

**WAGNER
Rock LLC.**

Spec aggregates

1850 E. 1st. street, Craig, CO 81625

Phone & Fax (970) 824-2709

wagnercorp@q.com

11-8-2016'

To; Virginia Brannon
RM&S

Re; Wagner Rock Pit #m99-018
Reason to believe and notice of board hearing

Ms. Brannon

I was recently seriously injured in an accident where I suffered a broken back. I have previously scheduled spine surgery at Denver Health for December 15th, 2016 and again on December 22nd, 2016.

I will be disabled until May 30, 2017. My recovery will allow for me to attend your required hearing sometime in 2017. Please consider a reasonable postponement to accommodate the above.

In the mean time I am taking a very proactive approach at addressing the divisions concerns. I am currently having the mine surveyed with all disturbances added to the perimeter or foot print. We are also calculating the exact acreage of mined land to add to that survey.

Next week we will be dressing topsoil stockpiles so that they are comfortably within permit boundary as this appears to be a big part of the issue. Our mining disturbance still remains within the boundaries as does the crushing operations.

Your cooperation is appreciated.

Respectfully,

Jay Wagner