

October 25, 2024

Robert Wagner
RMR Aggregates, Inc.
Rocky Mountain Industrials
6200 S. Syracuse Way, Suite 450
Greenwood Village, CO 80111

Amy Yeldell
Russ Means
1313 Sherman Street, Room 215
Denver, CO 80203

RE: Request for extension of deadline for receiving rock bolting quotes and questions related to bond increase

Dear Ms. Yeldell and Mr. Means,

RMR Aggregates, Inc. (RMRA) received and reviewed the *Mid-Continent LST, Permit No. M-1982-121, Proposed SI-4 Reclamation Cost Estimate* letter dated August 27, 2024. Shortly after receiving the letter RMRA requested rock bolting quotes from four rock bolting contractors. RMRA also began discussing the contents of the letter internally and with our legal counsel.

RMRA has received two of the four requested rock bolting quotes to date and is waiting on the other two contractors to provide their quotes for the proposed work. Additionally, a few relevant questions about the bond estimate increase have arisen following the review of the reclamation cost estimate letter. We would like to discuss these questions with the CO DRMS further as a part of the reclamation bond increase process. On account of these items, RMRA would like to request an extension of the October 25, 2024 deadline by 60 days to receive the additional rock bolting quotes and talk through the bond related questions with the CO DRMS. We know the upcoming holiday season can add some delay into schedules, which is why we are requesting the 60-day timing. We respectfully request the deadline to be extended to December 24, 2024.

Our bond estimate questions are as follows.

1. Rock bolting is not part of our current reclamation plan with either the CO DRMS or the BLM and is not included in our reclamation plan in the most recent Technical Revision submissions. The addition of rock bolting appears inconsistent with the stated purpose of the reclamation bond, which is to pay for reclamation activities for compliance with the permit's reclamation plan.
2. The only mention of rock bolting for the Mid-Continent operation, to date, can be found in the geotechnical report initially prepared in August of 2023 and revised in March of 2024. Rock bolting was not added into the reclamation plan. Additionally, the CO DRMS TR-6 Decision

Letter, dated April 1, 2024, stated, *“This TR does not authorize the Operator to initiate the methods discussed in the [geotechnical] report. Nor does it allow the Operator to circumvent any other agency’s requirements. A mine plan modification at a later date will be required to address specifically how the methodologies for safeguarding will be implemented on site.”* It is our opinion that including rock bolting in the reclamation cost estimate when it is currently not a part of the reclamation plan, contradicts the statements of the CO DRMS. Furthermore, should rock bolting be required, RMRA would need to first submit a plan modification to include such requirements.

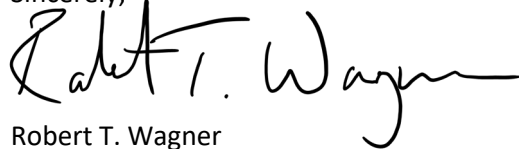
3. The BLM has not authorized RMRA to use rock bolting in its mine plan or reclamation plan. As such, including rock bolting to the reclamation bond calculation, without the BLM’s authorization of rock bolting on their land, appears to force an action the BLM has not yet approved.

RMRA understands the increase in costs of the other items contained in the reclamation bond estimate, that align with our current reclamation plan, as we expected an increase due to inflation over the last five years. Our concerns lie with the addition of the rock bolting to the estimate at this time, particularly because rock bolting has not been approved by the BLM and is not included in our current reclamation plan. As we engage in the process of modifying our mine plan with the BLM, and then with CO DRMS and Garfield County, we understand the reclamation plan may change over the next year and the reclamation bond may require additional modifications.

Thank you for considering our questions and our request for an extension to December 24, 2024 in response to the August 27, 2024 letter.

We would like to discuss the above concerns and/or questions with you during this cost estimation process. Please let us know what would work for you and your team.

Sincerely,



Robert T. Wagner
VP, Engineering
Rocky Mountain Industrials
rwagner@rockymountainindustrials.com