

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

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### 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. Overhead Powerline
2. \_\_\_\_\_
3. \_\_\_\_\_
4. \_\_\_\_\_
5. \_\_\_\_\_

(Please list additional structures on a separate page)

**CERTIFICATION**

The Applicant, Blattner Energy (print applicant/company name),  
by Cole Stocker (print representative's name), as Field Construction Coordinator (print  
representative's title), does hereby certify that KC Electric Association (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 Bronco Plains Wind Farm (operation name),  
File Number M- 2019 44.

*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**

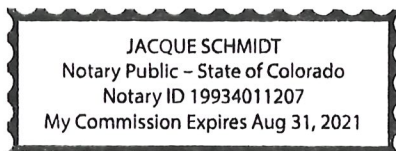
ACKNOWLEDGED BY:

Applicant Blattner Energy Representative Name Cole Stocker  
Date 9-16-19 Title Field Construction Coordinator

STATE OF Colorado )  
 ) ss.  
COUNTY OF Kit Carson )

The foregoing was acknowledged before me this 16<sup>th</sup> day of September, 2019, by  
Cole Stocker as Field Constr. Coordinator of Blattner Energy.

Jacque Schmidt My Commission Expires: 8-31-21  
Notary Public



NOTARY FOR STRUCTURE OWNER

ACKNOWLEDGED BY:

Structure Owner Paul Morris Name Paul Morris

Date 9-16-19 Title Operations Manager

STATE OF Colorado )

) ss.

COUNTY OF Kit Carson )

The foregoing was acknowledged before me this 16<sup>th</sup> day of September, 2019, by  
Paul Morris as Oper. Manager of KR Electric Assoc.

Jacque Schmidt  
Notary Public

My Commission Expires: 8-31-21

