

EWSD I LLC

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FEB 23 2016

**DIVISION OF RECLAMATION
MINING AND SAFETY**

949-236-9206
AAdza@NotisGlobal.com

214 39th Lane
Pueblo, CO 81006

Mailing Address
600 Wilshire Blvd.
Suite 1500
Los Angeles, CA 90017

February 23, 2016

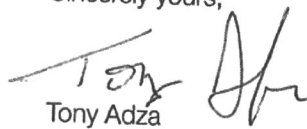
Tyler O'Donnell
Colorado DRMS
1313 Sherman Street room 215
Denver, CO 80203

Tyler,

Please find the attached certified mail receipts as well as copies of the letters sent to each one of the owners of man made structures within 200 ft of the mining pit boundaries. I have spoken to Valerie Sword from CDOT and she said she would need some time to try to get the structure agreements back if possible. I am also in contact with RJH Consultants and they are looking into the Engineer Evaluation asked for for the permit transfer. I have also spoken to a second geotechnical analysis company and they stated they would need 4-5 weeks to complete the necessary evaluation but I am waiting for the answer from RJH Consultants before I accept the second option.

I am asking for an an extension to give the structures agreements more time to come back as well as complete the Engineer Evaluation.

Sincerely yours,


Tony Adza

EWSD I LLC

EWSD I LLC

949-236-9206
AAdza@NotisGlobal.com

214 39th Lane
Pueblo, CO 81006

Mailing Address
600 Wilshire Blvd.
Suite 1500
Los Angeles, CA 90017

February 23, 2016

Tyler O'Donnell
Colorado DRMS
1313 Sherman Street room 215
Denver, CO 80203

Tyler,

Please find the attached certified mail receipts as well as copies of the letters sent to each one of the owners of man made structures within 200 ft of the mining pit boundaries. I have spoken to Valerie Sword from CDOT and she said she would need some time to try to get the structure agreements back if possible. I am also in contact with RJH Consultants and they are looking into the Engineer Evaluation asked for for the permit transfer. I have also spoken to a second geotechnical analysis company and they stated they would need 4-5 weeks to complete the necessary evaluation but I am waiting for the answer from RJH Consultants before I accept the second option.

I am asking for an an extension to give the structures agreements more time to come back as well as complete the Engineer Evaluation.

Sincerely yours,

Tony Adza

EWSD I LLC

To Whom It May Concern,

My name is Tony Adza from EWSD I, LLC. We purchase the property at 214 39th Lane, Pueblo, CO 81006 in August of 2015. We currently are in process of transferring the Blue Grass Gravel Permit from the previous owner to our company. As a part of the process to transfer the permit, EWSD I LLC is required to send structure agreements to all owners of man made structures within two hundred feet of the permit area.

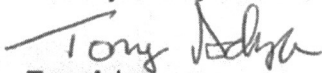
Even though we do not have plans to use the permit as the permit is in a temporary 5 year cessation, we are required by the agreement to purchase the property to transfer the permit into our name.

If you would like to sign the attachment and have it notarized I would be happy to complete the section for EWSD I LLC and have it notarized as well and send a completed copy back to you.

If the form is not completed and returned we will be submitting the second option which includes the appropriate engineering evaluation demonstrating that the structure(s) will not be damaged.

If you have any questions please don't hesitate to call me 949-236-9206.

Thank you for your time,



Tony Adza
Vice President of Operations
Registered Agent
EWSD I, LLC
949-236-9206

Physical address: 214 39th Lane, Pueblo, CO 81006

Mailing address : 600 Wilshire Blvd. Suite 1500 Los Angeles, CA 90017

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. All Fence lines shared or Separately owned by Mr. and Mrs. Sciumbato
2. Mailbox
3. _____
4. _____
5. _____

(Please list additional structures on a separate page)

CERTIFICATION

The Applicant, EWSD I L.L.C., by Anthony Adza, as Vice President of Operations, does hereby certify that Dorothy and Tammy Sciumbato 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 Blue Grass Gavel Pit, File Number M-2008-001.

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 _____ Representative 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

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

To Whom It May Concern,

My name is Tony Adza from EWSD I, LLC. We purchase the property at 214 39th Lane, Pueblo, CO 81006 in August of 2015. We currently are in process of transferring the Blue Grass Gravel Permit from the previous owner to our company. As a part of the process to transfer the permit, EWSD I LLC is required to send structure agreements to all owners of man made structures within two hundred feet of the permit area.

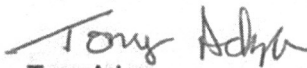
Even though we do not have plans to use the permit as the permit is in a temporary 5 year cessation, we are required by the agreement to purchase the property to transfer the permit into our name.

If you would like to sign the attachment and have it notarized I would be happy to complete the section for EWSD I LLC and have it notarized as well and send a completed copy back to you.

If the form is not completed and returned we will be submitting the second option which includes the appropriate engineering evaluation demonstrating that the structure(s) will not be damaged.

If you have any questions please don't hesitate to call me 949-236-9206.

Thank you for your time,



Tony Adza
Vice President of Operations
Registered Agent
EWSD I, LLC
949-236-9206

Physical address: 214 39th Lane, Pueblo, CO 81006

Mailing address : 600 Wilshire Blvd. Suite 1500 Los Angeles, CA 90017

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. All Electrical poles and equipment
2. _____
3. _____
4. _____
5. _____

(Please list additional structures on a separate page)

CERTIFICATION

The Applicant, EWSD I L.L.C., by Anthony Adza, as Vice President of Operations, does hereby certify that Black Hills Corporation 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 Blue Grass Gavel Pit, File Number M-2008-001.

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 _____ Representative 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

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

To Whom It May Concern,

My name is Tony Adza from EWSD I, LLC. We purchase the property at 214 39th Lane, Pueblo, CO 81006 in August of 2015. We currently are in process of transferring the Blue Grass Gravel Permit from the previous owner to our company. As a part of the process to transfer the permit, EWSD I LLC is required to send structure agreements to all owners of man made structures within two hundred feet of the permit area.

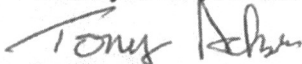
Even though we do not have plans to use the permit as the permit is in a temporary 5 year cessation, we are required by the agreement to purchase the property to transfer the permit into our name.

If you would like to sign the attachment and have it notarized I would be happy to complete the section for EWSD I LLC and have it notarized as well and send a completed copy back to you.

If the form is not completed and returned we will be submitting the second option which includes the appropriate engineering evaluation demonstrating that the structure(s) will not be damaged.

If you have any questions please don't hesitate to call me 949-236-9206.

Thank you for your time,



Tony Adza
Vice President of Operations
Registered Agent
EWSD I, LLC
949-236-9206

Physical address: 214 39th Lane, Pueblo, CO 81006

Mailing address : 600 Wilshire Blvd. Suite 1500 Los Angeles, CA 90017

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. STATE Highway 96
2. _____
3. _____
4. _____
5. _____

(Please list additional structures on a separate page)

CERTIFICATION

The Applicant, EWSD I L.L.C., by Anthony Adza, as Vice President of Operations, does hereby certify that Colorado Department of Transportation 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 Blue Grass Gavel Pit, File Number M-2008-001.

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 _____ Representative 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

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

To Whom It May Concern,

My name is Tony Adza from EWSD I, LLC. We purchase the property at 214 39th Lane, Pueblo, CO 81006 in August of 2015. We currently are in process of transferring the Blue Grass Gravel Permit from the previous owner to our company. As a part of the process to transfer the permit, EWSD I LLC is required to send structure agreements to all owners of man made structures within two hundred feet of the permit area.

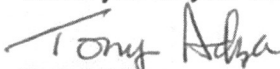
Even though we do not have plans to use the permit as the permit is in a temporary 5 year cessation, we are required by the agreement to purchase the property to transfer the permit into our name.

If you would like to sign the attachment and have it notarized I would be happy to complete the section for EWSD I LLC and have it notarized as well and send a completed copy back to you.

If the form is not completed and returned we will be submitting the second option which includes the appropriate engineering evaluation demonstrating that the structure(s) will not be damaged.

If you have any questions please don't hesitate to call me 949-236-9206.

Thank you for your time,



Tony Adza
Vice President of Operations
Registered Agent
EWSD I, LLC
949-236-9206

Physical address: 214 39th Lane, Pueblo, CO 81006

Mailing address : 600 Wilshire Blvd. Suite 1500 Los Angeles, CA 90017

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. County Road 39th Lane Pueblo, CO 81006
2. _____
3. _____
4. _____
5. _____

(Please list additional structures on a separate page)

CERTIFICATION

The Applicant, EWSD I L.L.C., by Anthony Adza, as Vice President of Operations, does hereby certify that Pueblo Public Works 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 Blue Grass Gavel Pit, File Number M-2008-001.

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 _____ Representative 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 _____

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

To Whom It May Concern,

My name is Tony Adza from EWSD I, LLC. We purchase the property at 214 39th Lane, Pueblo, CO 81006 in August of 2015. We currently are in process of transferring the Blue Grass Gravel Permit from the previous owner to our company. As a part of the process to transfer the permit, EWSD I LLC is required to send structure agreements to all owners of man made structures within two hundred feet of the permit area.

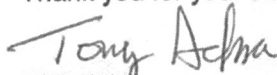
Even though we do not have plans to use the permit as the permit is in a temporary 5 year cessation, we are required by the agreement to purchase the property to transfer the permit into our name.

If you would like to sign the attachment and have it notarized I would be happy to complete the section for EWSD I LLC and have it notarized as well and send a completed copy back to you.

If the form is not completed and returned we will be submitting the second option which includes the appropriate engineering evaluation demonstrating that the structure(s) will not be damaged.

If you have any questions please don't hesitate to call me 949-236-9206.

Thank you for your time,



Tony Adza
Vice President of Operations
Registered Agent
EWSD I, LLC
949-236-9206

Physical address: 214 39th Lane, Pueblo, CO 81006
Mailing address : 600 Wilshire Blvd. Suite 1500 Los Angeles, CA 90017

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. Excelsior Ditch Located on West Lot Apr 35000009
2. Excelsior Ditch Located on East Lot Apr 35000016
3. _____
4. _____
5. _____

(Please list additional structures on a separate page)

CERTIFICATION

The Applicant, EWSD I L.L.C., by Anthony Adza, as Vice President of Operations, does hereby certify that Excelstar Franchising Co 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 Blue Grass Gavel Pit, File Number M-2008-001.

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 _____ Representative 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

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

To Whom It May Concern,

My name is Tony Adza from EWSD I, LLC. We purchase the property at 214 39th Lane, Pueblo, CO 81006 in August of 2015. We currently are in process of transferring the Blue Grass Gravel Permit from the previous owner to our company. As a part of the process to transfer the permit, EWSD I LLC is required to send structure agreements to all owners of man made structures within two hundred feet of the permit area.

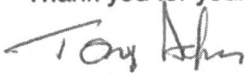
Even though we do not have plans to use the permit as the permit is in a temporary 5 year cessation, we are required by the agreement to purchase the property to transfer the permit into our name.

If you would like to sign the attachment and have it notarized I would be happy to complete the section for EWSD I LLC and have it notarized as well and send a completed copy back to you.

If the form is not completed and returned we will be submitting the second option which includes the appropriate engineering evaluation demonstrating that the structure(s) will not be damaged.

If you have any questions please don't hesitate to call me 949-236-9206.

Thank you for your time,



Tony Adza
Vice President of Operations
Registered Agent
EWSD I, LLC
949-236-9206

Physical address: 214 39th Lane, Pueblo, CO 81006

Mailing address : 600 Wilshire Blvd. Suite 1500 Los Angeles, CA 90017

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. Fence line between properties
2. Recharge pond near SE corner of Subject property East Lot.
3. _____
4. _____
5. _____

(Please list additional structures on a separate page)

CERTIFICATION

The Applicant, EWSD I L.L.C., by Anthony Adza, as Vice President of Operations, does hereby certify that STONEWALL SPRINGS QUARRY LLC 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 Blue Grass Gavel Pit, File Number M-2008-001.

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 _____ Representative 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

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

To Whom It May Concern,

My name is Tony Adza from EWSD I, LLC. We purchase the property at 214 39th Lane, Pueblo, CO 81006 in August of 2015. We currently are in process of transferring the Blue Grass Gravel Permit from the previous owner to our company. As a part of the process to transfer the permit, EWSD I LLC is required to send structure agreements to all owners of man made structures within two hundred feet of the permit area.

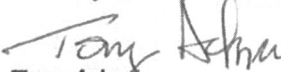
Even though we do not have plans to use the permit as the permit is in a temporary 5 year cessation, we are required by the agreement to purchase the property to transfer the permit into our name.

If you would like to sign the attachment and have it notarized I would be happy to complete the section for EWSD I LLC and have it notarized as well and send a completed copy back to you.

If the form is not completed and returned we will be submitting the second option which includes the appropriate engineering evaluation demonstrating that the structure(s) will not be damaged.

If you have any questions please don't hesitate to call me 949-236-9206.

Thank you for your time,



Tony Adza
Vice President of Operations
Registered Agent
EWSD I, LLC
949-236-9206

Physical address: 214 39th Lane, Pueblo, CO 81006

Mailing address : 600 Wilshire Blvd. Suite 1500 Los Angeles, CA 90017

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. PRIVATE ROAD behind subject property that leads to Stewarts / Springs property
2. Any Affected Fence lines
3. _____
4. _____
5. _____

(Please list additional structures on a separate page)

CERTIFICATION

The Applicant, EWSD I L.L.C., by Anthony Adza, as Vice President of Operations, does hereby certify that Martin MARICHA MATERAK 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 Blue Grass Gavel Pit, File Number M-2008-001.

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 _____ Representative 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 _____

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

7015 1520 0002 3006 1052

U.S. Postal Service™
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PUEBLO, CO 81001

OFFICIAL USE

Certified Mail Fee \$3.45
 Extra Services & Fees (check box, add fee to postage)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00
 Postage \$0.49
 Total Postage and Fees \$3.94

Sent To **Pueblo Public Works**
 Street and Apt. No., or PO Box No. **33601 United Ave**
 City, State, ZIP+4® **Pueblo CO 81001**

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

0976 14
 FEB 18 2016
 81008-9998
 02/18/2016

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COLORADO SPRINGS, CO 80917

OFFICIAL USE

Certified Mail Fee \$3.45
 Extra Services & Fees (check box, add fee to postage)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00
 Postage \$0.49
 Total Postage and Fees \$3.94

Sent To **Stonewall Springs Quarry**
 Street and Apt. No., or PO Box No. **3207 Parkway Village Dr S103**
 City, State, ZIP+4® **Colorado Springs, CO 80917**

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

0976 14
 FEB 18 2016
 81008-9998
 02/18/2016

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PUEBLO, CO 81001

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Certified Mail Fee \$3.45
 Extra Services & Fees (check box, add fee to postage)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00
 Postage \$0.49
 Total Postage and Fees \$3.94

Sent To **Excelstar Irrigation Co.**
 Street and Apt. No., or PO Box No. **P.O. Box 11446**
 City, State, ZIP+4® **Pueblo CO 81001**

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

0976 14
 FEB 18 2016
 81008-9998
 02/18/2016

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PUEBLO, CO 81003

Certified Mail Fee \$3.45

Extra Services & Fees (check box, add fee for each extra service):

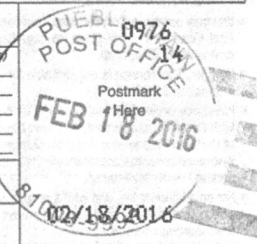
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00

Postage \$0.49

Total Postage and Fees \$3.94

Sent To *Black Hills Energy Co*
 Street and Apt. No., or PO Box No. *105 So Victoria St*
 City, State, ZIP+4® *Pueblo CO 81003*

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions



7015 1520 0002 3006 1090

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For delivery information, visit our website at www.usps.com™.

PUEBLO, CO 81006

Certified Mail Fee \$3.45

Extra Services & Fees (check box, add fee for each extra service):

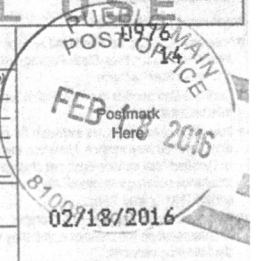
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00

Postage \$0.49

Total Postage and Fees \$3.94

Sent To *Danny & Tammy Scribner*
 Street and Apt. No., or PO Box No. *212 25th Ave*
 City, State, ZIP+4® *Pueblo CO 81006*

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions



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PUEBLO, CO 81001

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Extra Services & Fees (check box, add fee for each extra service):

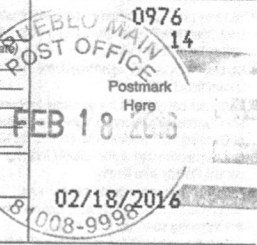
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00

Postage \$0.49

Total Postage and Fees \$3.94

Sent To *CDOT*
 Street and Apt. No., or PO Box No. *805 Erie Ave*
 City, State, ZIP+4® *Pueblo CO 81001*

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions



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For delivery information, visit our website at www.usps.com™.

FORT WAYNE, IN 46898

Certified Mail Fee \$3.45

Extra Services & Fees (check box, add fee for each extra service):

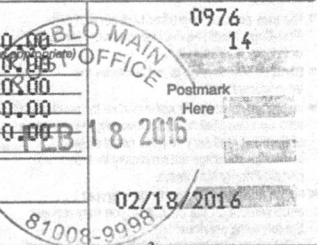
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00

Postage \$0.49

Total Postage and Fees \$3.94

Sent To *MARTIN MERIEHA MATTHEW*
 Street and Apt. No., or PO Box No. *P.O. Box 80416*
 City, State, ZIP+4® *Fort Wayne IN 46898*

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions





Re: Succession of Operator application Blue Grass Gravel Pit M2008-001

Anthony Adza <aadza@notisglobal.com>

Tue, Feb 23, 2016 at 10:09 PM

To: "O'Donnell - DNR, Tyler" <tyler.odonnell@state.co.us>, "Coria - DNR, Barbara" <barbara.coria@state.co.us>

Hi Tyler,

Please find the attached letter as well as the structure agreements sent and certified mail receipts for the number 6 requirement.

Thank you,

Tony Adza | VP Operations

NOTIS GLOBAL

m +1 (949) 236-9206

AAadza@notisglobal.com

On Fri, Feb 12, 2016 at 10:00 AM, O'Donnell - DNR, Tyler <tyler.odonnell@state.co.us> wrote:

Tony,

Please see the attached document this is the final copy that when out in yesterday's mail. Please disregard my previous letter.

Per our discussion yesterday you will need to demonstrate compliance with Rule 6.4.19 for the planned mining slopes (approved mine plan) and the approved reclamation plan.

Please let me know if you have any other questions.

thank you

Tyler

Tyler O'Donnell

Environmental Protection Specialist



COLORADO

Division of Reclamation,
Mining and Safety

Department of Natural Resources

P 303.866.3567 x 8131 | F 303.832.8106 | C 303.319.5842

1313 Sherman Street, Room 215, Denver, CO 80203

Tyler.ODonnell@state.co.us | <http://mining.state.co.us>

5 attachments



EWSD I DRMS letter.pdf

34K



DRMS Signed Letter.pdf

120K



DRMS Structure Agreements .pdf

3046K

Certified mail receipts 1.pdf

 1523K

 **Certified mail receipts 2.pdf**
1885K