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February 5, 2024

Colorado Department of Reclamation, Mining, and Safety
Attn: Amy Yeldell, Environmental Protection Specialist
101 South 3rd Street, Suite 301
Grand Junction, Colorado 81501

Delivered VIA: Email

Re: Reclamation Plan Corrective Action – Deadline Extension Request
Mine/Prospecting I.D. No. M-1980-047

Dear Ms. Yeldell,

I hope this letter finds you well. I am writing to formally request an extension for the corrective action due date specified in the inspection findings issued on November 6, 2023. The inspection findings, pertaining to the reclamation plan, highlighted the need for an update and clarification as per C.R.S. 34-32-116 (1).

Caerus is fully committed to ensuring compliance with regulatory requirements, and we have taken immediate steps to address the noted deficiencies. However, we find it necessary to request additional time due to unforeseen challenges, primarily stemming from winter weather conditions and recent changes in staff at Caerus. The current weather conditions pose significant challenges for conducting on-site assessments. Winter weather has restricted our ability to commence fieldwork and gather essential data for the required technical revision. Additionally, our team has experienced unexpected organizational changes, that have impacted key personnel responsible for overseeing the reclamation plan. The transition has resulted in delays in project continuity and a temporary setback in our ability to meet the original corrective action due date.

In light of these challenges, we are pleased to inform you that Caerus has successfully secured the services of River City Consulting (RCC) with expertise in reclamation planning. The involvement of RCC will significantly contribute to our ability to expedite the reclamation plan's update and clarification process. To date RCC has completed their initial scoping of the project and we plan to provide you with a memo detailing that work in the coming days. To guarantee a comprehensive and accurate submission, we believe that an extended timeframe will allow us the necessary time to conduct thorough assessments, engage with relevant stakeholders, and prepare a technically sound and compliant revision.

We appreciate the Department's understanding of these challenges and its commitment to ensuring environmental compliance. Caerus remains dedicated to fostering a positive and cooperative relationship with DRMS.

We kindly request your consideration of this extension request and would be happy to provide any additional information or documentation to support our case. Thank you for your attention to this matter, and we look forward to your favorable response.

Should you have any questions or require any further information, please contact myself, the undersigned, at (970)-285-2611 or eseymour@caerusoilandgas.com.

Respectfully,

A handwritten signature in blue ink, appearing to read 'Ed Seymour', with a long horizontal flourish extending to the right.

Ed Seymour
CAERUS PICEANCE LLC