



Jeremiah W. (Jay) Nixon, Governor

Sara Parker Pauley, Director

DEPARTMENT OF NATURAL RESOURCES

dnr.mo.gov

MEMORANDUM

DATE: January 9, 2012

TO: Land Reclamation Commission

FROM: Tucker Fredrickson, Environmental Specialist III (*Original Signed By Tucker Fredrickson*)
Land Reclamation Program

SUBJECT: Hearing Request Concerning the New Permit Application for 201-Acres; GP Material South, Washington County – Site # 1

BACKGROUND:

On October 14, 2011, the Missouri Department of Natural Resources, Land Reclamation Program received a new permit application involving 201-acres from GP Material South, at Site #1 in Washington County. After the application was deemed complete the company published the public notice once a week, beginning on October 20, 2011 for four consecutive weeks in *The Independent Journal*, a newspaper certified to publish public notices in accordance with 493.050 RSMo., in Washington County. The company also sent by certified mail a notice of intent to operate a surface mine to the appropriate government officials. This proposed new site permit application for a 201-acre limestone mining operation is located in US Survey 430, Section 1, Township 37 North, Range 2 East in Washington County. The proposed mine operation timeframe is to the year 2111.

The Staff Director received letters during the comment period concerning the proposed new permit application. Letters provided comments, a request for a public meeting and a request for a hearing. We request that the commission refer to Attachment 1 in this packet for staff's response to individual comments. GP Material South respectfully declined to hold a public meeting. The next step in the process is to proceed to a request for a hearing before the Land Reclamation Commission.

Therefore, we present a request for a hearing before the commission at the January 26, 2012 meeting. The Staff Director did provide people with a letter informing them of the location, date, time and how to prepare for the January 26, 2012, commission meeting.



Recycled Paper

LRC Memo – GP Material South
Washington County
January 09, 2012
Page Two

The Land Reclamation Act addresses the issues of requesting a public meeting and requests for a hearing. The Missouri Department of Natural Resources provides protection concerning air pollution and excessive dust emissions that originate from within the property of the proposed mine site and also dams that are greater than 35-feet in height. The Department does not have any jurisdiction to address concerns related to blasting, property devaluation, quality of life, private water wells or noise.

Staff Director's Notice of Recommendation

The Land Reclamation Act at Section 444.773.3, RSMo, requires that the Staff Director make a formal recommendation regarding the issuance or denial of an applicant's permit. In addition, the "Act" at 444.773.1, RSMo, requires the Director to consider any written comments when making the notice of recommendation. After consideration of issues provided in letters, it is the Director's recommendation to issue the new permit application, for 201-acres in Washington County sought after by GP Material South at Site # 1. The Director's recommendation for approving this new site permit expansion application is based on the fact that the company has satisfied the requirements for application completeness. This fulfills the first step of a two step process.

The second step in the process involves the Land Reclamation Commission making the final decision on whether or not people have standing to grant a hearing.

TF:tb



Jeremiah W. (Jay) Nixon, Governor

Sara Parker Pauley, Director

DEPARTMENT OF NATURAL RESOURCES

dnr.mo.gov

MEMORANDUM

DATE: January 9, 2012

TO: Land Reclamation Commission

FROM: Ronald G. Dumey, Acting Staff Director (*Original Signed by Ronald Dumey*)
Land Reclamation Program

SUBJECT: Director's Recommendation – New Permit Application, GP Material South, Site #1, 201-acres; Washington County

The following constitutes the Director's Recommendation based on a review of application completeness, consideration of written comments received and the required components of the recommendation.

Staff Director's Notice of Recommendation

The Land Reclamation Act at Section 444.773.3, RSMo, requires that the Staff Director make a formal recommendation to the commission regarding the issuance or denial of an applicant's permit. In addition, the "Act" at 444.773.1, RSMo, requires the Director to consider any written comments when making the notice of recommendation. After consideration of provided comments and application completeness, it is my recommendation to the commission to issue the new permit application for 201-acres at Site #1 in Washington County sought after by GP Material South.

As the commissioners will understand in the attachment to this recommendation, there have been many issues raised. There are issues regarding the mining and operational plans of GP Material South and also past acts of an adjacent quarry operation as well as a 90-foot tall barite tailings dam. As Staff Director I have recommended approval of the pending new permit application because the company has satisfied all of the application requirements of "The Land Reclamation Act".

My recommendation for approving this new permit application is based on the fact that the applicant has satisfied the requirements for application completeness as required by both law and regulation. Furthermore, all comments received by the program have been considered and responded to in Attachment 1 to this recommendation which is being provided to the commission for their review.



Recycled Paper

The issue of whether or not to grant a formal hearing as requested by petitioners opposed to this permit now rests with the Land Reclamation Commission.

Required Components of the Recommendation

The Land Reclamation Act requires that the director make a formal recommendation regarding the issuance or denial of an applicant's permit. Rules at 10CSR 40-10.040(2)(A) require that the Director's recommendation be based on several specific items as follows:

1. The application's compliance with section 444.772, RSMo (The Law);
2. The application's compliance with 10 CSR 40-10.020 (The Regulations);
3. Consideration of any written comments received;
4. Whether the operator has had a permit revoked or a bond forfeited; and
5. If a petition is filed and a hearing is held, the commission shall make the decision on permit issuance or denial.

Items 1 and 2: These are basically the same issue stating that the application must meet the criteria for application completeness in both the statutes and the rules. After staff review of the new permit application from GP Material South, staff determines that the new permit application document has met the standards of both the statutes and the rules.

Item 3: For consideration of all written comments received, please refer to Attachment 1.

Item 4: The applicant has never had a permit revoked or a bond forfeited, in accordance with the full language of the rules at 10CSR 40-10.040(2)(A)4.

Item 5: There is record on file that two people request that a hearing be held concerning the new permit application sought after by GP Material South.

Summary Comments

As the commissioners will understand in the following pages (Attachment 1), there are a variety of concerns surrounding this proposed permit transfer application. The Land Reclamation Act addresses the issues of a request for a meeting and hearing. The Missouri Department of Natural Resources does provide protection concerning issues of air pollution, dams greater than 35-feet tall and sunshine law requests. The Department does not have any jurisdiction to address concerns related to blasting, property devaluation, quality of life, private water wells or noise.

Acting on a mining permit in which petitioners object to the permit requires two separate actions. First, the law requires that the director provide a recommendation to the commission concerning

the issuance of a permit. When making the recommendation the director must do two things: 1. Evaluate the application for technical adequacy and completeness and, 2. Consider all written comments received during the public comment period.

As stated in the first paragraph of this recommendation the application has been deemed adequate and complete by the program's staff. Written consideration to all comments received during the public notice period is being provided to the commission as an attachment to this recommendation for the commission's review.

As Staff Director I have recommended approval of the pending new permit application, because, in fact, the applicant has satisfied all of the technical permit application requirements of "The Land Reclamation Act" and consideration has been given to all written comments received. This completes the first step of a two step process.

The Land Reclamation Commission must now decide if the evidentiary hearing requested by the petitioners opposed to the issuance of the permit is warranted. In this case, issues of concern received by petitioners opposing the permit did receive a written response to the concerns expressed in the Attachment to this memorandum, to the extent the program staff were able to respond.

All petitioners for a hearing have been advised, to the best of the program's ability to do so, of this recommendation along with information from the program explaining how to prepare for the Land Reclamation Commission meeting. The January 26, 2012 Commission meeting is where the petitioners will have the opportunity to convince the commission through the submission of good faith evidence that they do, in fact, have standing as defined by the regulations in order for the commission to order that a hearing be granted. The regulations which define standing are found at 10 CSR 40-10.080(2) and read as follows:

10 CSR 40-10.080 (2) - Establishing Standing for a Formal Public Hearing.

(A) For a formal public hearing to be granted by the Land Reclamation Commission, the petitioner must first establish standing.

(B) The petitioner is said to have standing to be granted a formal public hearing if the petitioner provides good faith evidence of how their health, safety, or livelihood will be unduly impaired by the issuance of the permit. The impact to the petitioner's health, safety, and livelihood must be within the authority of any environmental law or regulation administered by the Missouri Department of Natural Resources.

Commission Memo: GP Material South
January 09, 2012
Page Four

Only the Land Reclamation Commission can now decide on the hearing request and on whether or not the permit expansion should be issued.

RD:bz:tb

Attachment

Attachment 1

Consideration of and Response to Public Comments Received Regarding the Proposed New Permit Application, GP Material South, Site #1, Washington County, Missouri

The Staff Director of the Missouri Department of Natural Resources, Land Reclamation Program received letters providing comments, requesting a public meeting, and requesting a hearing concerning the proposed New Site Permit application sought by GP Material South. There are four (4) people opposed to the issuance of the permit. The two names of people who requested a hearing are listed under the heading of Hearing Request.

These individual comments and concerns have been grouped together for efficiency of written response and for clarity of presentation to the commission in summary form. Listed below are the issues raised in the letters received during the public notice comment period and the staff's responses in consideration of each comment or concern received.

Missouri Department of Natural Resources Dam and Reservoir Safety Program 90-Foot Tall Barite Tailings Dam

Concern: Potential for disaster resulting in death or injury. Barite Tailing's Dam is 90-feet tall and directly adjacent to mine site. If it were to rupture the damage would be devastating. An estimate of 435,425,760 gallons of material, stored mostly in liquid slurry form, and an estimate of 62,230,680 gallons of water are held in the reservoir.

Response: The Dam and Reservoir Safety Program currently has this structure classified as a downstream hazard class II dam. This means that we believe occupied structures could be impacted by a dam failure, and there is potential for loss of life. Whether Mr. Silvey's family is directly in the path depends on where they live. Our classifications are based on very conservative engineering judgment. A breach analysis inundation study will eventually be performed by the Dam Safety Program for this dam which will help in defining the downstream area that might be affected, but we are probably about 2 years from completing that study.

Concern: Leakage through the dam has increased over the years, which would indicate an under cutting effect is taking place.

Response: We do not believe the seepage at this dam is undercutting the embankment. This opinion is based on the flowrate and velocity of the seepage, and the observation that there are no sediments deposited along the seepage discharge paths. Also, there is no visible evidence on the embankment of undercutting.

Concern: This dam ruptured a number of years ago and was rebuilt by bridging material over the existing mud to stop flow; therefore it would not have any type of stable foundation.

Response: Mr. Silvey showed us the location where a previous dike appears to have breached. This breached dike is located about 100 feet downstream of the existing toe of embankment. Mr. Silvey's contention is that the existing embankment is built upon slimes from the previous pond. However, this appears unlikely based on examination of air photos we have on file. Even if it were true, the weight of the additional rock on the soft slimes would likely have caused considerable consolidation and strengthening of this material over the years.

Concern: Can the State of Missouri guarantee that there is no potential of a large amount of energy being released and starting a larger release of water and under cutting. My daughter, son-in-law and two young grandchildren's new home is directly in the path. Blasting would begin at waters edge, energy transmission is different in a liquid medium as opposed to rock containing the blast in opposite direction. Rock stops the energy flow and little back breakage occurs, but liquid effects are different.

Response: Dam safety has no provisions in the law to police activities that are occurring adjacent to or in the vicinity of the dam. We can warn the owner, but in this case, the owner of the dam is working with the party requesting the Land Reclamation Commission permit. We hope they will institute reasonable controls and monitoring to insure the existing dam is not harmed. I would suggest that the permittee be required to do the engineering analyses necessary to address the effects of blasting on the dam. GP Material South has been advised to conduct such a study.

Financial Loss Property Devaluation

Concern: It's obvious in this community that when a 100 year permit is given for land that is adjacent to sub-divisions, that the effect would begin devaluating property. Homeowners really do not want to live around things that would be considered a nuisance, so given other options they look elsewhere thus less demand for adjacent property equals lower values. I own property along the entire length of the North-West Line. My plans for development would be scrapped.

We are also concerned about the value of our home with a second quarry on our property line. It may become unsalable. Thank you for your consideration, please contact me if further information is needed.

Response: The concern involving property devaluation is a real issue among residents who live near a mining operation. The mere presence of a mining operation may potentially decrease property values during mining and cause concerns among prospective homebuyers. It is not always true that mining causes property devaluation. There are some instances, where in fact, that the presence of quarry did not affect the value of a property.

Anyone has every right to seek restitution for damage that GP Material South, is responsible for. No one has the right to cause devaluation of someone else's property without proper reimbursement or settlement for those damages. This is based on laws governing property rights not laws that govern mining.

The Land Reclamation Act does not provide guidance for property devaluation that neighbors a mine site. Rather, the declaration of The Land Reclamation Act identifies the need to protect and perpetuate the taxable value of property while allowing for the responsible mining of mineral resources.

Quality of Life

Concern: I own a 30-acre tract the mine site surrounds, this is an active mining site, how will it work out? Do I have to stop production and remove my workers then have to start back up each time they blast? This could prove costly. What will happen, will be the survival of who can stand the most losses, this sounds fair to me. I guess a life of work could be jeopardized. This market barely supports one quarry, I do not see how it would work for two.

We enjoy spending time with our grandchildren outdoors and know that our quality of life would suffer from a second quarry operation so close to our home and land.

Response: The Land Reclamation Commission cannot dictate how many quarry operations are in a county or a specific area. There are at least two different permitted limestone operations that are separated only by a fence line. Nothing in *The Land Reclamation Act* limits the amount of land uses or how close quarries can operate. If a company applies for a permit and there is no reason for denial of the permit, then the permit must be issued. We did contact Washington County commissioners to learn if there is any planning and zoning ordinance from allowing two quarries to operate adjacent to another. At this time, there is no Washington County planning and zoning limitation that prevents a quarry to open up right next door to an existing or abandoned quarry.

There is no doubt that having a quarry set up operations near a residence will create some discomfort to a person's quality of life when compared to not having a quarry neighboring a property. Public interest quite often relates to specific issues of air pollution, water pollution, discomfort to the quality of life, blasting, noise or travel way safety issues. Unfortunately, out of this list only dust and water pollution is enforceable by environmental regulations. The others are all issues important to society and they are all legitimate issues; however they are not environmental issues that are within the regulatory authority of the Missouri Land Reclamation Commission.

The current law requires that a person's health, safety or livelihood must be unduly impaired by the issuance of the permit before a hearing may be granted. We recommend that the petitioner be prepared to explain to the commission why s/he feels that their health, safety or livelihood will be unduly impaired by the issuance of this permit. The Missouri Land Reclamation Commission, not the program staff, will make a determination as to whether someone's health, safety or livelihood would be unduly impaired by the issuance of the permit certificate.

Blasting:

Concern: I have a direct personal interest; there is an existing quarry on that property. When they blast my home is affected. The dirt and dust caused by blasting covers my home, car, patio furniture, garden and landscaping. My husband and our neighbor suffer from allergies aggravated by excessive amounts of dust in the air. Also during the blasting our windows rattle excessively, our concrete is settling and cracking due to the seismic activity and our entrance door had to be replaced due to sagging.

Response: No one has the right to cause damage to anyone's property. If a concerned person experiences damage to their property due to the operation of the neighboring quarry then those individuals have every right to take civil litigation actions to formally resolve those issues. Detonation of explosives always triggers ground vibrations at specific frequencies that do leave the blast area and resonates structures nearby. Blast vibrations can also be perceptible, but not necessarily damaging, in a home at great distances from a blast. Structures respond to very low frequency levels of ground vibration. Some companies are able to safely detonate explosives within 150 feet of a structure with no damaging impact to the structure since quarry and construction blasting typically produces high-frequency vibrations.

It may prove beneficial for concerned individuals to have a blasting survey taken of their homes and property if they live near a mine site. A blasting survey done before the initiation of a blasting program is of the most value, however a survey can be performed at any time. The blasting survey usually involves an independent party documenting all of the walls and other parts of the house for cracks or the lack of cracks. If a large blast does put a crack in a wall where there once was none or if an existing crack becomes larger, the survey will provide such documentation.

Another option to consider is having an independent blasting consultant set up a seismograph to monitor the vibrations a residence experiences. If the seismograph measures damaging ground movement at a damaging frequency, during the detonation of explosives, then there is better evidence that the damage caused to a residence is, in fact related to blasting. A review of past blasting records or logs will also provide insights to how explosives have been used. Please remember that this is a new permit from GP Material South and they have not yet detonated any explosives. Past acts of damage to neighboring properties may be a result of Washington County Aggregates or a previous owner.

Although civil litigation is an option, we recommend that concerned individuals request GP Material South to provide assistance with a blasting survey, seismograph monitoring or any damage claim, although we must emphasize that this would be strictly voluntary for them to do so. However, any concerned person has every right to ask GP Material South or current or previous operators to resolve these issues and pay the costs to do so. We do suggest that GP Material South should encourage their blaster to take all necessary precautions when detonating explosives to lessen the neighbor's concerns. We further suggest that GP Material South, provide a blasting schedule to each person who lives or works within a half-mile from the point of explosive detonations. The blasting schedule should advise people of the typical times when

explosives are detonated. Another precaution for GP Material South to consider is making people aware of a detonation with a warning siren, at least one-minute prior to the detonation, which is audible for a half-mile distance from the point of detonation; although there is no environmental requirement for them to do so. The Department of Natural Resources does not regulate blasting related activities at limestone quarries in anyway whatsoever and we have no jurisdictional authority to do so.

House Bill 298 signed in to legislation in 2007 regulates various blasting and excavation activities. This legislative bill created the Missouri Blasting Safety Act. The act requires individuals who use explosives to have a blaster's license or be supervised by a person with a blaster's license, with some exceptions. The act directs the Division of Fire Safety to create a blaster's licensing program. The act lays out qualifications for license applicants, which include completing an approved blaster's training course and passing a licensing examination. Licenses are valid for three years and may be renewed upon the applicant meeting renewal requirements as specified in the act. Blasters are required to have a license. We encourage you to contact the Division of Fire Safety (573) 751-2930 to learn more about this law and regulations.

Dust

Response: The generation of dust at limestone mining and processing operations comes from a variety of sources. Some of those sources involve stockpiles, crushing operations, haul truck traffic and blasting. Physical irritant effects caused by exposure to excessive amounts of dusts and particulates can cause irritation; such irritation involves the skin, eyes, nose, upper respiratory tract and mucous membranes. An excessive amount of dust can cause problems with visibility. Missouri air quality laws do not tolerate visible dust emissions migrating off the property boundary. Dust must be contained within the property boundary of where GP Material South is mining, if the mining permit is issued. If dust is seen escaping the confines of the property boundary or if there are excessive amounts of dust noticed during normal operation then GP Material South will need to take immediate corrective actions. Our contact person for GP Material South is Mr. Brian Brown, who may be contacted by telephone at (573) 330-5779 or in writing at P.O. Box 70, Potosi, Missouri 63664.

If GP Material South or another operator fails to take corrective actions concerning fugitive dust migrating onto adjacent properties, concerned parties should contact the Department's Southeast Regional Office. If the department finds GP Material South or any other operator is allowing dust to migrate onto adjacent properties, appropriate actions will be taken. To report a dust complaint contact the department's Southeast Regional Office, 2155 N. Westwood Blvd., Poplar Bluff, MO 63901 or by telephone at (573) 840-9750. It will prove best to ask to speak with someone in Air Pollution Control. Only the Department's air laws regulate dust generated at a mine site.

Noise

Concern: The noise pollution is constant from the crushing machines and big trucks. This will increase in intensity with the new quarry so very near to our home.

Response: We believe that GP Material South will generate a variety of noises and noise levels when they operate the quarry, if the permit application receives approval. If noise levels generated from the quarry operation become problematic then voice that concern to GP Material South. Our contact person is Mr. Brian Brown, who may be contacted by telephone at (573) 330-5779 or in writing at P.O. Box 70, Potosi, Missouri 63664. We also contacted the Washington County Sheriff's Office. Similar to other counties experiencing this same situation, the county sheriff's office cannot provide any relief to this type of disturbance because these are typical noises that one would associate with this type of business/enterprise.

Another option is to contact the Mine Safety and Health Administration (MSHA) at their field office in Rolla by telephone at (573) 364-8282 or in writing at 1400 Independence Road, Suite 100, Rolla, MO 65401. Although MSHA only regulates a miner's-safety and wellbeing; most likely if people outside of the quarry area are experiencing problems with noise pollution from the mine site, possibly the mineworkers are too.

Besides contacting the company, sheriff's office, MSHA or filing a civil action law suit to provide some relief from the noise, there is no other option we are aware of. There are no environmental provisions that allow the Missouri Department of Natural Resources to administer protection against noise pollution.

Out of State Company

Concern: The company proposing to mine is from out of state. I would suppose that they pay their taxes somewhere else other than Missouri.

Response: GP Material South is registered with the Secretary of State's Office to do business in Potosi, Missouri.

Water wells

Concern: All the homes and sub division bordering this site have personal wells and sewer systems. My well is only 100 feet deep, if it loses its water, will the State drill me another?

Response: Concerns about water wells becoming contaminated or a drop in the static ground water levels due to a nearby mining operation are understandable, although this does not happen often. Currently, the Missouri Department of Natural Resources does not regulate private water well issues, but there are steps that can be taken to determine whether or not a private water well is negatively impacted in the future.

In order to document that there has been a change in the water quality of a private well there will first need to be a water quality analysis that provides baseline data. A baseline water sample

should be from a concerned individual's well. If there is a detected change in the water quality another water quality sample should be taken. The baseline analysis is then used to compare future water analysis to see if there is a change in the water quality. If a future water sample identifies that there is a negative change from the baseline analysis then there is proof that the concerned individual's well water quality is affected (although this may not necessarily mean that the mining operation caused this change). If anyone elects to have their well water tested, we recommend that they use the services of a qualified individual who will follow accepted methods to sample the water and transport it to a laboratory for analysis. The Missouri Department of Health is responsible for testing water samples from privately owned wells. For assistance to sample a private well contact local County Department of Health office. People who use a private well may make a request to GP Material South to help with the cost of obtaining a water sample, although we must emphasize that this would be strictly voluntary for the company, there are no environmental laws that would require them to do so.

We have also spoken with people representing the Department's Water Protection Program to further understand what someone can do to protect their supply of water. From those conversations we learned that there are no laws in Missouri that provides protection for maintaining a viable groundwater supply to recharge a well. For more information concerning water wells, contact the department's Public Drinking Water Branch at (573) 751-5331.

Concerned individuals and GP Material South, might be able to reach some type of an agreement for implementing a water quality monitoring plan. We recommend that concerned individuals discuss with the company a plan to complete this work and to pay the cost of a water monitoring plan. However we must emphasize that this would be strictly voluntary for the company. There are no environmental laws that would require the company to do so.

Sunshine Law

Concern: Under Sunshine law, I have sent off for all applicable information about the application and existing dam. I have not received any materials as of today.

Response: Mr. Silvey was contacted on Monday, November 28, 2011 and confirmed that in fact he did receive the Land Reclamation Program material requested under the sunshine law.

Request for a Public Meeting

Summary of Concern: "I am requesting an informal public meeting in regard to the surface mining permit for Washington County by GP Material. I own the land bordering this site and my home is very near that border.

Response: On Wednesday, November 30, 2011, we received confirmation from GP Material South respectfully declining to hold a public meeting.

Letters Received After Close of Public Comment Period

Concern: I would like for my name to be submitted to the Commission for the hearing on G.P. Materials South Washington County Permit. This letter is to request permission to attend the hearing concerning the development of a new quarry (rock crushing plant) at G.P. Materials South, Washington County. The location of this plant will be very close to my house. Messrs. Tom Beckham and Bob K. Sifford.

Response:

Letters were written to Messrs. Beckham and Sifford informing them that they can attend the January 26, 2012 meeting of the commission; however they would not have the right to participate in a hearing if the commission grants one.

Hearing Request

Summary of Concern: The following individuals wrote to the staff director to request a hearing:

Kelley C. Silvey and Sharon Beckham

Response: We are placing the request for a hearing on the Missouri Land Reclamation Commission's January 26, 2012 agenda. The decision as to whether or not a formal hearing will be granted rests solely with the Missouri Land Reclamation Commission. In order for the commission to grant a formal hearing, the petitioners must first establish standing. The petitioners are said to have standing if the petitioners provide good faith evidence of how their health, safety or livelihood will be unduly impaired by the issuance of the permit. The impact to the petitioner's health, safety and livelihood must be within the authority of any environmental law or regulation administered by the Missouri Department of Natural Resources.

The request for hearing will be presented to the Land Reclamation Commission on January 26, 2012, at 10:00 AM. The location will be at the Missouri Department of Natural Resources, Lewis and Clark State Office Building, Nightingale Creek Conference room, 1101 Riverside Drive, Jefferson City, Missouri 65101. If the Commission grants the requests for a hearing, the actual hearing will be scheduled at a later date. It should be understood that if a hearing is granted, the burden of proof shall be on the applicant for the permit. If the Commission finds, based on competent and substantial scientific evidence on the record of the hearing, that an interested party's health, safety or livelihood will be unduly impaired by the issuance of that permit, the Commission may deny such permit.



MISSOURI DEPARTMENT OF NATURAL RESOURCES
 LAND RECLAMATION PROGRAM
PERMIT APPLICATION FOR INDUSTRIAL MINERAL MINES – 10 CSR 40-10.020(1)

NAME OF CORPORATION, COMPANY, PARTNERSHIP OR INDIVIDUAL GP MATERIAL - SOUTH		DATE 10/11/2011 <i>80.</i>	
MAILING ADDRESS P.O. BOX 70	CITY POTOSI	STATE MO	ZIP CODE 63664
CONTACT PERSON BRIAN BROWN		TELEPHONE NUMBER WITH AREA CODE 573-330-5779	

CHECK ANY THAT APPLY
 New Permit Permit Amendment Permit Revision Permit Expansion

Site Name or Number	Acreage	Location: County, Section, Township, Range (east or west)
1. SITE 1	8	WASHINGTON, SECTION 1, TOWNSHIP 37N, RANGE 2EAST
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		
11.		
12.		
13.		
14.		
15.		
16.		
17.		
18.		
19.		
20.		

ATTACH ADDITIONAL SHEETS IF NECESSARY – SIGNATURE AND NOTARIZATION REQUIRED FOR ALL APPLICANTS

SIGNATURE OF APPLICANT: *Brian Brown* TITLE: *Manager* DATE: *10/11/2011*

Appeared before me this 12th day of October, 2011, to me personally known, who executed the above as their free acts and deeds.

NOTARY PUBLIC EMBOSSE	STATE <i>Missouri</i>	COUNTY (OR CITY OF ST. LOUIS) <i>Washington</i>
	SUBSCRIBED AND SWORN BEFORE ME, THIS <i>12th</i> DAY OF <i>October</i> YEAR <i>2011</i>	RUBBER STAMP CLEAR AREA BELOW
	NOTARY PUBLIC SIGNATURE <i>Pamela S. Wilkinson</i>	MY COMMISSION EXPIRES <i>4-7-2014</i>
	NOTARY PUBLIC NAME (TYPED OR PRINTED) <i>Pamela S. Wilkinson</i>	

MISSOURI DEPARTMENT OF NATURAL RESOURCES
 LAND RECLAMATION PROGRAM
 P.O. BOX 176
 JEFFERSON CITY, MO 65102-0176
 PHONE: 573-751-4041
 FAX: 573-751-0534

Mail completed copy to:

RECEIVED
 MO. LAND RECLAMATION COMM.
 OCT 14 2011

FOR DEPARTMENT USE ONLY: APPROVED BY	DATE APPROVED	PERMIT NUMBER	EXPIRATION DATE
--------------------------------------	---------------	---------------	-----------------



MISSOURI DEPARTMENT OF NATURAL RESOURCES
 LAND RECLAMATION PROGRAM
PERMIT APPLICATION FOR INDUSTRIAL MINERAL MINES
GEOLOGIC RESOURCES FEE WORKSHEET - 256.700 RSMo.

NAME OF CORPORATION, COMPANY, PARTNERSHIP OR INDIVIDUAL GP MINERAL - SOUTH		PERMIT NUMBER 1065	DATE 10/11/2011 ^{BS}
MAILING ADDRESS P.O. BOX 70	CITY POTOSI	STATE MO	ZIP CODE 63664
CONTACT PERSON BRIAN BROWN		TELEPHONE NUMBER WITH AREA CODE (573) 330-5779	

TYPE OF PERMIT REQUEST - CHECK ANY THAT APPLY
 New Permit
 Permit Renewal
 Permit Amendment
 Permit Expansion

Site Name or Number	Acreage	Location: County, Section, Township, Range (east or west)	Commodity
1. SITE 1	8	Washington, Sec. 1, Township 37N, Range 2 East	LIME STONE
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			
14.			
15.			
16.			
17.			
18.			
19.			
20.			

FEES	
A. Annual Permit Fee (\$50 per operator)	\$ 50
B. Site Fee (\$50 per site)	\$ 50.00
C. Acreage Fee: (\$6 per acre on first 300 acres bonded; plus \$3 per bonded acre in excess of 300 acres)	\$ 48.00
Total: (add items A, B and C)	\$ 148.00
Note: Maximum Geologic Resources Fee per operator is \$3,500. If total exceeds \$3,500 then only pay	\$ 3,500

Note: Operators mining less than 5,000 tons of gravel annually are exempt.

Mail completed copy to: MISSOURI DEPARTMENT OF NATURAL RESOURCES
 LAND RECLAMATION PROGRAM
 P.O. BOX 176
 JEFFERSON CITY, MO 65102-0176
 PHONE: 573-751-4041
 FAX: 573-751-0534

RECEIVED
 MO LAND RECLAMATION COMM.
 OCT 14 2011

SIGNATURE OF APPLICANT * <i>Brian Brown</i>	TITLE <i>Treasurer</i>	DATE 10/12/2011
--	---------------------------	--------------------



MISSOURI DEPARTMENT OF NATURAL RESOURCES
 LAND RECLAMATION PROGRAM
SITE INFORMATION

COMPLETE THIS FORM FOR EACH SEPARATE AREA OF DISTURBANCE ASSOCIATED WITH MINING OPERATIONS

SITE

SITE NAME OR NUMBER SITE 1	PERMIT NUMBER 1065
--------------------------------------	------------------------------

COMPANY
GP MATERIAL - SOUTH

COUNTY WASHINGTON	¼ SECTION N/A	SECTION 1 - Section US survey 430
-----------------------------	-------------------------	--

TOWNSHIP 37N	RANGE 2 EAST	ACRES 2.01 179 85
------------------------	------------------------	--

RIVER OR STREAM NAME (FOR IN-STREAM ACRES)

MINERAL COMMODITY LIME STONE	ESTIMATED TONS/YEAR (GRAVEL SITES)
--	------------------------------------

LANDOWNER

NAME OF LANDOWNER (COMPLETE A SEPARATE FORM FOR EACH LANDOWNER)
BBMB, INC.

MAILING ADDRESS
P.O. BOX 70

CITY POTOSI	STATE MO	ZIP CODE 63664
-----------------------	--------------------	--------------------------

MINERAL RIGHTS OWNER

MINERAL RIGHTS OWNER (COMPLETE A SEPARATE FORM FOR EACH MINERAL RIGHTS OWNER)
BBMB, INC.

MAILING ADDRESS
P.O. BOX 70

CITY POTOSI	STATE MO	ZIP CODE 63664
-----------------------	--------------------	--------------------------

LEGAL RIGHT TO MINE

<input type="checkbox"/> Mineral Deed <input checked="" type="checkbox"/> Warranty Deed <input type="checkbox"/> Other (Describe):	<input type="checkbox"/> Lease <input type="checkbox"/> Verbal	DATE OF AGREEMENT 06/05/2001
--	---	--

Site conforms with All Planning / Zoning Requirements Yes No Not Applicable

Note: Each site must be shown on a map and be included in a public notice and an approved mine plan.

FOR DEPARTMENT USE ONLY

Land Reclamation Program Site Number **2420-058**

MO 780-1036 (06-11)

RECEIVED
 MO. LAND RECLAMATION COMM.

OCT 14 2011



MISSOURI DEPARTMENT OF NATURAL RESOURCES
 LAND RECLAMATION PROGRAM
MINE PLAN

COMPANY NAME
 GP MATERIAL SOUTH

TYPE OF MINE PLAN (CHECK ONE)
 Short Term – for one permit year Long Term – for period through date 12/31/2111

DESCRIPTION OF SITE PRIOR TO LAND RECLAMATION COMMISSION PERMITTING (BY APPLICANT OR PRIOR OPERATOR), INCLUDING SOIL, VEGETATION AND TOPOGRAPHY
 THIS PLAN COVERS AN AREA OF APPROXIMATELY ³⁸⁷~~179~~ ACRES (SEE MAP 1). MOST OF THE MINE AREA HAS A SLOPE OF NEARLY 33% AND IS MODERATELY WOODED, MOSTLY NATURAL WEED VEGETATION. TOP SOIL IS THIN AND ROCKY. THE FACT THAT WE HAVE PLENTY OF GROUND WITH GOOD MINING POTENTIAL WE ARE REQUESTING A LONG TERM MINE PLAN FOR 100 YEARS.

OPERATION PLAN – 10 SCR 40 – 10.020(2)(D)1

A. TOPSOIL

AVERAGE DEPTH OF TOPSOIL, PRIOR TO LAND RECLAMATION COMMISSION PERMITTING
 18 INCHES IS TOPSOIL TO BE SOLD OR DISCARDED OFF-SITE?
 Yes No

DESCRIBE METHODS AND EQUIPMENT USED FOR TOPSOIL REMOVAL
 AFTER TREES ARE CLEARED WITH BULLDOZERS, THE TOP 18 INCHES OF SOIL WILL BE REMOVED BY SCRAPER. BECAUSE THE AVERAGE DEPTH IS 18 INCHES THERE WILL BE PLENTY OF SOIL AND SUB SOIL TO OBTAIN THE TOTAL OF 12 INCHES OF SOIL FOR REPLACEMENT. TOPSOIL REMOVAL WILL BE KEPT AT LEAST 20 FEET AHEAD OF PIT EXCAVATION. AN ADEQUATE AMOUNT OF SOIL WILL BE RETAINED ON-SITE AND KEPT ON A BONDED AREA TO SATISFY TOP SOIL REPLACEMENT REQUIREMENTS. *TRACK HOR & DUMP TRUCK, SUBCAT MAY BE USED IN SOME AREAS. BB 10/11/2011*

DESCRIBE METHODS AND EQUIPMENT USED FOR TOPSOIL STORAGE AND PROTECTION
 THE SCRAPERS WILL DEPOSIT THE SOIL IN STOCKPILES NEAR THE PIT AREA (SEE MAP #2). THE STOCKPILES WILL BE STORED, SHAPED AND SEED (WITH FESCUE SEED ON PAGE 3 OF SITE PLAN) ON A PERMITTED AND BONDED AREA TO PROTECT THE PILE FROM EROSION. *THE FIRST 8 ACRES IS LIMITED OR MINIMAL TOP SOIL THAT WILL BE STORED IN INITIAL 8 ACRE BONDED AREA. AS MINING PROGRESSES IN FUTURE, TOP SOIL WILL BE HAULED TO BACK SIDE OF DAM THAT IS GREATER THAN 35'. NOTE THERE IS ALREADY AN APPROXIMATELY 15' HIGH X 125' X 125' SOIL MATERIAL PILE LOCATED IN NORTHEAST PORTION OF LONG TERM MINE PLAN BOUNDARY BB 10/11/2011*

PERMIT NUMBER 1065	SITE NAME SITE 1	LAND RECLAMATION PROGRAM ASSIGNED SITE NUMBER <i>2420</i>
-----------------------	---------------------	--

RECEIVED
 MO. LAND RECLAMATION COMM.

OCT 14 2011

B. SPOIL

DESCRIBE METHODS AND LOCATION OF SPOIL PLACEMENT AND DISPOSAL

ALL OVERBURDEN REMOVED FROM THE PIT THAT IS NOT SOLD WILL BE PLACED IN THE PERMITTED AND BONDED MINED-OUT PORTIONS OF THE PIT AND GRADED TO TRVERSABLE SLOPES BEFORE TOPSOIL IS REPLACED.

C. ACID MATERIALS

DESCRIBE METHODS AND EQUIPMENT USED FOR HANDLING ACID MATERIALS (IF NONE IS ANTICIPATED, WRITE "NONE" BELOW)

N/A

D. PIT INFORMATION (GIVE ALL DIMENSIONS IN FEET)

DESCRIBE LOCATION AND ORIENTATION OF PIT. IF NOT CLEAR, ON-SITE MAPS

BB
NOCT #2157

THE FIRST CUT WILL BE IN THE ~~SOUTHWEST~~ CORNER OF THE PERMITTED AREA. FROM THERE THE PI WILL ADVANCE TO THE NORTH EAST. (SEE MAP #2). AS THE NEARS THE EAST EDGE A PROTECTIVE BERM WILL BE CONSTRUCTED OF LARGE BOULDERS MINIMUM OF THREE FEET IN DIAMETER ALONG THE EAST EDGE OF PROPERTY LINE.

ONCE INITIAL AREA IS MINED OUT PIT PROGRESS ~~WILL~~ BE ASSOCIATED WITH AN EXISTING HIGHWAY; UNLESS SITUATIONS EXIST THAT COMPANY WILL NEED TO START ANOTHER BOX CUT. BB 10/11/2011

Yes No

Will any excavation be at or within 50' of the right-of-way of any public road?

Will any highwall consisting of unconsolidated materials be left within 50 feet of the right-of-way of any public road? (Note: For unconsolidated materials left in place, a slope of no more than 40 degrees may start near the right-of-way, and in no case may the excavation be closer to the right-of-way than 50' or 25' plus 1 1/2 time the depth of unconsolidated material, whichever is greater, unless a variance is granted by the Land Reclamation Commission.)

Will any excavation start at or within 50' of any property line? (Note: If the answer is yes, a safety barrier may be needed.)

PERMIT NUMBER
1065

SITE NAME
SITE 1

LAND RECLAMATION PROGRAM ASSIGNED SITE NUMBER

2430
RECEIVED

MO. LAND RECLAMATION COMM.

OCT 14 2011

RECLAMATION PLAN - 10 CSR 40-10.020(2)(D)2

A. REVEGETATION (ATTACH ADDITIONAL SHEETS, IF NEEDED)

REVEGETATION MIX #1 #1	PURPOSE OR LAND USE DEVELOPEMENT	SEEDING OR PLANTING TIME SPRING (MARCH 15 THRU MAY 1)
---------------------------	-------------------------------------	--

DESCRIBE METHODS AND EQUIPMENT TO BE USED FOR SEEDING OR PLANTING

DURING THE FIRST SPRING FOLLOWING TOPSOIL REPLACEMENT, THE SEED WILL BE BROADCAST AND HARROWED. WEEDS AND OTHER NATURAL VEGETATION WILL ESTABLISH.

** WHEAT will be used as a temporary cover crop. For areas that may not receive permanent seed mixture for a period of time greater than 24 months. To help with soil stabilization.*
BB 10/1/2011

Lime and fertilizer will be applied according to recommendations based upon soil analyses from a qualified soils lab. Mulch will be applied to all slopes exceeding 5:1.

Seeded Species	Pounds/Acre	Tree or Shrub Species	Stems/Acre
FESCUE	20lbs		
CLOVER	7lbs		
<i>wheat*</i>	<i>20 LBS</i>		

REVEGETATION MIX #1	PURPOSE OR LAND USE	SEEDING OR PLANTING TIME
---------------------	---------------------	--------------------------

DESCRIBE METHODS AND EQUIPMENT TO BE USED FOR SEEDING OR PLANTING

Lime and fertilizer will be applied according to recommendations based upon soil analyses from a qualified soils lab. Mulch will be applied to all slopes exceeding 5:1.

Seeded Species	Pounds/Acre	Tree or Shrub Species	Stems/Acre

PERMIT NUMBER 1065	SITE NAME SITE 1	LAND RECLAMATION PROGRAM ASSIGNED SITE NUMBER
-----------------------	---------------------	---

RECEIVED
MO. LAND RECLAMATION COMM.

OCT 14 2011

B. GRADING

DESCRIBE PROPOSED RECLAIMED TOPOGRAPHY, INCLUDING SLOPES

ALL SPOIL AREAS WILL BE GRADED TO SLOPES TRAVERSABLE BY FARM MACHINERY. A ⁴⁰~~ONE~~-ACRE POND WILL BE CONSTRUCTED IN THE FINAL PIT AREA. THE POND WILL BE DESIGNED AND CONSTRUCTED TO MEET NRCS PONDS-378 STANDARDS. *sl*

C. DESCRIBE THE GENERAL SEQUENCE AND TIMING OF THE FOLLOWING ACTIVITIES

GRADING

FINALE GRADING WILL BE COMPLETED WITHIN ONE YEAR OF PERMIT EXPIRATION ON ALL MINED-OUT PORTIONS. SPOIL WILL BE PLACED IN MINED OUT PORTIONS.

REPLACEMENT OF TOPSOIL

TOPSOIL WILL BE REPLACED TO A UNIFORM DEPTH OF 12 INCHES, AND DISCED TO REDUCE COMPACTION, TOPSOIL WILL BE REPLACED WITHIN ONE ~~YEAR~~ ^{YEAR} OF PERMIT EXPIRATION ON ALL MINED- OUT PORTIONS.

REVEGETATION

PRIOR TO SEEDING, A SOIL TEST WILL BE CONDUCTED IN ORDER TO DETERMIN APPROORITE LIME AND FERTILLIZER APPLICATION REQUIREMENTS. ALL TOPSOIL AREAS WILL BE SEEDED DURING THE FIRST OPTIMUM SEEDING PERIOD FOLLOWING TOPSOIL REPLACEMENT.

AVERAGE DEPTH OF REPLACED TOPSOIL (INCHES)

12"

D. USE OF LAND WHEN RECLAIMED

Estimate acreage of each land use below, after reclamation	Estimated Acres
Wildlife (forest or other habitat with livestock excluded)	
Agricultural (pasture, cropland and horticultural)	
Development (residential, industrial and recreational)	<i>161</i> 139 <i>DA</i>
Water Impoundments (for wildlife, agriculture or development)	40

PERMIT NUMBER
1065

SITE NAME
SITE 1

LAND RECLAMATION PROGRAM ASSIGNED SITE NUMBER

RECEIVED
MO. LAND RECLAMATION COMM.

OCT 14 2011

By my signature, I attest to the following:

1. All statements made on this Mine Plan Form are correct, complete, and true, to the best of my knowledge.
2. I, or the company I am authorized to represent, intend to mine in accordance with this Mine Plan form, and in accordance with the Missouri Land Reclamation Act, Sections 444.760 through 444.790, RSMo 2009, and all rules, regulations, orders, decisions and permits of the Missouri Land Reclamation Commission pertaining to my company's surface mining operations.
3. I have obtained the approval of all landowners, (for all lease agreements made after Aug. 28, 1990 on leased land) for all proposed post-mining land uses.
4. I have obtained the approval of all landowners, (for all lease agreements made after Aug. 28, 1990 on leased land) for all proposed seed mixtures.
5. I have a valid agreement with all landowners that gives me the right to grant access to the Director of the Missouri Land Reclamation Commission and authorized representatives, and I grant such access, and further where I have no such right, I have attached signed affidavits from the landowners, granting such access.

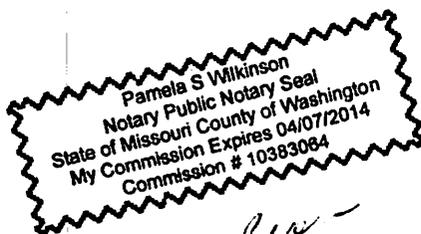
SIGNATURE AND NOTARIZATION REQUIRED

SIGNATURE OF APPLICANT <i>X Burt B...</i>	TITLE <i>Treasurer</i>	DATE <i>10/12/2011</i>
--	---------------------------	---------------------------

Appeared before me this 12th day of October, 2011, to me personally known, who executed the above as their free acts and deeds.

NOTARY PUBLIC EMBOSSE	STATE <i>Missouri</i>	COUNTY (OR CITY OF ST. LOUIS) <i>Washington</i>
	SUBSCRIBED AND SWORN BEFORE ME, THIS <i>12th</i> DAY OF <i>October</i> YEAR <i>2011</i>	RUBBER STAMP CLEAR AREA BELOW
	NOTARY PUBLIC SIGNATURE <i>Pamela S Wilkinson</i>	<div style="border: 2px dashed black; padding: 5px; text-align: center;"> Pamela S Wilkins Notary Public Notar State of Missouri County of My Commission Expires Commission # 10 </div>
	NOTARY PUBLIC NAME (TYPED OR PRINTED) <i>Pamela S. Wilkinson</i>	

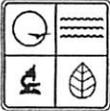
FOR DEPARTMENT USE ONLY			
APPROVED BY	DATE APPROVED	PERMIT NUMBER	SITE NAME AND NUMBER



*Burt B...
CS*



RECEIVED
MO. LAND RECLAMATION COMM.
OCT 14 2011



MISSOURI DEPARTMENT OF NATURAL RESOURCES
 LAND RECLAMATION PROGRAM
CONSENT TO ENTRY

COMPANY NAME <i>G.P. MATERIALS SOUTH</i>	PERMIT NUMBER <i>1065</i>	SITE NAME(S) OR NUMBER(S) <i>2420</i>
---	------------------------------	--

We, the undersigned, hereby grant to the Director of the State of Missouri Land Reclamation Program and authorized representatives the right of entry upon our lands or surface mining operations for the purpose of making necessary field inspections, covering land reclamation in order to ensure compliance with the Land Reclamation Act, Sections 444.760 to 444.790 RSMo.

**LANDOWNER SIGNATURE
 (FOR GRANTING RIGHT FROM LANDOWNER, WHERE THE OPERATOR HAS NO RIGHT TO GRANT SUCH ENTRY)**

NAME OF LANDOWNER <i>Brian Brown</i>	SIGNATURE <i>Brian Brown</i>	DATE <i>10/14/2011</i>
---	---------------------------------	---------------------------

COUNTY <i>Washington</i>	1/4 SECTION	SECTION <i>1-655430</i>	TOWNSHIP <i>37 N.</i>	RANGE <i>2 EAST.</i>	ACRES <i>201 + 77.</i>
-----------------------------	-------------	----------------------------	--------------------------	-------------------------	---------------------------

NAME OF LANDOWNER	SIGNATURE	DATE
-------------------	-----------	------

COUNTY	1/4 SECTION	SECTION	TOWNSHIP	RANGE	ACRES
--------	-------------	---------	----------	-------	-------

NAME OF LANDOWNER	SIGNATURE	DATE
-------------------	-----------	------

COUNTY	1/4 SECTION	SECTION	TOWNSHIP	RANGE	ACRES
--------	-------------	---------	----------	-------	-------

NAME OF LANDOWNER	SIGNATURE	DATE
-------------------	-----------	------

COUNTY	1/4 SECTION	SECTION	TOWNSHIP	RANGE	ACRES
--------	-------------	---------	----------	-------	-------

NAME OF LANDOWNER	SIGNATURE	DATE
-------------------	-----------	------

COUNTY	1/4 SECTION	SECTION	TOWNSHIP	RANGE	ACRES
--------	-------------	---------	----------	-------	-------

NAME OF LANDOWNER	SIGNATURE	DATE
-------------------	-----------	------

COUNTY	1/4 SECTION	SECTION	TOWNSHIP	RANGE	ACRES
--------	-------------	---------	----------	-------	-------

NAME OF LANDOWNER	SIGNATURE	DATE
-------------------	-----------	------

COUNTY	1/4 SECTION	SECTION	TOWNSHIP	RANGE	ACRES
--------	-------------	---------	----------	-------	-------

NAME OF LANDOWNER	SIGNATURE	DATE
-------------------	-----------	------

COUNTY	1/4 SECTION	SECTION	TOWNSHIP	RANGE	ACRES
--------	-------------	---------	----------	-------	-------

NAME OF LANDOWNER	SIGNATURE	DATE
-------------------	-----------	------

COUNTY	1/4 SECTION	SECTION	TOWNSHIP	RANGE	ACRES
--------	-------------	---------	----------	-------	-------

NAME OF LANDOWNER	SIGNATURE	DATE
-------------------	-----------	------

COUNTY	1/4 SECTION	SECTION	TOWNSHIP	RANGE	ACRES
--------	-------------	---------	----------	-------	-------

RECEIVED
 MO. LAND RECLAMATION COMM.

OCT 14 2011

DALEY



6 F MATERIAL SOUTH

PERMIT # 1065

SITE # 1

WASHINGTON COUNTY

USS 430 S-1, T-37N J RZE

RECEIVED
MO. LAND RECLAMATION COMM.
OCT 14 2011

DALEY

RD

21

RD

FLAMWOOD

PROSPECT RD

RD

WESTBRIAR

PLEASANTVIEW DR

1

SETTLE

MILL

RD

WESTVIEW

RD

SITE 1
1" = 205'
Proposed Budget
DRAWN 10-10-11
1" = 205'



US SURVEY 435

Area
Pump
XXXXXX

8 AC ±



DALEY

RD

21

RD

FLAMEWOOD

1

PROSPECT RD

SETTLE

MILL

RD

RD

WESTBRIAR

PLEASANT VIEW DR

ENGLWOOD RD

WESTVIEW

RD

SITE #1
LRP SITE #2420

N

DEIGN
10-10-11
Drawn By
Chris Brown
C.P. METERS SOUTH
SCALE: 1" = 200'
PROPOSED BUFFER
& WATER
RETENTION

LOW TRAILING MUD POND BOUNDARY
IS LOCATED IN
USS 430
S-1
T-37W
R-2E

LONG TRAILING MUD
POND BOUNDARY
APPROXIMATE
AC 15 MINIMUM

APPROX 13 AC
WATER RETENTION

PRESENT
LAKE
25 AC +/-

PROPOSED
LAKE TRAILING
MUD BOUNDARY

TOTAL AREA
LESS BUFFER
175 AC +/-
201
AC





MISSOURI DEPARTMENT OF NATURAL RESOURCES
 LAND RECLAMATION PROGRAM
 COMPANY INFORMATION SECTION

Permittee Name: **GP MATERIAL - SOUTH** Permit Number: **1065**

SECTION I: COMPANY INFORMATION - 10 CSR 40-10.020(2)(A)8

A. The applicant is a:

- Corporation Partnership Single Proprietorship Association Other (Specify):

In order to receive a permit from the Land Reclamation Commission to conduct commercial surface mining, the applicant must be registered with the Secretary of State.

B. List the applicant and every person with the applicant in a management function responsible for compliance with sections 444.500 to 444.790 RSMo. The definition of "person associated with the applicant in a management function" means any proprietorship, subsidiary, corporation, sister corporation, successor corporation, or the applicant's officers and directors if the applicant is a corporation, and includes all partners if the applicant is a partnership.

As a practical guide, first consider who is "responsible for compliance." Only list names of individuals or companies responsible for the applicant's compliance. For ownership, list only an individual or company that holds 51 percent or more of the value of the applicant's company and who is responsible for compliance.

If no other individuals or companies are associated with the applicant, please check the box at the left, and continue on to Section II - Permit Information Form

NAME BRIAN BROWN	TELEPHONE NUMBER WITH AREA CODE (573) 438-6161
----------------------------	--

BUSINESS ALIAS (IF ANY)	MAILING ADDRESS P.O. BOX 70
-------------------------	---------------------------------------

CITY POTOSI	STATE MO	ZIP CODE 63664
-----------------------	--------------------	--------------------------

OWNER <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	PERCENT OWNER (OPTIONAL) 50%	TITLE / POSITION - SHAREHOLDER, OFFICER, PARTNER, DIRECTOR, OTHER OR COMBINATION THEREOF TREASURER
--	--	--

BEGINNING DATE OF TERM 01/01/2011	ENDING DATE OF TERM 12/31/2011
---	--

NAME BARRY BROWN	TELEPHONE NUMBER WITH AREA CODE (573) 438-6161
----------------------------	--

BUSINESS ALIAS (IF ANY)	MAILING ADDRESS P.O. BOX 70
-------------------------	---------------------------------------

CITY POTOSI	STATE MO	ZIP CODE 63664
-----------------------	--------------------	--------------------------

OWNER <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	PERCENT OWNER (OPTIONAL) 50%	TITLE / POSITION - SHAREHOLDER, OFFICER, PARTNER, DIRECTOR, OTHER OR COMBINATION THEREOF PRESIDENT
--	--	--

BEGINNING DATE OF TERM 01/01/2011	ENDING DATE OF TERM 12/31/2011
---	--

NAME	TELEPHONE NUMBER WITH AREA CODE
------	---------------------------------

BUSINESS ALIAS (IF ANY)	MAILING ADDRESS
-------------------------	-----------------

CITY	STATE	ZIP CODE
------	-------	----------

OWNER <input type="checkbox"/> Yes <input type="checkbox"/> No	PERCENT OWNER (OPTIONAL)	TITLE / POSITION - SHAREHOLDER, OFFICER, PARTNER, DIRECTOR, OTHER OR COMBINATION THEREOF
---	--------------------------	--

BEGINNING DATE OF TERM	ENDING DATE OF TERM OCT 14 2011
------------------------	---

RECEIVED
 MO. LAND RECLAMATION COMM.

NAME		TELEPHONE NUMBER WITH AREA CODE	
BUSINESS ALIAS (IF ANY)		MAILING ADDRESS	
CITY	STATE	ZIP CODE	
OWNER <input type="checkbox"/> Yes <input type="checkbox"/> No	PERCENT OWNER (OPTIONAL)	TITLE / POSITION - SHAREHOLDER, OFFICER, PARTNER, DIRECTOR, OTHER OR COMBINATION THEREOF	
BEGINNING DATE OF TERM		ENDING DATE OF TERM	

SECTION II: PERMIT INFORMATION - 10 CSR 40-10.020(2)(A)7

List every permit held by the applicant and any entity listed in SECTION I: COMPANY INFORMATION. This means a permit issued only by the Department of Natural Resources' Land Reclamation Commission, including those that may have been revoked, suspended, expired or bond released.

If no other permits have been issued by the Land Reclamation Commission to the applicant or any other entity associated with the applicant, check the box at the left, sign the last page of this form and have the signature notarized.

NAME OF PERMIT HOLDER	PERMIT NUMBER
COMPANY NAME ON PERMIT	
NAME OF PERMIT HOLDER	PERMIT NUMBER
COMPANY NAME ON PERMIT	
NAME OF PERMIT HOLDER	PERMIT NUMBER
COMPANY NAME ON PERMIT	
NAME OF PERMIT HOLDER	PERMIT NUMBER
COMPANY NAME ON PERMIT	
NAME OF PERMIT HOLDER	PERMIT NUMBER
COMPANY NAME ON PERMIT	
NAME OF PERMIT HOLDER	PERMIT NUMBER
COMPANY NAME ON PERMIT	
NAME OF PERMIT HOLDER	PERMIT NUMBER
COMPANY NAME ON PERMIT	
NAME OF PERMIT HOLDER	PERMIT NUMBER
COMPANY NAME ON PERMIT	
NAME OF PERMIT HOLDER	PERMIT NUMBER
COMPANY NAME ON PERMIT	

RECEIVED
MO. LAND RECLAMATION COMM.

OCT 14 2011

SECTION III: NOTARIZED SIGNATURE

Note: This form is required with each new permit or when transferring an existing permit or if one has never been completed or if there is a change in management positions.

By signing this form the applicant verifies all information contained in the form is correct, complete, and true to the best of your knowledge.

SIGNATURE OF APPLICANT <i>X Brian Bean</i>	TITLE <i>Tractor Operator</i>	DATE <i>10/12/2011</i>
---	----------------------------------	---------------------------

Appeared before me this _____ day of _____, 20____, to me personally known, who executed the above as their free acts and deeds.

NOTARY PUBLIC EMBOSSEER	STATE <i>Missouri</i>	COUNTY (OR CITY OF ST. LOUIS) <i>Washington</i>
	SUBSCRIBED AND SWORN BEFORE ME, THIS <i>12th</i> DAY OF <i>October</i> YEAR <i>2011</i>	RUBBER STAMP CLEAR AREA BELOW
	NOTARY PUBLIC SIGNATURE <i>Pamela S Wilkinson</i>	MY COMMISSION EXPIRES <i>4-7-2014</i>
	NOTARY PUBLIC NAME (TYPED OR PRINTED) <i>Pamela S Wilkinson</i>	

Pamela S Wilkinson
Notary Public Notary Seal
State of Missouri County of Washington
My Commission Expires 04/07/2014
Commission # 10383084

Mail completed copy to:	MISSOURI DEPARTMENT OF NATURAL RESOURCES LAND RECLAMATION PROGRAM P.O. BOX 176 JEFFERSON CITY, MO 65102-0176 PHONE: 573-751-4041 FAX: 573-751-0534
-------------------------	---

FOR DEPARTMENT USE ONLY: APPROVED BY	DATE APPROVED	PERMIT NUMBER	EXPIRATION DATE
--------------------------------------	---------------	---------------	-----------------

RECEIVED
MO. LAND RECLAMATION COMM.

OCT 14 2011



State of Missouri
Robin Carnahan, Secretary of State

File Number: 201128380418
 X01175774
 Date Filed: 10/10/2011
 Expiration Date: 10/10/2016
 Robin Carnahan
 Secretary of State

Registration of Fictitious Name

This fictitious name filing shall expire 5 years from the date filed unless a renewal filing is submitted within 6 months prior to the expiration date.

This information is for the use of the public and gives no protection to the name being registered. There is no provision in this Chapter to keep another person or business entity from adopting and using the same name. (Chapter 417, RSMo)

The undersigned is doing business under the following name, and at the following address:

Business name to be registered: **GP MATERIAL - SOUTH**
 Business address: **200 N. STATE HIGHWAY 21**
 City, State and Zip Code: **POTOSI MO 63664**

If all parties are jointly and severally liable, percentage of ownership need not be listed.

Name of Owners, Individual or Business Entity	Street and Number	City and State	Zip Code	If listed, Percentage of ownership must equal 100%
BBMB, INC.	200 State Highway 21 N	Potosi MO	63664	

RECEIVED
 MO. LAND RECLAMATION COMM.

OCT 14 2011

In Affirmation thereof, the facts stated above are true:

(The undersigned understands that false statements made in this filing are subject to the penalties of a false declaration under Section 575.060, RSMo)

Barry J. Brown

 (Authorized Signature)

President

 (Authorized Party Relationship)

Missouri Secretary of State, Robin Carnahan

SOS Home :: Business Services :: Business Entity Search

Search

- By Business Name
- By Charter Number
- By Registered Agent
- For New Corporations
- Verify
- Verify Certification
- Registration Report
- File Online
- File Fictitious Name
- Registration
- File Online
- Renew Online
- File LLC Registration
- File Online
- Online Orders
- Register for Online
- Orders
- Order Good Standing
- Order Certified Documents

Filed Documents

Date: 12/6/2011 (Click above to view
filed documents that are
available.)

Business Name History

Name	Name Type
GP MATERIAL - SOUTH	Legal

Fictitious Registration - Domestic - Information

Charter Number:	X01175774
Status:	Fictitious Active
Entity Creation Date:	10/10/2011
Expiration Date:	10/10/2016

Owners

Name:	BBMB, INC.
Address:	200 State Highway 21 N Potosi MO 63664

600 West Main Street
Jefferson City, MO 65101
(573) 751-4936 



MISSOURI DEPARTMENT OF NATURAL RESOURCES
 LAND RECLAMATION PROGRAM
 780-1472 PERSONAL BOND SECURED BY A LETTER OF CREDIT

BOND NUMBER <u>66267</u> ^{SB}	PERMIT NUMBER 1065
---	-----------------------

KNOW ALL MEN BY THESE PRESENTS, That the undersigned GP MATERIAL - SOUTH of
Name of Permittee
 200 N. STATE HIGHWAY 21, P.O. BOX 70 POTOSI, MO. 63664
Mailing Address of Permittee as Obligor, is held and

firmly bound unto the State of Missouri payable to the Treasurer of the State of Missouri, to the credit of the Mined Land Reclamation
 Fund in the penal sum of EIGHT THOUSAND DOLLARS Dollars (\$ 8000.00)

for the payment of such sum, well and truly to be made, we jointly and severally bind ourselves, our heirs, administrators, executors,
 successors, and assigns. This obligation is secured by Irrevocable Letter of Credit Number 66267
 dated 10-11-2011, issued by the BELGRADE STATE BANK
Name of Issuing Bank

of P.O. Box 190 Potosi MO 63664
Mailing Address of Issuing Bank
 in the amount of \$ 8000.00 (and an Irrevocable Confirmation of Letter of Credit, Document Number 66267)

dated 10-11-2011, issued by the BELGRADE STATE BANK
Name of Confirming Bank

of P.O. Box 190 Potosi Mo 63664
Mailing Address of Confirming Bank
 in the amount of \$ 8000.00).

THE CONDITION OF THIS OBLIGATION is such, that:

Whereas, the above named Obligor did on 11 day of Oct, 20 11, file with the
 Director of the Land Reclamation Commission and application to secure Permit Number 1065 to conduct surface mining
 and reclamation operations in accordance with the statutes at 444.760 to 444.790 and the regulations at 10 CSR 40 Chapter 10; and

Whereas, obligations guaranteed by this bond shall be in effect for the above referenced permit;

Whereas, the Obligor has chosen to post this bond as a guarantee that the reclamation of land disturbed during
 these surface mining operations will be completed as required by the statutes, regulations and as specified in the permit as issued and
 subsequently amended; and

Whereas, the Obligor agrees to guarantee this obligation and to indemnify, defend, and hold harmless the State of Missouri,
 Land Reclamation Commission from any and all losses and expenses which the Land Reclamation Commission may sustain as a
 result of the Obligor's failure to comply with the conditions of this obligation.

Now, therefore, the conditions of the obligations are such that, this bond shall remain in full force and effect until the Obligor
 faithfully completes reclamation as set forth in the statutes, regulations and the above referenced permit.

RECEIVED
 MO. LAND RECLAMATION COMM.

OCT 14 2011

LIABILITY UNDER THIS OBLIGATION:

- a) Begins on the date of issuance of the above referenced permit and extends until reclamation is completed to the Satisfaction of the Land Reclamation Commission; and
- b) Continues until the bond is released or replaced in accordance with 10 CSR 40-10.030, or until the permit has been sold, Reassigned or otherwise transferred in accordance with 10 CSR 10-020(6);

The failure of the Obligor to fulfill the obligations specified by the statutes, regulations and the permit, shall subject this bond and the Underlying Letter of Credit to forfeiture. The beneficiary of the forfeited amount shall be the Treasurer of the State of Missouri. Applications for release of the obligations on this bond may be made to the Commission in accordance with the provisions of Sections 444.775, RSMo.

OBLIGOR'S SIGNATURE

SIGNATURE



NAME

Barry J. Brown

OFFICIAL TITLE

President

DATE

10-12-11

NOTARY SIGNATURE

NOTARY PUBLIC EMBOSSER OR BLACK INK RUBBER STAMP SEAL

STATE OF

Missouri

COUNTY (OR CITY OF ST. LOUIS)

Washington

SUBSCRIBED AND SWORN BEFORE ME, THIS

12 DAY OF October YEAR 2011

NOTARY PUBLIC SIGNATURE



MY COMMISSION EXPIRES

9/13/13

NOTARY PUBLIC NAME (PRINTED)

Amanda S Kamper

USE RUBBER STAMP IN AREA BELOW

Amanda S Kamper
Notary Public Notary Seal
State of Missouri County of Washington
My Commission Expires 09/13/2013
Commission # 09536499

Letters of credit will be accepted only from banks or trust companies in the United States. If the bank is located in another state, a bank located in Missouri must confirm the letter of credit. Letters of credit and confirmations must be irrevocable, and must be on the forms provided by the Director.

BOND ACCEPTED BY THIS DIRECTOR SIGNATURE

DATE

RECEIVED
MO. LAND RECLAMATION COM. /

OCT 14 2011



MISSOURI DEPARTMENT OF NATURAL RESOURCES
 LAND RECLAMATION PROGRAM
IRREVOCABLE LETTER OF CREDIT

DIRECTOR
 MISSOURI LAND RECLAMATION COMMISSION
 P.O. BOX 176
 JEFFERSON CITY, MO 65102

OUR LETTER OF CREDIT NUMBER

166267
 DATE OF ISSUANCE

10-11-11

DEAR SIR,

We, the BELGRADE STATE BANK

of P.O. Box 190 Potosi Mo 63664
NAME OF ISSUING BANK
ADDRESS OF ISSUING BANK

Hereby establish, at the request of GP MATERIAL - SOUTH
CUSTOMER

our Irrevocable Letter of Credit No. 166267 in favor of the State of Missouri, Land Reclamation Commission

in the amount of 8000.00 dollars, effective immediately.

This Letter of Credit is issued in conjunction with certain Personal Bonds given or to be given by Customer to you as a condition of the issuance by you of certain Surface Mining and Reclamation Operations Permits to Customer. The bonds and permits to which this Letter of Credit applies are listed in Attachment A hereto incorporated by reference herein. It is intended that as Customer requests additional permits be issued by you, and submits Personal Bonds to your for the issuance of these permits, we will supplement Attachment A, up to the aggregate sum of 93,500.00 ~~104,000.00~~ dollars. Attachment A shall be supplemented by our submittal to you of a substitute Attachment A, in the same form and fully executed, with a cumulative listing of bonds and permits covered by this Letter of Credit.

Funds under this Letter of Credit are available to you upon presentation to us of your written demand for payment, accompanied either by your statement that the Missouri Department of Natural Resources has declared forfeited one or more of Customer's bonds listed in Attachment A, or by your statement that this Letter of Credit has not been replaced by the Customer as required by Attachment B. The demand and statement shall be substantially in the form of the document set forth in Attachment C, incorporated by reference herein.

We hereby agree to honor any and all demands for payment made in compliance with the terms of this Letter of Credit, up to the sum stated above. Payment hereunder shall be by our cashier's check payable in U.S. currency to the order of the Treasurer of the State of Missouri to the credit of the Mined Land Reclamation Fund at your address above stated.

This Letter of Credit will terminate only upon the happening of one of these conditions:

1. We receive written notice from you that all of Customer's above-referenced bonds have been released, accompanied by the original of this Letter of Credit; or
2. We receive written notice from you that all of Customer's above-referenced bonds have been secured by other instruments, and that this Letter of Credit is no longer needed, accompanied by the original of this Letter of Credit; or

RECEIVED

MO. LAND RECLAMATION COMM.

OCT 14 2011

3. We receive written notice from you that the Customer's bond has been forfeited and you draw upon and we pay the total amount of this Letter of Credit; or

4. You receive written notice from us per Attachment B that we do not elect to renew this Letter of Credit, in which event you may draw upon this Letter of Credit in accordance with the terms of Attachment B.

Our liability under this Letter of Credit shall be reduced to the extent that you notify us in writing that Customer's above referenced bond has been partially released in a specified amount.

We warrant that the issuance of this Letter of Credit will not constitute a violation of any statute or regulation which limits the amount of loans or other credit which can be extended to any single borrower or customer, or which limits the aggregate amount of liabilities, which we may incur at any one time from the issuance of Letters of Credit and acceptances. We agree that by making demand for payment hereunder, neither you, nor the Missouri Land Reclamation Commission, nor the State of Missouri, makes any warranties to us, either express or implied.

This Letter of Credit shall be governed by Missouri Law, including the Uniform Commercial code as found in Chapter 400, RSM. The uniform Customs and Practices for Documentary Credits, fixed by the International Chamber of Commerce, shall not be applicable to this Letter of Credit.

Correspondence concerning this Letter of Credit, including demands for payment, shall be addressed to us at _____

We certify that the officer or agent signing this letter is authorized by us to execute this Confirmation of Letter of Credit on our behalf.

BANK AGENT'S SIGNATURE

SIGNATURE <i>Erica Smith</i>	PRINTED NAME Erica Smith	OFFICIAL TITLE Loan Officer	TELEPHONE WITH AREA CODE 513-438-5200
---------------------------------	-----------------------------	--------------------------------	--

NOTARY SIGNATURE

NOTARY PUBLIC EMBOSSESSOR OR BLACK INK RUBBER STAMP SEAL	STATE OF <i>Missouri</i>	COUNTY (OR CITY OF ST. LOUIS) <i>Washington</i>
	SUBSCRIBED AND SWORN BEFORE ME, THIS <i>12</i> DAY OF <i>October</i> YEAR <i>2011</i>	
NOTARY PUBLIC SIGNATURE <i>Amanda S Kamper</i>	MY COMMISSION EXPIRES <i>9/13/13</i>	USE RUBBER STAMP IN CLEAR AREA BELOW Amanda S Kamper Notary Public Notary Seal State of Missouri County of Washington My Commission Expires 09/13/2013 Commission # 09536499
NOTARY PUBLIC NAME (PRINTED) <i>Amanda S Kamper</i>		

COUNTER SIGNATURE

COUNTERSIGNED - PRESIDENT OR VICE-PRESIDENT	OFFICIAL TITLE

NOTARY SIGNATURE

NOTARY PUBLIC EMBOSSESSOR OR BLACK INK RUBBER STAMP SEAL	STATE OF	COUNTY (OR CITY OF ST. LOUIS)
	SUBSCRIBED AND SWORN BEFORE ME, THIS	
	DAY OF	YEAR
NOTARY PUBLIC SIGNATURE	MY COMMISSION EXPIRES	USE RUBBER STAMP IN CLEAR AREA BELOW
NOTARY PUBLIC NAME (PRINTED)		

MO 780-1472 (11-10)

RECEIVED
MO. LAND RECLAMATION COM.

OCT 14 2011



MISSOURI DEPARTMENT OF NATURAL RESOURCES
 LAND RECLAMATION PROGRAM
 IRREVOCABLE LETTER OF CREDIT ATTACHMENTS

ATTACHMENT A

Date October 11, Year 2011

Following is a list of bond numbers and acres presently covered under Letter of Credit Number _____
 Letter of Credit Number 06267 is for \$000.00, and the dollars below reflect the
 amount of this Letter of Credit which is committed to specific bonds and permits as of this date.

DESCRIPTION PERMIT	NUMBERS	BOND NUMBER	ACRES	DOLLARS
1065			8	8000.00

Total Bond Application to Letter of Credit Number 06267 as of October 11, year 2011
 is 8,000.

BANK AGENT'S SIGNATURE

SIGNATURE Erica Smith PRINTED NAME Erica Smith OFFICIAL TITLE _____ TELEPHONE WITH AREA CODE _____

NOTARY SIGNATURE

NOTARY PUBLIC EMBOSSEER OR BLACK INK RUBBER STAMP SEAL	STATE OF <u>Missouri</u>	COUNTY (OR CITY OF ST. LOUIS) <u>Washington</u>
	SUBSCRIBED AND SWORN BEFORE ME, THIS <u>12</u> DAY OF <u>October</u> YEAR <u>2011</u>	
	NOTARY PUBLIC SIGNATURE <u>Amanda S Kamper</u>	MY COMMISSION EXPIRES <u>9/13/13</u>
	NOTARY PUBLIC NAME (PRINTED) <u>Amanda S Kamper</u>	

USE RUBBER STAMP IN CLEAR AREA BELOW
 Amanda S Kamper
 Notary Public Notary Seal
 State of Missouri County of Washington
 My Commission Expires 09/13/2013
 Commission # 00536409

COUNTER SIGNATURE

COUNTERSIGNED - PRESIDENT OR VICE-PRESIDENT _____ OFFICIAL TITLE _____

NOTARY SIGNATURE

NOTARY PUBLIC EMBOSSEER OR BLACK INK RUBBER STAMP SEAL	STATE OF _____	COUNTY (OR CITY OF ST. LOUIS) _____
	SUBSCRIBED AND SWORN BEFORE ME, THIS _____ DAY OF _____ YEAR _____	
	NOTARY PUBLIC SIGNATURE _____	MY COMMISSION EXPIRES _____
	NOTARY PUBLIC NAME (PRINTED) _____	

USE RUBBER STAMP IN CLEAR AREA BELOW

ATTACHMENT B

To Letter of Credit Number 16267

This letter of credit will expire one (1) year from the date of issuance, but shall be deemed automatically renewed for an additional period of one (1) year beyond the current or any future expiration date unless at least ninety (90) days prior to any such expiration date we, the issuing bank, notify the Missouri Land Reclamation Commission, in writing, certified mail, return receipt requested, at the address shown on page 1 of the letter of credit, that we do not elect to renew this Letter of Credit for any such additional period. Upon your receipt of such notification, you may withdraw the total effective amount of the Letter of Credit hereunder by your drafts, at sight, on us, bearing reference to this Letter of Credit number and accompanied by your signed statement that the proceeds of the draft will be retained by the Missouri Land Reclamation Commission and held in lieu of the Letter of Credit. Cancellation shall not affect any liability incurred and accrued hereunder prior to the termination of the ninety (90)-day period.

MO 780-1472 (11-10)

RECEIVED
MO. LAND RECLAMATION COMM.

OCT 14 2011

NAME OF ISSUING OR CONFIRMING BANK

ADDRESS OF ISSUING OR CONFIRMING BANK

CITY, STATE AND ZIP CODE OF ISSUING OR CONFIRMING BANK

RE: DEMAND FOR PAYMENT UNDER YOUR LETTER OF CREDIT
(OR CONFIRMATION OF LETTER OF CREDIT) NUMBER _____

DEAR SIRs:

Pursuant to the above-referenced Letter of Credit (or Confirmation of Letter of Credit), we hereby order that you pay to us the sum of _____, by your cashier's check to the order of the Treasurer of Missouri, to the credit of the Mined Land Reclamation Fund, directed to the undersigned.

We state to you that the Missouri Land Reclamation Commission has declared and forfeited Personal Bond number _____, given to us by _____ PERMITTEE
as a condition of the Issuance of Surface Mining and Reclamation Operations Permit No. _____

Very truly yours,

DIRECTOR,
LAND RECLAMATION COMMISSION

MO 780-1472 (11-10)

RECEIVED
MO. LAND RECLAMATION COM. STAFF

OCT 14 2001

STATE OF MISSOURI
DEPARTMENT OF NATURAL RESOURCES

Jeremiah W. (Jay) Nixon, Governor • Sara Parker Pauley, Director

www.dnr.mo.gov

CERTIFIED MAIL # 7007 3020 0003 2220 5227
RETURN RECEIPT REQUESTED

October 17, 2011

GP Material South
Mr. Brian Brown
P.O. Box 70
Potosi, Missouri 63664

Dear Mr. Brown:

The Missouri Department of Natural Resources, Land Reclamation Program deems your new permit application complete. Be aware, within the next ten days according to the Code of State Regulations at 10 CSR 40-10.020(2)(H) that you must advertise a notice of intent to operate a surface mine in a newspaper qualified to publish public notices, pursuant to section 493.050 RSMo., in the county where the mine area is located. In addition, within the next ten days, you must also send via certified mail a notice of intent to operate a surface mine addressed to the governing body of the county or city in which the proposed mine plan area is located. As well as, the last known address of all recorded landowners of contiguous real property or real property located adjacent to the proposed mine plan area.

If some circumstance prevents you from satisfying this critical ten-day window for advertising and mailing the notice of intent to operate a surface mine, please contact me at the telephone number listed near the end of this letter, immediately. Thank you for your attention to satisfy public notification requirements concerning your new permit application.

After the public notice has been published once a week for four consecutive weeks we will need the publisher's affidavit. We will also need the receipt (green card) from the certified mail verifying delivery to the local government body and any adjacent landowners.

If you have any questions, please contact me by telephone at (573) 751-1312 or in writing at Missouri Department of Natural Resources, Land Reclamation Program, P.O. Box 176, Jefferson City, Missouri 65102-0176.

Sincerely,

LAND RECLAMATION COMMISSION



William S. Zeaman, Chief
Non-Coal Unit

WZ:tb

AFFIDAVIT OF PUBLICATION

STATE OF MISSOURI }
COUNTY OF WASHINGTON } ss.

I, Neil Richards, being duly sworn according to law, state that I am the Publisher of The Independent-Journal, a weekly newspaper of general circulation in the County of Washington, State of Missouri where located; which newspaper has been admitted to the Post Office as periodical class matter in the City of Potosi, Missouri, the city of publication; which newspaper has been published regularly and consecutively for a period of three years and has a list of bona fide subscribers, voluntarily engaged as such who have paid or agreed to pay a stated price for a subscription for a definite period of time, and that such newspaper has complied with the provisions of Section 493.050, Revised Statutes of Missouri 2000, and Section 59.310, Revised Statutes of Missouri 2000. The affixed notice appeared in said newspaper in the following consecutive issues:

First Insertion October 20, 2011
Second Insertion October 27, 2011
Third Insertion November 3, 2011
Fourth Insertion November 10, 2011
Fifth Insertion _____
Sixth Insertion _____

Signed: Neil Richards
Publisher's Signature / Neil Richards

Subscribed and sworn to before me on this 10 day of November, 2011.
[Signature]
Notary Public

Commissioned and _____
qualified for a term expiring _____

Printer's Fee, \$ 150.00
Notary Fee, \$ 1.00
Total \$ 151.00

ROGER P. COLEMAN
Notary Public
NOTARY SEAL STATE OF MISSOURI
Washington County
My commission expires on 11-28-2014
Commission # 10392537

(Space above for recording information)

**PUBLIC NOTICE
OF SURFACE MINING
APPLICATION - NEW PERMIT
GP MATERIAL - SOUTH**

200 N. STATE HIGHWAY 21
POTOSI, MO 63664 has applied for a new permit from the Department of Natural Resources, Land Reclamation Commission, to mine LIMESTONE on 201 acre(s) of land located in WASHINGTON County, Section(s) 1 US survey 430, Township(s) 37N Range(s) 2 EAST.

This operation(s) will be conducted during the approximate dates of 11/25/2011 to 11/25/2111.

Written comments, a request for an informal public meeting, and/or a formal courtroom hearing may be made by any person with a direct, personal interest in one or more of the factors that the Missouri Land Reclamation Commission may consider in issuing a permit, as required by The Land Reclamation Act, sections 444.760 to 444.790 RSMo. The commission may grant a formal courtroom hearing if the commission finds, based on good faith evidence provided to them, that someone's health, safety of livelihood will be unduly impaired by the issuance of the permit. In order to be granted a formal courtroom hearing, the health, safety and livelihood impact must be within the authority of an environmental law or regulation administered by the Missouri Department of Natural Resources.

Mail written comments, request for a formal hearing and/or an informal public meeting to: Director, Land Reclamation Program, Department of Natural Resources, P.O. Box 176, Jefferson City, MO 65102-0176. Written comments and requests for a formal courtroom hearing and/or an informal public meeting shall be on file at the director's office within 15 days of the last date of publication of this notice. For more information about this process, please contact the Land Reclamation Program by telephone at 573-751-4041. 42-4tc

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery</p>
<p>1. Article Addressed to:</p> <p><i>PRESIDING COMMISSIONER. 102 N. MISSOURI ST. POTOSI MO. 63664</i></p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below <input type="checkbox"/> No</p> <p style="text-align: center;">NOV 18 2011</p> <p>3. Service Type <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Num (Transfer fr) <u>7011 1570 0001 8143 0463</u></p>	
<p>PS Form 3811, February 2004</p>	<p>Domestic Return Receipt 102595-02-M-1540</p>

GP MATERIAL SOUTH

1063

Luebbering, Joyce

From: k s <mxbuck10@yahoo.com>
Sent: Friday, November 25, 2011 1:08 PM
To: Luebbering, Joyce; tucker.fredricksont@dnr.mo.gov
Subject: Contesting Mining application

To: Missouri Department of Natural Resources
Sara Parker Pauley Director

Environmental Quality
Land Reclamation
Air Pollution Control
Water Protection
Land Disturbance
Dam and Reservoir Safety
Department of Geological Survey
State Fire Marshall Blasting

I would like to ask for a public hearing on a surface mining application. This application is in the name of GP Materials-South and or Barry Brown and Brian Brown. Located in Washington County Missouri, Township 37N Range 2E Section 1 mine plan on 201 acres.

Concerns

Potential for Disaster resulting in Death or Injury

Barite tailing's dam is 90 feet tall and directly adjacent to mine site. If it were to rupture the damage would be devastating. An estimate of 435,425,760 gallons of material, stored mostly in a liquid slurry form, and an estimate of 62,203,680 gallons of water are held in the reservoir. Dams were constructed to leak, and leakage has increased over the years, which would indicate an under cutting effect is taking place. This dam ruptured a number of years ago and was rebuilt by bridging material over the existing mud to stop flow; therefore, it would not have any type of stable foundation. My daughter, son-in-law and two young grand children's new home is directly in the path. Blasting would

begin at waters edge, energy transmission is different in a liquid medium as opposed to rock containing the blast in the opposite direction. Rock stops the energy flow and little back breakage occurs, but liquid effects are different. Can the State of Missouri guarantee that there is no potential of a huge amount of energy being released and starting a larger release of water and under cutting? This might not happen immediately, but over time such as 100 years, no one knows. Will the State pay for the damages and clean up if this were to occur? The cost would be millions. What if someone were in the path what would the loss of life be worth?

Financial Loss

It's obvious in this community that when a 100 year permit is given for land that is adjacent to sub-divisions, that the effect would begin devaluing property. Home owners don't really want to live around things that would be considered a nuisance, so given other options they look elsewhere thus less demand for adjacent property equals lower values.

I own property along the entire length of the North-West line. My plans for development would be scrapped. I own a 30 acre tract the mine site surrounds, this is an active mining site, how will it work out? Do they blow out my faces? Do I have to stop production and remove my workers then have to start back up each time they blast? This could prove costly. What will happen will be the survival of who can stand the most losses, this sounds fair to me. I guess a life of work could be jeopardized. The company proposing to mine is from out of state. I would suppose they pay their taxes somewhere else other than Missouri. This market barely supports one quarry, I don't see how would it work for two.

Water Wells

All the homes and sub division bordering this site have personal wells and sewer systems. My well is only 100 feet deep if it loses its water will the State drill me another?

Under sunshine law, I have sent off for all applicable information about the application and existing dam. I have not received any materials as of today.

Sincerely,

Kelley C. Silvey

*Office: 573.438.6101
Cell: 573.760.6101
Fax: 573.438.6501*

NOV 16 2011

10107 Prospect Road

Cadet, MO 63630

November 12, 2011

I am requesting an informal public meeting in regard to the surface mining permit for Washington County by GP Material. I own the land bordering this site and my home is very near that border. I have a direct personal interest; there is an existing quarry on that property. When they blast, my home is affected. The noise pollution is constant from the crushing machines and the big trucks. This will increase in intensity with the new quarry so very near our home. The dirt and dust caused by blasting covers my home, car, patio furniture, garden and landscaping. My husband and our neighbor suffer from allergies aggravated by excessive amounts of dust in the air. Also, during the blasting our windows rattle excessively, our concrete is settling and cracking due to the systemic activity and our entrance door had to be replaced due to sagging. We enjoy spending time with our grandchildren outdoors and know that our quality of life would suffer from a second quarry operation so close to our home and land. We are also concerned about the value of our home with a second quarry on our property line. It may become unsalable. Thank-you for your consideration, please contact me if further information is needed.

Sincerely,



Sharon Beckham

P.O. Box 128

Potosi, Missouri 63664

(573) 438-5550

Zeaman, Bill

From: Brian Brown <brianplc@centurytel.net>
Sent: Wednesday, November 30, 2011 1:39 PM
To: Zeaman, Bill
Cc: mike.larson@dnr.mo.gov

GP Materials South respectfully declines to hold public meeting thank you Brian Brown



Jeremiah W. (Jay) Nixon, Governor • Sara Parker Pauley, Director

DEPARTMENT OF NATURAL RESOURCES

www.dnr.mo.gov

December 2, 2011

Ms. Sharon Beckham
P.O. Box 128
Potosi, Missouri 63664

Dear Mrs. Beckham:

The Missouri Department of Natural Resources, Land Reclamation Program received comment letters regarding the proposed new site / permit application of the GP Material South, Site #1 in Washington County. Thank you for your letter of concerns involving the proposed new site / permit application. In addition to your immediate concerns, it was noted that a request was made for an informal public meeting with GP Material South. On November 30, 2011, GP Material South, contacted us via e-mail and respectfully declines to hold an informal public meeting.

According to the rules and regulations at 10 CSR 40-10.080(1)(A) if the applicant does not agree to the public meeting then the petition may be referred to the commission for a formal public hearing as directed by subsection (3)(B) of this rule if the petitioner makes a written request within fifteen (15) days of notification of the denial of the public meeting by the applicant.

If you elect to pursue a formal hearing, please submit in writing a request for a hearing concerning this new site / permit renewal application to: Staff Director, Missouri Land Reclamation Commission, P.O. Box 176, Jefferson City, Missouri 65102-0176. If we receive your request for a hearing within fifteen days from the date of this letter, it will be presented to the Land Reclamation Commission at their January 26th, 2012 meeting. Further details about that meeting location and time will be provided to anyone who might request a formal hearing. If you do not wish to pursue a formal hearing, you do not need to taken any further action.

You should know also that one other individual has already requested a hearing so a hearing request will be presented to the Land Reclamation Commission on Thursday, January 26th, however if a hearing is granted by the Commission you will not be able to participate in that hearing unless you are on record as one who made a written request for the hearing. This is a requirement of both the law and the regulations.

Ms. Sharon Beckham
December 2, 2011
Page Two

If you have any additional questions or concerns, please contact either Bill Zeaman or myself at (573) 751-4041 for further assistance. You can also visit the Land Reclamation Commission's web address at: <http://www.dnr.mo.gov/env/lrp/commission/lrc.htm>

Sincerely,

LAND RECLAMATION COMMISSION

A handwritten signature in black ink, appearing to read "Mike Larsen". The signature is fluid and cursive, with a large initial "M" and a long, sweeping tail.

Mike Larsen, R.G.
Staff Director

ML:bz:tb

c: Mr. Brian Brown, GP Material South

December 6, 2011

Dear Mr. Zeaman,

I would like for my name to be submitted to the Commission for the hearing on the G.P. Materials South Washington County permit.

Thank you, *Sharon Beckham*

Sharon Beckham

Box 128

Potosi, Mo. 63664

RECEIVED
MO. LAND RECLAMATION COM.

DEC 09 2011



Jeremiah W. (Jay) Nixon, Governor • Sara Parker Pauley, Director

DEPARTMENT OF NATURAL RESOURCES

www.dnr.mo.gov

December 15, 2011

Kelley Silvey
PO Box 399
Potosi, MO 63664-0399

Dear Kelley:

Thank you for your letter requesting a formal hearing involving the proposed new permit application regarding GP Material South, Site #1 in Washington County.

This letter is written to notify you that the Land Reclamation Commission at their meeting on Thursday January 26, 2012, will discuss the matter of the formal hearing request. This meeting will be held at the Lewis and Clark State Office Building, Nightingale Creek Conference room, 1101 Riverside Drive, Lower Level, Jefferson City, Missouri. Please refer to the enclosed map for directions. Upon arrival, enter through the main entrance, and then please check in with the receptionist for directions to the meeting room.

The purpose of this agenda item before the Land Reclamation Commission will be to provide the Commission with basic information to make an informed decision about whether or not you have standing to be granted a hearing. Before a request for a hearing can be granted, the person who has submitted a petition must demonstrate to the Land Reclamation Commission that there is a basis for a hearing. Please be prepared at that time to explain to the Commission why you feel your health, safety, or livelihood will be unduly impaired by the issuance of the permit. If you are unable to attend the January 26, 2012 meeting, the Commission will consider your written request. They will then decide if you have the proper "standing", which is the criteria used to determine if a hearing should be held.

The decision as to whether or not a formal hearing will be granted rests solely with the Land Reclamation Commission and will be decided at the scheduled January 26, 2012, meeting. If a hearing is granted it will not be held on January 26, 2012.

To better understand the process, allow me to explain exactly what is meant by the term "hearing" under the law. This is not an informal or formal meeting that takes place to discuss the merits or drawbacks of the issuance of a particular permit to a mining company. Rather, it is a formal judicial proceeding that occurs before a hearing officer, who functions like a judge, in which all parties are generally represented by legal counsel. If a hearing is granted, the hearing will delay the issuance of the permit until the matter is heard by the hearing officer. It should be understood that if a hearing is granted, you must submit scientific evidence to support your claim in that hearing. The hearing officer then issues a recommendation to the Land Reclamation Commission for issuance or denial of the permit and the final decision then rests with the Commission.

Kelley Silvey
December 15, 2011
Page Two

I have discussed the criteria for determining standing above. It is defined in the statutes of the state of Missouri and may be found at 444.773.3, RSMo, within "The Land Reclamation Act." This Act contains the governing laws by which this agency and the industry, which it regulates, must abide. I am enclosing a copy of "The Land Reclamation Act" with this letter.

I am in the process of preparing a recommendation concerning permit issuance or denial that is required by *The Land Reclamation Act* at 444.773.1. You will receive a copy of that recommendation prior to the January 26, 2012 Land Reclamation Commission meeting. The recommendation will only advise the Land Reclamation Commission whether or not the applicant has met all the technical requirements of *The Land Reclamation Act* in order to qualify for a permit. Please note that this recommendation is just the first step in the process of deciding whether to issue or deny the permit. While this recommendation will provide department and program staff responses on all of the written comments as required by the "Act", only the Land Reclamation Commission can act on your concerns. Their decision will be based mainly on what they hear from you at the January 26, 2012, meeting of the Commission, which is the second step in the process of deciding whether to issue or deny the permit. If a hearing is ordered after the Commission hears your concerns, that will be the final step in the decision process. Please note that you can also access the agenda and other documents included for this meeting by accessing the following web site, which will be updated shortly before the meeting:

<http://www.dnr.mo.gov/env/lrp/commission/lrc.htm>

If you have any questions concerning this matter you may call me at (573) 751-4041. Thank you very much for your interest in this matter and we look forward to your participation in the future.

Sincerely,

LAND RECLAMATION COMMISSION

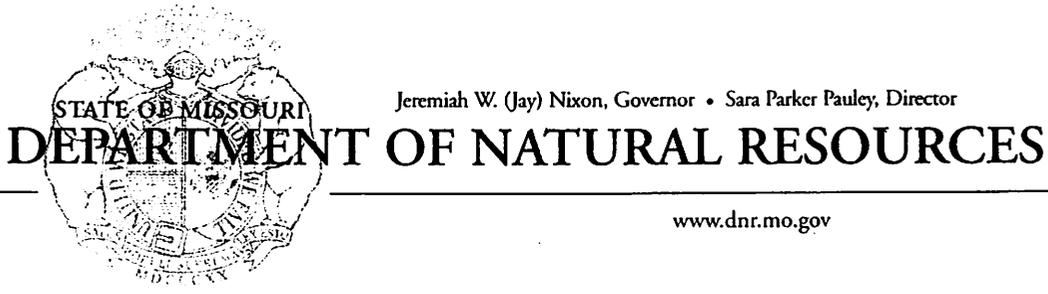


Mike Larsen, R.G.
Staff Director

ML:bz:tb

Enclosures: Map, The Land Reclamation Act

c: Brian Brown, GP Material South



Jeremiah W. (Jay) Nixon, Governor • Sara Parker Pauley, Director

DEPARTMENT OF NATURAL RESOURCES

www.dnr.mo.gov

December 15, 2011

Ms. Sharon Beckham
Box 128
Potosi, MO 63664

Dear Ms. Beckham:

Thank you for your letter requesting a formal hearing involving the proposed new permit application regarding GP Material South, Site #1 in Washington County.

This letter is written to notify you that the Land Reclamation Commission at their meeting on Thursday January 26, 2012, will discuss the matter of the formal hearing request. This meeting will be held at the Lewis and Clark State Office Building, Nightingale Creek Conference room, 1101 Riverside Drive, Lower Level, Jefferson City, Missouri. Please refer to the enclosed map for directions. Upon arrival, enter through the main entrance, and then please check in with the receptionist for directions to the meeting room.

The purpose of this agenda item before the Land Reclamation Commission will be to provide the Commission with basic information to make an informed decision about whether or not you have standing to be granted a hearing. Before a request for a hearing can be granted, the person who has submitted a petition must demonstrate to the Land Reclamation Commission that there is a basis for a hearing. Please be prepared at that time to explain to the Commission why you feel your health, safety, or livelihood will be unduly impaired by the issuance of the permit. If you are unable to attend the January 26, 2012 meeting, the Commission will consider your written request. They will then decide if you have the proper "standing", which is the criteria used to determine if a hearing should be held.

The decision as to whether or not a formal hearing will be granted rests solely with the Land Reclamation Commission and will be decided at the scheduled January 26, 2012, meeting. If a hearing is granted it will not be held on January 26, 2012.

To better understand the process, allow me to explain exactly what is meant by the term "hearing" under the law. This is not an informal or formal meeting that takes place to discuss the merits or drawbacks of the issuance of a particular permit to a mining company. Rather, it is a formal judicial proceeding that occurs before a hearing officer, who functions like a judge, in which all parties are generally represented by legal counsel. If a hearing is granted, the hearing will delay the issuance of the permit until the matter is heard by the hearing officer. It should be understood that if a hearing is granted, you must submit scientific evidence to support your claim in that hearing. The hearing officer then issues a recommendation to the Land Reclamation Commission for issuance or denial of the permit and the final decision then rests with the Commission.

Ms. Sharon Beckham
December 15, 2011
Page Two

I have discussed the criteria for determining standing above. It is defined in the statutes of the state of Missouri and may be found at 444.773.3, RSMo, within "The Land Reclamation Act." This Act contains the governing laws by which this agency and the industry, which it regulates, must abide. I am enclosing a copy of "The Land Reclamation Act" with this letter.

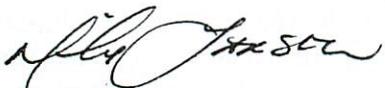
I am in the process of preparing a recommendation concerning permit issuance or denial that is required by *The Land Reclamation Act* at 444.773.1. You will receive a copy of that recommendation prior to the January 26, 2012 Land Reclamation Commission meeting. The recommendation will only advise the Land Reclamation Commission whether or not the applicant has met all the technical requirements of *The Land Reclamation Act* in order to qualify for a permit. Please note that this recommendation is just the first step in the process of deciding whether to issue or deny the permit. While this recommendation will provide department and program staff responses on all of the written comments as required by the "Act", only the Land Reclamation Commission can act on your concerns. Their decision will be based mainly on what they hear from you at the January 26, 2012, meeting of the Commission, which is the second step in the process of deciding whether to issue or deny the permit. If a hearing is ordered after the Commission hears your concerns, that will be the final step in the decision process. Please note that you can also access the agenda and other documents included for this meeting by accessing the following web site, which will be updated shortly before the meeting:

<http://www.dnr.mo.gov/env/lrp/commission/lrc.htm>

If you have any questions concerning this matter you may call me at (573) 751-4041. Thank you very much for your interest in this matter and we look forward to your participation in the future.

Sincerely,

LAND RECLAMATION COMMISSION



Mike Larsen, R.G.
Staff Director

ML:bz:tb

Enclosures: Map, The Land Reclamation Act

c: Brian Brown, GP Material South

December 6, 2011

RECEIVED
MO. LAND RECLAMATION COMM

DEC 09 2011

Dear Mr. Zeaman,

I would like for my name to be submitted to the
Commission for the hearing on the G.P. Materials South
Washington County permit.

Thank you,

Tom Beckham

A handwritten signature in cursive script that reads "Thomas M. Beckham". The signature is written in black ink and is positioned to the right of the printed name "Tom Beckham".

Box 128

Potosi, Mo. 63664

RECEIVED
MO. LAND RECLAMATION COMM.

DEC 09 2011

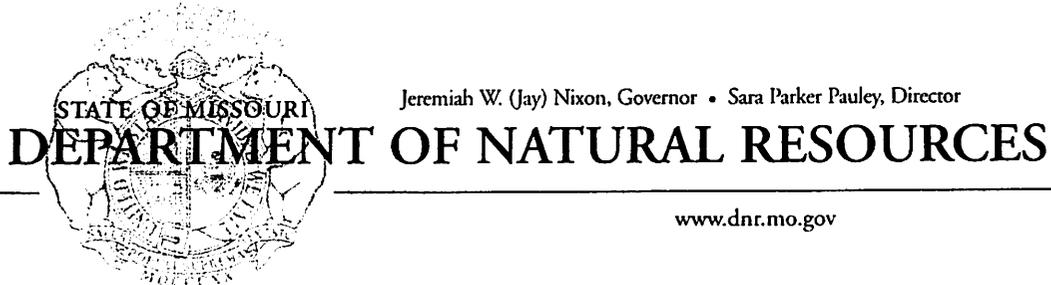
Mr. Bill Zeaman
STASS Director
Mo. Land Reclamation Commission
POB 176
Jefferson City, Mo. 65102-0176

Dear Mr. Zeaman

This letter is to request permission to attend the hearing concerning the development of a new quarry (rock crushing plant) at G. P. materials South, Washington County. The location of this plant will be very close to my house.

Respectfully
Bob K. Sifford

FILE COPY



December 12, 2011

Mr. Tom Beckham
Box 128
Potosi, MO 63664

Dear Mr. Beckham:

Thank you for your letter requesting that your name be submitted to the Missouri Land Reclamation Commission involving a request for a hearing concerning the proposed new permit application for mining limestone in Washington County, regarding GP Material South, LLC. For your information there have been other people who not only wrote in, but they also requested a public meeting and a formal hearing. Your letter was received after the close of the public notice comment period; however, the commission is aware of your name.

For your information, we are placing other people's request for a formal hearing on the January 26, 2012, agenda for the Land Reclamation Commission. The Land Reclamation Commission at their meeting on Thursday January 26, 2012, at 10:00 a.m. will discuss the matter of the formal hearing request. This meeting will be held at the Department of Natural Resources, Lewis and Clark State Office Building, Nightingale Creek Conference Room at 1101 Riverside Drive, Jefferson City, Missouri 65101. Please refer to the enclosed map for directions. If you would like to attend, please check in with the receptionist at the main entrance for directions to the meeting room.

Since you did not request a hearing during the public notice period, you cannot be a formal party to the hearing if the commission grants one. We are providing this information so that you know that your issues will likely be covered in such a hearing, if the hearing is granted. You can participate in the Land Reclamation Commission meeting on January 26, 2012, since it is not a formal hearing, but not in a legal hearing if it is held.

Currently, I am preparing a recommendation concerning permit issuance or denial that is required by *The Land Reclamation Act* at 444.773.1, which I expect to have completed in early January 2012. The recommendation will be mailed to you when it is complete. This recommendation will address all of the written comments, as required by the "Act". Please note that you can also access the agenda and other documents included for this meeting by accessing the following web site: <http://dnr.mo.gov/env/lrp/commission/lrc.htm>

Mr. Tom Beckham
December 12, 2011
Page Two

If you have any questions concerning this matter you may call me or Bill Zeaman at (573) 751-4041. Thank you very much for your letter, we will be sending you additional information in the near future and we look forward to your participation.

Sincerely,

LAND RECLAMATION COMMISSION

A handwritten signature in cursive script, appearing to read "Mike Larsen".

Mike Larsen, R.G.
Staff Director

ML:bz:tb

Enclosures: Map, The Land Reclamation Act

c: Mr. Brian Brown, GP Material South

Mailing List:

Tom Beckham
Box 128
Potosi, MO 63664

Bob K. Sifford
P.O. Box 164
Potosi, MO 63664

Copies Mailed To:

Mr. Brian Brown
GP Material South
P.O. Box 70
Potosi, MO 63664

Mr. Brian Brown
18935 N State Hwy 21
Potosi, Mo. 63664

RECEIVED
MO. LAND RECLAMATION COMM.

DEC 21 2011

Dear Mr. Brown,

For several years four families have suffered because of explosions, dust and noise from an existing rock quarry.

The foundations of our houses are cracked and repairs have been done to keep water from seeping into the basements.

Dust and noise are present when the quarry is working.

Pictures have fallen from walls as a result of the explosions.

Most of us are retired families who want to live out our

years in peace and quiet. Another rock quarry, much

closer than the first one, will cause even more harm

to our health and remove all hope for a quiet and

peaceful environment. It goes without saying property values

will go down as no one will want property experiencing the

above description and so close to a rock quarry.

There is no malice in our hearts toward you. We, and our church families are praying you will not open a new

quarry and do the right thing. We believe you will.

cc.

Mike Larson, R.G.

Staff Director

In Christ
Bob Sifford
Tom Beckham
Sharon Beckham
Bob Portell
Allice Portell
Dud Dury