



September 1, 2023

Timothy A. Cazier, P.E.
Colorado Division of Reclamation, Mining and Safety
1313 Sherman Street, Room 215
Denver, CO 80203

Re: Table Mountain Quarry, Permit No. M-1999-004, Incomplete Application for Transfer of Permit and Succession of Operators (SO-3)

Dear Mr. Cazier,

In response to your July 7, 2023 "Incomplete Application" memorandum, the Division of Reclamation, Mining and Safety identified the need for additional documents to demonstrate the legal right to enter Table Mountain Quarry to perform mining and reclamation activities.

Holcim still needs to complete the Colorado State Land Board ("SLB") Lease assignment, and therefore is requesting an extension to the incomplete SO due date to **September 29, 2023**.

Once this assignment is completed, it will demonstrate Holcim's legal right to enter for Table Mountain Quarry. The current lease is under Tezak Heavy Equipment, LLC, which is now wholly owned by Holcim- ACM Management, Inc.

In addition to the SLB Lease Assignment, in order to demonstrate the right to enter in accordance with Section 3.4.7 of the Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board for the Extraction of Construction Materials, Holcim-WCR, Inc. ("Holcim") has included the following documentation:

- A Membership Interest Power document, dated March 31, 2023, selling 100% of the membership interests of Tezak Heavy Equipment, LLC to Holcim-ACM Management, Inc.; and
- A figure showing that Holcim-WCR, Inc. is a wholly owned subsidiary of Holcim-ACM Management, Inc.

Page 6 of the SO application has been enclosed as requested.



If you have any questions, please contact me at kurt.thurmann@holcim.com.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Kurt R', followed by a horizontal line.

Kurt Thurmann
Environmental and Land Manager
Holcim-WCR, Inc.

Attachments

Membership Interest Power

FOR VALUE RECEIVED, TEZAK HOLDINGS, INC., a Colorado corporation, hereby sells, assigns and transfers unto HOLCIM-ACM MANAGEMENT, INC., a Delaware corporation, One Hundred percent (100%) of the membership interests of TEZAK HEAVY EQUIPMENT, LLC, a Colorado limited liability company (the “**Company**”), standing in its name on the books of the Company and constituting all of its interests in the Company, and does hereby irrevocably constitute and appoint any officer of HOLCIM-ACM MANAGEMENT, INC. as its attorney-in-fact to transfer the said membership interests on the books of the Company maintained for that purpose, with full power of substitution in the premises.

Dated: March 31, 2023

TEZAK HOLDINGS, INC.

By: 
Daniel E. Tezak, President

