Executed this 7th day of December, 2004, at San Ramon, California.

KAISER GYPSUM COMPANY, INC.

KELLY R. MUELLER
Commission # 1488443
Notary Public - California
Contra Costa County
My Comm. Expires May 8, 2008

By: _____
~~Carol~~ Carroll LaGraffe, Assistant Secretary

STATE OF California)
) ss.
COUNTY OF Contra Costa)

SUBSCRIBED and SWORN to before me by this 7th day of December, 2004, by Carroll LaGraffe.

_____ May 08, 2008

NOTARY PUBLIC My Commission Expires

Dated this ___day of December, 2004.

AS TO OBJECTIONS:

LEVY, MORSE & WHEELER
Professional Corporation

Original Signature on file at the offices of Levy, Morse & Wheeler, P.C.

By: /s/ Jesse O. Brant
Karen H. Wheeler, #16884
Jesse O. Brant, #33333

Attorneys for Defendant Kaiser Gypsum Company