

Damage and Liability Agreement

Highbury Resources and San Miguel Power Association, Inc.

SM-18

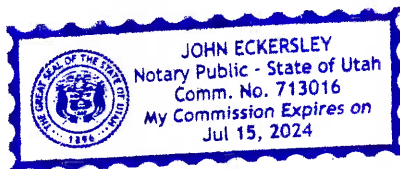
This agreement between Highbury Resources and San Miguel Power Association, Inc. (SMPA), provides that Highbury Resources agrees to provide compensation for any damage to SMPA assets caused by the mining operations at noted locations within SMPA service territory. This agreement and terms within shall run with the mine operation and shall be binding upon and inure to the benefit of the parties hereto, their heirs, successors and assigns. This agreement is to comply with Rule 6.4.19 of the Colorado Mined Land Reclamation Board Regulations referencing any adverse consequence of any significant, valuable, or permanent man-made structure located within 200 feet of the affected land. (see attached Exhibit)

Highbury Resources

By

Joshua Bleak – Director

The forgoing instrument was acknowledged before me this 21 day of MAY, 2021, by Joshua Bleak as Director of Highbury Resources

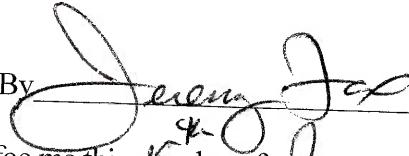


Notary Public

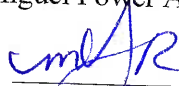
My Commission expires: 7/15/24

San Miguel Power Association, Inc.

By

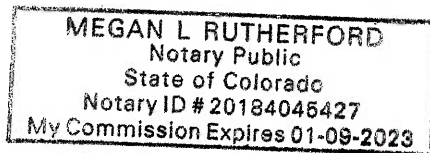


The forgoing instrument was acknowledged before me this 15th day of June 2021, by
Jeremy Fox as Engineering Manager of San Miguel Power Association, Inc.



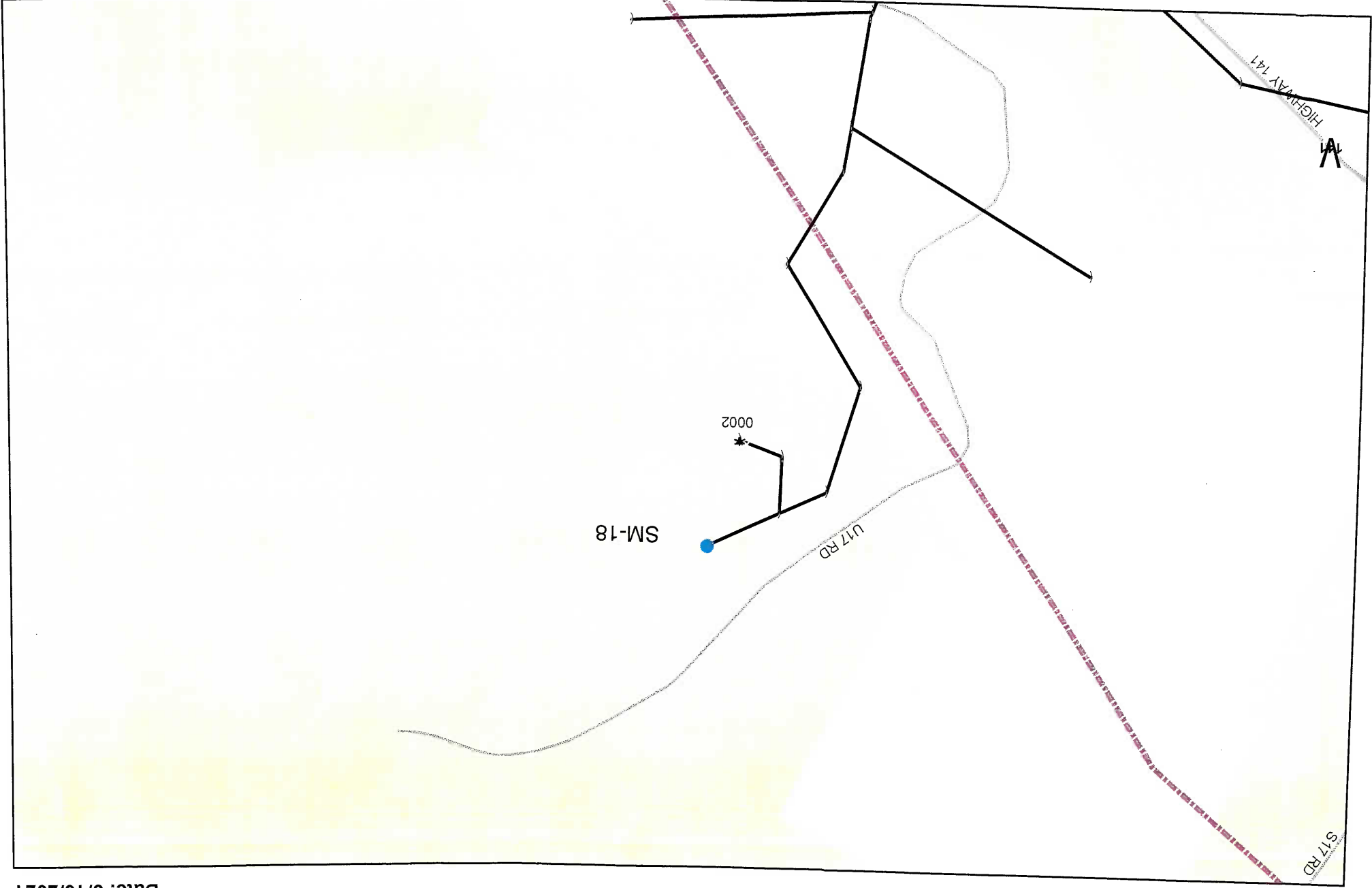
Notary Public

My Commission expires: 1/9/2023



Subject: SM-18 Location

Date: 3/16/2021



0 0.05 0.1 0.2 Miles



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