

JOSEPH FATTOR

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5/4/22

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April 25, 2022

Union Milling Contractors, LLC
Attention: Nick Michael
Email: nmichael@unionmilling.com

Re: Arkansas Valley Slag Project

Mr. Michael:

This is to acknowledge receipt of the correspondence, which you directed to me and the members of the board. I wish to state that Steve Bain, nor do I have the authority to make a commitment on behalf of the board of the Leadville Sanitation District. You are advised that the board will not have an opportunity to collectively review this matter until its regular monthly meeting on May 4.

In response to your inquiry of April 22, you are advised that I am not aware of any issues, which are of concern to the board, except to preserve and protect the sewer line, which crosses your company's property, as well as the water line extending on the southerly side of Hwy 24. You have provided a plat purporting to identify the location of the sewer line, but this cannot be confirmed until the snow has melted sufficiently to locate the manholes. When this occurs, the exact location of the line will be identifiable, and you will thereafter provide a plat confirming this. Once the exact location of these lines are known and platted, you will provide the district with an easement sufficient in width in order to maintain the line, which is estimated to be 35 feet in width (17.5 on either side of the centerline), except in the area of the swamp. The required width of the easement in the area of the swamp cannot be determined until it can be evaluated without snow cover.

If you will commit in writing to honor and satisfy the board's subject requirements, there is no reason that I know of for the board to not withdraw its objection to the Arkansas Valley Slag now pending before CDRMS.

With best regards,

Joseph Fattor

cc: Stephen Bain; Angelina Salazar; Ken Berger; Jane Gowing; Dan Osborn; Robert Vigil