

CERTIFICATION:

I PATRICK S. JERNIGAN researched the records of the El Paso County Clerk and Recorder and established that there was not a mineral estate owner(s) on the real property known as WATERBURY FILING NO. 2. An initial public hearing on N/A, which is the subject of the hearing, is scheduled for _____, 2000.

Pursuant to §24-65.5-103(4), C.R.S., I certify that a Notice of an initial public hearing was mailed to the mineral estate owner(s) (if established above) and a copy was mailed to the El Paso County Planning Department on N/A, 2000.

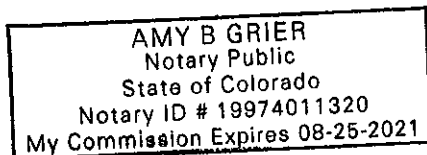
Dated this 4 day of AUGUST, 2007.

STATE OF COLORADO)
) s.s.
COUNTY OF EL PASO)

The foregoing certification was acknowledged before me this 4 day of AUGUST, 2007, by [Signature].

Witness my hand and official seal.

My Commission Expires: 8/25/21



[Signature]
Notary Public

Notice to Mineral Estate Owners
§24-65.5-101, et seq., C.R.S. – Checklist and Certification

An examination of the records of the Clerk and Recorder's Office established the following:

Checklist

____ identity of the owner(s) of mineral estate
____ the mineral estate owner(s) has filed a proper notification form
____ the mineral estate owner(s) has recorded an instrument satisfying an applicable dormant mineral
____ interest act
X ____ no mineral estate owner(s) was found
____ mineral owner(s) waived the right to notice in writing to the Applicant.

If a mineral estate owner(s) exists, a Notice shall be sent to the mineral estate owner no less than thirty (30) days prior to the initial public hearing. The Notice shall include:

____ time and place of initial public hearing
____ nature of hearing
____ location of property/subject of hearing
____ name of applicant
____ notice was sent to mineral estate owner(s) no less than thirty (30) days prior to initial public
____ hearing (do not count day of mailing in thirty (30) day calculation).

If a mineral estate owner(s) exists, a copy of the Notice shall be sent to the local government at the same time as notice s mailed to the mineral owner(s) and no less than thirty (30) days prior to the initial public hearing. The Notice shall include:

____ time and place of initial public hearing
____ nature of hearing
____ location of property/subject of hearing
____ name of applicant
____ name and address of mineral estate owner
____ notice was sent to El Paso County Planning Department no less than thirty (30) days prior to
____ initial public hearing (do not count day of mailing in thirty (30) day calculation).

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STATE OF COLORADO)

) ss.

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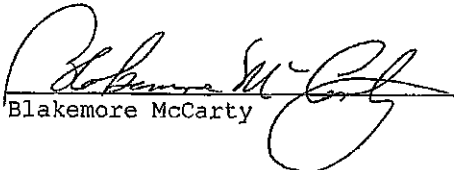
COUNTY OF EL PASO)

BLAKEMORE McCARTY, being first duly sworn upon his oath, states and affirms as follows:

1. That he is over the age of twenty one years, is fully competent to make this affidavit, and is an attorney at law licensed to practice in the State of Colorado.

2. That he has been the attorney for the various owners of the real property described in Exhibit A annexed hereto and made a part hereof, for over forty years, and knows that there has been no mining, drilling or exploration of oil, gas or other minerals on said property described in Exhibit A, subsequent to September 4, 1985, and that there are no mineral leases now in effect thereon.

Further affiant sayeth not.


Blakemore McCarty

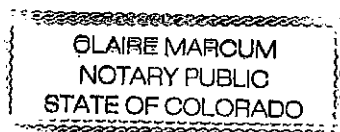
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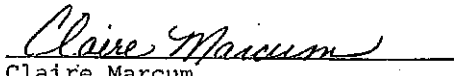
) ss.

STATE OF COLORADO)

Blakemore McCarty personally appeared before me this 22nd day of April, 2003, and signed the foregoing affidavit after stating to me that he had read the same, and that the same was true to the best of his knowledge, information and belief.

My commission expires August 18, 2006.




Claire Marcum
6 Elm Avenue - Broadmoor
Colorado Springs, Colorado
80906

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THE SOUTH HALF OF THE NORTHEAST QUARTER AND THE SOUTHWEST QUARTER AND THAT PORTION OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF SECTION 28 LYING EAST OF THE COUNTY ROAD (EASTONVILLE ROAD); THAT PORTION OF THE SOUTHEAST QUARTER OF SECTION 29 LYING EAST OF SAID COUNTY ROAD; THAT PORTION OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER AND OF THE NORTH HALF OF THE NORTHEAST QUARTER OF SECTION 32 LYING EAST OF SAID COUNTY ROAD, AND THAT PORTION OF THE NORTH HALF OF THE NORTHWEST QUARTER OF SECTION 33, LYING NORTH AND WEST OF THE RIGHT OF WAY OF THE CHICAGO, ROCK ISLAND AND PACIFIC RAILWAY, ALL IN TOWNSHIP 12 SOUTH, RANGE 64 WEST OF THE 6TH P.M., EL PASO COUNTY, COLORADO.

EXHIBIT A