

RECEIVED

FEB 17 2015

Durango Field Office
Division of Reclamation,
Mining and Safety

M-2013-607
50-01

Lyle Alexander and Alexander Family Trust
67077 T Road
Montrose, CO 81403

RE: Uncompahgre Gravel Pit Damage Waiver
Date: 2.9.15

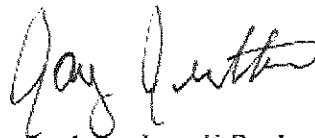
Lyle,

Please find the attached structure agreement that is required by the State of Colorado Division of Reclamation, Mining and Safety to be sent to any landowner who has man-made structures within 200 feet of the permit boundary. The purpose of the agreement is to ensure that we, the permittee of the mine, will fix or replace any structures on your property that are within 200 feet of the permit area that we could damage. This is an extremely remote possibility, but nevertheless, it is required that we send this agreement to you. We have listed any man-made structures that fall within this area on the agreement in order to insure that damages that are proven to be caused by our operations will fall under the guidelines of the attached agreement. If you have any questions regarding this form, please call me and I can provide further explanation of this requirement by the State of Colorado Division of Mining, Reclamation and Safety.

Listed Structures:

Fence
Driveway Culverts

Thank You,



Jay Juffen Lazy K Bar Land & Cattle Co L.L.P

Attachment:

Structure agreement for DRMS

Certified Delivery Tracking # 7012 2210 0001 0703 3140

An example Structure Agreement which meets the requirements of the Statutes is shown below.

Structure Agreement

This letter has been provided to you as the owner of a structure on or within two hundred (200) feet of a proposed mine site. The State of Colorado, Division of Reclamation, Mining and Safety ("Division") requires that where a mining operation will adversely affect the stability of any significant, valuable and permanent man-made structure located within two hundred (200) feet of the affected land, the Applicant shall either:

- a) Provide a notarized agreement between the Applicant and the Person(s) having an interest in the structure, that the Applicant is to provide compensation for any damage to the structure; or
- b) Where such an agreement cannot be reached, the Applicant shall provide an appropriate engineering evaluation that demonstrates that such structure shall not be damaged by activities occurring at the mining operation; or
- c) Where such structure is a utility, the Applicant may supply a notarized letter, on utility letterhead, from the owner(s) of the utility that the mining and reclamation activities, as proposed, will have "no negative effect" on their utility. (*Construction Materials Rule 6.3.12 and Rule 6.4.19 & Hard Rock/Metal Mining Rule 6.3.12 and Rule 6.4.20*)

The Colorado Mined Land Reclamation Board ("Board") has determined that this form, if properly executed, represents an agreement that complies with Construction Materials Rule 6.3.12(a), Rule 6.4.19(a), and C.R.S. § 34-32.5-115(4)(e) and with Hard Rock/Metal Mining Rule 6.3.12(a), Rule 6.4.20(a), and C.R.S. § 34-32-115(4)(d). This form is for the sole purpose of ensuring compliance with the Rules and Regulations and shall not make the Board or Division a necessary party to any private civil lawsuit to enforce the terms of the agreement or create any enforcement obligations in the Board or the Division.

The following structures are located on or within 200 feet of the proposed affected area:

1. SEE COVER LETTER
2. _____
3. _____
4. _____
5. _____

(Please list additional structures on a separate page)

CERTIFICATION

The Applicant, Lazy K Bar Land & Cattle Co, LLC (print applicant/company name),
by Jay Jutten (print representative's name), as Manager (print
representative's title), does hereby certify that LYE ALEXANDER (structure owner) shall
be compensated for any damage from the proposed mining operation to the above listed structure(s)
located on or within 200 feet of the proposed affected area described within Exhibit A, of the Reclamation
Permit Application for Uncompahgre Pit (operation name),
File Number M- 2013-007

*This form has been approved by the Colorado Mined Land Reclamation Board pursuant to its
authority under the Colorado Land Reclamation Act for the Extraction of Construction Materials and
the Colorado Mined Land Reclamation Act for Hard Rock, Metal, and Designated Mining Operations.
Any alteration or modification to this form shall result in voiding this form.*

NOTARY FOR PERMIT APPLICANT

ACKNOWLEDGED BY:

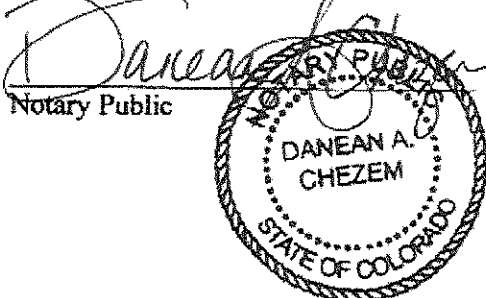
Applicant LAZY K BAR LAND & CATTLE CO, LLC Representative Name Jay Jutten

Date February 12 2015 Title General Partner Manager

STATE OF COLORADO

) ss.
COUNTY OF MONTROSE

The foregoing was acknowledged before me this 12 day of FEBRUARY, 2015, by
JAY JUTTEN as GENERAL PARTNER of LAZY K BAR LAND & CATTLE CO, LLC



My Commission Expires: 1/4/2016

NOTARY FOR STRUCTURE OWNER

ACKNOWLEDGED BY:

Structure Owner _____ Name _____

Date _____ Title _____

STATE OF _____)
) ss.
COUNTY OF _____)

The foregoing was acknowledged before me this _____ day of _____, 20____, by
_____ as _____ of _____.

Notary Public My Commission Expires: _____

RECEIVED
FEB 17 2015
Durango Field Office
Division of Reclamation,
Mining and Safety
M-2013-007
SO-01

Kathleen Ozga
Lands & Recreation Group Chief
Bureau of Reclamation
Western Colorado Area Office
2764 Compass Dr., Suite 106
Grand Junction, CO 81506
kozga@usbr.gov
(970) 248-0649

RE: Uncompahgre Gravel Pit Damage Waiver
Date: 2/9/2015

To Whom It May Concern,

Please find the attached structure agreement that is required by the State of Colorado Division of Reclamation, Mining and Safety to be sent to any landowner who has man-made structures within 200 feet of the permit boundary. The purpose of the agreement is to ensure that we, the permittee of the mine, will fix or replace any structures on your property that are within 200 feet of the permit area that we could damage. This is an extremely remote possibility, but nevertheless, it is required that we send this agreement to you. We have listed any man-made structures that fall within this area on the agreement in order to insure that damages that are proven to be caused by our operations will fall under the guidelines of the attached agreement. If you have any questions regarding this form, please call me and I can provide further explanation of this requirement by the State of Colorado Division of Mining, Reclamation and Safety.

Structures:

Montrose West Canal

Thank You,



Jay Jutten, Lazy K Bar Land & Cattle Co L.L.P.

Attachment:
Structure agreement for DRMS

Certified Mail Delivery Tracking # 7012 2210 0001 0703 3232

An example Structure Agreement which meets the requirements of the Statutes is shown below.

Structure Agreement

This letter has been provided to you as the owner of a structure on or within two hundred (200) feet of a proposed mine site. The State of Colorado, Division of Reclamation, Mining and Safety ("Division") requires that where a mining operation will adversely affect the stability of any significant, valuable and permanent man-made structure located within two hundred (200) feet of the affected land, the Applicant shall either:

- a) Provide a notarized agreement between the Applicant and the Person(s) having an interest in the structure, that the Applicant is to provide compensation for any damage to the structure; or
- b) Where such an agreement cannot be reached, the Applicant shall provide an appropriate engineering evaluation that demonstrates that such structure shall not be damaged by activities occurring at the mining operation; or
- c) Where such structure is a utility, the Applicant may supply a notarized letter, on utility letterhead, from the owner(s) of the utility that the mining and reclamation activities, as proposed, will have "no negative effect" on their utility. (*Construction Materials Rule 6.3.12 and Rule 6.4.19 & Hard Rock/Metal Mining Rule 6.3.12 and Rule 6.4.20*)

The Colorado Mined Land Reclamation Board ("Board") has determined that this form, if properly executed, represents an agreement that complies with Construction Materials Rule 6.3.12(a), Rule 6.4.19(a), and C.R.S. § 34-32.5-115(4)(e) and with Hard Rock/Metal Mining Rule 6.3.12(a), Rule 6.4.20(a), and C.R.S. § 34-32-115(4)(d). This form is for the sole purpose of ensuring compliance with the Rules and Regulations and shall not make the Board or Division a necessary party to any private civil lawsuit to enforce the terms of the agreement or create any enforcement obligations in the Board or the Division.

The following structures are located on or within 200 feet of the proposed affected area:

1. SEE COVER LETTER
2. _____
3. _____
4. _____
5. _____

(Please list additional structures on a separate page)

CERTIFICATION

The Applicant, Lazy K Bar Land & Cattle Corp (print applicant/company name),
by Jay Tutton (print representative's name), as Manager (print
representative's title), does hereby certify that BUREAU OF RECLAMATION (structure owner) shall
be compensated for any damage from the proposed mining operation to the above listed structure(s)
located on or within 200 feet of the proposed affected area described within Exhibit A, of the Reclamation
Permit Application for Uncompahgre Pit (operation name),
File Number M- 2013- -007

This form has been approved by the Colorado Mined Land Reclamation Board pursuant to its authority under the Colorado Land Reclamation Act for the Extraction of Construction Materials and the Colorado Mined Land Reclamation Act for Hard Rock, Metal, and Designated Mining Operations. Any alteration or modification to this form shall result in voiding this form.

NOTARY FOR PERMIT APPLICANT

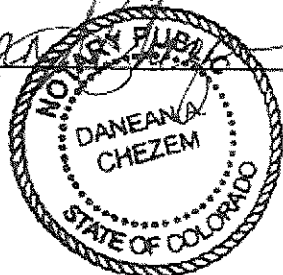
ACKNOWLEDGED BY:

Applicant LAZY K BARLAND CATTLE CO LLC Representative Name Ray John Jay Jatten
Date February 12 2015 Title General Partner Manager

STATE OF COLORADO)
) ss.
COUNTY OF MONTROSE

The foregoing was acknowledged before me this 12 day of FEBRUARY, 2015, by JAY JUTTEN as GENERAL PARTNER of LAZY K BARLAND CATTLE COMPANY

Anne
Notary Public



My Commission Expires: 1/4/2016

NOTARY FOR STRUCTURE OWNER

ACKNOWLEDGED BY:

Structure Owner _____ Name _____

Date _____ Title _____

STATE OF _____)
) ss.
COUNTY OF _____)

The foregoing was acknowledged before me this _____ day of _____, 20____, by
_____ as _____ of _____.

Notary Public My Commission Expires: _____

Century Link
602 North 1st Street
Montrose, CO 81401

RECEIVED
FEB 17 2015
Durango Field Office
Division of Reclamation,
Mining and Safety
M-2013-007
SO-01

RE: Uncompahgre Gravel Pit Damage Waiver

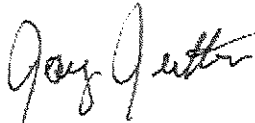
To Whom It May Concern,

Please find the attached structure agreement that is required by the State of Colorado Division of Reclamation, Mining and Safety to be sent to any landowner who has man-made structures within 200 feet of the permit boundary. The purpose of the agreement is to ensure that we, the permittee of the mine, will fix or replace any structures on your property that are within 200 feet of the permit area that we could damage. This is an extremely remote possibility, but nevertheless, it is required that we send this agreement to you. We have listed any man-made structures that fall within this area on the agreement in order to insure that damages that are proven to be caused by our operations will fall under the guidelines of the attached agreement. If you have any questions regarding this form, please call me and I can provide further explanation of this requirement by the State of Colorado Division of Mining, Reclamation and Safety.

Structures:

Underground Communication Lines
Phone Pedestals

Thank You,



Jay Jutten - Lazy K Bar Land & Cattle Co
LLLP

Attachment:

Structure agreement for DRMS

Certified Delivery Tracking # 7012 2210 0001 0703 3249

An example Structure Agreement which meets the requirements of the Statutes is shown below.

Structure Agreement

This letter has been provided to you as the owner of a structure on or within two hundred (200) feet of a proposed mine site. The State of Colorado, Division of Reclamation, Mining and Safety ("Division") requires that where a mining operation will adversely affect the stability of any significant, valuable and permanent man-made structure located within two hundred (200) feet of the affected land, the Applicant shall either:

- a) Provide a notarized agreement between the Applicant and the Person(s) having an interest in the structure, that the Applicant is to provide compensation for any damage to the structure; or
- b) Where such an agreement cannot be reached, the Applicant shall provide an appropriate engineering evaluation that demonstrates that such structure shall not be damaged by activities occurring at the mining operation; or
- c) Where such structure is a utility, the Applicant may supply a notarized letter, on utility letterhead, from the owner(s) of the utility that the mining and reclamation activities, as proposed, will have "no negative effect" on their utility. (*Construction Materials Rule 6.3.12 and Rule 6.4.19 & Hard Rock/Metal Mining Rule 6.3.12 and Rule 6.4.20*)

The Colorado Mined Land Reclamation Board ("Board") has determined that this form, if properly executed, represents an agreement that complies with Construction Materials Rule 6.3.12(a), Rule 6.4.19(a), and C.R.S. § 34-32.5-115(4)(e) and with Hard Rock/Metal Mining Rule 6.3.12(a), Rule 6.4.20(a), and C.R.S. § 34-32-115(4)(d). This form is for the sole purpose of ensuring compliance with the Rules and Regulations and shall not make the Board or Division a necessary party to any private civil lawsuit to enforce the terms of the agreement or create any enforcement obligations in the Board or the Division.

The following structures are located on or within 200 feet of the proposed affected area:

1. SEE COVER LETTER
2. _____
3. _____
4. _____
5. _____

(Please list additional structures on a separate page)

CERTIFICATION

The Applicant, Lazy K Bar Land & Cattle Co. (print applicant/company name),
by Jay Jutten (print representative's name), as Manager (print
representative's title), does hereby certify that CENTRE LINK (structure owner) shall
be compensated for any damage from the proposed mining operation to the above listed structure(s)
located on or within 200 feet of the proposed affected area described within Exhibit A, of the Reclamation
Permit Application for Uncompahgre Pit (operation name),
File Number M- 2013-007

*This form has been approved by the Colorado Mined Land Reclamation Board pursuant to its
authority under the Colorado Land Reclamation Act for the Extraction of Construction Materials and
the Colorado Mined Land Reclamation Act for Hard Rock, Metal, and Designated Mining Operations.
Any alteration or modification to this form shall result in voiding this form.*

NOTARY FOR PERMIT APPLICANT

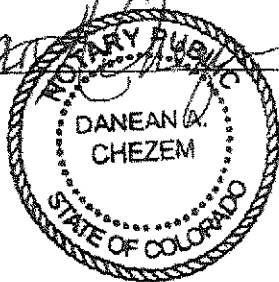
ACKNOWLEDGED BY:

Applicant LAZY K BAR LAND & CATTLE CO. Representative Name Jay Jutten Jay Jutten
Date February 12 2015 Title General Partner Manager

STATE OF COLORADO
COUNTY OF MONTROSE ss.

The foregoing was acknowledged before me this 12 day of FEBRUARY, 2015, by
JAY JUTTEN as GENERAL PARTNER of LAZY K BAR LAND & CATTLE CO.

Danean A. Chezem
Notary Public



My Commission Expires: 1/4/2016

NOTARY FOR STRUCTURE OWNER

ACKNOWLEDGED BY:

Structure Owner _____ Name _____

Date _____ Title _____

STATE OF _____)
) ss.

COUNTY OF _____)

The foregoing was acknowledged before me this _____ day of _____, 20____, by
_____ as _____ of _____.

Notary Public My Commission Expires: _____

DMEA
11925 6300 Road
Montrose, CO 81401

RE: Uncompahgre Gravel Pit Damage Waiver
Date: 2.9.15

RECEIVED
FEB 17 2015
Durango Field Office
Division of Reclamation,
Mining and Safety
M-2013-007
50-01

To Whom It May Concern,

Please find the attached structure agreement that is required by the State of Colorado Division of Reclamation, Mining and Safety to be sent to any landowner who has man-made structures within 200 feet of the permit boundary. The purpose of the agreement is to ensure that we, the permittee of the mine, will fix or replace any structures on your property that are within 200 feet of the permit area that we could damage. This is an extremely remote possibility, but nevertheless, it is required that we send this agreement to you. We have listed any man-made structures that fall within this area on the agreement in order to insure that damages that are proven to be caused by our operations will fall under the guidelines of the attached agreement. If you have any questions regarding this form, please call me and I can provide further explanation of this requirement by the State of Colorado Division of Mining, Reclamation and Safety.

Structures:

Overhead and Buried Power Lines
Transformer Boxes

Thank You.



Jay Jutten Lazy K Bar Land & Cattle Co LLLP

Attachment:
Structure agreement for DRMS

Certified Delivery Tracking # 7012 2210 2210 0001 0703 8218

An example Structure Agreement which meets the requirements of the Statutes is shown below.

Structure Agreement

This letter has been provided to you as the owner of a structure on or within two hundred (200) feet of a proposed mine site. The State of Colorado, Division of Reclamation, Mining and Safety ("Division") requires that where a mining operation will adversely affect the stability of any significant, valuable and permanent man-made structure located within two hundred (200) feet of the affected land, the Applicant shall either:

- a) Provide a notarized agreement between the Applicant and the Person(s) having an interest in the structure, that the Applicant is to provide compensation for any damage to the structure; or
- b) Where such an agreement cannot be reached, the Applicant shall provide an appropriate engineering evaluation that demonstrates that such structure shall not be damaged by activities occurring at the mining operation; or
- c) Where such structure is a utility, the Applicant may supply a notarized letter, on utility letterhead, from the owner(s) of the utility that the mining and reclamation activities, as proposed, will have "no negative effect" on their utility. (*Construction Materials Rule 6.3.12 and Rule 6.4.19 & Hard Rock/Metal Mining Rule 6.3.12 and Rule 6.4.20*)

The Colorado Mined Land Reclamation Board ("Board") has determined that this form, if properly executed, represents an agreement that complies with Construction Materials Rule 6.3.12(a), Rule 6.4.19(a), and C.R.S. § 34-32.5-115(4)(e) and with Hard Rock/Metal Mining Rule 6.3.12(a), Rule 6.4.20(a), and C.R.S. § 34-32-115(4)(d). This form is for the sole purpose of ensuring compliance with the Rules and Regulations and shall not make the Board or Division a necessary party to any private civil lawsuit to enforce the terms of the agreement or create any enforcement obligations in the Board or the Division.

The following structures are located on or within 200 feet of the proposed affected area:

1. SEE COVER LETTER
2. _____
3. _____
4. _____
5. _____

(Please list additional structures on a separate page)

CERTIFICATION

The Applicant, Lazy K Bar Land & Cattle Co., LLC (print applicant/company name),
by Jay Jutten (print representative's name), as Manager (print
representative's title), does hereby certify that DMEA (structure owner) shall
be compensated for any damage from the proposed mining operation to the above listed structure(s)
located on or within 200 feet of the proposed affected area described within Exhibit A, of the Reclamation
Permit Application for Uncompahgre Pit (operation name),
File Number M- 2013-007

*This form has been approved by the Colorado Mined Land Reclamation Board pursuant to its
authority under the Colorado Land Reclamation Act for the Extraction of Construction Materials and
the Colorado Mined Land Reclamation Act for Hard Rock, Metal, and Designated Mining Operations.
Any alteration or modification to this form shall result in voiding this form.*

NOTARY FOR PERMIT APPLICANT

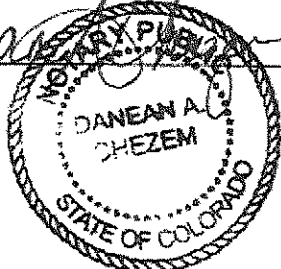
ACKNOWLEDGED BY:

Applicant LAZY K BAR LAND & CATTLE CO., LLC Representative Name Jay Jutten Jay Jutten
Date February 12 2015 Title General Partner Manager

STATE OF COLORADO
COUNTY OF MONTROSE ss.

The foregoing was acknowledged before me this 12 day of FEBRUARY, 2015, by
JAY JUTTEN as GENERAL PARTNER of LAZY K BAR LAND & CATTLE CO., LLC

Danean A. Chezem
Notary Public



My Commission Expires: 1/4/2016

NOTARY FOR STRUCTURE OWNER

ACKNOWLEDGED BY:

Structure Owner _____ Name _____

Date _____ Title _____

STATE OF _____)
) ss.
COUNTY OF _____)

The foregoing was acknowledged before me this _____ day of _____, 20____, by
_____ as _____ of _____.

Notary Public My Commission Expires: _____

RECEIVED
FEB 17 2015

Durango Field Office
Division of Reclamation,
Mining and Safety
M-2013-007
50-01

Horsefly Creek LLC
70455 Buckhorn Road
Montrose, CO 81043

RE: Uncompahgre Gravel Pit Damage Waiver
Date: 2.9.15

Pam,

Please find the attached structure agreement that is required by the State of Colorado Division of Reclamation, Mining and Safety to be sent to any landowner who has man-made structures within 200 feet of the permit boundary. The purpose of the agreement is to ensure that we, the permittee of the mine, will fix or replace any structures on your property that are within 200 feet of the permit area that we could damage. This is an extremely remote possibility, but nevertheless, it is required that we send this agreement to you. We have listed any man-made structures that fall within this area on the agreement in order to insure that damages that are proven to be caused by our operations will fall under the guidelines of the attached agreement. If you have any questions regarding this form, please call me and I can provide further explanation of this requirement by the State of Colorado Division of Mining, Reclamation and Safety.

Structures:

Driveway Culvert
Fence
Residence
Log Cabin
Garage

Thank You,



Jay Juten Lazy K Bar Land & Cattle Co LLLP

Attachment:
Structure agreement for DRMS

Certified Tracking # 7012 2210 0001 0703 3201

An example Structure Agreement which meets the requirements of the Statutes is shown below.

Structure Agreement

This letter has been provided to you as the owner of a structure on or within two hundred (200) feet of a proposed mine site. The State of Colorado, Division of Reclamation, Mining and Safety ("Division") requires that where a mining operation will adversely affect the stability of any significant, valuable and permanent man-made structure located within two hundred (200) feet of the affected land, the Applicant shall either:

- a) Provide a notarized agreement between the Applicant and the Person(s) having an interest in the structure, that the Applicant is to provide compensation for any damage to the structure; or
- b) Where such an agreement cannot be reached, the Applicant shall provide an appropriate engineering evaluation that demonstrates that such structure shall not be damaged by activities occurring at the mining operation; or
- c) Where such structure is a utility, the Applicant may supply a notarized letter, on utility letterhead, from the owner(s) of the utility that the mining and reclamation activities, as proposed, will have "no negative effect" on their utility. (*Construction Materials Rule 6.3.12 and Rule 6.4.19 & Hard Rock/Metal Mining Rule 6.3.12 and Rule 6.4.20*)

The Colorado Mined Land Reclamation Board ("Board") has determined that this form, if properly executed, represents an agreement that complies with Construction Materials Rule 6.3.12(a), Rule 6.4.19(a), and C.R.S. § 34-32.5-115(4)(e) and with Hard Rock/Metal Mining Rule 6.3.12(a), Rule 6.4.20(a), and C.R.S. § 34-32-115(4)(d). This form is for the sole purpose of ensuring compliance with the Rules and Regulations and shall not make the Board or Division a necessary party to any private civil lawsuit to enforce the terms of the agreement or create any enforcement obligations in the Board or the Division.

The following structures are located on or within 200 feet of the proposed affected area:

1. SEE COVER LETTER
2. _____
3. _____
4. _____
5. _____

(Please list additional structures on a separate page)

CERTIFICATION

The Applicant, Lazy K Bar Land & Cattle Co LLC (print applicant/company name),
by Jay Jutten (print representative's name), as Manager (print
representative's title), does hereby certify that HOSEER CREEK LLC (structure owner) shall
be compensated for any damage from the proposed mining operation to the above listed structure(s)
located on or within 200 feet of the proposed affected area described within Exhibit A, of the Reclamation
Permit Application for Uncompahgre Pit (operation name),
File Number M- 2013-007

*This form has been approved by the Colorado Mined Land Reclamation Board pursuant to its
authority under the Colorado Land Reclamation Act for the Extraction of Construction Materials and
the Colorado Mined Land Reclamation Act for Hard Rock, Metal, and Designated Mining Operations.
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NOTARY FOR PERMIT APPLICANT

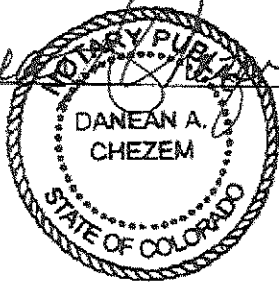
ACKNOWLEDGED BY:

Applicant LAZY K BAR LAND & CATTLE CO LLC Representative Name Jay Jutten
Date February 12 2015 Title General Partner Manager

STATE OF COLORADO
COUNTY OF MONTROSE ss.

The foregoing was acknowledged before me this 12 day of FEBRUARY, 2015, by
JAY JUTTEN as GENERAL PARTNER of LAZY K BAR LAND & CATTLE CO LLC

Dane
Notary Public



My Commission Expires: 1/4/2016

NOTARY FOR STRUCTURE OWNER

ACKNOWLEDGED BY:

Structure Owner _____ Name _____

Date _____ Title _____

STATE OF _____)
) ss.
COUNTY OF _____)

The foregoing was acknowledged before me this _____ day of _____, 20____, by _____ as _____ of _____

Notary Public _____ My Commission Expires: _____

Lazy K Bar Land & Cattle Company
70455 Buckhorn Road
Montrose, CO 81403


RECEIVED
FEB 17 2015
Durango Field Office
Division of Reclamation,
Mining and Safety
M-2013-007
50-01

RE: Uncompahgre Gravel Pit Damage Waiver
Date: 2/9/2015

Please find the attached structure agreement that is required by the State of Colorado Division of Reclamation, Mining and Safety to be sent to any landowner who has man-made structures within 200 feet of the permit boundary. The purpose of the agreement is to ensure that we, the permittee of the mine, will fix or replace any structures on your property that are within 200 feet of the permit area that we could damage. This is an extremely remote possibility, but nevertheless, it is required that we send this agreement to you. We have listed any man-made structures that fall within this area on the agreement in order to insure that damages that are proven to be caused by our operations will fall under the guidelines of the attached agreement. If you have any questions regarding this form, please call me and I can provide further explanation of this requirement by the State of Colorado Division of Mining, Reclamation and Safety.

Structures:

Irrigation structures
Fences
Corrals
Existing culverts and roadways

Thank You

Joy Jatten - Lazy K Bar Land & Cattle Co
LLLP

Attachment:
Structure agreement for DRMS

Certified Delivery Tracking # 7012 2210 0001 0703 3225

An example Structure Agreement which meets the requirements of the Statutes is shown below.

Structure Agreement

This letter has been provided to you as the owner of a structure on or within two hundred (200) feet of a proposed mine site. The State of Colorado, Division of Reclamation, Mining and Safety ("Division") requires that where a mining operation will adversely affect the stability of any significant, valuable and permanent man-made structure located within two hundred (200) feet of the affected land, the Applicant shall either:

- a) Provide a notarized agreement between the Applicant and the Person(s) having an interest in the structure, that the Applicant is to provide compensation for any damage to the structure; or
- b) Where such an agreement cannot be reached, the Applicant shall provide an appropriate engineering evaluation that demonstrates that such structure shall not be damaged by activities occurring at the mining operation; or
- c) Where such structure is a utility, the Applicant may supply a notarized letter, on utility letterhead, from the owner(s) of the utility that the mining and reclamation activities, as proposed, will have "no negative effect" on their utility. (*Construction Materials Rule 6.3.12 and Rule 6.4.19 & Hard Rock/Metal Mining Rule 6.3.12 and Rule 6.4.20*)

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The following structures are located on or within 200 feet of the proposed affected area:

1. SEE COVER LETTER
2. _____
3. _____
4. _____
5. _____

(Please list additional structures on a separate page)

CERTIFICATION

The Applicant, Lazy K Bar Land & Cattle Co LLC (print applicant/company name),
by Jay Jutten (print representative's name), as Manager (print
representative's title), does hereby certify that Lazy K Bar Land & Cattle Co LLC (structure owner) shall
be compensated for any damage from the proposed mining operation to the above listed structure(s)
located on or within 200 feet of the proposed affected area described within Exhibit A, of the Reclamation
Permit Application for Uncompahgre Pit (operation name),
File Number M- 2013-007

*This form has been approved by the Colorado Mined Land Reclamation Board pursuant to its
authority under the Colorado Land Reclamation Act for the Extraction of Construction Materials and
the Colorado Mined Land Reclamation Act for Hard Rock, Metal, and Designated Mining Operations.
Any alteration or modification to this form shall result in voiding this form.*

NOTARY FOR PERMIT APPLICANT

ACKNOWLEDGED BY:

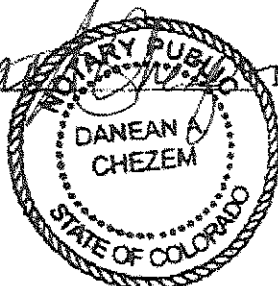
Applicant Lazy K Bar Land & Cattle Co LLC Representative Name Jay Jutten Jay Sutter
Date February 12 2015 Title General Partner Manager

STATE OF COLORADO

COUNTY OF MONTROSE) ss.

The foregoing was acknowledged before me this 12 day of FEBRUARY, 2015, by
JAY JUTTEN as GENERAL PARTNER of LAZY K BAR LAND & CATTLE CO LLC

Danean A. Chezem
Notary Public



My Commission Expires: 1/4/2016

NOTARY FOR STRUCTURE OWNER

ACKNOWLEDGED BY:

Structure Owner _____ Name _____

Date _____ Title _____

STATE OF _____)
) ss.
COUNTY OF _____)

The foregoing was acknowledged before me this ____ day of _____, 20____, by
_____ as _____ of _____.

Notary Public My Commission Expires: _____

February 9, 2015

Montrose County
161 South Townsend Avenue
Montrose, CO 81401

Attention: Dean Cooper

RE: Uncompahgre Gravel Pit – State of Colorado Damage Waiver

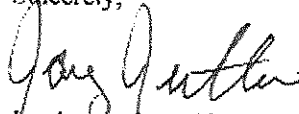
Dear Montrose County – Dean Cooper,

Enclosed is a structure agreement that is required by the State of Colorado Division of Reclamation, Mining and Safety. We need to submit a copy of receipt of this agreement to the State of Colorado Division of Reclamation, Mining and Safety for the permit file.

Structures:

County Road T
Culverts

Sincerely,



Jay Jutten, Lazy K Bar Land & Cattle Co LLLP

This structure agreement was received on the following date: _____

By: _____

Certified Delivery Tracking # 7012 2210 0001 0703 3157

RECEIVED
FEB 17 2015
Durango Field Office
Division of Reclamation,
Mining and Safety
M-2013-007
SO-01

An example Structure Agreement which meets the requirements of the Statutes is shown below.

Structure Agreement

This letter has been provided to you as the owner of a structure on or within two hundred (200) feet of a proposed mine site. The State of Colorado, Division of Reclamation, Mining and Safety ("Division") requires that where a mining operation will adversely affect the stability of any significant, valuable and permanent man-made structure located within two hundred (200) feet of the affected land, the Applicant shall either:

- a) Provide a notarized agreement between the Applicant and the Person(s) having an interest in the structure, that the Applicant is to provide compensation for any damage to the structure; or
- b) Where such an agreement cannot be reached, the Applicant shall provide an appropriate engineering evaluation that demonstrates that such structure shall not be damaged by activities occurring at the mining operation; or
- c) Where such structure is a utility, the Applicant may supply a notarized letter, on utility letterhead, from the owner(s) of the utility that the mining and reclamation activities, as proposed, will have "no negative effect" on their utility. (*Construction Materials Rule 6.3.12 and Rule 6.4.19 & Hard Rock/Metal Mining Rule 6.3.12 and Rule 6.4.20*)

The Colorado Mined Land Reclamation Board ("Board") has determined that this form, if properly executed, represents an agreement that complies with Construction Materials Rule 6.3.12(a), Rule 6.4.19(a), and C.R.S. § 34-32.5-115(4)(e) and with Hard Rock/Metal Mining Rule 6.3.12(a), Rule 6.4.20(a), and C.R.S. § 34-32-115(4)(d). This form is for the sole purpose of ensuring compliance with the Rules and Regulations and shall not make the Board or Division a necessary party to any private civil lawsuit to enforce the terms of the agreement or create any enforcement obligations in the Board or the Division.

The following structures are located on or within 200 feet of the proposed affected area:

1. SEE COVER LETTER
2. _____
3. _____
4. _____
5. _____

(Please list additional structures on a separate page)

CERTIFICATION

The Applicant, Lazy K Bar Land & Cattle Co LLC (print applicant/company name),
by Jay Jutten (print representative's name), as Manager (print
representative's title), does hereby certify that MONTROSE COUNTY (structure owner) shall
be compensated for any damage from the proposed mining operation to the above listed structure(s)
located on or within 200 feet of the proposed affected area described within Exhibit A, of the Reclamation
Permit Application for Uncompahgre Pit (operation name),
File Number M- 2013-007

*This form has been approved by the Colorado Mined Land Reclamation Board pursuant to its
authority under the Colorado Land Reclamation Act for the Extraction of Construction Materials and
the Colorado Mined Land Reclamation Act for Hard Rock, Metal, and Designated Mining Operations.
Any alteration or modification to this form shall result in voiding this form.*

NOTARY FOR PERMIT APPLICANT

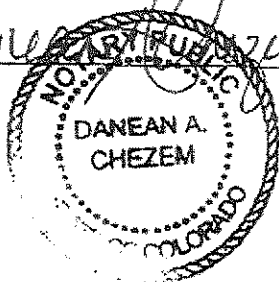
ACKNOWLEDGED BY:

Applicant Lazy K Bar Land & Cattle Co LLC Representative Name Jay Jutten Jay Jutten
Date February 12 2015 Title General Partner Manager

STATE OF COLORADO
COUNTY OF MONTROSE ss.

The foregoing was acknowledged before me this 12 day of FEBRUARY 2015, by
JAY JUTTEN as GENERAL PARTNER of LAZY K BAR LAND & CATTLE CO LLC

DANEAN A. CHEZEM
Notary Public



My Commission Expires: 1/4/2016

NOTARY FOR STRUCTURE OWNER

ACKNOWLEDGED BY:

Structure Owner _____ Name _____

Date _____ Title _____

STATE OF _____)
) ss.

COUNTY OF _____)

The foregoing was acknowledged before me this _____ day of _____, 20____, by
_____ as _____ of _____.

Notary Public My Commission Expires: _____

RECEIVED

FEB 17 2015

Durango Field Office
Division of Reclamation,
Mining and Safety

M-2013-007
50-01

Roger Noble
198 County Road 10
Ridgway, CO 81432

RE: Uncompahgre Gravel Pit Damage Waiver

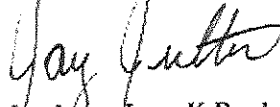
Roger,

Please find the attached structure agreement that is required by the State of Colorado Division of Reclamation, Mining and Safety to be sent to any landowner who has man-made structures within 200 feet of the permit boundary. The purpose of the agreement is to ensure that we, the permittee of the mine, will fix or replace any structures on your property that are within 200 feet of the permit area that we could damage. This is an extremely remote possibility, but nevertheless, it is required that we send this agreement to you. We have listed any man-made structures that fall within this area on the agreement in order to insure that damages that are proven to be caused by our operations will fall under the guidelines of the attached agreement. If you have any questions regarding this form, please call me and I can provide further explanation of this requirement by the State of Colorado Division of Mining, Reclamation and Safety.

Structures:

Driveway Culvert
Fences

Thank You,



Jay Jutten Lazy K Bar Land & Cattle Co L.L.P.

Attachment:
Structure agreement for DRMS

Certified Delivery Tracking # 7012 2210 0001 0703 3164

An example Structure Agreement which meets the requirements of the Statutes is shown below.

Structure Agreement

This letter has been provided to you as the owner of a structure on or within two hundred (200) feet of a proposed mine site. The State of Colorado, Division of Reclamation, Mining and Safety ("Division") requires that where a mining operation will adversely affect the stability of any significant, valuable and permanent man-made structure located within two hundred (200) feet of the affected land, the Applicant shall either:

- a) Provide a notarized agreement between the Applicant and the Person(s) having an interest in the structure, that the Applicant is to provide compensation for any damage to the structure; or
- b) Where such an agreement cannot be reached, the Applicant shall provide an appropriate engineering evaluation that demonstrates that such structure shall not be damaged by activities occurring at the mining operation; or
- c) Where such structure is a utility, the Applicant may supply a notarized letter, on utility letterhead, from the owner(s) of the utility that the mining and reclamation activities, as proposed, will have "no negative effect" on their utility. (*Construction Materials Rule 6.3.12 and Rule 6.4.19 & Hard Rock/Metal Mining Rule 6.3.12 and Rule 6.4.20*)

The Colorado Mined Land Reclamation Board ("Board") has determined that this form, if properly executed, represents an agreement that complies with Construction Materials Rule 6.3.12(a), Rule 6.4.19(a), and C.R.S. § 34-32.5-115(4)(e) and with Hard Rock/Metal Mining Rule 6.3.12(a), Rule 6.4.20(a), and C.R.S. § 34-32-115(4)(d). This form is for the sole purpose of ensuring compliance with the Rules and Regulations and shall not make the Board or Division a necessary party to any private civil lawsuit to enforce the terms of the agreement or create any enforcement obligations in the Board or the Division.

The following structures are located on or within 200 feet of the proposed affected area:

1. SEE COVER LETTER
2. _____
3. _____
4. _____
5. _____

(Please list additional structures on a separate page)

CERTIFICATION

The Applicant, Lazy K Bar Land & Cattle Co., LLC (print applicant/company name),
by Jay Jutten (print representative's name), as Manager (print
representative's title), does hereby certify that ROGER NOBLE (structure owner) shall
be compensated for any damage from the proposed mining operation to the above listed structure(s)
located on or within 200 feet of the proposed affected area described within Exhibit A, of the Reclamation
Permit Application for Uncompahgre Pit (operation name),
File Number M- 2013-007.

*This form has been approved by the Colorado Mined Land Reclamation Board pursuant to its
authority under the Colorado Land Reclamation Act for the Extraction of Construction Materials and
the Colorado Mined Land Reclamation Act for Hard Rock, Metal, and Designated Mining Operations.
Any alteration or modification to this form shall result in voiding this form.*

NOTARY FOR PERMIT APPLICANT

ACKNOWLEDGED BY:

Applicant LAZY K BAR LAND & CATTLE CO., LLC Representative Name Jay Jutten Jay Jutten

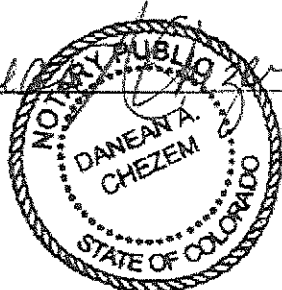
Date February 12 2015 Title General Partner Manager

STATE OF COLORADO

) ss.
COUNTY OF MONTROSE

The foregoing was acknowledged before me this 12 day of FEBRUARY 2015 by
JAY JUTTEN as GENERAL PARTNER of LAZY K BAR LAND & CATTLE CO., LLC

DANEAN A. CHEZEM
Notary Public



My Commission Expires: 1/4/2016

NOTARY FOR STRUCTURE OWNER

ACKNOWLEDGED BY:

Structure Owner _____ Name _____

Date _____ Title _____

STATE OF _____)
) ss.

COUNTY OF _____)

The foregoing was acknowledged before me this _____ day of _____, 20____, by
_____ as _____ of _____.

Notary Public My Commission Expires: _____

ROCKY MOUNTAIN

SCALE TICKET

27333

AGGREGATE & CONSTRUCTION LLC

PIT: Reynolds Pit

67516 T Road
Montrose, CO 81403
(970) 249-8780

CUSTOMER:	Justin Siles		DATE:	2-11-15
PROJECT:	1773 6500 Rd		TIME:	2:20
MATERIAL:	3/4 S.R.		GROSS:	87,760
TRUCK #:	C-8	DRIVER: ON or OFF	TARE:	32,060
DRIVER:	Bob Tate		NET:	55,700
WEIGHER:	Bob Tate		TONS:	27.85

DELIVERY: Customer must provide safe and reasonable access for off-street delivery. Customer agrees to allow access onto site. If Rocky Mountain Aggregate & Construction, LLC driver or hired driver deems the area unsafe to work in, we reserve the right to dump in another location or return the load to the pit, all of which is subject to additional charges.

RECEIVED
FEB 17 2015
Durango Field Office
Division of Reclamation,
Mining and Safety

RECEIVED

FEB 17 2015

Durango Field Office
Division of Reclamation,
Mining and Safety

M-2013-007
SO-01

Source Gas
343 N 3rd Street
Montrose, CO 81401

RE: Uncompahgre Gravel Pit Damage Waiver
Date: 2.9.15

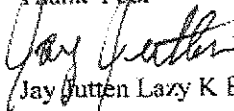
To Whom It May Concern,

Please find the attached structure agreement that is required by the State of Colorado Division of Reclamation, Mining and Safety to be sent to any landowner who has man-made structures within 200 feet of the permit boundary. The purpose of the agreement is to ensure that we, the permittee of the mine, will fix or replace any structures on your property that are within 200 feet of the permit area that we could damage. This is an extremely remote possibility, but nevertheless, it is required that we send this agreement to you. We have listed any man-made structures that fall within this area on the agreement in order to insure that damages that are proven to be caused by our operations will fall under the guidelines of the attached agreement. If you have any questions regarding this form, please call me and I can provide further explanation of this requirement by the State of Colorado Division of Mining, Reclamation and Safety.

Structures:

Buried Gas Line

Thank You.



Jay Fatten Lazy K Bar Land & Cattle Co LLLP

Attachment:
Structure agreement for DRMS

Certified Delivery Tracking # 7012 2210 0001 0703 3195

An example Structure Agreement which meets the requirements of the Statutes is shown below.

Structure Agreement

This letter has been provided to you as the owner of a structure on or within two hundred (200) feet of a proposed mine site. The State of Colorado, Division of Reclamation, Mining and Safety ("Division") requires that where a mining operation will adversely affect the stability of any significant, valuable and permanent man-made structure located within two hundred (200) feet of the affected land, the Applicant shall either:

- a) Provide a notarized agreement between the Applicant and the Person(s) having an interest in the structure, that the Applicant is to provide compensation for any damage to the structure; or
- b) Where such an agreement cannot be reached, the Applicant shall provide an appropriate engineering evaluation that demonstrates that such structure shall not be damaged by activities occurring at the mining operation; or
- c) Where such structure is a utility, the Applicant may supply a notarized letter, on utility letterhead, from the owner(s) of the utility that the mining and reclamation activities, as proposed, will have "no negative effect" on their utility. (*Construction Materials Rule 6.3.12 and Rule 6.4.19 & Hard Rock/Metal Mining Rule 6.3.12 and Rule 6.4.20*)

The Colorado Mined Land Reclamation Board ("Board") has determined that this form, if properly executed, represents an agreement that complies with Construction Materials Rule 6.3.12(a), Rule 6.4.19(a), and C.R.S. § 34-32.5-115(4)(e) and with Hard Rock/Metal Mining Rule 6.3.12(a), Rule 6.4.20(a), and C.R.S. § 34-32-115(4)(d). This form is for the sole purpose of ensuring compliance with the Rules and Regulations and shall not make the Board or Division a necessary party to any private civil lawsuit to enforce the terms of the agreement or create any enforcement obligations in the Board or the Division.

The following structures are located on or within 200 feet of the proposed affected area:

1. SEE COVER LETTER
2. _____
3. _____
4. _____
5. _____

(Please list additional structures on a separate page)

CERTIFICATION

The Applicant, Lazy K Bar Land & Cattle Co. LLC (print applicant/company name),
by Jay Jutten (print representative's name), as Manager (print
representative's title), does hereby certify that SOURCE GAS LLC (structure owner) shall
be compensated for any damage from the proposed mining operation to the above listed structure(s)
located on or within 200 feet of the proposed affected area described within Exhibit A, of the Reclamation
Permit Application for Uncompahgre Pit (operation name),
File Number M- 2013--007

*This form has been approved by the Colorado Mined Land Reclamation Board pursuant to its
authority under the Colorado Land Reclamation Act for the Extraction of Construction Materials and
the Colorado Mined Land Reclamation Act for Hard Rock, Metal, and Designated Mining Operations.
Any alteration or modification to this form shall result in voiding this form.*

NOTARY FOR PERMIT APPLICANT

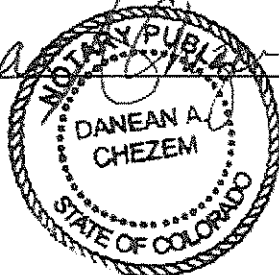
ACKNOWLEDGED BY:

Applicant LAZY K BAR LAND & CATTLE CO. LLC Representative Name Jay Jutten Jay Jutten
Date February 12 2015 Title General Partner Manager

STATE OF COLORADO
COUNTY OF MONTROSE ss.

The foregoing was acknowledged before me this 12 day of FEBRUARY, 2015, by
JAY JUTTEN as GENERAL PARTNER of LAZY K BAR LAND & CATTLE CO. LLC

Danean A. Chezem
Notary Public



My Commission Expires: 1/4/2016

NOTARY FOR STRUCTURE OWNER

ACKNOWLEDGED BY:

Structure Owner _____ Name _____

Date _____	Title _____
------------	-------------

STATE OF _____)
) ss.
COUNTY OF _____)

The foregoing was acknowledged before me this _____ day of _____, 20____, by _____ as _____ of _____.

My Commission Expires: _____
Notary Public

RECEIVED
FEB 17 2015
Durango Field Office
Division of Reclamation,
Mining and Safety
M-2013-007
50-01

Tri-County Water
647 North 7th Street
Montrose, CO 81401

RE: Uncompahgre Gravel Pit Damage Waiver
Date: 2.9.15

To Whom It May Concern,

Please find the attached structure agreement that is required by the State of Colorado Division of Reclamation, Mining and Safety to be sent to any landowner who has man-made structures within 200 feet of the permit boundary. The purpose of the agreement is to ensure that we, the permittee of the mine, will fix or replace any structures on your property that are within 200 feet of the permit area that we could damage. This is an extremely remote possibility, but nevertheless, it is required that we send this agreement to you. We have listed any man-made structures that fall within this area on the agreement in order to insure that damages that are proven to be caused by our operations will fall under the guidelines of the attached agreement. If you have any questions regarding this form, please call me and I can provide further explanation of this requirement by the State of Colorado Division of Mining, Reclamation and Safety.

Structures:

Buried Water Line and Services
Meter Pits

Thank You.



Jay Jutten Lazy K Bar Land & Cattle Co L.L.P.

Attachment:
Structure agreement for DRMS

Certified Delivery Tracking # 7012 2210 0001 0703 3188

An example Structure Agreement which meets the requirements of the Statutes is shown below.

Structure Agreement

This letter has been provided to you as the owner of a structure on or within two hundred (200) feet of a proposed mine site. The State of Colorado, Division of Reclamation, Mining and Safety ("Division") requires that where a mining operation will adversely affect the stability of any significant, valuable and permanent man-made structure located within two hundred (200) feet of the affected land, the Applicant shall either:

- a) Provide a notarized agreement between the Applicant and the Person(s) having an interest in the structure, that the Applicant is to provide compensation for any damage to the structure; or
- b) Where such an agreement cannot be reached, the Applicant shall provide an appropriate engineering evaluation that demonstrates that such structure shall not be damaged by activities occurring at the mining operation; or
- c) Where such structure is a utility, the Applicant may supply a notarized letter, on utility letterhead, from the owner(s) of the utility that the mining and reclamation activities, as proposed, will have "no negative effect" on their utility. (*Construction Materials Rule 6.3.12 and Rule 6.4.19 & Hard Rock/Metal Mining Rule 6.3.12 and Rule 6.4.20*)

The Colorado Mined Land Reclamation Board ("Board") has determined that this form, if properly executed, represents an agreement that complies with Construction Materials Rule 6.3.12(a), Rule 6.4.19(a), and C.R.S. § 34-32.5-115(4)(e) and with Hard Rock/Metal Mining Rule 6.3.12(a), Rule 6.4.20(a), and C.R.S. § 34-32-115(4)(d). This form is for the sole purpose of ensuring compliance with the Rules and Regulations and shall not make the Board or Division a necessary party to any private civil lawsuit to enforce the terms of the agreement or create any enforcement obligations in the Board or the Division.

The following structures are located on or within 200 feet of the proposed affected area:

1. SEE COVER LETTER
2. _____
3. _____
4. _____
5. _____

(Please list additional structures on a separate page)

CERTIFICATION

The Applicant, Lazy K Bar Land & Cattle Co LLC (print applicant/company name),
by Jay Jutten (print representative's name), as Manager (print
representative's title), does hereby certify that TRF COUNTY WATER (structure owner) shall
be compensated for any damage from the proposed mining operation to the above listed structure(s)
located on or within 200 feet of the proposed affected area described within Exhibit A, of the Reclamation
Permit Application for Uncompahgre Pit (operation name),
File Number M- 2013-007.

*This form has been approved by the Colorado Mined Land Reclamation Board pursuant to its
authority under the Colorado Land Reclamation Act for the Extraction of Construction Materials and
the Colorado Mined Land Reclamation Act for Hard Rock, Metal, and Designated Mining Operations.
Any alteration or modification to this form shall result in voiding this form.*

NOTARY FOR PERMIT APPLICANT

ACKNOWLEDGED BY:

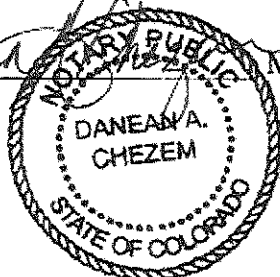
Applicant LAZY K BAR LAND & CATTLE CO LLC Representative Name Jay Jutten Jay Jutten
Date February 12 2015 Title General Partner Manager

STATE OF COLORADO

COUNTY OF MONTROSE ss.

The foregoing was acknowledged before me this 12 day of FEBRUARY, 2015, by
JAY JUTTEN as GENERAL PARTNER of LAZY K BAR LAND & CATTLE CO LLC

Danean A. Chezem
Notary Public



My Commission Expires: 1/4/2016

NOTARY FOR STRUCTURE OWNER

ACKNOWLEDGED BY:

Structure Owner	Name
------------------------	-------------

Date _____ Title _____

STATE OF _____)
) ss.
COUNTY OF _____)

The foregoing was acknowledged before me this _____ day of _____, 20____, by _____ as _____ of _____

Notary Public _____ My Commission Expires: _____

RECEIVED

FEB 17 2015

Durango Field Office
Division of Reclamation,
Mining and Safety

M-2013-007
SO-01

Uncompahgre Valley Water Users Association
601 North Park Avenue
Montrose, CO 81401

RE: Uncompahgre Gravel Pit Damage Waiver
Date: 2.9.15

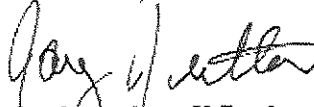
To Whom It May Concern,

Please find the attached structure agreement that is required by the State of Colorado Division of Reclamation, Mining and Safety to be sent to any landowner who has man-made structures within 200 feet of the permit boundary. The purpose of the agreement is to ensure that we, the permittee of the mine, will fix or replace any structures on your property that are within 200 feet of the permit area that we could damage. This is an extremely remote possibility, but nevertheless, it is required that we send this agreement to you. We have listed any man-made structures that fall within this area on the agreement in order to insure that damages that are proven to be caused by our operations will fall under the guidelines of the attached agreement. If you have any questions regarding this form, please call me and I can provide further explanation of this requirement by the State of Colorado Division of Mining, Reclamation and Safety.

Structures:

Montrose West Canal
Irrigation Structures, Head Gates and Ditches

Thank You,



Jay J. L. P. Lazy K Bar Land & Cattle Co L.L.P.

Attachment:
Structure agreement for DRMS

Certified Delivery Tracking # 7012 2210 0001 0703 3171

An example Structure Agreement which meets the requirements of the Statutes is shown below.

Structure Agreement

This letter has been provided to you as the owner of a structure on or within two hundred (200) feet of a proposed mine site. The State of Colorado, Division of Reclamation, Mining and Safety ("Division") requires that where a mining operation will adversely affect the stability of any significant, valuable and permanent man-made structure located within two hundred (200) feet of the affected land, the Applicant shall either:

- a) Provide a notarized agreement between the Applicant and the Person(s) having an interest in the structure, that the Applicant is to provide compensation for any damage to the structure; or
- b) Where such an agreement cannot be reached, the Applicant shall provide an appropriate engineering evaluation that demonstrates that such structure shall not be damaged by activities occurring at the mining operation; or
- c) Where such structure is a utility, the Applicant may supply a notarized letter, on utility letterhead, from the owner(s) of the utility that the mining and reclamation activities, as proposed, will have "no negative effect" on their utility. (*Construction Materials Rule 6.3.12 and Rule 6.4.19 & Hard Rock/Metal Mining Rule 6.3.12 and Rule 6.4.20*)

The Colorado Mined Land Reclamation Board ("Board") has determined that this form, if properly executed, represents an agreement that complies with Construction Materials Rule 6.3.12(a), Rule 6.4.19(a), and C.R.S. § 34-32.5-115(4)(e) and with Hard Rock/Metal Mining Rule 6.3.12(a), Rule 6.4.20(a), and C.R.S. § 34-32-115(4)(d). This form is for the sole purpose of ensuring compliance with the Rules and Regulations and shall not make the Board or Division a necessary party to any private civil lawsuit to enforce the terms of the agreement or create any enforcement obligations in the Board or the Division.

The following structures are located on or within 200 feet of the proposed affected area:

1. SEE COVER LETTER
2. _____
3. _____
4. _____
5. _____

(Please list additional structures on a separate page)

CERTIFICATION

The Applicant, Lazy K Bar Land & Cattle Co LLP (print applicant/company name),
by Jay Jutten (print representative's name), as Manager (print
representative's title), does hereby certify that Uncompahgre Valley Water Users (structure owner) shall
Association
be compensated for any damage from the proposed mining operation to the above listed structure(s)
located on or within 200 feet of the proposed affected area described within Exhibit A, of the Reclamation
Permit Application for Uncompahgre Pit (operation name),
File Number M- 2013-007

*This form has been approved by the Colorado Mined Land Reclamation Board pursuant to its
authority under the Colorado Land Reclamation Act for the Extraction of Construction Materials and
the Colorado Mined Land Reclamation Act for Hard Rock, Metal, and Designated Mining Operations.
Any alteration or modification to this form shall result in voiding this form.*

NOTARY FOR PERMIT APPLICANT

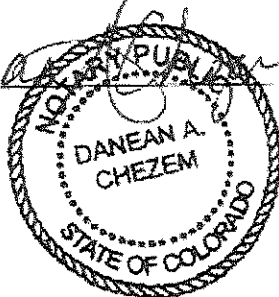
ACKNOWLEDGED BY:

Applicant LAZY K BAR LAND CATTLE CO LLP Representative Name Jay Jutten
Date February 12 2015 Title General Partner Manager

STATE OF COLORADO
COUNTY OF MONTROSE ss.

The foregoing was acknowledged before me this 12 day of FEBRUARY, 2015, by
JAY JUTTEN as GENERAL PARTNER of LAZY K BAR LAND & CATTLE CO LLP

Notary Public



My Commission Expires: 1/4/2016

NOTARY FOR STRUCTURE OWNER

ACKNOWLEDGED BY:

Structure Owner _____ Name _____

Date _____ Title _____

STATE OF _____)
) ss.

COUNTY OF _____)

The foregoing was acknowledged before me this _____ day of _____, 20____, by
_____ as _____ of _____.

Notary Public My Commission Expires: _____



UNITED STATES DEPARTMENT OF LABOR

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Mine Safety and Health Administration - MSHA

- Protecting Miners' Safety and Health Since 1978

RECEIVED
FEB 17 2015
Durango Field Office
Division of Reclamation,
Mining and Safety
M-2013-007
50-01

Berms or Guardrails
30 CFR 56.9300 and 57.9300
30 CFR 77.1605(k)

56/57.9300

- (a) Berms or guardrails shall be provided and maintained on the banks of roadways where a drop-off exists of sufficient grade or depth to cause a vehicle to overturn or endanger persons in equipment.
- (b) Berms or guardrails shall be at least mid-axle height of the largest self-propelled mobile equipment which usually travels the roadway.
- (c) Berms may have openings to the extent necessary for roadway drainage.
- (d) Where elevated roadways are infrequently traveled and used only by service or maintenance vehicles, berms or guardrails are not required when all of the following are met:
 - (1) Locked gates are installed at the entrance points to the roadway.
 - (2) Signs are posted warning that the roadway is not bermed.
 - (3) Delineators are installed along the perimeter of the elevated roadway so that, for both directions of travel, the reflective surfaces of at least three delineators along each elevated shoulder are always visible to the driver and spaced at intervals sufficient to indicate the edges and attitude of the roadway.
 - (4) A maximum speed limit is posted and observed for the elevated unbermed portions of the roadway. Factors to consider when establishing the maximum speed limit shall include the width, slope and alignment of the road, the type of equipment using the road, the road material, and any hazardous conditions which may exist.
 - (5) Road surface traction is not impaired by weather conditions, such as sleet and snow, unless corrective measures are taken to improve traction.
- (e) This standard is not applicable to rail beds.

There is no MSHA policy for this standard.

77.1605(k)

Berms or guards shall be provided on the outer bank of elevated roadways.

MSHA policy can be found here: 77.1605(k)

These standards require that adequate berms or guardrails be installed on roadways where a drop-off exists of sufficient grade or depth to cause a vehicle to overturn or endanger persons in equipment. It also establishes requirements for the height and construction of berms and guardrails (metal and nonmetal). Alternative measures, other than berms, may be utilized for roadways that are infrequently traveled or used only by service or maintenance vehicles (metal and nonmetal).

Issues to Consider in Determining Compliance:

- ☐ If the drop-off is of sufficient grade or depth to cause a vehicle to overturn or endanger persons in the equipment:
 - ≈ Is a berm or guardrail installed?
 - ≈ Is the berm or guardrail mid-axle height to the largest vehicle that usually travels the road (metal and nonmetal)?
- ☐ If there are openings in the berms for water drainage:
 - ≈ Are the openings small enough to impede self-propelled vehicles using the road (metal and nonmetal)?
- ☐ If the roadway is infrequently traveled or used only by service or maintenance vehicles (metal and nonmetal)?
 - ≈ If berms or guardrails are not installed on roads traveled by service or maintenance vehicles, does the roadway have locked gates at all entry points?
 - ≈ Are signs posted at appropriate locations to indicate that berms or guardrails are not present?
 - ≈ Are delineators installed and visible along the perimeter of the elevated roadway in both directions of travel?
 - ≈ Are reflective surfaces of at least three delineators along each elevated shoulder always visible to the driver and spaced at intervals sufficient to indicate the edge and height of the roadway?
 - ≈ Is a maximum speed limit posted and observed for any elevated, unbermed portions of the roadway?
 - ❖ ❖ Is the speed limit being observed?
(77.1607(c) - prudent operation of loading and haulage equipment)
 - ≈ Have measures been taken to provide traction in inclement weather?

Other issues covered by related standards:

- ☐ Was a berm, bumper block, safety hook, or similar impeding device provided at dumping locations where there was a hazard of overtravel or overturning?
(56.9301 or 57.9301 - dump site restraints)
(77.1605(l) - dump site restrain)

STATE OF
COLORADO

Erickson - DNR, Wally <wally.erickson@state.co.us>

SO Damage Waivers

1 message

Zane Luttrell <zane@rockymountainaggregate.com>

Tue, Feb 17, 2015 at 7:36 AM

To: "Erickson - DNR, Wally (wally.erickson@state.co.us)" <wally.erickson@state.co.us>

Good Morning Wally,

Please find our attached SO damage waivers executed by Lazy K Bar Land & Cattle CO. I included the tracking number on each sheet for you. I also included the MSHA berm regulation that we will be using on all haul roads for safety of the trucks and overall safety of the project. Greg should be sending you the engineering explanation in case we do not receive signed waivers.

Thanks,

Zane

13 attachments

Alexander Structure Agreement 2.16.15.pdf
354K **Bureau of Reclamation 2.16.15.pdf**
357K **Century Link 2.16.15.pdf**
352K **DMEA 2.16.15.pdf**
352K **Horsefly Creek LLC 2.16.15.pdf**
351K **Lazy K 2.16.15.pdf**
351K **Montrose County 2.16.15.pdf**
328K **Noble 2.16.15.pdf**
350K **Scale Ticket RMA&C.pdf**
106K **Source Gas 2.16.15.pdf**
351K **Tri County Water 2.16.15.pdf**
352K **UVWA 2.16.15.pdf**

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Durango Field Office
Division of Reclamation,
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356K



MSHA Berming Regulation.pdf

175K