giese, Erica <egiese@jw.com>
Subject: RE: [EXT] FW: Case No. S-245121, In the Matter of Elevation Gold Mining Corporation, et al. - Notice of Priority Claim

{CAUTION: This email originated from outside of Fasken. Exercise care before clicking links or opening attachments.}

Hi Mishaal,

Thanks for reaching out. My colleague Jennifer Wertz and I are available to discuss tomorrow at 8:30am PT/10:30am CT. I would be happy to circulate a dial-in.

Aaron Lozano | Associate
2323 Ross Avenue, Suite 600 | Dallas, TX | 75201
V: (214) 953-6056 | F: (214) 953-5822 | alozano@jw.com



From: Mishaal Gill <mgill@fasken.com>
Sent: Monday, February 3, 2025 4:39 PM
To: Jason Knight <jknight@ksvadvisory.com>; Lozano, Aaron <alozano@jw.com>
Cc: Bobby Kofman <bkofman@ksvadvisory.com>; Kibben Jackson <kjackson@fasken.com>; Wertz, Jennifer <jwertz@jw.com>; Giese, Erica <egiese@jw.com>
Subject: RE: [EXT] FW: Case No. S-245121, In the Matter of Elevation Gold Mining Corporation, et al. - Notice of Priority Claim

Caution: **External Email.

Hi Aaron,

The Monitor confirms receipt of your notices.

Are you available for a quick call to discuss? I am available after 4 p.m. PST today and tomorrow before 9:00 a.m., between 12:45-1:30 p.m. and after 4 p.m. PST.

Mishaal Gill

Associate

T +1 604 631 4881 | mgill@fasken.com
Fasken Martineau DuMoulin LLP

From: Lozano, Aaron <alozano@jw.com>
Sent: February 3, 2025 9:54 AM
To: Bobby Kofman <bkofman@ksvadvisory.com>; Andrew Basi <abasi@ksvadvisory.com>; Jason Knight <jknight@ksvadvisory.com>
Cc: Wertz, Jennifer <jwertz@jw.com>; Giese, Erica <egiese@jw.com>
Subject: RE: Case No. S-245121, In the Matter of Elevation Gold Mining Corporation, et al. - Notice of Priority Claim

Thank you for the extension. Please see attached Notices of Priority Claims submitted on behalf of Burdine Giese and Mary Abell. Please reach out with any questions. We look forward to hearing from you regarding the status of these priority claims.

Thanks,

Aaron Lozano | Associate
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V: (214) 953-6056 | F: (214) 953-5822 | alozano@jw.com



From: Bobby Kofman <bkofman@ksvadvisory.com>

Sent: Saturday, February 1, 2025 4:33 PM

To: Lozano, Aaron <alozano@jw.com>; Andrew Basi <abasi@ksvadvisory.com>; Jason Knight <jknight@ksvadvisory.com>

Cc: Wertz, Jennifer <jwertz@jw.com>; Giese, Erica <egiese@jw.com>

Subject: RE: Case No. S-245121, In the Matter of Elevation Gold Mining Corporation, et al. - Notice of Priority Claim

Caution: **External Email.

Monday is fine.

Thanks.



Bobby Kofman
President and Managing Director

T 416.932.6228

M 647.282.6228

W www.ksvadvisory.com

From: Lozano, Aaron <alozano@jw.com>

Sent: February 1, 2025 5:25 PM

To: Andrew Basi <abasi@ksvadvisory.com>; Bobby Kofman <bkofman@ksvadvisory.com>; Jason Knight <jknight@ksvadvisory.com>

Cc: Wertz, Jennifer <jwertz@jw.com>; Giese, Erica <egiese@jw.com>

Subject: Case No. S-245121, In the Matter of Elevation Gold Mining Corporation, et al. - Notice of Priority Claim

Good afternoon,

My firm represents two royalty interest owners who are owed royalties derived from the mining operations at the mine known as the California Moss Patented Claim (the “Property”). We understand that the Property has been sold as part of the Sale Agreement between the Petitioners and EG Acquisition, LLC. We also understand that today, February 1, 2025 is the deadline to submit a Written Notice of Priority Claim (a “Notice”) in connection with the purported sale. Our firm intends to submit Notices on behalf of our clients.

As the Monitor in this case, are you opposed to a short extension of the deadline to February 5, 2025 given that the deadline falls on a weekend?

Happy to discuss if necessary. Thank you,

Aaron Lozano | Associate
2323 Ross Avenue, Suite 600 | Dallas, TX | 75201

V: (214) 953-6056 | F: (214) 953-5822 | alozano@jw.com



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APPENDIX J
[ATTACHED]

FASKEN

Fasken Martineau DuMoulin LLP
Barristers and Solicitors
Patent and Trade-mark Agents

550 Burrard Street, Suite 2900
Vancouver, British Columbia V6C 0A3
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T +1 604 631 3131
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fasken.com

February 26, 2025
File No.: 267908.00021/15053

Kibben Jackson
Direct Line / Fax +1 604 631 4786
kjackson@fasken.com

By Email: brooks@adanceofflight.com

BROOKS C. WILSON TRUST
3127 Dennis Avenue
Clovis, California 93619

Dear Sirs/Mesdames:

**Re: *In the Matter of Elevation Gold Mining Corporation, Golden Vertex (Idaho) Corp., and Eclipse Gold Mining Corporation (the “Petitioners”)*
SCBC Action No. S-245121, Vancouver Registry (the “CCAA Proceedings”)**

As you are aware, we are counsel to KSV Restructuring Inc. (the “Monitor”) in its capacity as monitor of the Petitioners in the above-referenced proceeding.

The Monitor has received various correspondence from holders (collectively, the “Greenwood Parties”) of their respective interests in the California Moss, Lot 37 patented claim (a.k.a. the Cal. Moss Royalty) (the “Greenwood Royalty”). At least some of this correspondence would seem to have been intended to comprise a claim to an interest in the Sale Proceeds (as defined in the Distribution Order made December 17, 2024 by the Supreme Court of British Columbia (the “Court”)) in priority to the interests therein of Maverix Metals Inc. (“Maverix”). A copy of the Distribution Order is attached for your ease of reference.

The Monitor is not aware of, and has not been provided with, any basis on which any of the Greenwood Parties would have a claim to the Sale Proceeds, let alone one that would rank in priority to Maverix’s claim thereto. Accordingly, on March 5, 2025, the Monitor will be seeking a declaration from the Court to that effect. You will be provided with notice of that application, and the Monitor encourages you to engage counsel to respond to that application, if you wish to do so.

As previously noted by the Monitor, your interest in the Greenwood Royalty has not been impacted by the sale of the Purchased Assets (as defined in the Approval and Vesting Order made December 17, 2024 by the Court (the “AVO”)). Any amounts due and owing under the Greenwood Royalty for mining activities after December 31, 2024 are the responsibility of the new owner of Golden Vertex Corp. (“GVC”), being EG Acquisitions LLC.

The Monitor has no specific knowledge whether you have any claims against GVC for unpaid royalty obligations, irrespective of whether such claims arose prior to or after the commencement of the CCAA Proceedings on August 1, 2024. Including for that reason, the Monitor is unable to

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advise at this time whether you may have a claim to any part of the GVC Residual Assets (as defined in the AVO) or whether such claim (if any) would rank in priority to the secured claim of Maverix. The Monitor is considering the issue. In any event, the GVC Residual Assets are not being distributed absent further orders of the Court and the United States Bankruptcy Court for the District of Arizona. You have been added to the service list maintained by the Monitor in these proceedings and will receive notice of any applications set in either of the courts.

Again, you are encouraged to engage counsel to represent you in respect of this matter.

Thank you for your attention to the foregoing. Please feel free to contact the writer if you have any questions or wish to discuss same.

Sincerely,

FASKEN MARTINEAU DuMOULIN LLP

DocuSigned by:

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Kibben Jackson
Personal Law Corporation

KJ/jl

cc *KSV Restructuring Inc.*