

File No. MA 004-03

L. Kamerman)
Mining and Lands Commissioner)

Thursday the 3rd day
of February, 2005.

THE MINING ACT

IN THE MATTER OF

Mining Claim 3000321, situate in the Township of Olden, in the Southern Ontario Mining Division, hereinafter referred to as the ("Filed Only Mining Claim");

AND IN THE MATTER OF

Subsection 32(1) of the **Mining Act**;

B E T W E E N:

WOLLASCO MINERALS INC.
(predecessor in title to GOLD PORT RESOURCES LTD.)

Appellant

- and -

RONALD PRICE

Respondent

AND IN THE MATTER OF

An appeal pursuant to subsection 112(1) of the **Mining Act** from the decision of the Provincial Mining Recorder, dated the 21st day of January, 2003, to not record the Filed Only Mining Claim.

AMENDED ORDER ON CONSENT

WHEREAS an Order disposing of this matter was issued by this tribunal on the 24th day of October, 2003;

AND WHEREAS the aforementioned Order contained terms and conditions for which the parties did not have notice and concerning which the tribunal did not hear submissions;

AND WHEREAS the tribunal has determined that the aforementioned terms and conditions were outside the ambit of the appeal filed by Wollasco Minerals Inc., beyond the subject matter for which both parties had notice and accordingly constitute the disposal of an application not involving the final determination made without notice, to which section 117 of the **Mining Act** applies allowing the tribunal to reconsider and amend its decision;

AND WHEREAS subsequent to the issuance of the aforementioned Order, Wollasco Minerals Inc. was purchased or taken over by Gold Port Resources Ltd. **AND FURTHER** to a letter from the tribunal, dated the 12th day of January, 2005, which was sent to the appellant's agent, Mr. Wayne Johnstone, Chief Financial Officer of Gold Port Resources Ltd. successor in title to Wollasco Minerals Inc. and to the respondent, Mr. Ronald Price, explaining the matter and seeking their consent to amend the aforementioned order *nunc pro tunc* (to be effective from the date it was originally issued);

AND WHEREAS signed consents were received from Mr. Wayne Johnstone, and Mr. Ronald Price, on the 25th day of January, 2005 and the 2nd day of February, 2005, respectively;

UPON reconsidering its Order of the 24th day of October, 2003 and finding that the terms and conditions contained in paragraph 2 were determined without notice to the parties and did not constitute a disposal of that appeal involving its final determination and upon the consent of the parties;

1. THIS TRIBUNAL ORDERS that paragraph 2 of its Order dated the 24th day of October, 2003, be and is hereby rescinded, *nunc pro tunc*.

2. THIS TRIBUNAL FURTHER ORDERS that the number "3" found on page three of its Order, immediately preceding the third paragraph starting with the words, "3. THIS TRIBUNAL FURTHER" be deleted and replaced with the number "2".

3. THIS TRIBUNAL FURTHER ADVISES that the resulting Order will state:

1. THIS TRIBUNAL ORDERS that the appeal from the decision of the Provincial Mining Recorder, dated the 21st day of January, 2003, for the recording of the Filed Only Mining Claim 3000321, be and is hereby dismissed.

2. THIS TRIBUNAL FURTHER ORDERS that no costs shall be payable by either party to this appeal.

4. THIS TRIBUNAL FURTHER ADVISES that its Reasons do not form part of the Order and as such will not be reissued. The following paragraph, found at page 8 of its Reasons should be disregarded:

The tribunal finds that it will, in the context of its Order, also make an Order granting permission for the future staking of the subject lands. The tribunal has had the opportunity to examine the proposed conditions discussed between the parties, when a consent order was being considered and finds that it will adopt those conditions as part of its Order.

THIS TRIBUNAL FURTHER ADVISES that, pursuant to subsection 129(4) of **the Mining Act**, as amended, a copy of this Order shall be forwarded by the Tribunal to the Provincial Mining Recorder **WHO IS HEREBY DIRECTED** to amend the records in the Provincial Recording Office as necessary and in accordance with the aforementioned subsection 129(4).

DATED this 3rd day of February, 2005.

Original signed by

L. Kamerman
MINING AND LANDS COMMISSIONER