

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. Power Line
- 2. Gas Line

(Please list additional structures on a separate page)

CERTIFICATION

The Applicant **CJK Milling Company, LLC**, By **Stephanie Michael**, as **Manager, Union Milling Contractors, LLC**, does hereby certify that **Xcel Energy** shall be compensated for any damage from the proposed mining operation to the above listed structures located on or within 200 feet of the proposed affected area described within Exhibit A of the Reclamation Permit Application for **Arkansas Valley Slag**, File Number **M2021 - 058**.

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 CJK Milling Company Representative Name Stephanie Michael

Date 9/8/21 Title Member

STATE OF Kansas)

)ss.

COUNTY OF Greenwood)

The foregoing was acknowledged before me this 8th day of September, 2021, by

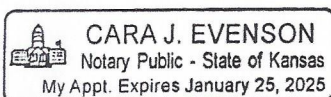
Stephanie Michael as Title Member of CJK Milling Company.

Cara J. Evenson
Notary Public

My Commission Expires: January 25, 2025

Notary Public

My Commission Expires: _____



NOTARY FOR PERMIT STRUCTURE OWNER

ACKNOWLEDGED BY:

Applicant Public Service Co. of CO

D.B.A. Xcel energy

Date 1/17/2022

Representative Name Richard J. Grady

Title Manager, Right of Way & Permits

STATE OF COLORADO)

)ss.

COUNTY OF JEFFERSON)

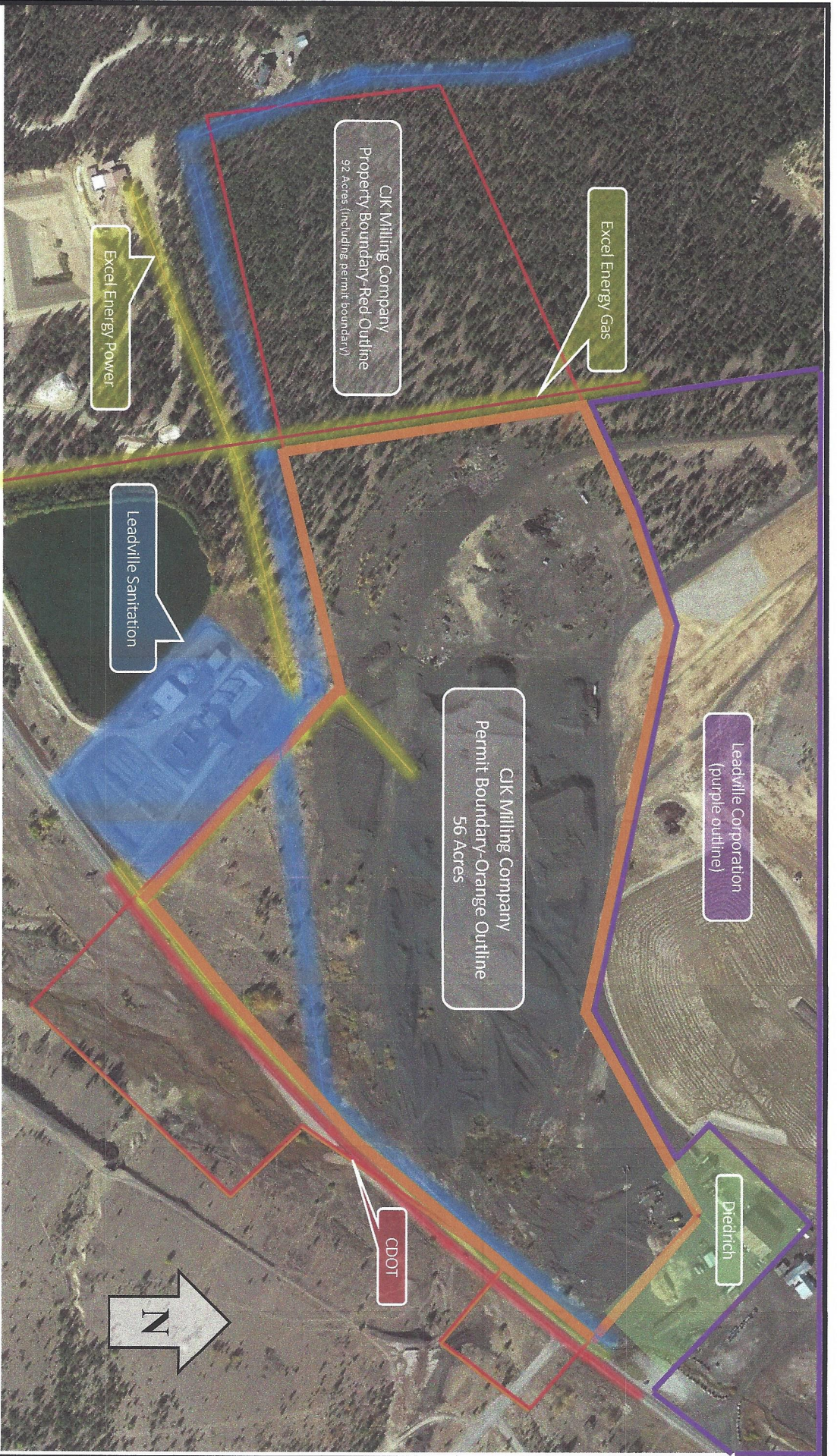
The foregoing was acknowledged before me this 17th day of January, 2022, by

Richard J. Grady as Authorized Agent of Public Service Co. of CO.

Robert E. Blu, II
Notary Public

My Commission Expires: 4/22/2022

ROBERT E. BLU, II
Notary Public
State of Colorado
Notary ID # 20104014057
My Commission Expires 04-22-2022



CJK Milling LLC

Man-Made Structures within 200ft