

STATE OF  
COLORADO

Miremont - DNR, Lauren &lt;lauren.miremont@state.co.us&gt;

**Re: Loan Payment Due CWCB**

1 message

**Miremont - DNR, Lauren** <lauren.miremont@state.co.us>  
To: Greg Harrington <gharrington@2riverswater.com>

Mon, Aug 17, 2020 at 12:17 PM

Hi Greg,

I am reaching out to see if you can provide an update on payment of the Two Rivers Loan C150328A of \$76,006.78 that was due March 1st, 2020. Per our policy, we sent notices via mail ahead of the 45 days ahead of the due date, 30 days and 60 days after the due date. I also sent a certified letter regarding the matter on May 2, 2020 attention to the previous leadership, Wayne Harding.

You and I corresponded at the beginning of June regarding this and you let me know that you are now the person to address this issue. I had communicated to you that we assessed a 5% late fee of \$3800.34, so the total due for the March 1, 2020 payment is \$79,807.12. I communicated that if payment was not received within 180 days of March 1, 2020 that we would be making a recommendation to the board of action to take regarding the delinquency.

I wanted to reach out again ahead of our September Board Meeting, which would be after the 180 day mark, where we will be making a recommendation on how to address the delinquency. Can you please provide an update on your ability to pay the amount due? Are you interested in pursuing an amended payment plan? Please see the attached policy with potential options to resolve this matter - I need a response from you in order to discuss possible options by 08/31/20.

Thank you!

**Lauren Miremont**  
**Finance Manager****COLORADO**Colorado Water  
Conservation Board  
Department of Natural Resources**303.866.3441 x3205**

1313 Sherman St., Rm. 718, Denver, CO 80203

<http://cwcb.colorado.gov/>On Wed, Jun 3, 2020 at 2:31 PM Greg Harrington <[gharrington@2riverswater.com](mailto:gharrington@2riverswater.com)> wrote:

Our new address is:

**129 W. B Street**  
**Pueblo, CO 81003**Greg Harrington, CEO  
[gharrington@2riverswater.com](mailto:gharrington@2riverswater.com)  
Two Rivers Water & Farming Company

Direct dial: +1 (303) 847-0951



The nature of Two Rivers Water & Farming Company and subsidiaries (the Company) operations and the environment in which it operates subject it to changing economic, competitive, regulatory and technological conditions, risks and uncertainties. In connection with the "safe harbor" provisions of the Private Securities Legislation Reform Act of 1995, the Company notes the following factors could cause future results to differ materially from the forward looking statements, expectations and assumptions expressed or implied herein. Factors that may cause actual results to differ materially from those contemplated by

such forward looking statements include, without limitation, the timing of markets where we may sell our water or crops, including, the market price of water or agricultural commodities, changes in applicable statutory and regulatory requirements, uncertainties in the estimation of water available under decrees, costs of the factors of agricultural commodities, uncertainties in the estimation of costs of farmland development and irrigation systems, the strength and financial resources of our competitors, our ability to find and retain skilled personnel, agricultural commodity pricing, climatic and weather conditions, labor relations, availability and cost of material and equipment, delays in anticipated permit and construction dates, environmental risks, the results of financing efforts and the ability to meet capital requirements, uncertainties related to the real estate market generally and the development of projects we currently have under contract and general economic conditions. This email may contain "forward-looking statements," as that term is defined in Section 27A of the United States Securities Act of 1933 and Section 21E of the Securities Exchange Act of 1934. Statements in this email which are not purely historical are forward-looking statements and include any statements regarding beliefs, plans, expectations or intentions regarding the future. Actual results could differ from those projected in any forward-looking statements due to numerous factors. Such factors include, among others, the inherent uncertainties associated with developing and acquiring land and water resources. These forward-looking statements are made as of the date of this email, and we assume no obligation to update the forward-looking statements, or to update the reasons why actual results could differ from those projected in the forward-looking statements. Although we believe that the beliefs, plans, expectations and intentions contained in this email are reasonable, there can be no assurance that such beliefs, plans, expectations or intentions will prove to be accurate.

On Jun 3, 2020, at 11:06 AM, Miremont - DNR, Lauren <[lauren.miremont@state.co.us](mailto:lauren.miremont@state.co.us)> wrote:

Hi Greg,

Thank you for the update. Can you provide me with the new address?

Please keep me posted.

Lauren

On Wed, Jun 3, 2020 at 11:51 AM Greg Harrington <[gharrington@2riverswater.com](mailto:gharrington@2riverswater.com)> wrote:

Dear Lauren:

Apologies for getting back to you so late, we have just moved our offices to Pueblo and we are hopeful to get back in to business as usual, our lenders have put us on hold over this whole Pandemic, the restriction is to be lifted this week, our checks require two signatures and we are to resume funding this week.

If you should have any questions, please feel free to call me at your convenience

Best regards,  
Greg Harrington, CEO  
[gharrington@2riverswater.com](mailto:gharrington@2riverswater.com)  
Two Rivers Water & Farming Company  
3025 S Parker Road, Ste 140  
Aurora CO 80014  
Direct dial: +1 (303) 847-0951

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On Jun 1, 2020, at 3:16 PM, Miremont - DNR, Lauren <[lauren.miremont@state.co.us](mailto:lauren.miremont@state.co.us)> wrote:

Hi Greg,

As of today, your annual loan payment is 90 days late. I sent a certified letter to Wayne's attention last month and didn't receive confirmation that it was received. I realize that I should have sent that letter to you.

A late fee of \$3800.34 has been assessed per our policy so the total balance due is \$79,807.12. We have to make a recommendation to our board at 180 days on what to do if the loan continues to be delinquent which can include the options outlined in the attached policy document. Can you provide an update on the status of your payment?

**Lauren Miremont**  
**Finance Manager**  
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**303.866.3441 x3205**  
**1313 Sherman St., Rm. 718, Denver, CO 80203**  
<http://cwcb.colorado.gov/>  
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On Tue, Mar 31, 2020 at 12:06 PM Greg Harrington <[gharrington@2riverswater.com](mailto:gharrington@2riverswater.com)> wrote:

Hi Lauren:

Yes you have the right email, we are having difficulty due to the current crisis receiving our international wire from our funding source, the hope to resolve this coming week, please call me anytime if you have any questions.

Best regards,  
Greg Harrington, CEO  
[gharrington@2riverswater.com](mailto:gharrington@2riverswater.com)  
Two Rivers Water & Farming Company  
3025 S Parker Road, Ste 140  
Aurora CO 80014  
Direct dial: +1 (303) 847-0951

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On Mar 31, 2020, at 11:58 AM, Miremont - DNR, Lauren  
<[lauren.miremont@state.co.us](mailto:lauren.miremont@state.co.us)> wrote:

I received your contact from the Attorney General's Office but am not sure if you can assist me.

Two Rivers Water & Farming Co. has a past due loan payment for Contract C150328. I have sent paper notices to our address on file at [3025 S. Parker Rd Suite 140 Aurora, CO 80014](#) with no response. I have also tried to email Wayne Harding at [wharding@tworiverswater.com](mailto:wharding@tworiverswater.com) with an auto-response that the inbox was full.

Could you please put me in contact with the appropriate person to address this matter?

Best,  
**Lauren Miremont**  
Finance Manager



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<http://cwcbl.colorado.gov/>**03Collections.pdf**

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