

**MV
R** *Resources, Inc.*

June 5, 2012

RECEIVED

Travis Marshall
Division of Reclamation, Mining and Safety
Grand Junction Field Office
101 South Third Street, Room 301
Grand Junction, CO 81501

JUN 07 2012
GRAND JUNCTION FIELD OFFICE
DIVISION OF
RECLAMATION MINING & SAFETY

RE: Lemoine Pit Amendment Application, File No. M-1979-140, Proof of Publication and mailing

Dear Mr. Marshall:

The enclosed documents are copies of the affidavit of publication and the certified mail return receipts from mailing the public notice to the appropriate parties.

Please let me know if there is any additional information that you need. Thank you for your assistance in this matter.

Sincerely,



Michael Ripp
Consultant

DELTA COUNTY

INDEPENDENT

401 Meeker St.
P.O. Box 809
Delta, CO 81416

AFFIDAVIT OF PUBLICATION

STATE OF COLORADO }
COUNTY OF DELTA } ss.

I, Randal Sunderland, do solemnly swear that I am publisher of the *Delta County Independent*; that the same is a weekly newspaper printed, in whole or in part, and published in the County of Delta, State of Colorado, continuously and uninterruptedly in said County of Delta for a period of more than fifty-two consecutive weeks prior to the first publication of the annexed legal notice or advertisement; that said newspaper has been admitted to the United States mails as second-class matter under the provisions of the Act of March 3, 1879, and all amendments thereof, and that said newspaper is a weekly newspaper duly qualified for publishing legal notices and advertisements within the meaning of the laws of the State of Colorado; that the annexed legal notice or advertisement was published in the regular and entire issue four consecutive insertions; that the first publication of said notice was in the issue of said newspaper dated May 9th, A.D., 2012, and that the last publication of said notice was in the issue of said newspaper dated May 30th, A.D., 2012.

In witness whereof I have hereunto set my hand this 30th day of May, A.D., 2012.

Randal Sunderland

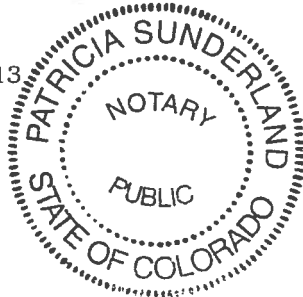
General manager of said *Delta County Independent*

Subscribed and sworn before me, a Notary Public in and for the County of Delta, State of Colorado, this 30th day of May, A.D., 2012.

Patricia Sunderland

Notary Public

My commission expires 12/24/2013
900 Cypress Wood Lane
Delta, CO 81416



PUBLIC NOTICE

Delta County, 501 Palmer Street, Delta, CO 81416, (970) 874-2035 has filed an application for an Amendment to a 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 Lemoine Pit and is located at or near NW1/4SE1/4, Section 20, Township 14 South, Range 92 West, 6th Prime Meridian, Delta County, Colorado.

The proposed date of commencement is August 1, 2012, and the proposed date of completion is October 30, 2020. The proposed future use of the land is General Agriculture.

Additional information and the 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 Delta County Clerk and Recorder's office; 501 Palmer Street, Delta, Colorado, 81416, 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 Minerals and Geology by 4:00 p.m. on June 19, 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 or economic concerns are issues not subject to this Office's jurisdiction. These subjects are typically addressed by your local government, rather than the Division Reclamation, Mining and Safety or the Mined Land Reclamation Board.

Published in the Delta County Independent May 9, 16, 23 and 30, 2012.

DER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse that we can return the card to you. Attach this card to the back of the mailpiece, on the front if space permits.

Article Addressed to:

101 E Lacey
866 Harrison Mesa Rd
Hotchkiss, CO 81419

COMPLETE THIS SECTION ON DELIVERY

A. Signature ☐ Agent
☒ Carl E Lacey ☐ Addressee
 B. Received by (Printed Name) C. Date of Delivery
 Carl E Lacey 5-10-12
 D. Is delivery address different from item 1? ☐ Yes
 If YES, enter delivery address below: ☐ No

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.
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 Form 3811, February 2004

102595-02-M-1540

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Article Addressed to:

11111 Mary Lemoine
476 Harrison Mesa Rd
Hotchkiss, CO 81419

COMPLETE THIS SECTION ON DELIVERY

A. Signature ☐ Agent
☒ Mary Lemoine ☐ Addressee
 B. Received by (Printed Name) C. Date of Delivery
 Mary Lemoine 5-10-12
 D. Is delivery address different from item 1? ☐ Yes
 If YES, enter delivery address below: ☐ No

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
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 4. Restricted Delivery? (Extra Fee) ☐ Yes

Article Number 7008 3230 0003 4335 8654
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1. Article Addressed to:

Kenneth & Danielle Gruber
P.O. Box 141
Hotchkiss, CO 81419-0141

COMPLETE THIS SECTION ON DELIVERY

A. Signature ☐ Agent
☒ Ben Gruber ☐ Addressee
 B. Received by (Printed Name) C. Date of Delivery
 Ben Gruber 5-10-12
 D. Is delivery address different from item 1? ☐ Yes
 If YES, enter delivery address below: ☐ No

3. Service Type
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☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.
 4. Restricted Delivery? (Extra Fee) ☐ Yes

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 PS Form 3811, February 2004

102595-02-M

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1. Article Addressed to:

CDOT
Tim Woodhouse
222 S. 6th, Room 100
Grand Junction, CO 81501

COMPLETE THIS SECTION ON DELIVERY

A. Signature ☐ Agent
☒ Theresa Holman ☐ Addressee
 B. Received by (Printed Name) C. Date of Delivery
 Theresa Holman 5-10-12
 D. Is delivery address different from item 1? ☐ Yes
 If YES, enter delivery address below: ☐ No

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.
 4. Restricted Delivery? (Extra Fee) ☐ Yes

Article Number 7008 3230 0003 4335 8630
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- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Lindes Family Limited
13375 Old Pleasant Valley Rd.
Middleburg Heights, OH 44130-0111

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1?

☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article Number

(Transfer from service label)

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Domestic Return Receipt

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