M0430021
Task ID# 4754
cc: Leslie

FORM MR-TRL
Revised 03/31/2009

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION of OIL, GAS and MINING
1594 West North Temple, Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801
(801) 538-5291

RECEIVED
MAR 19 2012
DIV. OF OIL, GAS & MINING

* * * * * * * * *

APPLICATION FOR TRANSFER OF NOTICE OF INTENTION TO COMMENCE LARGE MINING OPERATIONS

Application is hereby made to transfer the permit to commence large mining operations for the Browns Canyon Rock Quarry mine, permit # M/0430021, currently operated by BMW Stone Inc / Mark Willis (transferor) to Brown Canyon Stone Works LLC / Tim Sorensen (transferee).

As used herein, TRANSFEROR refers to the *current operator*; TRANSFEREE refers to the *proposed new operator*; NOI refers to the Notice of Intention to Commence Large Mining Operations; PERMIT refers to the approved (or accepted) NOI, including the reclamation contract and reclamation surety.

Upon approval of the Application for Transfer:

1. The Transferor agrees to transfer all rights and obligations to operate under the terms of the NOI to the Transferee, The Transferor will not retain any rights to conduct mining operations within the area covered by the approved NOI.

2. Both parties understand the transfer of the ***NOI is not complete until all the applicable requirements are met,*** including the submittal and Division approval of an appropriate reclamation surety and a reclamation contract.

3. The transferee has read and has a copy of the current NOI.

4. The Transferee has inspected the site and is fully aware of all existing conditions and responsible for compliance with the conditions of the permit and the obligations regardless of the nature of the conditions at the site.

5. Transferee shall conduct mining operations on lands included in the NOI in accordance with the Utah Mined Land Reclamation Act, (ACT) Sections 40-8-1 et seq., Utah Code Annotated, (2005, as amended), and the rules promulgated under the ACT (R647- et seq., and the approved NOI.

6. The Transferee shall provide a surety in a form and amount approved by the Division to assure reclamation of the lands affected by the mining operations.

The **Transferor** will remain liable for compliance at the mine site until this transfer application is approved.

The signatory below represents that he/she has authority to execute this transfer on behalf of the Operator/Transferee, if not a natural person; and the operator/transferee is a properly organized entity in good standing under the laws of Utah and the United States, is registered as an entity authorized to do business in the State of Utah. Statements made in the application are true and correct to the best of my knowledge and belief.

TRANSFEREE:

Brown Canyon Stone Works L.L.C.
Operator/Transferor Name

By Jim Sorensen
Name of Authorized Officer (Typed or Printed)

Owner
Title of Authorized Officer

Jim Sorensen 3/19/12
Officer's Signature Date

STATE OF Utah)
) ss:
COUNTY OF Salt Lake)

On the 19 day of March, 20 12, Jim Sorensen personally appeared before me, who being by me duly sworn did say that he/she is an Owner (owner, officer, director, partner, agent or other (specify)) of the Operator Brown Canyon Stone Works LC and duly acknowledged that said instrument was signed on behalf of said Operator by authority of its bylaws, a resolution of its board of directors, or as may otherwise be required to execute the same with full authority and to be bound hereby.

Penny Berry
Notary Public

Salt Lake
Residing at

1/4/2015
My Commission Expires:

PENNY BERRY
NOTARY PUBLIC - STATE OF UTAH
My Comm. Exp. 01/04/2015
Commission # 604689

The signatory below represents that he/she has authority to execute this transfer on behalf of the Transferor, if not a natural person. Statements made in the application are true and correct to the best of my knowledge and belief.

TRANSFEROR:

BMW STONE INC
Operator/Transferor Name

By MARK WILLES
Name of Authorized Officer (Typed or Printed)

PRESIDENT / CEO
Title of Authorized Officer

Mark Willes 3-19-2012
Officer's Signature Date

STATE OF Utah)
) ss:
COUNTY OF Salt Lake)

On the 19 day of March, 2012, Mark Willes personally appeared before me, who being by me duly sworn did say that he/she is an President (owner, officer, director, partner, agent or other (specify)) of the Operator Bmw Stone Inc. and duly acknowledged that said instrument was signed on behalf of said Operator by authority of its bylaws, a resolution of its board of directors, or as may otherwise be required to execute the same with full authority and to be bound hereby.

Penny Berry
Notary Public

Salt Lake
Residing at

1/4/2015
My Commission Expires:

PENNY BERRY
NOTARY PUBLIC - STATE OF UTAH
My Comm. Exp. 01/04/2015
Commission # 604689

Form MR-LMOR
(Revised March, 2009)

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING
1594 West North Temple Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801
Telephone: (801) 538-5291 Fax: (801) 359-3940

NOTICE OF INTENTION TO COMMENCE LARGE MINING OPERATIONS

The informational requirements of this form are based on provisions of the Mined Land Reclamation Act, Title 40-8, Utah Code Annotated 1987, and the General Rules as promulgated under the Utah Minerals Regulatory Program. (R647-4-et seq.)

These pages will replace the corresponding pages in the original NOI.

* * * * * * * * *

1. GENERAL INFORMATION

1. Name of Mine: Brown Canyon Rock Quarry
2. Legal name of entity (or individual) for whom the permit is being requested: Jim Sorensen Brown Canyon Stone Works LLC

Mailing Address: 7684 Whiteaway Rd.
City, State, Zip: Park City, Utah 84098
Phone: 435-649-6260 Fax: 435-645-7498
E-mail Address: "

Type of Business:
Corporation____, LLC X, Partnership – general ____ or limited ____,
Sole Proprietorship (dba) ____, **or** Individual ____

Entity must be registered (and maintain registration) with the State of Utah, Division of Corporations (DOC).
Are you currently registered to do business in the State of Utah? Yes X No ____
Entity # 05036774-0160
If no, contact DOC at www.commerce.utah.gov to renew or apply.
Local Business License # : _____ (if required)
Issued by: City: _____ or County: _____

If Business is a Sole Proprietor:
Name of owner: _____ Title: _____
Business Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
E-mail Address: _____

If Business is a Partnership:
Name of Partner: _____
Business Address: _____
City, State, Zip: _____
Phone: _____ **Fax:** _____
E-mail Address: _____

If Business is a Corporation:

Name of Officers: _____ Title: _____

_____ Title: _____

_____ Title: _____

_____ Title: _____

Corporate Address: _____

City, State, Zip: _____

Phone: _____ **Fax:** _____

E-mail Address: _____

If Business is a Limited Liability Company: Member Managed ✓ Manager Managed ____

Name of 1st Member/Manager: Jim Sorensen Title: Owner

Business Address: 7684 WhileAway Rd.

City, State, Zip: Park City, Utah 84098

Phone: 435-649-6260 Fax: 435-645-7498

E-mail Address: _____

2nd Member/Manager: _____ Title: _____

Business Address: _____

City, State, Zip: _____

Phone: _____ **Fax:** _____

E-mail Address: _____

2. Contacts:

This person may be notified for: permitting X **surety** X **Notices** X
(please check all that apply)

Name: Jim Sorensen Title: Owner

Address: 7684 WhileAway Rd.

City, State, Zip: Park City, Utah 84098

Phone: 435-649-6260 Fax: 435-645-7498

Emergency, Weekend, or Holiday Phone: 435-649-6260

E-mail Address: _____

This person may be notified for: permitting ____ **surety** ____ **Notices** ____
(please check all that apply)

Name: _____ Title: _____

Address: _____

City, State, Zip: _____

Phone: _____ **Fax:** _____

Emergency, Weekend, or Holiday Phone: _____

E-mail Address: _____

Registered <u>Utah</u> Agent (as identified with the Utah Dept of Commerce) *(if individual leave blank)*:

Name: _____ Title: _____

Address: _____

City, State, Zip: _____

Phone: _____ **Fax:** _____

E-mail Address: _____

3. **Certification:**

This certification must be signed by:

(1.) an executive officer if the applicant is a corporation;
(2.) a partner if applicant is a partnership (general or limited);
(3.) the owner if applicant is a sole proprietorship;
(4.) the member or manager if applicant is a limited liability company; or
(5) the individual if the applicant if filing as an individual:

I state under penalty of perjury under the laws of the state of Utah and the United States of America that:

a. Jim Sorensen (transferor), has provided a copy of the approved mining and reclamation plan. I will follow the approved mining and reclamation plan until such time that I provide the Division with an amended Notice of Intention (plan) and receive approval of the amended Notice; AND

b. I commit to the reclamation of the aforementioned large mining operation as required by the Utah Mined Land Reclamation Act (40-8) and the rules as specified by the Board of Oil, Gas and Mining.

Signature: Jim Sorensen Date: 3/19/12

Name (typed or printed): Jim Sorensen

Title/Position (if applicable): Owner

Utah Business Search - Registered Principals

Registered Principals

Name	Type	City	Status
BROWNS CANYON STONEWORKS, L.L.C.	Limited Liability Company	PARK CITY	Active
Position	**Name**	**Address**	
Manager	JAMES SORENSEN	7684 WHILEAWAY	Park City UT 84098
Registered Agent	JOSEPH E WRONA	1745 SIDEWINDER DRIVE	PARK CITY UT 84060

If you believe there may be more principals, click here to

Search by:

- Search by:
- Business Name
- Number
- Executive Name
- Search Hints

Name:

Utah Business Search - Details

BROWNS CANYON STONEWORKS, L.L.C.

Entity Number: 5036774-0160
Company Type: LLC - Domestic
Address: 1745 SIDEWINDER DRIVE PARK CITY, UT 84060
State of Origin:
Registered Agent: JOSEPH E WRONA
Registered Agent Address:
1745 SIDEWINDER DRIVE PARK CITY UT 84060

Status: Active

Status: Active *as of 12/28/2001*
Renew By: 12/28/2012
Status Description: Good Standing
Employment Verification: Not Registered with Verify Utah

History

Registration Date: 12/28/2001
Last Renewed: 12/08/2011

Additional Information

Refine your search by:

- Search by:
- Business Name
- Number
- Executive Name
- Search Hints

Name:

(Attn: Leslie Heppler)

05036774-0160

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DEC 28 2001
Utah Div. Of Corp. & Comm. Code

ARTICLES OF ORGANIZATION
OF
BROWNS CANYON STONEWORKS, L.L.C.

THESE ARTICLES OF ORGANIZATION forming a limited liability company under the laws of the State of Utah are made and executed as of the 26th day of December, 2001, by the undersigned persons.

1. Name. The name of the limited liability company is **Browns Canyon Stoneworks, L.L.C.** (herein referred to as the "Company").

2. Business Purpose. The business purposes for which the Company is organized are as follows:

(a) to purchase, own, lease, sell, exchange, develop and construct improvements upon, finance the acquisition, operation and development of, and the construction of improvements upon, to operate and maintain for any uses, and otherwise deal with and in, real property, or interests therein, wherever located;

(b) to purchase, lease, sell, own and operate, and to finance the acquisition and operation of, personal property;

(c) to incur indebtedness, secured or unsecured, for any of the purposes of the Company;

(d) to invest and reinvest the assets of the Company in, and to purchase or otherwise acquire, hold, sell, transfer, exchange or otherwise dispose of, or realize upon, securities of all types and descriptions and any other interests in business ventures; and

(e) to engage in any other lawful business activity permitted under the laws of the State of Utah.

3. Registered Agent and Registered Office. The name and signature of the Company's initial registered agent, and the street and mailing addresses of the Company's initial registered office, are as follows:

12-28-01P02:01 RCVD

TES

Date: 12/28/2001
Receipt Number: 483177
Amount Paid: $50.00

Wrona, Bushnell & Kozak, P.C.
By: Mark A. Kozak
Its: President

Street Address: 1816 Prospector Ave., Suite 100
Park City, UT 84060

State of Utah
Department of Commerce
Division of Corporations and Commercial Code
I hereby certified that the foregoing has been filed
And approved on this 28 day of Dec 2001
In this office of this Division and hereby issued
this Certificate thereof.
Examiner K Arnold Date 1/14/02
Kathy Berg
Kathy Berg
Division Director

RECEIVED
MAR 20 2012
DIV. OF OIL, GAS & MINING

5036774