

Bridal Veil Construction LLC  
PO Box 1821  
Ouray, CO 81427  
970-729-1823 – Lynn's phone

October 11, 2012

Mr. Wallace H. Erickson  
Environmental Protection Specialist  
Division of Reclamation, Mining and Safety  
Durango Field Office  
691 County Road 233, Suite A-2  
Durango, CO 81301

RECEIVED  
OCT 15 2012  
Durango Field Office  
Division of Reclamation,  
Mining and Safety

RE: Notarized Affidavit

Dear Mr. Erickson,

The unauthorized fill materials, imported by the Operator without prior approval by the Division, is inert and addresses all requirements of Rule 3.1.5(9).

The material which you have observed was actually brought in from the City of Ouray, by agreement with the City of Ouray, to be screened and processed and sold, and will not be used as fill. Most of it has already been processed and sold, but there remains some which has not sold because the City of Ouray is now giving material away to our former customers. We are gradually selling it to our own customers, and we expect it to be all sold and gone within a few months, as we have a job requiring material.

Sincerely,



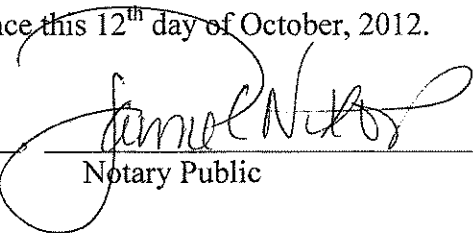
Connie L. Wurst  
Bridal Veil Construction

State of Colorado  
County of Ouray

Sworn before me and subscribed in my presence this 12<sup>th</sup> day of October, 2012.

My commission Expires

4/29/2014

  
Notary Public

JAMIE C. NIXON  
NOTARY PUBLIC  
STATE OF COLORADO

My Commission Expires 04/29/2014