

May 26, 2017



Mr. Burt Knight, Director
Greeley Water and Sewer Department
1100 10th Street, Suite 300
Greeley, CO 80631

Mr. Eric Reckentine, Vice President/Director
Boyd Irrigation Company
1100 10th Street, Suite 300
Greeley, CO 80631

Mr. Roger Schmidt, President
Boyd Irrigation Company
1100 10th Street, Suite 300
Greeley, CO 80631

Re: 83rd Joint Venture Site (DRMS Permit No.M-1992-069)

Gentlemen:

Per the request of Division of Reclamation, Mining and Safety's (DRMS) during their continuing review of complaints received by City of Greeley Water and Sewer Department (Greeley) and Boyd Irrigation Company (Boyd) regarding the 83rd Joint Venture site (83rd JV Site), and in an effort to amicably and equitably resolve the issues raised therein as well as the issue of the use of Boyd Freeman ditch shares or an alternate source of water via a lease with Greeley for water augmentation at the 83rd JV Site, Aggregate Industries (AI) is requesting an opportunity to meet with representatives of Greeley and Boyd.

The focus of Greeley and Boyd's complaints to DRMS is related to flood damage that occurred on the 83rd JV Site and Greeley owned property west of the site. As indicated in early 2016, AI will repair and armor the gravel pit slope in the flood breach area on the west boundary; however, Greeley and Boyd are asserting that Aggregate's responsibility extends beyond that boundary. Aggregate is willing to further discuss the extent of such repairs, and in conjunction with that discussion, Aggregate proposes to also resume dialogue regarding the Water Lease that was being negotiated during 2015 and early 2016. During a meeting with Greeley and Boyd on January 14, 2016, it was Aggregate's understanding that the proposed Water Lease as discussed

Aggregate Industries

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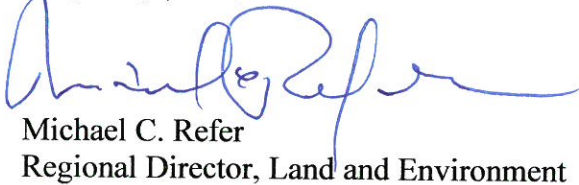
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during that meeting would be presented to the Greeley Water Board for consideration; however, to the best of Aggregate's knowledge, Greeley and Boyd did not present the lease.

While holding the position that the Boyd Freeman ditch shares were dedicated to the 83rd JV Site for both temporary and permanent water augmentation, Aggregate is still willing to negotiate a lease for an alternate source of water from Greeley during a period of time not to exceed fifteen (15) years while Aggregate reclaims the site by backfilling above groundwater levels to eliminate long-term water augmentation requirements.

Aggregate and its legal counsel, Tim Flanagan, are available to meet during the week of June 12, 2017. Please contact me via e-mail at mike.refer@aggregate-us.com, with cc's to the individual listed below, with dates and times that Greeley and Boyd are available that week.

Very truly yours,

A handwritten signature in blue ink, appearing to read "Michael C. Refer".

Michael C. Refer
Regional Director, Land and Environment

Cc: Peter S. Hays, DRMS (peter.hays@state.co.us)
Wally Erickson, DRMS (wally.erickson@state.co.us)
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