

July 27, 2012

I Ken & Jean Wagner, as landowners, do hereby testify that no mining operations will take place within 250 feet east of the designated 14.63 acres of permitted LA Mine which will reduce permitted area by 3.16 acres for a total of 11.47 acres. No excavation will take place from existing power lines, fences and right-of-way of County Road 9.5.

Ken Wagner

7-27-2012

Ken Wagner, Landowner & Director of Public Works

Jean Wagner

7-27-2012

Jean Wagner, Landowner

Cheryl Miller

Notary

My Commission Expires
2/7/2016



N

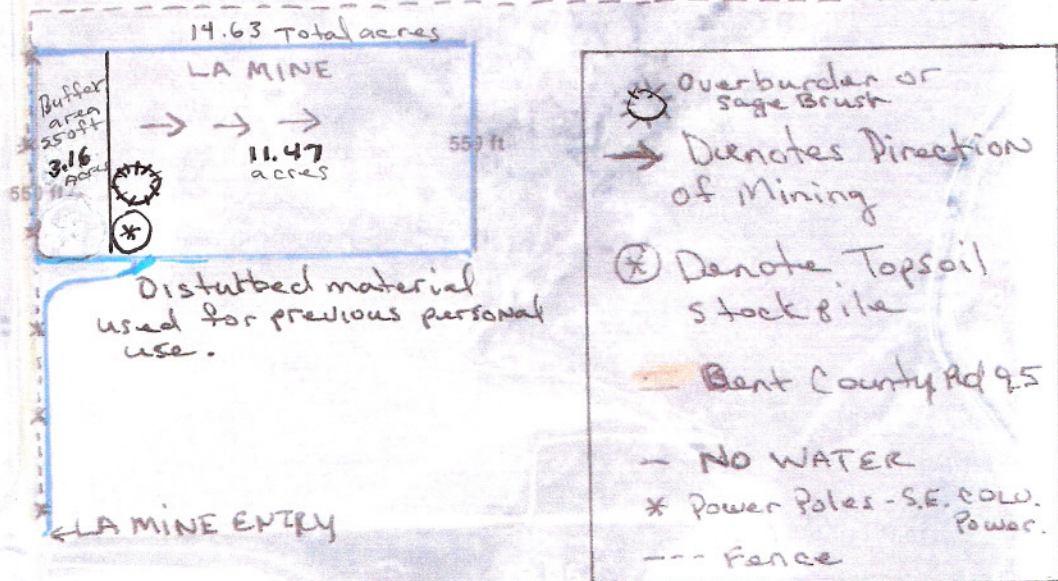
STATE OF CO. DEPT.
OF NATL RES.

WAGNER, KENNETH K.
WAGNER, JEAN MARIE
(JT)

RD. 9.5

WAGNER, RICHARD L.
DEBRA E. (JT)

CO. Rd. CC



WAGNER, KENNETH K. + WAGNER, JEAN MARIE
(JT)

N

STATE OF CO. DEPT
OF NATL RES.

WAGNER, KENNETH K.
+ WAGNER, JEAN MARIE
(JT)

RA. 9.5.

14.63 Total acres
LA MINE
→ → →
11.47 55 ft

Buffer area 250 ft
3.16 acres
- Excavated level with existing South Field
- Disturbed area will be incorporated into the reseeding plan.

MYERS, RICHARD +
DEBRA E. (JT)

CO. Rd. CC

LA MINE ENTRY

WAGNER, KENNETH K. + WAGNER, JEAN MARIE
(JT)

Overburden or Sage Brush
→ Denotes Direction of Mining
⊗ Denote Topsoil stock pile
Bent County Rd 9.5
NO WATER
* Power Poles - S.E. COLO. Power.
--- Fence