

Date: 2/17/2022

Mile 250 LLC

Attn: Mr. Robert Ehrlich

1853 Chesapeake Circle, Apt B

Johnstown, CO 80534

RE: Request for execution of the attached Compensation Agreement between Mile 250 LLC, and SEMA Construction, Motocross Borrow Pit.

Dear Ehrlich,

SEMA Construction is submitting a 111 Construction Materials Permit Application for a borrow pit, known as the Motocross Pit. The proposed mining operation will mine borrow material for a CDOT highway project. The proposed Borrow Pit is in the SE1/4, of Section 22, Township 4N, Range 68 W, 6th P.M., of Weld County, Colorado, between Weld County Road 7 and Interstate Highway 25. We have attached a location map for your convenience.

The 111 Application will be submitted to the Colorado Division of Reclamation, Mining and Safety. As part of the application process, the Applicant (SEMA Construction) must secure a compensation agreement with all owners of any permanent, man-made structure which lie within 200 feet of the proposed mining operation's affected area. Since you have permanent, man-made structures within two hundred feet of the proposed affected area, we are contacting Mile 250.

Since the operation is a borrow site for road construction, we will not be conducting any blasting. Removal of topsoil, overburden and borrow material will be with typical earth moving equipment. In addition, highway hall trucks will be used to remove borrow material from the mine site,

We have enclosed the Compensation Agreement which has been signed and notarized by SEMA Construction. We request you complete the remaining section as the structure's owner. You will also need to sign and notarize the document. Please retain a copy and email a signed copy back to me at:

hlhumphries2@comcast.net My phone number is (303) 854-7499 if you have any questions.

Mailing address: RPM, Inc. 25049 East Alder Drive, Aurora, CO 80016.



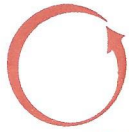
RPM, Inc., 25049 E. Alder Dr., Aurora, CO 80016 Phone: (303) 854-7499 Email: hlhumphries2@comcast.net

Respectfully,

Bruce Humphries

Regulatory Permits Management, Inc.
Consultant to SEMA Construction

Encl: Location Map
Compensation agreement



• **Location Map:**





- **Compensation Structure Agreement:**

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. Various fences which delineate the property boundary and interior fences which further divide the property.
2. Mile 250 access roads.
- 3.
- 4.
- 5.

(Please list additional structures on a separate page)



CERTIFICATION

MARK BROOKS

The Applicant, **SEMA Construction** (print applicant/company name), by **Mr. Gavin Madsen** (print representative's name), as **Project Manager** (print representative's title), does hereby certify that **Mile 250 LLC** (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 **Motocross Pit** (operation name), File Number **M- 2022-006**.

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 Operation. Any alteration or modification to this form shall result in voiding this form.

NOTARY FOR PERMIT APPLICANT

ACKNOWLEDGED BY:

MARK BROOKS

Applicant **SEMA Construction**, Representative Name: **Gavin Madsen**

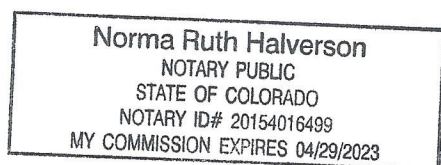
Mark Brooks, Date: 4/11, 2022, Title: SR. VICE PRESIDENT
Signature

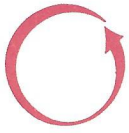
STATE OF **Colorado**)
) ss.
COUNTY OF **Weld**)

The foregoing was acknowledged before me this 11th day of APRIL, 2022, by

MARK BROOKS as SR. VICE PRESIDENT of SEMA CONSTRUCTION, INC.

[Signature] My Commission Expires: APRIL 29, 2023
Notary Public





NOTARY FOR STRUCTURE OWNER

ACKNOWLEDGED BY:

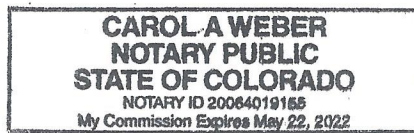
Structure Owner: **Mile 250 LLC**, Representative Name: Robert E. Ehrlich
Robert E. Ehrlich, Date: 3/11, 2022, Title: Manager
Signature

STATE OF **Colorado**)
) ss.
COUNTY OF **Weld**)

The foregoing was acknowledged before me this 1st day of March, 2022, by

Robert E. Ehrlich as Manager of Mile 250, LLC
Carol A. Weber My Commission Expires: May 22, 2022

Notary Public

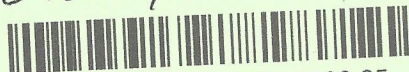


SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Weld County Clerk
& Recorder
1250 H Street
Greeley, CO 80631



9590 9402 6857 1104 2766 05

2. Article Number (Transfer from service label)

7018 2290 0001 9920 4688

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

CM

☐ Agent

☐ Addressee

B. Received by (Printed Name)

Corey McGee

C. Date of Delivery

4-4-22

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

☐ Adult Signature

☐ Adult Signature Restricted Delivery

☒ Certified Mail®

☐ Certified Mail Restricted Delivery

☐ Collect on Delivery

☐ Collect on Delivery Restricted Delivery

☐ Insured Mail

☐ Insured Mail Restricted Delivery

☐ Priority Mail Express®

☐ Registered Mail™

☐ Registered Mail Restricted Delivery

☒ Signature Confirmation™

☐ Signature Confirmation Restricted Delivery

Domestic Return Receipt