

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. Rail Road Tracks
 2. Embankment
 3. Row Fences
 4. Poles + over head signal wires
 5. Communication Switch Box near Mackenzie Road
- (Please list additional structures on a separate page)

CERTIFICATION

The Applicant, South Forty Recreation, LLC (print applicant/company name),
by Steve Lindner (print representative's name), as Member (print
representative's title), does hereby certify that UPPIZ (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 Valco's Canon City East Pit (operation name),
File Number M- 77-559.

*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

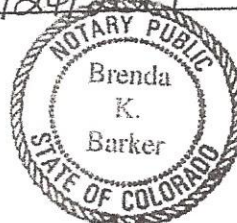
ACKNOWLEDGED BY:

Applicant South Forty Recreation Representative Name Steve Lindner
Date 7-12-16 Title Member

STATE OF Colorado)
COUNTY OF Fremont) ss.

The foregoing was acknowledged before me this 12 day of July, 2016, by
Steve Lindner as Member of South Forty Recreation LLC

Brenda K. Barker My Commission Expires: 4/24/2019
Notary Public



Commission expires

NOTARY FOR STRUCTURE OWNER

ACKNOWLEDGED BY:

Structure Owner Union Pacific Railroad Name Sharon Forster Russell

Date 2/21/17

Title Sen. Gen'l Attorney

STATE OF Colorado)

COUNTY OF Denver) ss.

The foregoing was acknowledged before me this 21st day of February, 2017, by
Sharon Forster Russell as Senior General Attorney of Union Pacific RR.

Sharon Forster Russell
Notary Public

My Commission Expires: March 26, 2018

SHARON FORSTER RUSSELL
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 19904004390
MY COMMISSION EXPIRES MARCH 26, 2018