

**FIRST MODIFICATION TO
AGREEMENT
BETWEEN MONTANA RESOURCES, LLP AND
THE STATE OF MONTANA THROUGH THE
NATURAL RESOURCE DAMAGE PROGRAM
REGARDING ACCESS AND PLACEMENT OF PARROT TAILINGS**

This First Modification to the Access Agreement between Montana Resources, LLP (“MR”) and the State of Montana through the Natural Resource Damage Program (“State”) Regarding Access and Placement of Parrot Tailings (“Access Agreement”) is made this __ day of June, 2017.

The Parties mutually agree to modify Paragraph E by deleting the second sentence of Paragraph E and replacing it with: “This Access Agreement will terminate automatically on July 1, 2018, unless: (1) the State secures access to the ET Cover Property and Tailings Removal Area from Butte-Silver Bow satisfactory to the State; and (2) the State issues the notice to MR referenced in Paragraph D.1.”

All other terms of the Access Agreement remain the same.

FOR THE STATE OF MONTANA:

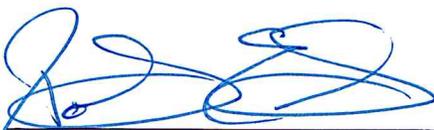


HARLEY R. HARRIS
Supervising Assistant Attorney General
Montana Department of Justice
Natural Resource Damage Program
1720 9th Avenue
P.O. Box 201425
Helena, MT 59620-1425

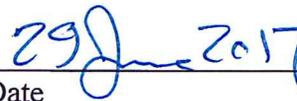


Date

FOR MONTANA RESOURCES, LLP:



ROLIN P. ERICKSON
President
Montana Resources, LLP
600 Shields Avenue
Butte, MT 59701



Date