
GREENWOOD

from nuveen

1500 SW First Avenue, Suite 1150
Portland, Oregon 97201, U.S.A.
Telephone: (503) 274-0438
Fax: (503) 478-0751

September 15, 2020

VIA E-MAIL

Ms. Holly Ross, Sr. Project Manager
U.S. Army Corps of Engineers
Savannah District – Regulatory Division
1104 N. Westover Blvd. Unit 9
Albany, Georgia 31707
Holly.A.Ross@usace.army.mil

Re: Material Inaccuracies contained in SAS-2018-00554-SP-HAR

Dear Ms. Ross,

Reference is made to that certain Individual Permit Application submitted by TTL, Inc. on behalf of Twin Pines Minerals, LLC (“Twin Pines”) to the U.S. Army Corps of Engineers dated March 4, 2020, for permits associated with a proposed heavy mining operation located near St. George, in Charlton County, Georgia (SAS-2018-00554-SP-HAR) (the “Mining Application”).

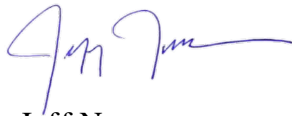
I am writing on behalf of our client, TIAA Timberlands I, LLC (“TIAA Timberlands”), to correct certain material inaccuracies contained in the Mining Application. Please note that the Mining Application is in error to the extent that it represents that Twin Pines has secured rights to conduct mining operations upon *any* portion of TIAA Timberlands’ property. The only valid agreement between TIAA Timberlands and Twin Pines is that certain Piezometer Monitoring License Agreement dated effective April 8, 2020 (the “Piezometer License”) which provides Twin Pines a license *solely* with respect to the installation and maintenance of eight (8) piezometer monitoring wells for the *sole* purpose of monitoring ground water related to Twin Pines’ activities on adjacent lands. For the avoidance of doubt, we reiterate that the *sole* purpose of this Piezometer License is for monitoring wells and that *no* conveyance of rights to conduct heavy mineral mining operations of the nature described and included in the Mining Application has been made or will be made to Twin Pines.

Pursuant to the attached correspondence to Twin Pines dated July 7, 2020 and September 4, 2020, we have made written request for a withdrawal of, or a formal amendment to, the Mining Application in light of these material inaccuracies. To date, this request has been ignored by Twin Pines; consequently, we are formally notifying you on behalf of TIAA Timberlands of such material inaccuracies and asking your assistance with respect to the

removal of any and all references to TIAA Timberlands or TIAA Timberlands Property from the Mining Application.

I look forward to your assistance with this matter; should you have any questions or concerns as to the contents of this letter please feel free contact my General Counsel, Kimberly Owens directly at 704 340-4588.

Sincerely,



Jeff Nuss
President and Chief Executive Officer
GreenWood Resources, Inc. as
Manager for TIAA Timberlands I, LLC

Cc w/o enclosures:

Biff Ourso – Senior Managing Director, Nuveen Real Assets
Kimberly Owens – Managing Director and General Counsel, GreenWood Resources, Inc.
Steven Ingle, Twin Pines Minerals, LLC

GREENWOOD

from nuveen

1500 SW First Avenue, Suite 1150
Portland, Oregon 97201, U.S.A.
Telephone: (503) 274-0438
Fax: (503) 478-0751

July 7, 2020

VIA E-MAIL

Mr. Steven Ingle
Twin Pines Minerals, LLC
2100 Southbridge Parkway
Birmingham, AL 35209
single@greenfuelsenergy.com

Re: TIAA Timberlands I, LLC – Twin Pines Minerals, LLC Mining Application to U.S. Army Corps of Engineers

Dear Mr. Ingle,

Reference is made to that certain Individual Permit Application submitted by TTL, Inc. on the behalf of Twin Pines Minerals, LLC (“Twin Pines”) to the U.S. Army Corps of Engineers dated March 4, 2020, for permits associated with a proposed heavy mining operation located near St. George, in Charlton County, Georgia (the “Mining Application”), the pendency of which has been brought to our attention.

Upon review of the Mining Application, TIAA Timberlands I, LLC (“TIAA Timberlands”) has determined that such Mining Application represents that Twin Pines has secured rights to conduct mining operations upon a portion of TIAA Timberlands’ property. To the best of our knowledge, the only agreement in place between Twin Pines and TIAA Timberlands is that certain Piezometer Monitoring License Agreement dated effective April 8, 2020, (the “Piezometer License”). This Piezometer License provides Twin Pines a license solely with respect to the installation and maintenance of eight (8) piezometer monitoring wells for the sole purpose of monitoring ground water related to Twin Pines’ activities on adjacent lands. As of this date, TIAA Timberlands is not aware of any valid agreement with Twin Pines that conveys or seeks to convey any rights to conduct heavy mineral mining operations of the nature described and included within the Mining Application.

As of this date, TIAA Timberlands does not have an interest in granting Twin Pines any rights to conduct heavy mining operations upon its property. Consequently, TIAA Timberlands requests that Twin Pines withdraw or submit a formal amendment to the Mining Application that removes all incorporated references, plans, or requested permits related to future mining operations on the TIAA Timberlands property. Kindly copy us with such withdrawal or amendment request for our records.

Should you have any questions or concerns as to the contents of this letter please feel free contact me directly at 704 340-4588.

Sincerely,

Kimberly S. Owens

Kimberly S. Owens
Managing Director and General Counsel
GreenWood Resources, Inc. as
Manager for TIAA Timberlands I, LLC

Cc:

Biff Ourso – Senior Managing Director, Nuveen Real Assets
Jeff Nuss – President & CEO, GreenWood Resources, Inc.

GREENWOOD

from nuveen

1500 SW First Avenue, Suite 1150
Portland, Oregon 97201, U.S.A.
Telephone: (503) 274-0438
Fax: (503) 478-0751

September 4, 2020

VIA E-MAIL

Mr. Steven Ingle
Twin Pines Minerals, LLC
2100 Southbridge Parkway
Birmingham, AL 35209
single@greenfuelsenergy.com

Re: TIAA Timberlands I, LLC – Twin Pines Minerals, LLC Mining Application to U.S. Army Corps of Engineers – Second Notice

Dear Mr. Ingle,

Reference is once again made to that certain Individual Permit Application submitted by TTL, Inc. on the behalf of Twin Pines Minerals, LLC (“Twin Pines”) to the U.S. Army Corps of Engineers dated March 4, 2020, for permits associated with a proposed heavy mining operation located near St. George, in Charlton County, Georgia (the “Mining Application”), as well as to my previous correspondence dated July 7, 2020, a copy of which is attached hereto for your ease of reference (the “First Letter”). All capitalized terms used herein, to the extent not otherwise defined, are as defined in the First Letter.

Per my First Letter, I brought to your attention certain inaccuracies contained in the Mining Application and requested that such inaccuracies be corrected by you directly with the Army Corps of Engineers by way of either an amendment to your Mining Application or a withdrawal of same with a copy of such withdrawal or amendment sent to me. In the alternative, I requested that you bring to my attention the existence of any valid agreement with Twin Pines which makes the representations contained within the Mining Application accurate.

To date, I have seen evidence of neither an amendment to the Mining Application, nor a withdrawal of same, nor have I received information from you showing that you have any right to make such representations in your Mining Application with respect to the TIAA Timberlands’ Property.

Please consider this correspondence a reiteration of the requests made in the First Letter, as well as notice that I will directly correspond with the Army Corp of Engineers by way of the attached letter (the “ACE Letter”) wherein I clarify the error contained in your Mining Application. This letter will be directed to the attention of Holly Ross with a copy to you on

September 15th if I have not received evidence of your compliance with my requests by the close of business on September 14, 2020.

In addition, please note that pursuant to the Piezometer License, TIAA Timberlands has the right to terminate such license upon compliance with the terms and conditions contained therein. TIAA Timberlands reserves all rights and remedies pursuant to the Piezometer License and any other rights and remedies it may have in law or equity with respect to the inaccuracies contained in your Mining Application.

I look forward to your prompt attention to this matter; should you have any questions or concerns as to the contents of this letter please feel free contact me directly at 704 340-4588.

Sincerely,

Kimberly S. Owens

Kimberly S. Owens
Managing Director and General Counsel
GreenWood Resources, Inc. as
Manager for TIAA Timberlands I, LLC

Cc via email:

Biff Ourso – Senior Managing Director, Nuveen Real Assets
Jeff Nuss – President & CEO, GreenWood Resources, Inc.
