

STATE OF
COLORADO

Czapla - DNR, Dustin <dustin.czapla@state.co.us>

Re: Base Products Gravel Pit 2, M-2022-025

Ben Langenfeld <benl@lewicki.biz>

Sun, Jun 12, 2022 at 2:37 AM

To: "Czapla - DNR, Dustin" <dustin.czapla@state.co.us>

Dustin

Doug Flowers, owner of the parcels containing M-2022-025, is also owner and managing member of BDF, LLC, as shown by the attached Articles of Organization filed with the CO Secretary of State.

-Ben Langenfeld
303 960-5613
From Mobile

From: Czapla - DNR, Dustin <dustin.czapla@state.co.us>**Sent:** Friday, June 10, 2022 4:16:58 AM**To:** Ben Langenfeld <benl@lewicki.biz>**Subject:** Base Products Gravel Pit 2, M-2022-025

Hello Ben,

I finished the completeness review of this application today. The only thing I noticed missing was the Source of Legal Right to Enter. Please see the attached letter. You can email me a pdf copy of the Exhibit N when you have it. Please let me know if you have any questions.

Dustin Czapla**Environmental Protection Specialist**

Division of Reclamation, Mining and Safety

1313 Sherman Street, Room 215

Denver, CO 80203

303.866.3567 ext. 8188

**COLORADO****Division of Reclamation,
Mining and Safety**

Department of Natural Resources

**Articles of Org.- BDF, LLC.pdf**

85K

**ARTICLES OF ORGANIZATION FOR
BDF, LLC,
A COLORADO LIMITED LIABILITY COMPANY**

The undersigned, Doug Flowers, a natural persons of at least 18 years of age, acting as organizer, hereby form a limited liability company by virtue of the Colorado Limited Liability Company Act, and adopts the following Articles of Organization for such limited liability company.

**ARTICLE I
Name**

The name of the limited liability company is BDF, LLC.

**ARTICLE II
Principal Place of Business**

The principal place of business of the limited liability company is 20965 Highway 550, Montrose, Colorado 81403.

**ARTICLE III
Registered Agent**

The registered agent of this limited liability company is Doug Flowers. The business address of the registered agent is 20965 Highway 550, Montrose, Colorado 81403. The undersigned consents to the appointment as the initial registered agent.

**ARTICLE IV
Initial Manager**

The management of this limited liability company is vested in the managers. The initial manager is Doug Flowers, who is to serve as manager until death or if the business is handed over on all items with regards to the property and decisions of the property. The business address of the manager is 20965 Highway 550, Montrose, Colorado 81403.

**ARTICLE V
Purposes**

The purposes for which this limited liability company is formed are:

1. To purchase, develop, lease, contract, sell and encumber both personal property and real property, and to engage in mining and farming activities.

2. To provide the facilities necessary to carry out the above purposes and all other powers as set forth in the Colorado Limited Liability Company Act; and
3. To exercise all or any of the limited liability company powers and to carry out all or any of the purposes enumerated herein or otherwise granted or permitted by law and to do everything necessary, proper, advisable, or convenient for the accomplishment of the purposes or the attainment of any of the objects or the furtherance of any of the powers herein set forth, provided the purpose is not inconsistent with the laws of the State of Colorado.

ARTICLE VI

Powers

The powers of the Limited Liability Company are as follows:

1. All those powers specified in the Colorado Limited Liability Company Act;
2. The power to carry out the purposes hereinabove set forth in any state, territory, district or possession of the United States or any foreign country; and
3. All other or additional powers necessary or incidental to the purposes above stated and to engage in any business that a partnership with limited partners may lawfully conduct.

ARTICLE VII

Indemnification

The Limited Liability Company shall have the power to indemnify any member, manager or employee or former member, manager or employee of the limited liability company who owns a membership interest thereof and shall have all other powers of indemnification as set forth in the Colorado Limited Liability Company Act. Said power includes indemnification against expenses actually paid or necessarily incurred by the individual or entity in connection with the defense or settlement of any action, suit or proceeding in which said individual is made a part by reason of being or having been a manager, member, or employee. The limited liability company shall have the power to reimburse for reasonable costs of settlement of any member, manager, or employee of the limited liability company. Such rights of indemnification of reimbursement shall not be deemed exclusive of any other rights to which a member, manager or employee may be entitled under applicable agreement, vote of the membership or otherwise.

ARTICLE VIII

Right to Continue Business

Upon the death, retirement, resignation, expulsion, bankruptcy, or dissolution of a member, or the occurrence of any other event which may terminate the continued membership of a member ("Dissolution Event") in the limited liability company, the business of the limited liability company may be continued so long as there is at least one remaining member and all members consent to the continuation of business.

The surviving members of the limited liability company shall call a special meeting within ninety (90) days after the Dissolution Event for purposes of determining whether the business should be continued.


ARTICLE IX
Name of Individual Filing Articles

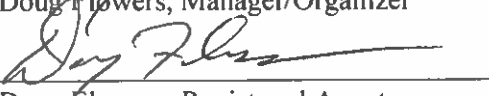
The following is the name and address of the individual causing this document to be delivered for filing:

James E. Plumhoff, III

P.O. Box 3310
Montrose, CO 81402

IN WITNESS WHEREOF, I have signed these Articles of Organization on 2/25/2022, and I acknowledge the same to be my true act and deed.



Doug Flowers, Manager/Organizer


Doug Flowers, Registered Agent