

November 18, 2014

Colorado Division of Reclamation, Mining, and Safety Mr. Tim Cazier Environmental Protection Specialist 1313 Sherman Street, Room 215 Denver, CO 80203

Re: M-1978-009 Apache Mine, El Paso County, Colorado Technical Revision Inert Fill Import Response to Secondary Adequacy Review for TR-01

Dear Mr. Cazier:

General Shale Brick, Inc. (GSB) has received your secondary adequacy review letter dated November 18, 2014 for the Apache Mine (Apache) regarding the importation of scrap brick and scrap block (materials). GSB will commit to provide the Division with an annual report and photographic documentation demonstrating the block and brick imported during the hauling campaign is not stockpiled, but is used for backfill in the pit(s). This inert fill annual report will be submitted along with the Mine's regular Annual Report due on the anniversary date.

Please feel free to contact me with any questions at (303) 783-3058 or by email at jason.mcgraw@generalshale.com.

Sincerely, General Shale Brick, Inc.

Jazon E Migrant

Jason E. McGraw, P.E. Mine Supervisor