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March 29, 2018

VIA FIRST-CLASS MAIL

IDWR Northern Region
ATTN: Natalie Steading
7600 N. Mineral Dr., Ste. 100
Coeur d'Alene, ID 83815-7763

Re: **IDWR Water Right No.: 95-9091 (“Water Right”)**
Notice of Change of Water Right

Ladies and Gentlemen:

We are counsel to Interstate Concrete and Asphalt Company, an Idaho corporation (“*Interstate*”). Interstate submits this letter for the purpose of confirming that it is the owner of the Water Right and to update the records of the Idaho Department of Water Resources (“*IDWR*”).

Interstate is the holder of the tenant’s interest under that certain Lease Agreement with Right of First Refusal, dated June 4, 2001, by and between Donald E. Beck and Kathleen A. Beck, Co-Trustees of the Donald and Kathleen Beck Family Trust, dated April 23, 2008, as to Government Lots 1 and 2, and 7 B Beck, LLC, an Idaho limited liability company, as to the remainder, Lessors, and Spokane Rock Products, Inc., a Washington corporation (“*Spokane Rock Products*”), Lessee, as amended by that Amendment to Lease Agreement, dated September 18, 2008, and as further amended by that Landlord Consent and Estoppel, dated February 27, 2018 (collectively, the “*Original Lease*”) for the purpose of extracting sand and gravel from certain real property described therein located in Kootenai County, Idaho. A copy of the Original Lease is enclosed herewith as Exhibit “A.” Under the lease, Spokane Rock Products was ultimately responsible for obtaining all necessary water rights from IDWR.

Spokane Rock Product’s interest in the Original Lease was assigned to Interstate pursuant to the terms of that certain Assignment and Assumption of Leases dated March 2, 2018 (the “*Interstate Assignment*”). A copy of the Interstate Assignment is enclosed herewith as Exhibit “B.”

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Interstate is also the owner of real property described in that certain Warranty Deed, dated March 1, 2018, by and between Interstate and Spokane Rock Product, for the purpose of granting, bargaining, selling, conveying and confirming unto Interstate certain real property described therein, including the Water Right, located in Kootenai County, Idaho (the "*Warranty Deed*"). A copy of the Warranty Deed is enclosed herewith as Exhibit "C."

The Interstate Assignment and Warranty Deed evidence that Interstate is now the holder of Spokane Rock Product's interest in the Water Right.

Interstate submits the enclosed Notice of Change in Water Right Ownership attached hereto as Exhibit "D" and associated application fee to confirm the transfer of the Water Right from Spokane Rock Products to Interstate in the records of the IDWR pursuant to Idaho Code § 42-248.

Should you require any additional information regarding the foregoing, please do not hesitate to contact me.

Very truly yours,

KUTAK ROCK LLP



Tanya L. Barton

Enclosures

cc: Jana McDonald, CPM Development Corp.