

Responsibilities as a Permittee:

Upon application approval and permit issuance, this application becomes a legally binding document. Therefore, there are a number of important requirements which you, as a permittee, should fully understand. These requirements are listed below. Please read and initial each requirement, in the space provided, to acknowledge that you understand your obligations. If you do not understand these obligations then please contact this Office for a full explanation.

Pm

1. Your obligation to reclaim the site is not limited to the amount of the financial warranty. You assume legal liability for all reasonable expenses which the Board or the Office may incur to reclaim the affected lands associated with your mining operation in the event your permit is revoked and financial warranty is forfeited;

Pm

2. The Board may suspend or revoke this permit, or assess a civil penalty, upon a finding that the permittee violated the terms or conditions of this permit, the Act, the Mineral Rules and Regulations, or that information contained in the application or your permit misrepresent important material facts;

Pm

3. If your mining and reclamation operations affect areas beyond the boundaries of an approved permit boundary, substantial civil penalties, to you as permittee can result;

Pm

4. Any modification to the approved mining and reclamation plan from those described in your approved application requires you to submit a permit modification and obtain approval from the Board or Office;

Pm

5. It is your responsibility to notify the Office of any changes in your address or phone number;

Pm

6. Upon permit issuance and prior to beginning on-site mining activity, you must post a sign at the entrance of the mine site, which shall be clearly visible from the access road, with the following information (Rule 3.1.12):

a. the name of the operator;

b. a statement that a reclamation permit for the operation has been issued by the Colorado Mined Land Reclamation Board; and,

c. the permit number.

Pm

7. The boundaries of the permit boundary area must be marked by monuments or other markers that are clearly visible and adequate to delineate such boundaries prior to site disturbance;

Pm

8. It is a provision of this permit that the operations will be conducted in accordance with the terms and conditions listed in your application, as well as with the provisions of the Act and the Mineral Rules and Regulations in effect at the time the permit is issued.

Pm

9. Annually, on the anniversary date of permit issuance, you must submit an annual fee as specified by Statute, and an annual report which includes a map describing the acreage affected and the acreage reclaimed to date (if there are changes from the previous year), any monitoring required by the Reclamation Plan to be submitted annually on the anniversary date of the permit approval. Annual fees are for the previous year a permit is held. For example, a permit with the anniversary date of July 1, 1995, the annual fee is for the period of July 1, 1994 through June 30, 1995. Failure to submit your annual fee and report by the permit anniversary date may result in a civil penalty, revocation of your permit, and forfeiture of your financial warranty. It is your responsibility, as the permittee, to continue to pay your annual fee to the Office until the Board releases you from your total reclamation responsibility.

Pm

10. For joint venture/partnership permittee: the signing representative is authorized to sign when document and a power of attorney (provided by the partner(s)) authorizing the signature of the representative is attached to this application.

Certification:

As an authorized representative of the applicant, I hereby certify that the operation described has met the minimum requirements of the following terms and conditions:

1. All necessary approvals from local government have been applied for (Section 34-32.5-110(1)(a)(VIII).
2. To the best of my knowledge, all significant, valuable and permanent man-made structure(s) in existence at the time this application is filed, and located within 200 feet of the proposed affected area have been identified in this application (Section 34-32.5-115(4)(e), C.R.S.). (NOTE: For 110 operations, the affected area includes all lands delineated by the permit boundary.)
3. No mining operation will be located on lands where such operations are prohibited by law (Section 34-32.5-115(4)(f), C.R.S.).
4. As the applicant/operator, I do not have any mining/exploration operations in the State of Colorado currently in violation of the provisions of the Colorado Land Reclamation Act for the Extraction of Construction Materials (Section 34-32.5-120, C.R.S.).
5. I understand that statements in the application are being made under penalty of perjury and that false statements made herein are punishable as a Class 1 misdemeanor pursuant to Section 18-8-503, C.R.S. 1984.

This form has been approved by the Mined Land Reclamation Board pursuant to section 34-32.5-110, C.R.S., of the Colorado Land Reclamation Act for the Extraction of Construction Materials. Any alteration or modification of this form shall result in voiding any permit issued on the altered or modified form and subject the operator to cease and desist orders and civil penalties for operating without a permit pursuant to section 34-32.5-123, C.R.S.

Signed and dated this 14th day of November, 2024.

City of Lamar

Applicant/Operator

Signed: [Signature]

Title: Public Works Director

If Corporation: Attest (Seal)

Signed: [Signature]

Corporate Secretary or Equivalent

Town/City/County Clerk

State of Colorado)

) ss.

County of Prowers)

The foregoing instrument was acknowledged before me this 14th day of November,
by Patriek Mason as Director of Public Works of City of Lamar.

TESS CAMP
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20234018682
MY COMMISSION EXPIRES MAY 19, 2027

[Signature]
Notary Public

My Commission expires: May 19th, 2027

SIGNATURES MUST BE IN BLUE INK



November 12, 2024

Ursula Armstrong - Environmental Protection Specialist – Active Mines Program
Division of Reclamation, Mining and Safety Division
1313 Sherman Street, Room 215
Denver, CO 80203

Dear Ursula,

In reference to your letter dated November 4, 2024, regarding updating the reclamation plan.

Updated Exhibit D – Reclamation Plan

1. The mining operation has been completed.
2. The excavation area has been backfilled and graded to match the natural grade of the surrounding area, sloping west to east.
3. The top 12" of backfill is topsoil.
4. Since mining began, the surrounding area has become completely industrial/commercial and this is the best/most logical PMLU for the site now.
5. Since the City is amending the application from wildlife habitat to industrial/commercial there would be no further need to revegetate the site.
6. There are no ponds, roads or buildings on the site.
7. Future use of the area will be City of Lamar equipment & material storage.

If you have any questions or require more information, you can contact me by telephone at 719-336-2279, or by email at mike.machone@ci.lamar.co.us

Sincerely,

A handwritten signature in blue ink that reads "Michael Machone".

Michael Machone
City of Lamar