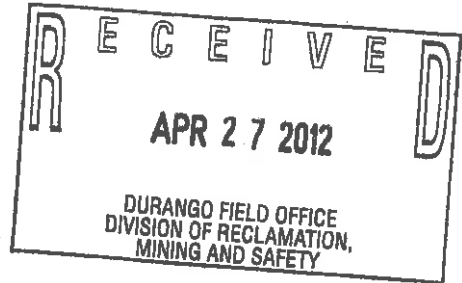


M-2012-007

4/17/12

TO: Bob Oswald

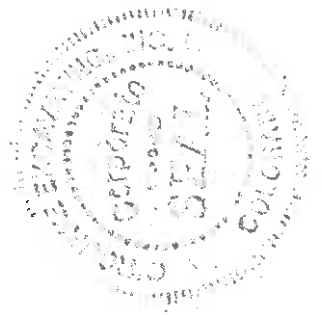
Environmental Protection Specialist;



this is a signed/dated affidavit of the notice
posted on location of pit.

This attached Notice was posted on 4/6/12
By Thomas O'Rourke.

Signed: 



Notary Public

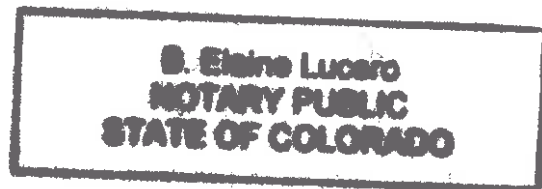
Elaine Lucero

4-17-12
date

my Commission Expires: 08-06-2012

State of Colorado

Rio Grande County



NOTICE

This site is the location of a construction materials operation. O'Rourke Excavating Inc. whose address and phone number is 2489 County Road 15, South Fork CO 81154 (719) 580-9602, has applied for a Reclamation Permit with the Colorado Mined Land Reclamation Board. Anyone wishing to comment on the application may view the application at the Rio Grande County Clerk and Recorder's Office, 925 6th Street, Del Norte CO 81132 and should send comments prior to the end of the public comment period to the Division of Reclamation, Mining and Safety, 1313 Sherman Street, Room 215, Denver CO 80203.

printed Thomas O'Rourke

Signed 

4/17/12

This notice was posted
4/6/12 on site.

EXHIBIT I

Revised 4-1-2012

Mr. Bob Oswald
691 County Road 233 Room A2
Durango, CO 81301
970-247-5193

April 3, 2012

RE: O'Rourke Pit

This letter is to verify that on April 3rd, 2012, a copy of O'Rourke Excavating, Inc.'s revisions to the application for a 110 Mining Permit was delivered to the Rio Grande County Clerk and Recorder's Office by Thomas O'Rourke, agent for O'Rourke Excavating, Inc.

ACKNOWLEDGEMENT OF RECEIPT OF COPY OF APPLICATION:

SIGNED: Cathy B. Gonzales TITLE: Deputy Clerk DATE: April 3, 2012

M-2012-007

O'ROURKE PIT

NEWSPAPER PUBLICATION ON 4/25/12

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PUBLIC NOTICES

PUBLIC NOTICE

O'Rourke Excavating Inc.: 2489 County Road 15, South Fork, CO 81154, (719)580-9602, has filed an application for a Construction Materials Limited Impact (110) reclamation Permit with the Colorado Mined Land Reclamation Board under provisions of the Colorado Land Reclamation Act for the Extraction of Construction Materials. The proposed mine is known as the O'Rourke Pit, and located at or near Section 21, Township 40N, Range 6E, NM Prime Meridian.

The proposed date of commencement is: Spring, 2012, and the proposed date of completion is Spring, 2022. The proposed future use of the land is range land.

Additional information and tentative decision date may be obtained from the Division of Reclamation, Mining and Safety, 1313 Sherman Street, Room 215, Denver, Colorado 80203, (303) 866-3567, or at the Rio Grande County Clerk and Recorder's office; 925 6th Street, Del Norte, CO 81132, or the above named applicant. A complete copy of the application is available at the above-named County Clerk and Recorder's office and at the Division's office.

Comments concerning the application and exhibits must be in writing and must be received by the Division of Reclamation, Mining and Safety by 4:00 p.m. on May 7, 2012.

Please note that under the provisions of C.R.S. 34-32.5-101 et seq., Comments related to noise, truck traffic, hours of operation, visual impacts, effects on property values and other social and economic concerns are issues not subject to this Office's jurisdiction. These subjects, and similar ones, are typically addressed by your local governments, rather than the Division of Reclamation, Mining and Safety or the Mined Land Reclamation Board.

NO. 2688 Published in the Monte Vista Journal on Wednesday, April 25, 2012.

Dear Bob

Here is a sample
of the certified mail
I sent everybody.

Thanks Tom

April 1, 2012

Wayne and Sharon Nash
8934 W. CR 7 N
Del Norte, CO 81132

Dear Mr. and Mrs. Nash;

Thomas O'Rourke has applied for a 110 Reclamation Permit with the Colorado Division of Reclamation, Mining and Safety for a gravel pit on County Road 7 North just east of the Southway pit northeast of Del Norte, located in the Southeast Quarter (SE¼) of Section 21, Township 40 North, Range 6 East, New Mexico Principal Meridian, Rio Grande County, Colorado.

Please see the attached notice indicating that the application is available for review at both the office of O'Rourke Excavating Inc. and the Rio Grande County Clerk and Recorder.

Should you have any questions or desire to review the full application, please feel free to contact me or review the application on file with the Clerk and Recorder.

Sincerely,

Thomas O'Rourke
President

PUBLIC NOTICE

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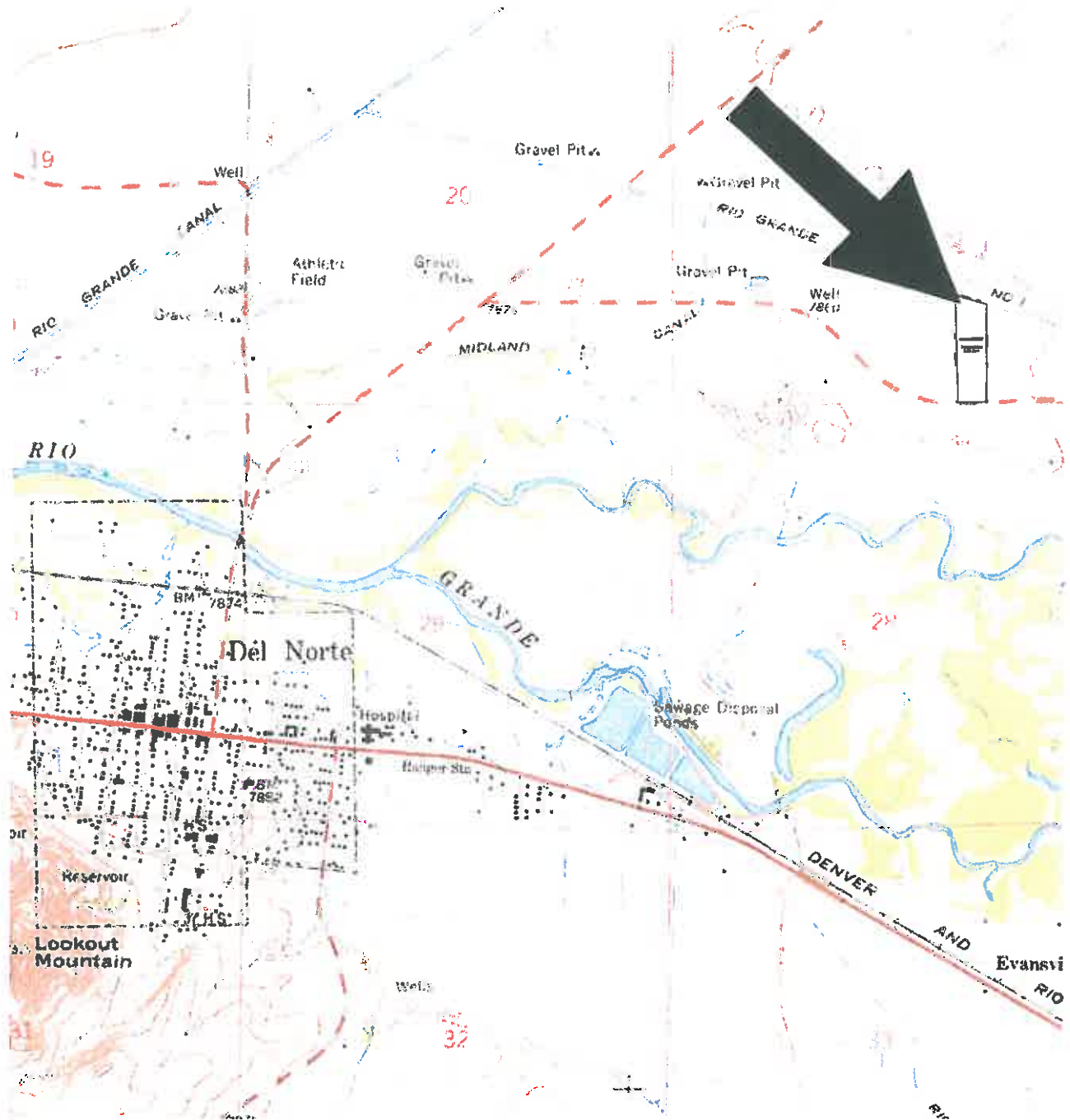
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EXHIBIT A-1 LOCATION MAP THE O'ROURKE PIT

LOCATED IN THE SW $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 21, T. 40 N., R. 6
E., N.M.P.M., RIO GRANDE COUNTY, COLORADO

Revised 4-1-2012



Wm. J. L. L. L.
4-1-12

APPLICANT
O'ROURKE EXCAVATING, INC.
2489 County Road 15
South Fork, CO 81154
719-580-9602