



MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

AI : 84884

Coverage #: MSR323027

Rec'd via email: 08/29/2023

MINING NOTICE OF INTENT (MNOI) FOR COVERAGE UNDER MINING STORM WATER, DEWATERING AND NO DISCHARGE GENERAL PERMIT MSR323027 (Number to be assigned by State)

File at least 30 days prior to the commencement of mining; 15 days if a Storm Water Pollution Prevention Plan (SWPPP) is already on file and mine dewatering is not proposed. Lateral expansion of an existing mine that has general permit coverage requires the submittal of the Major Modification Form, not a new MNOI. However, modification of the existing SWPPP to include the expansion is required. Discharge of storm water or impounded water associated with mining or the operation of a wastewater recirculation system with no discharge without written notification of coverage from MDEQ is a violation of State Law.

If the company seeking coverage is a corporation, a limited liability company, a partnership, or a business trust, attach proof of its registration with the Mississippi Secretary of State and/or its Certificate of Good Standing. This registration or Certificate of Good Standing must be dated within twelve (12) months of the date of the submittal of this coverage form. Coverage will be issued in the company name as it is registered with the Mississippi Secretary of State.

Please indicate the activities to be covered by this MNOI (check all that apply).

- Storm Water Discharges Associated with Mining (checked)
Mine Dewatering
Wastewater Recirculation System with No Discharge (checked)

The appropriate section of the MNOI must be completed if the applicant proposes to discharge storm water, discharge impounded mine water (dewatering) and/or operate a wastewater recirculation system with no discharge.

A site-specific Storm Water Pollution Prevention Plan (SWPPP) developed in accordance with ACT5 of the General Permit and a United States Geological Survey (USGS) quadrangle map or photocopy, indicating the site location and outfalls must be included with the MNOI submittal. The name of the quadrangle map must be shown on all copies. Quadrangle maps can be obtained from the MDEQ, Office of Geology at 601-961-5523. Additional submittals may include the following (check all that apply).

- Section 404 Documentation
Notice of Exempt Operations Form
Dam/Reservoir Safety Permit or Written Authorization

ALL INFORMATION MUST BE COMPLETED (indicate "N/A" where not applicable)

O.C

MSR32 3027

(NUMBER TO BE ASSIGNED BY STATE)

APPLICANT IS THE:  OWNER  OPERATOR

**OWNER CONTACT INFORMATION**

OWNER CONTACT PERSON: SCOTT CLINE

OWNER COMPANY LEGAL NAME: \_\_\_\_\_

OWNER STREET OR P. O. BOX: 1005 LAKE COPIAH ROAD

OWNER CITY: CRYSTAL SPRINGS STATE: MS ZIP: 39059

OWNER PHONE #: (    )<sup>601-813-3067</sup> OWNER EMAIL: \_\_\_\_\_

**OPERATOR CONTACT INFORMATION**

OPERATOR CONTACT PERSON: SCOTTY CLINE

OPERATOR COMPANY LEGAL NAME: MILL CREEK SAND & GRAVEL, LLC.

OPERATOR STREET OR P. O. BOX: PO BOX466

OPERATOR CITY: CRYSTAL SPRINGS STATE: MS ZIP: 39059

OPERATOR PHONE #: (    )<sup>601-260-1586</sup> OPERATOR EMAIL: scline@summitgroupins.com

**MINE INFORMATION**

MINE NAME: CLINE MINE

MINE SITE ADDRESS (If the physical address is not available, please indicate nearest named road.)

Street: 10073 RAYMOND ROAD

City: CRYSTAL SPRINGS State: MS County: COPIAH Zip: 39059

SW33SE32 /4 OF NW4 NE5 /4 OF SECTION 32,33,4,5, TOWNSHIP 1&2, RANGE 2W

MINE SITE TRIBAL LAND ID (N/A If not applicable): N/A

ATTACH A USGS QUAD MAP, EXTENDING 1/2 MILE BEYOND FACILITY, OUTLINING THE MINE BOUNDARIES  
(Maps can be obtained from the Mississippi Office of Geology. For information call 601-961-5523).

LATITUDE: 31 degrees 57 minutes 42 seconds LONGITUDE: 90 degrees 25 minutes 10 seconds

LAT & LONG DATA SOURCE (GPS (Please GPS Entrance Gate) or Map Interpolation): MAP INTERPOLATION

TOTAL ACREAGE: 15 MATERIAL TO BE MINED: SAND & GRAVEL

WILL HYDRAULIC DREDGING BE USED?  YES  NO

WASHING OF SAND/GRAVEL?  YES  NO

ESTIMATED START DATE: 07-15-2023  
YYYY-MM-DD

ESTIMATED END DATE: 12-15-2028  
YYYY-MM-DD

SIC CODE \_\_\_\_\_

NAICS CODE \_\_\_\_\_

**RECEIVING STREAM INFORMATION**

NEAREST NAMED RECEIVING STREAM: MILL CREEK

IS RECEIVING STREAM ON MISSISSIPPI'S 303(D) LIST OF IMPAIRED WATER BODIES? (The 303(d) list of impaired waters and TMDL stream segments may be found of MDEQ's website: [http://www.deq.state.ms.us/MDEQ.nsf/page/TWB\\_Total\\_Maximum\\_Daily\\_Load\\_Section](http://www.deq.state.ms.us/MDEQ.nsf/page/TWB_Total_Maximum_Daily_Load_Section))  YES  NO

HAS A TMDL BEEN ESTABLISHED FOR THE RECEIVING STREAM SEGMENT?  YES  NO

**COMPLETE IF STORM WATER DISCHARGE IS PROPOSED**

ATTACH A STORM WATER POLLUTION PREVENTION PLAN (SEE PERMIT FOR REQUIREMENTS)

IDENTIFY THE ASSOCIATION OR GENERIC SWPPP ON FILE AT MDEQ: SWPPP ATTACHED

\_\_\_\_\_

\_\_\_\_\_

**COMPLETE IF WASTEWATER RECIRCULATION SYSTEM WITH NO DISCHARGE IS PROPOSED**

DISTANCE BETWEEN RECIRCULATION POND(S) AND PROPERTY LINE: 300ft (FT)  
(MUST BE AT LEAST 150 FEET)

NUMBER OF RECIRCULATION POND(S): 3

STORAGE CAPACITY OF EACH RECIRCULATION POND(S): 380120. (FT<sup>3</sup>)

**COMPLETE IF MINE DEWATERING IS PROPOSED**

ESTIMATED DEWATERING VOLUME: \_\_\_\_\_ (GAL/DAY)

NAME AND ADDRESS OF THE RECIPIENT OF THE DISCHARGE MONITORING REPORTS (DMRs), IF DIFFERENT FROM SIGNATORY: \_\_\_\_\_

\_\_\_\_\_

**DOCUMENTATION OF COMPLIANCE WITH OTHER REGULATIONS/REQUIREMENTS**

Coverage under this general permit will not be granted until all other required MDEQ permits and approvals are addressed.

WILL THE CONSTRUCTION OR OPERATION OF THIS MINE INVOLVE THE RE-ROUTING, FILLING OR CROSSING OF A WATER CONVEYANCE OF ANY KIND?  YES  NO

If yes, contact the U.S. Army Corps of Engineers' Regulatory Branch for permitting requirements. If the mine requires a Corps of Engineers Section 404 permit, provide appropriate documentation with this MNOI that:

- The mine has been approved by individual permit, or
- The work will be covered by a nationwide permit and NO NOTIFICATION to the Corps is required, or
- The work will be covered by a nationwide or general permit and NOTIFICATION to the Corps is required.

LIST ANY NPDES PERMIT NO(s). \_\_\_\_\_ GEOLOGY APPLICATION/PERMIT NO. \_\_\_\_\_

LIST OTHER GEOLOGY PERMIT NUMBERS THAT APPLY TO COVERAGE AREA \_\_\_\_\_

IS THE MINE LESS THAN 4 ACRES AND GREATER THAN 1320 FEET FROM ANOTHER MINE?

- YES A "Notice of Exempt Operations" Form must be included with the MNOI or proof of prior submission, if previously submitted to the Office of Geology.
- NO A "Notice of Intent to Mine Class I or Class II Materials" Form must be filed before coverage will be granted under the Mining General Permit. For information on Office of Geology requirements, call 601-961-5515.

LIST ANY LOCAL STORM WATER ORDINANCES WITH WHICH THE OPERATIONS MUST COMPLY AND SUBMIT ANY ASSOCIATED APPROVAL DOCUMENTATION. NA

IF IMPOUNDMENTS WILL BE CONSTRUCTED ABOVE NATURAL SURFACE ELEVATIONS, INDICATE WHICH, IF ANY, OF THE FOLLOWING APPLY.

- The impoundment will be constructed with a peripheral dam or levee 8 feet or greater in height, measured from the lowest elevation of its toe.
- The impoundment will have a maximum storage volume greater than 25 acre-feet.
- The impoundment will impound a watercourse with a continuous flow.
- The impoundment has the potential to threaten downstream lives or man-made structures.

If any of the impoundments meet any of the above criteria, the applicant will be required to obtain written authorization from MDEQ, Dam Safety Division before coverage will be granted under the Mining General Permit.

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

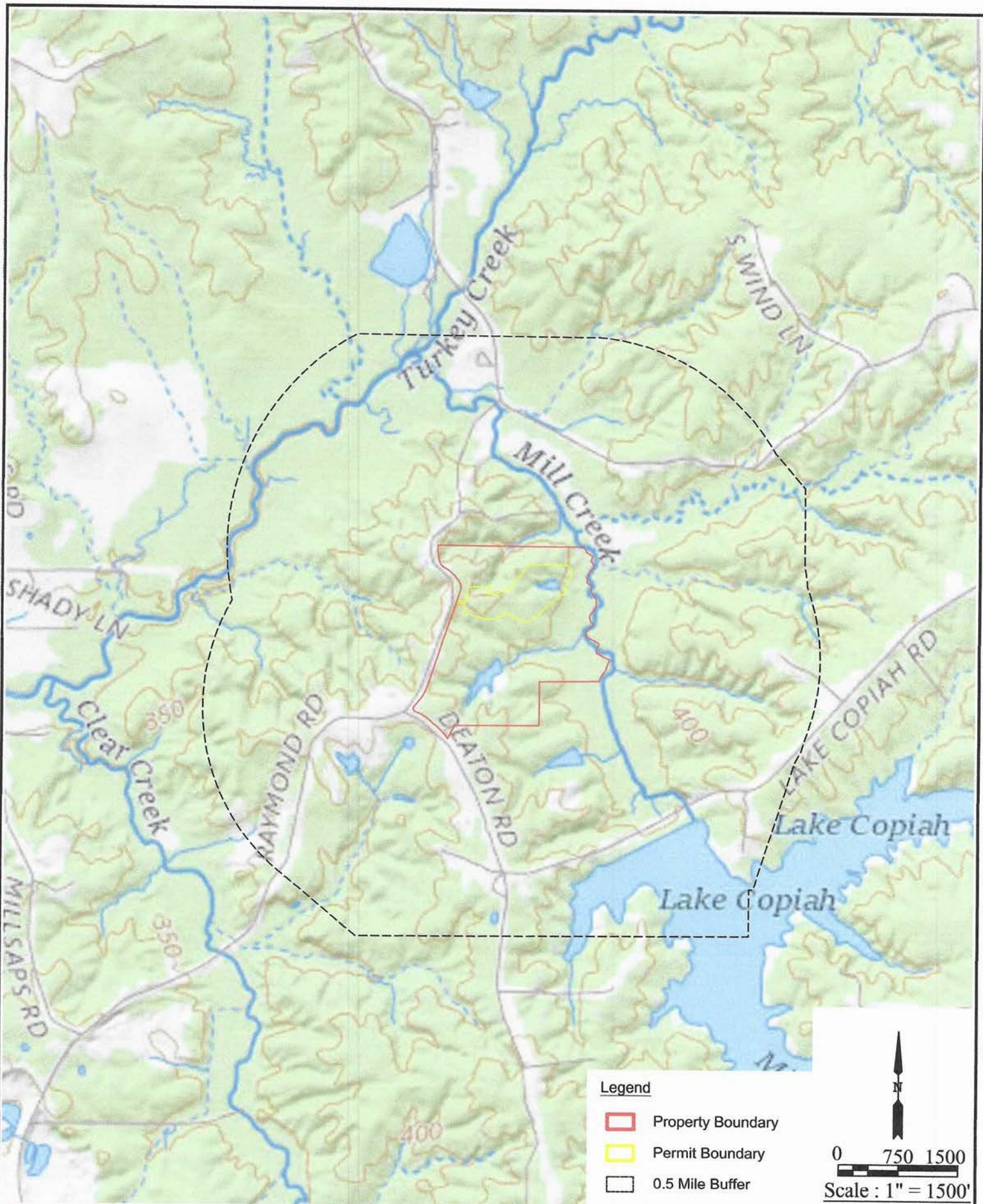
Walter S. Cline III 7/7/2023  
Authorized Signature<sup>1</sup> Date

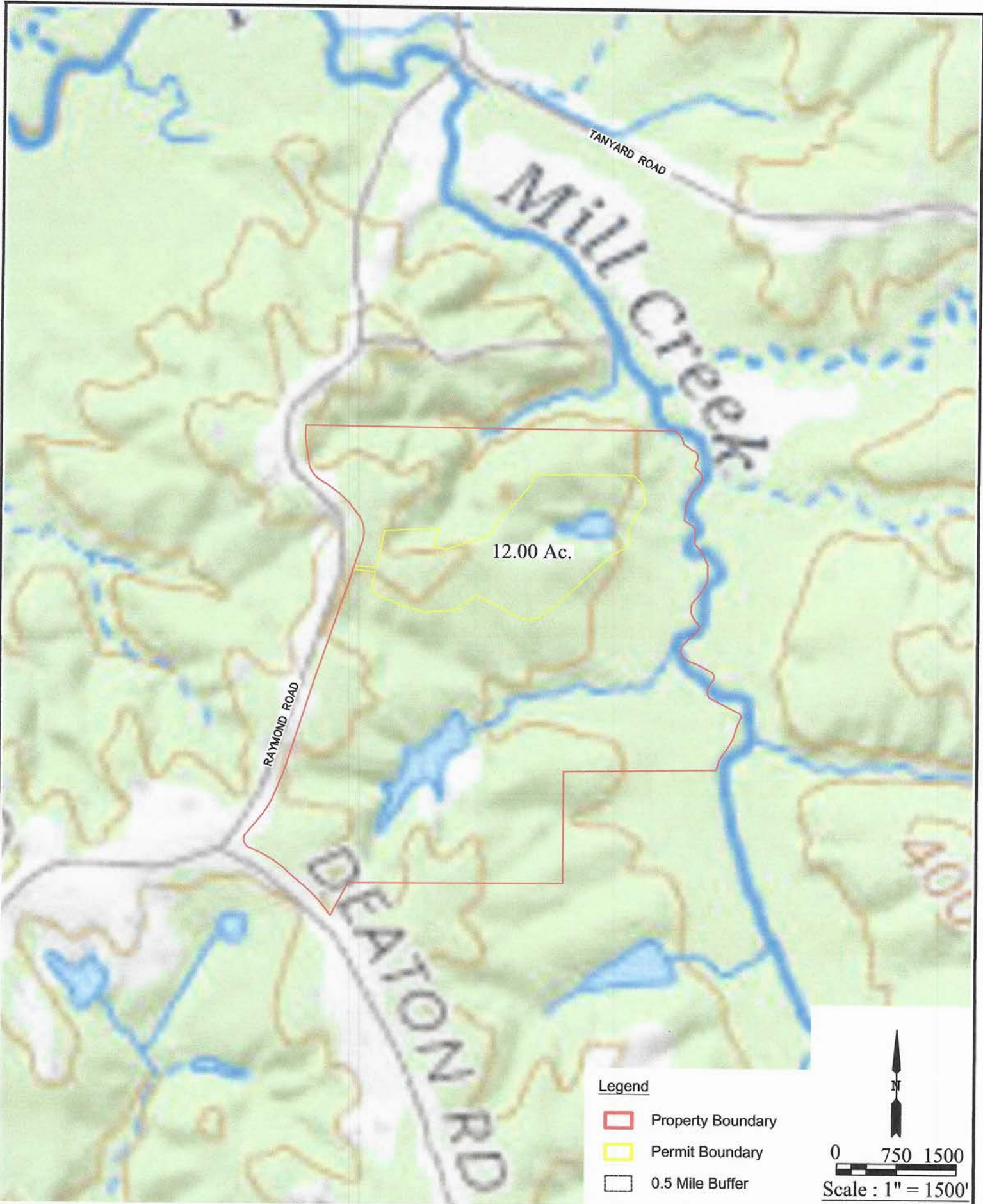
Walter S Cline III Owner  
Printed Name Title

<sup>1</sup>This application shall be signed according to the General Permit, Act 15, T-4 as follows:

- For a corporation, by a responsible corporate officer.
- For a partnership, by a general partner.
- For a sole proprietorship, by the proprietor.
- For a municipal, state or other public facility, by either a principal executive officer, the mayor, or ranking elected official.
- Duly Authorized Representative

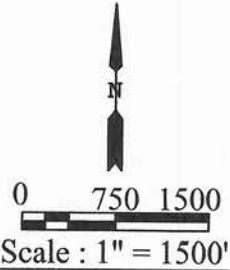
Please submit this form to: Chief, Environmental Permits Division  
MDEQ, Office of Pollution Control  
P.O. Box 2261  
Jackson, Mississippi 39225

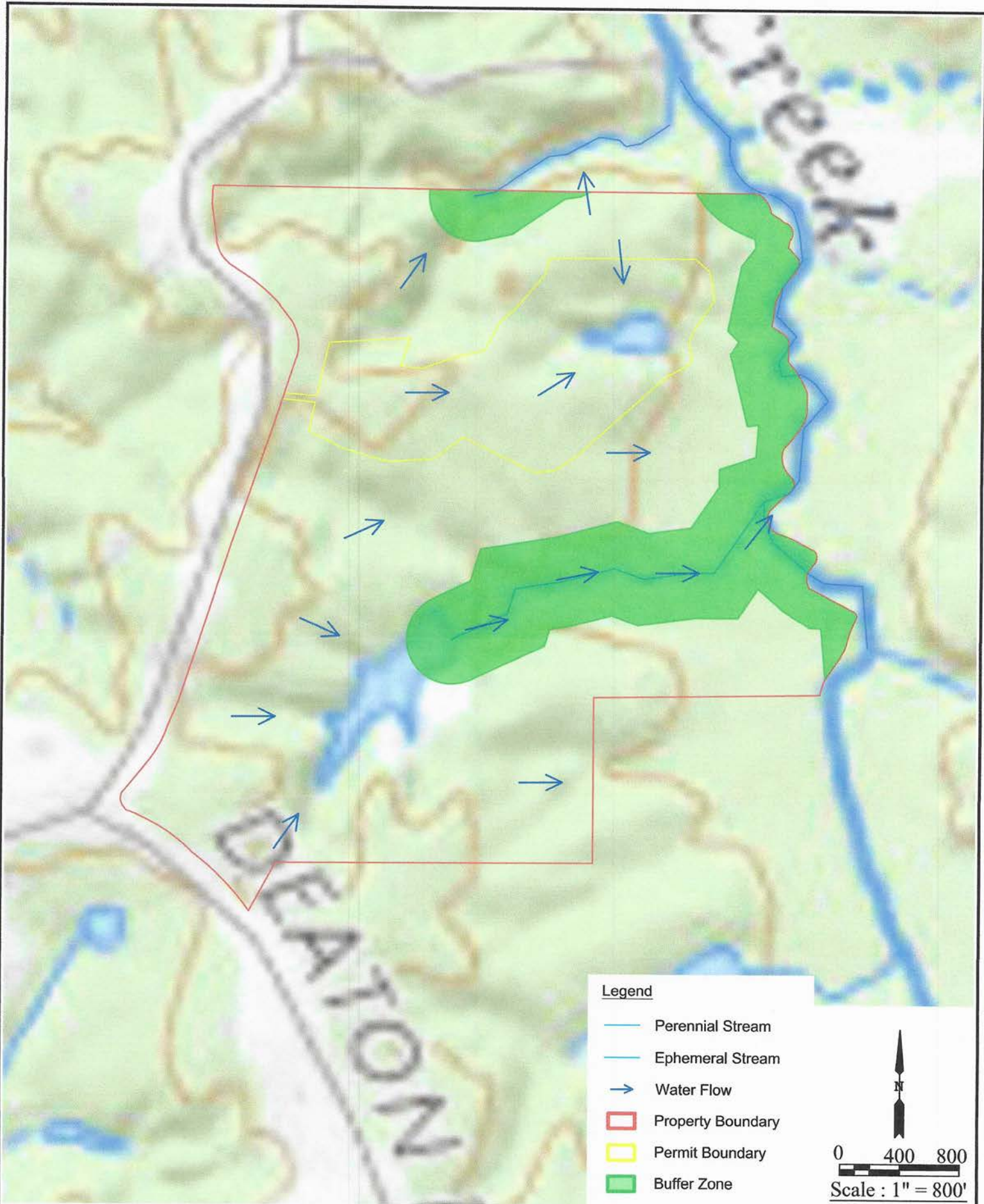




**Legend**

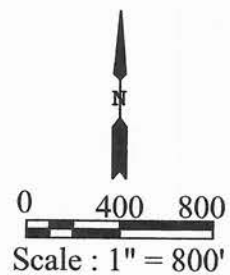
- Property Boundary
- Permit Boundary
- 0.5 Mile Buffer

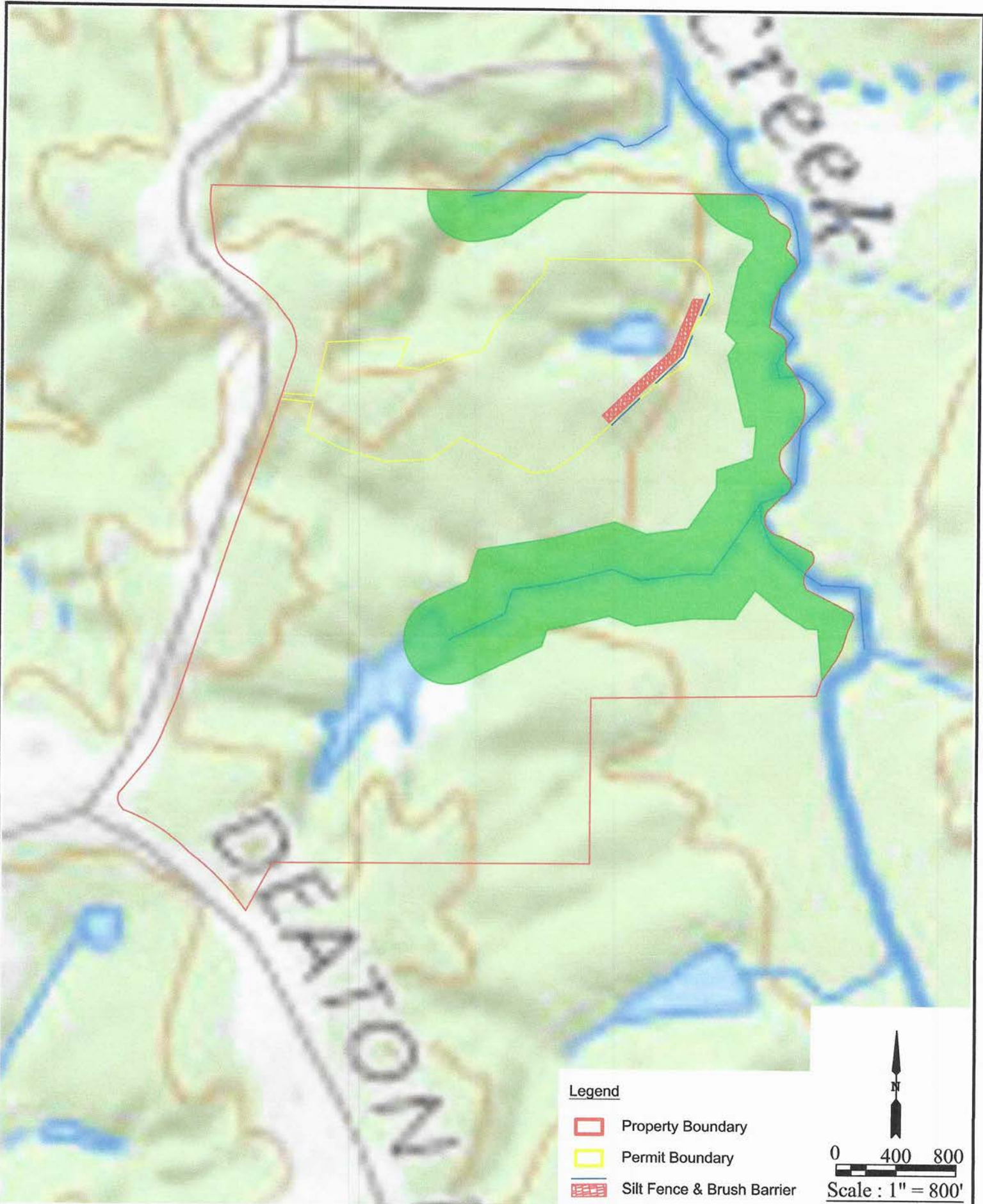




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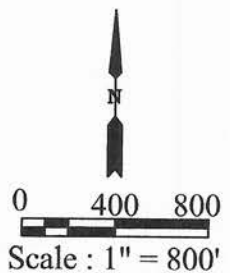
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-  Ephemeral Stream
-  Water Flow
-  Property Boundary
-  Permit Boundary
-  Buffer Zone



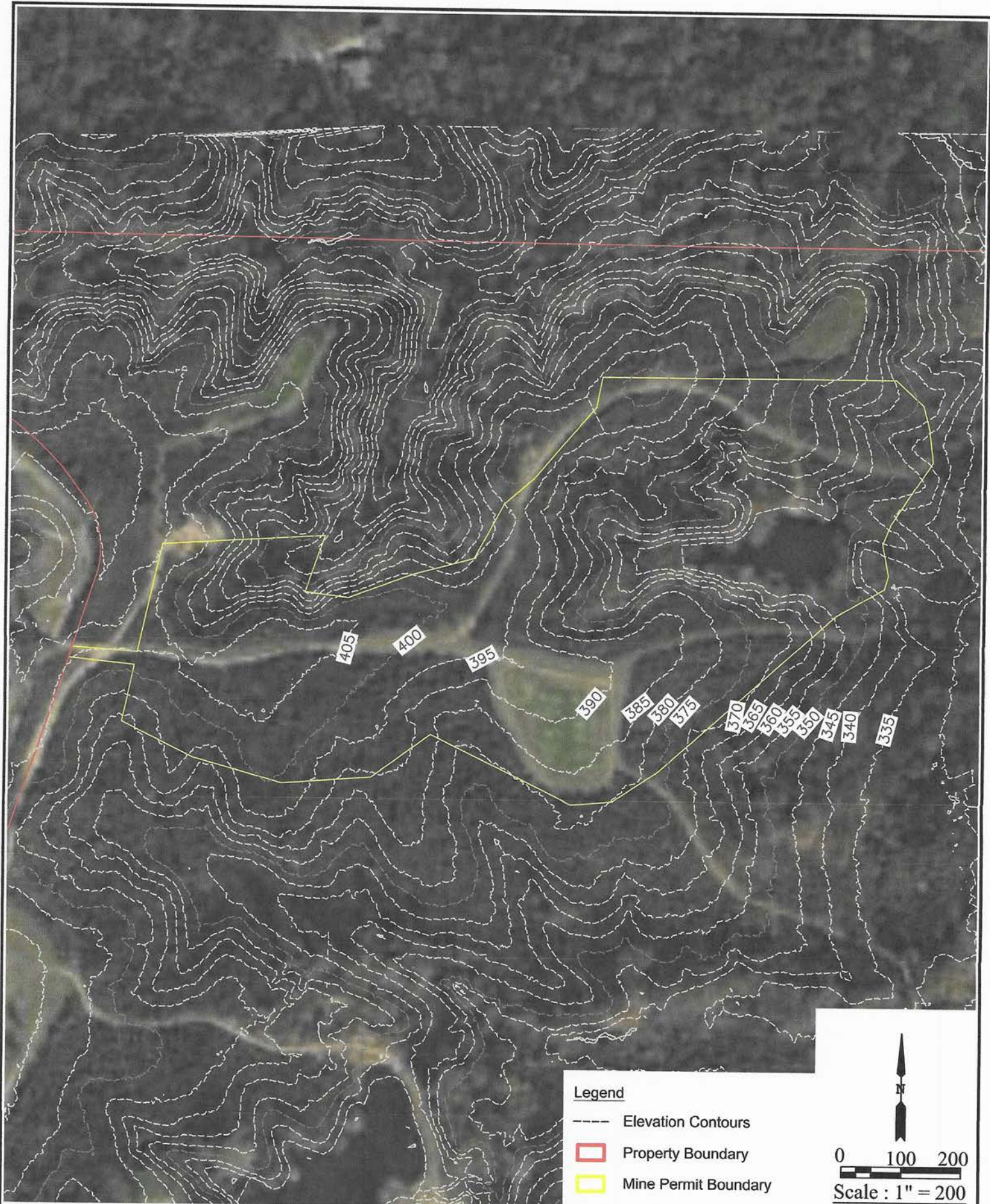


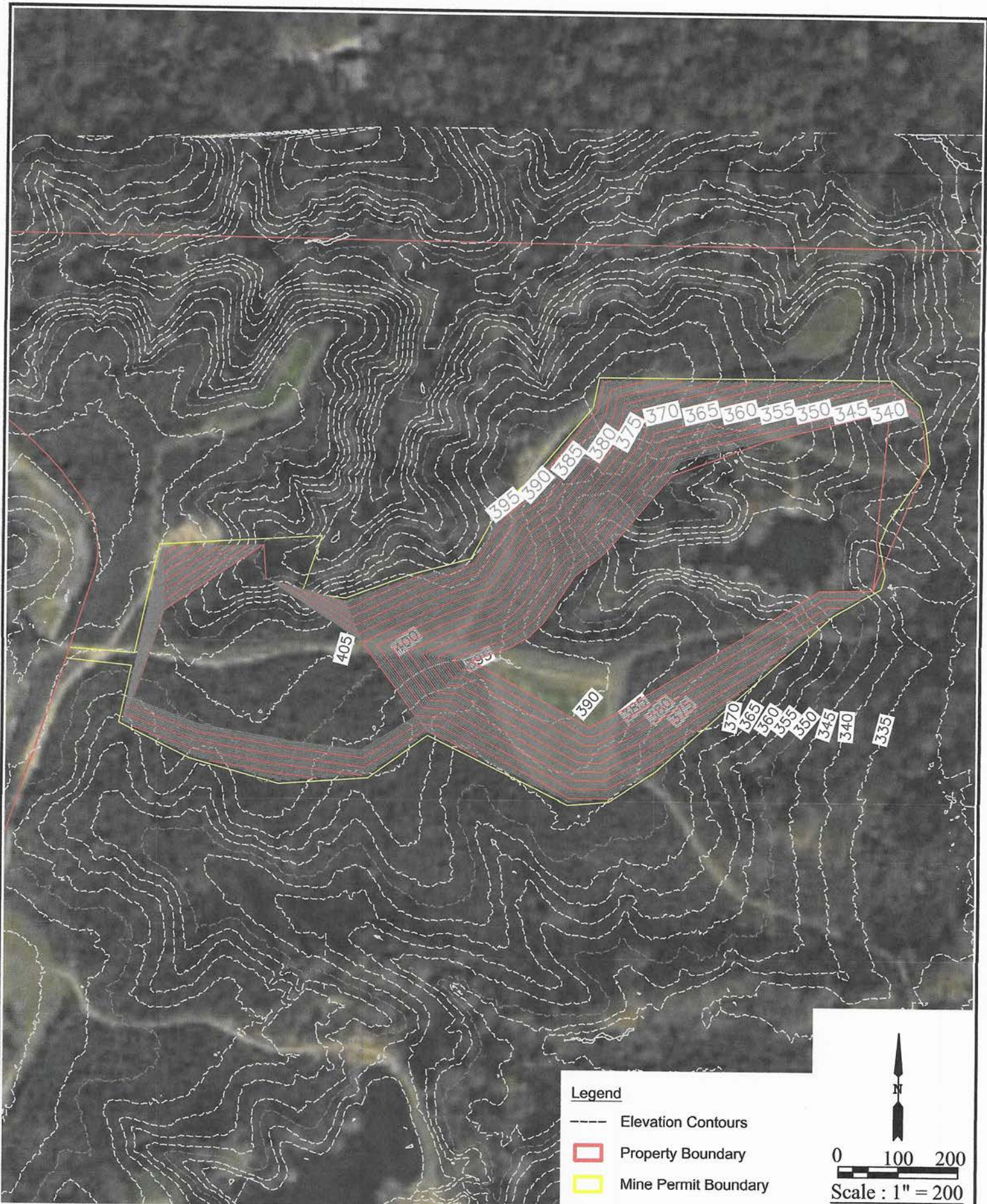
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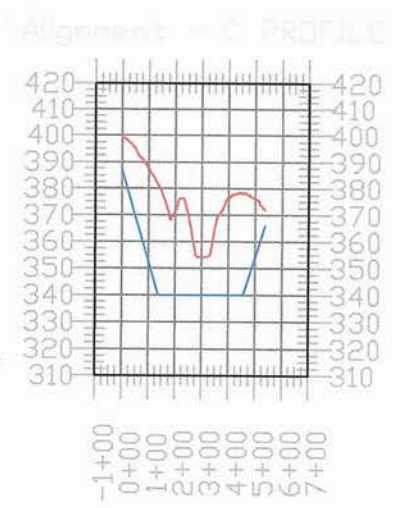
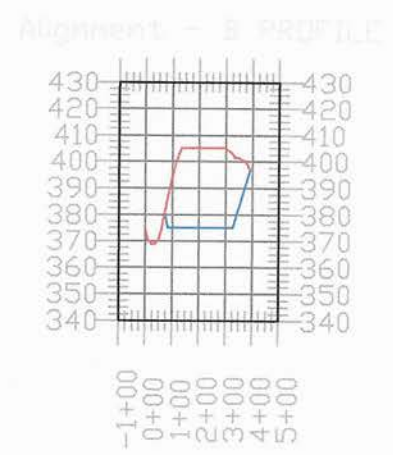
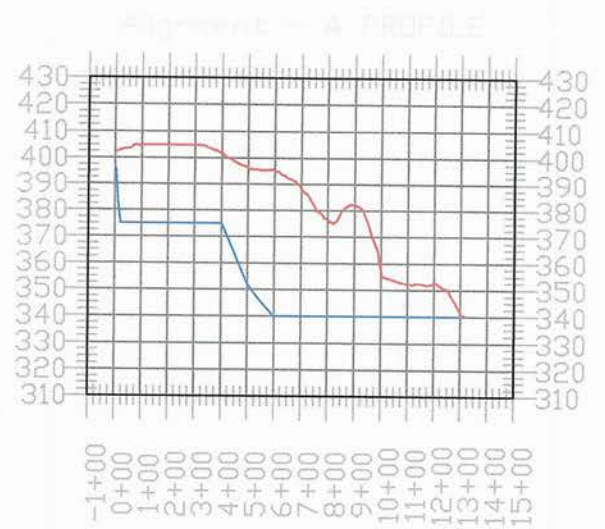
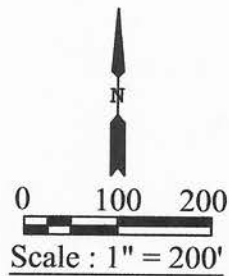
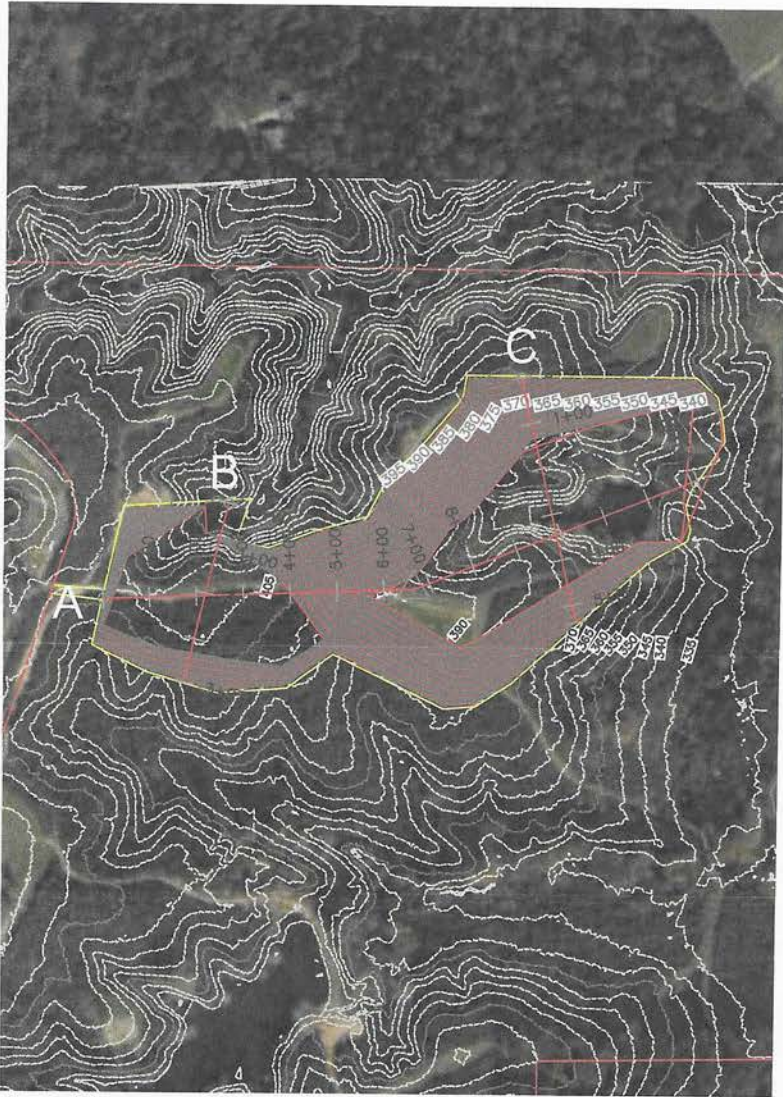
-  Property Boundary
-  Permit Boundary
-  Silt Fence & Brush Barrier





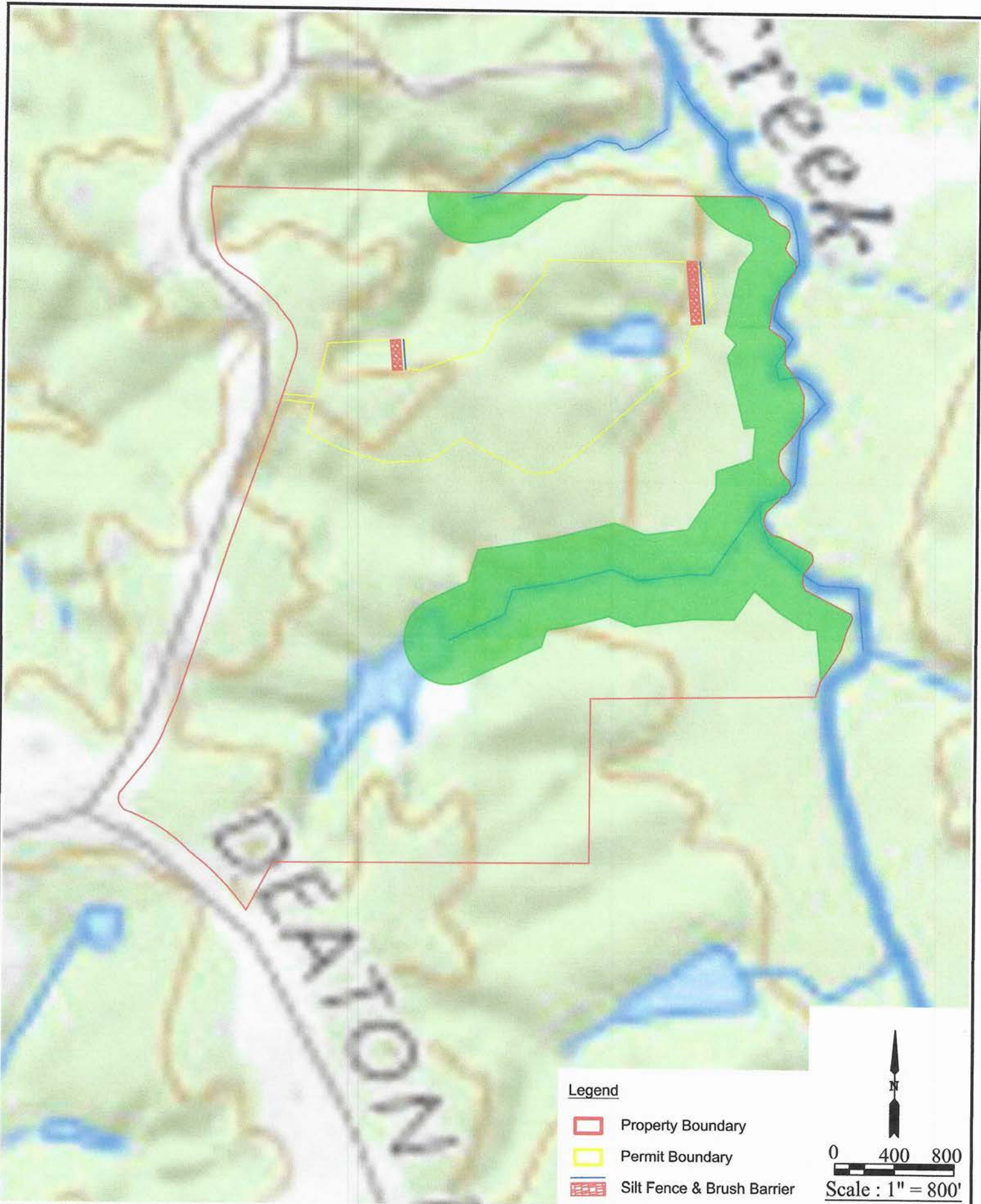






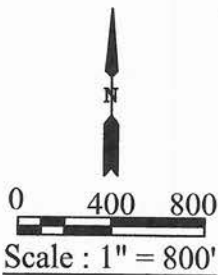
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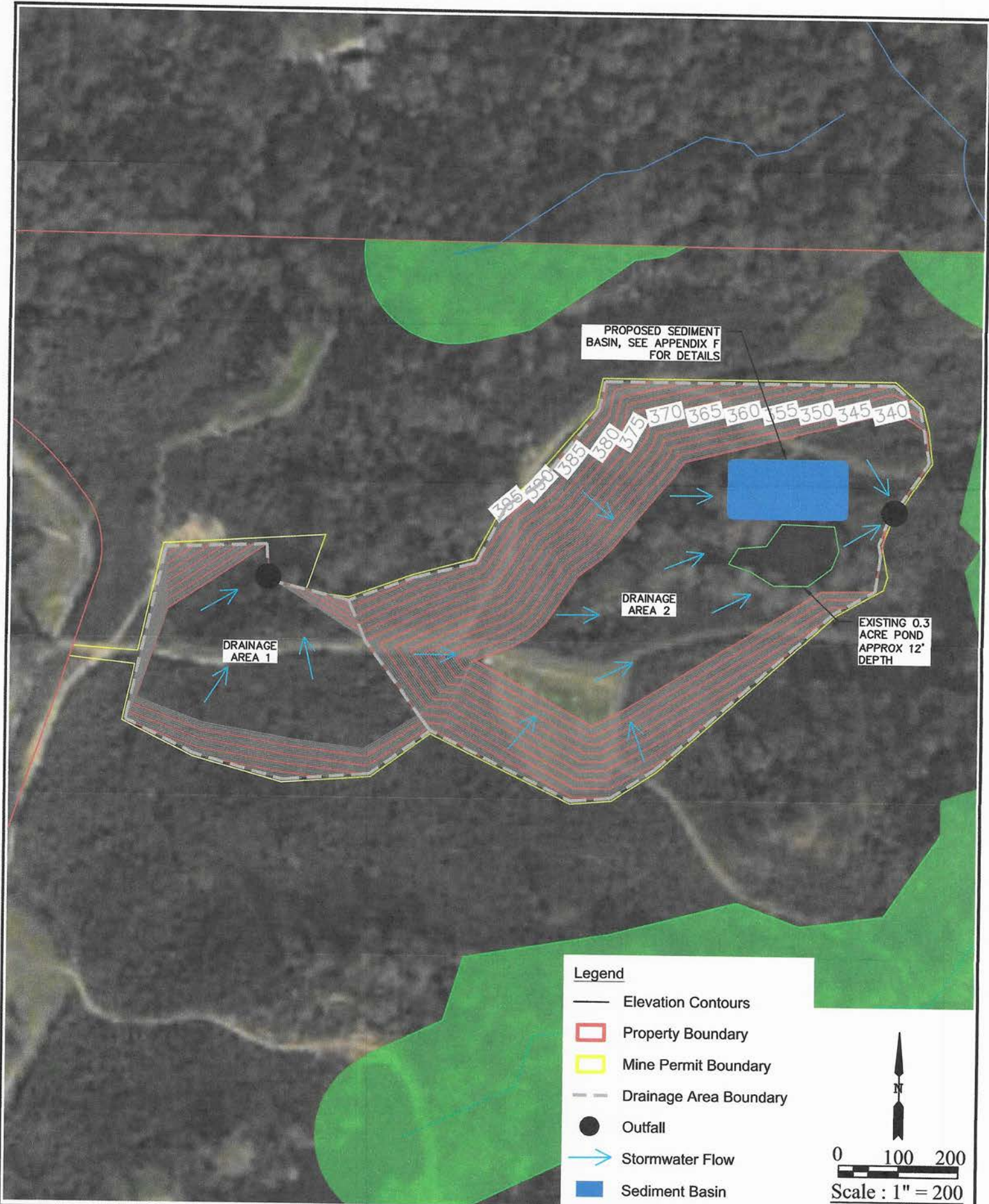
- Existing Ground Profile
- Post Mining Ground Profile



**Legend**

-  Property Boundary
-  Permit Boundary
-  Silt Fence & Brush Barrier





PROPOSED SEDIMENT  
BASIN, SEE APPENDIX F  
FOR DETAILS

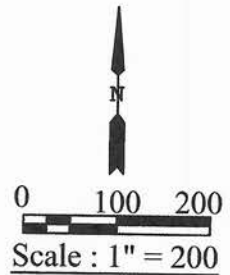
DRAINAGE  
AREA 1

DRAINAGE  
AREA 2

EXISTING 0.3  
ACRE POND  
APPROX 12'  
DEPTH

**Legend**

- Elevation Contours
- ▭ Property Boundary
- ▭ Mine Permit Boundary
- Drainage Area Boundary
- Outfall
- ➔ Stormwater Flow
- ▭ Sediment Basin



SCOTTY OR MITZI CLINE  
BUSINESS ACCOUNT  
108 DALLAS ST.  
CRYSTAL SPRINGS, MS 39059

1847

85-543/653

8/25/23

Date

Pay to the  
Order of

MDE Q Accounts Receivable

\$ 250.00

Two hundred fifty dollars &  $\frac{00}{100}$

Dollars



Security  
Features  
Details on  
Back.

REGIONS BANK

For

Sady CK

MP

⑆065305436⑆ 0216894731⑆ 1847

Permit No. \_\_\_\_\_

STATE OF MISSISSIPPI

Application No. \_\_\_\_\_

### SURFACE MINING PERMIT APPLICATION

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY  
OFFICE OF GEOLOGY / MINING & RECLAMATION DIVISION

Other permits required: Y/N	Date
NPDES	_____
State Operating Permit	_____
Corps of Engineers	_____
_____	_____
_____	_____

P. O. Box 2279  
Jackson, Mississippi 39225-2279  
(601) 961-5515  
Fax (601) 961-5521

City/County approval	Required	Yes	___	No	___
Received Date:	_____				
County	_____				
City	_____				

For Office use only

#### A. GENERAL INFORMATION

- Name of Applicant: Mill Creek Sand & Gravel, LLC.  
 Mailing Address: PO Box 466 Crystal Springs, MS 39059  
 E-mail Address: scline@summitgroupins.com  
 Phone No. 601-260-1585 Fax No. \_\_\_\_\_  
 Authorized Representative Scotty Cline
- Engineering Firm, Consultant, etc.: F C & E Engineering  
 Mailing Address: 917 Marquette Road Brandon, MS 39042  
 E-mail Address: dsanford@fce-engineering.com  
 Phone No. 601-517-6748 Fax No. \_\_\_\_\_
- Name of Mine: Cline Mine Mine Supervisor: Scotty Cline  
 Phone No. 601-260-1585 Fax No. \_\_\_\_\_
- Location of Operation (to nearest quarter-quarter section):  
SEE SHEET E 32,33,4,5 TN1&2 N 2W Copiah  
 Section Township Range County
- Physical address of mine or nearest named road 10073 Raymond Road Crystal Springs, MS 39059
- Method of Operation  Open Pit  Strip  Dredge  Wash Operation, if so Water Source Ponds  
 Wash System Type  Closed system  Open system
- Number of Acres to be Permitted:  
 Excavation 14  
 Haul roads, plant site, ponds, storage piles, etc. 1  
**TOTAL PERMITTED AREA** 15
- Is the Permit Area located: Yes No  
 a. within 100 feet of a public road? X \_\_\_\_\_  
 b. within 100 feet of a cemetery? \_\_\_\_\_ X  
 c. within 300 feet of an occupied building? \_\_\_\_\_ X  
 If YES to a, b, or c, a letter must be filed with the Office giving permission from the owner or maintaining authority to mine within these distances to the subject property.
- Materials to be Mined: Sand & Gravel

10. Has the applicant applied for, or have, any other permits or licenses that pertain to this or any other mining operation? Yes \_\_\_ No X

If "YES," list them in the space provided on page 5, or attach separate pages, and give the current status of each, including any violations or penalties.

**B. MINING PROCEDURE AND ENVIRONMENTAL ANALYSIS**

- |  |                                       |
|--|---------------------------------------|
| 1. Description of materials:   | 2. Anticipated Schedule (month/year)  |
| Thickness of overburden <u>2</u> ft.<br>(Topsoil <b>MUST</b> be stockpiled for use during reclamation) | Begin clearing <u>07 / 2023</u>       |
| Thickness of useable material <u>25</u> ft.  | Begin mining <u>07 / 2023</u>         |
| Total depth of excavation <u>25</u> ft.  | Complete mining <u>11 / 2026</u>      |
| Estimated annual production <u>360,000</u> tons  | Begin reclamation <u>10 / 2023</u>    |
|  | Complete reclamation <u>12 / 2026</u> |
3. Depth to ground water: UK ft.
4. How will dust be controlled?
- Water on haul roads
- \_\_\_\_\_
5. Types of erosion control structures that will be utilized.
- Settling ponds       Drainage ditches
- Diversion berms       Terraced slopes
- \_\_\_\_\_
6. Describe the land to be affected by mining as it presently exists:
- a. Land use Forestry
- b. Predominant vegetation Pine Trees
7. Will explosives be used? \_\_\_ Yes X No
8. Is test-boring data available? \_\_\_ Yes X No
9. Are toxic materials likely to be encountered at any time? \_\_\_ Yes X No
10. Will there be any discharge to local streams or other bodies of water? \_\_\_ Yes X No

If any of questions 7-10 are answered "YES," provide additional information on page 5, or attach separate pages.

**C. RECLAMATION PLAN**

NOTE: It is suggested that the county NRCS office be consulted for specific recommendations on the following items.

1. Describe the soil handling technique for the reclamation phase of the operation:
- Topsoil segregated     Mixed strata     \_\_\_\_\_
2. Describe the protection method for the stockpiled topsoil.
- berm around the storage pile
- grass cover on the pile (recommended)
- stored under a cover
- \_\_\_\_\_
3. How will highwalls, standing faces, and banks be reduced to minimize erosion? (All highwalls must be sloped, minimum 3 horizontal to 1 vertical.)
- slopes will be terraced
- sloped to a gradient of 3 to 1
- blended with surrounding contours
- \_\_\_\_\_



4. What is the general plan for reclamation?

- reforestation
- establish grass cover
- pond or lake
- \_\_\_\_\_

5. What planting method will be used?

- broadcast seed     mechanical seeding
- seeding by manual labor
- \_\_\_\_\_

6. How will fertilizer and lime be applied and incorporated?

- harrowing                       broadcasting                       disking

7. Quantity of lime and fertilizer to be applied?

a. For initial planting

lime: 1 tons per acre  
 fertilizer: 13 - 13 - 13 (type)                      600 pounds per acre

b. For successive years prior to 100% release

fertilizer: 13 - 13 - 13 (type)                      300 pounds per acre  
 when: MAY (month)

8. Describe the planting schedule:

Tree or Seed Species	Tree spacing or lbs./acre	Planting Season
<u>BAHIA</u>	<u>40</u>	<u>MARCH 1- JULY 15</u>
<u>FESCUE</u>	<u>30</u>	<u>SEPTEMBER 1 - NOVEMBER 30</u>
<u>RYEGRASS</u>	<u>20</u>	<u>SEPTEMBER 1 - NOVEMBER 30</u>

9. Will the area be mulched?  Yes     No    If yes, rate per acre 2 TONS

Method of holding in place:  crimped     \_\_\_\_\_

10. How will the vegetation be maintained until the final bond release?

- watering
- mowing  
times per year 2  
approximate month(s) MAY, OCTOBER
- repairing gullies
- replanting eroded areas
- \_\_\_\_\_

11. How will debris be disposed of when the mine is finally closed?

- burying                       burning                       hauling away

12. Will a soil analysis be submitted for this site?  Yes     No  
NOTE: available from the Cooperative Extension Service through the applicant's County Agent

13. Estimated cost per acre for reclamation of this site: \$1000.00 (minimum of \$1,000 per acre)

**D. NAMES AND ADDRESSES OF PERSONS AFFECTED BY THIS OPERATION**

1. Landowner(s) of area to be mined/leased

Name: Scott Cline  
Address: 1005 Lake Copiah ROAD  
Crystal Springs, MS 39059  
Phone: \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone: \_\_\_\_\_

2. Landowner(s) within 500 feet of the area

Name: Angela Henley  
Address: 1035 Cody LN  
Crystal Springs, MS 39059  
Phone: \_\_\_\_\_

Name: Joe Kuse  
Address: PO Box 907  
Crystal Springs, MS 39059  
Phone: \_\_\_\_\_

Name: Charles Tharp  
Address: 1083 Raymond Road  
Crystal Springs, MS  
Phone: \_\_\_\_\_

Name: Joshua Carroll  
Address: 10079 Raymond Road  
Crystal Springs, MS 39059  
Phone: \_\_\_\_\_

3. Person(s) living on permit area

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone: \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone: \_\_\_\_\_

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I declare that I have knowledge of the facts presented in the preceding pages and in all of the items attached to this application; furthermore, I certify that they are true to the best of my knowledge.

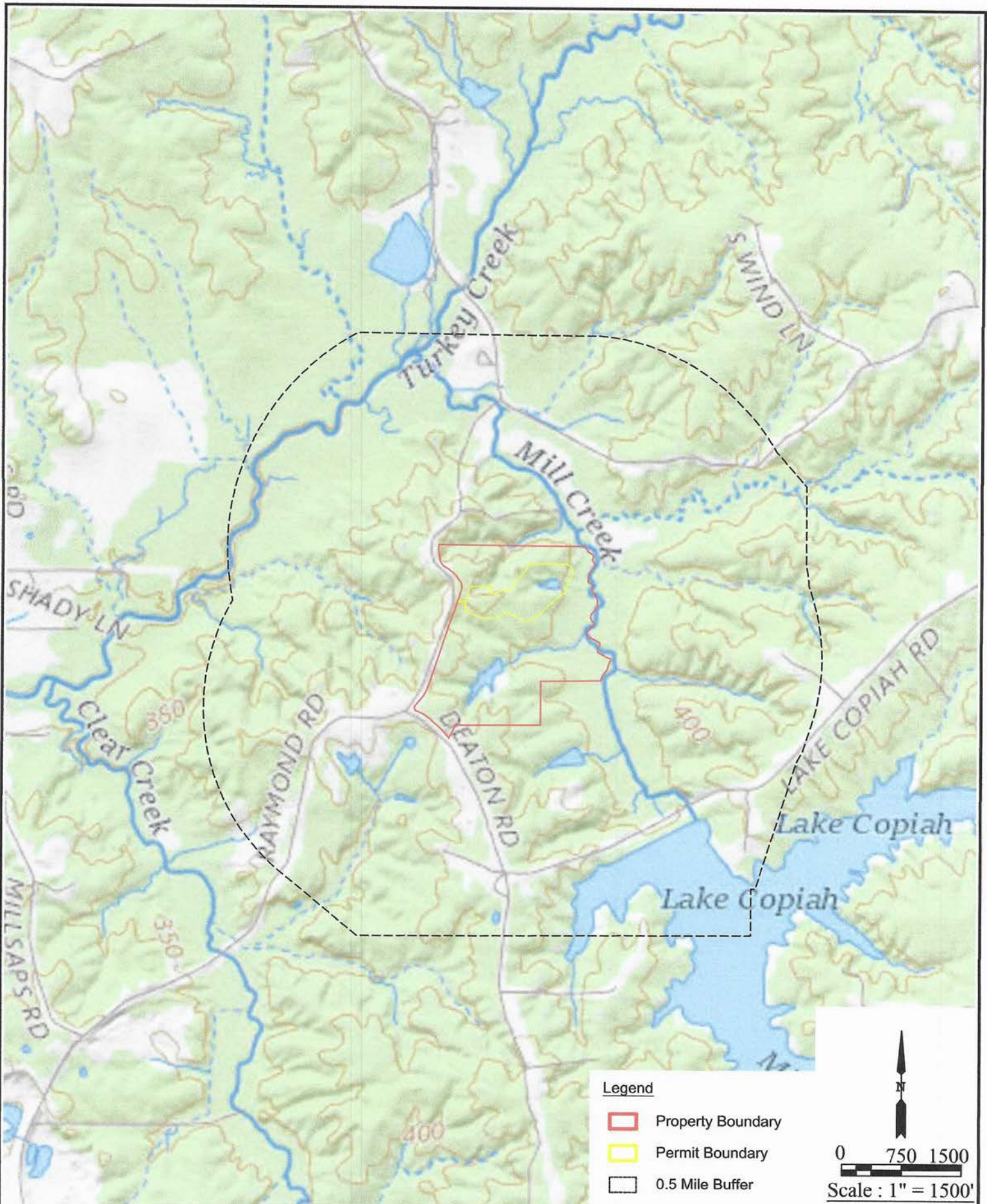
7/7/2023  
date

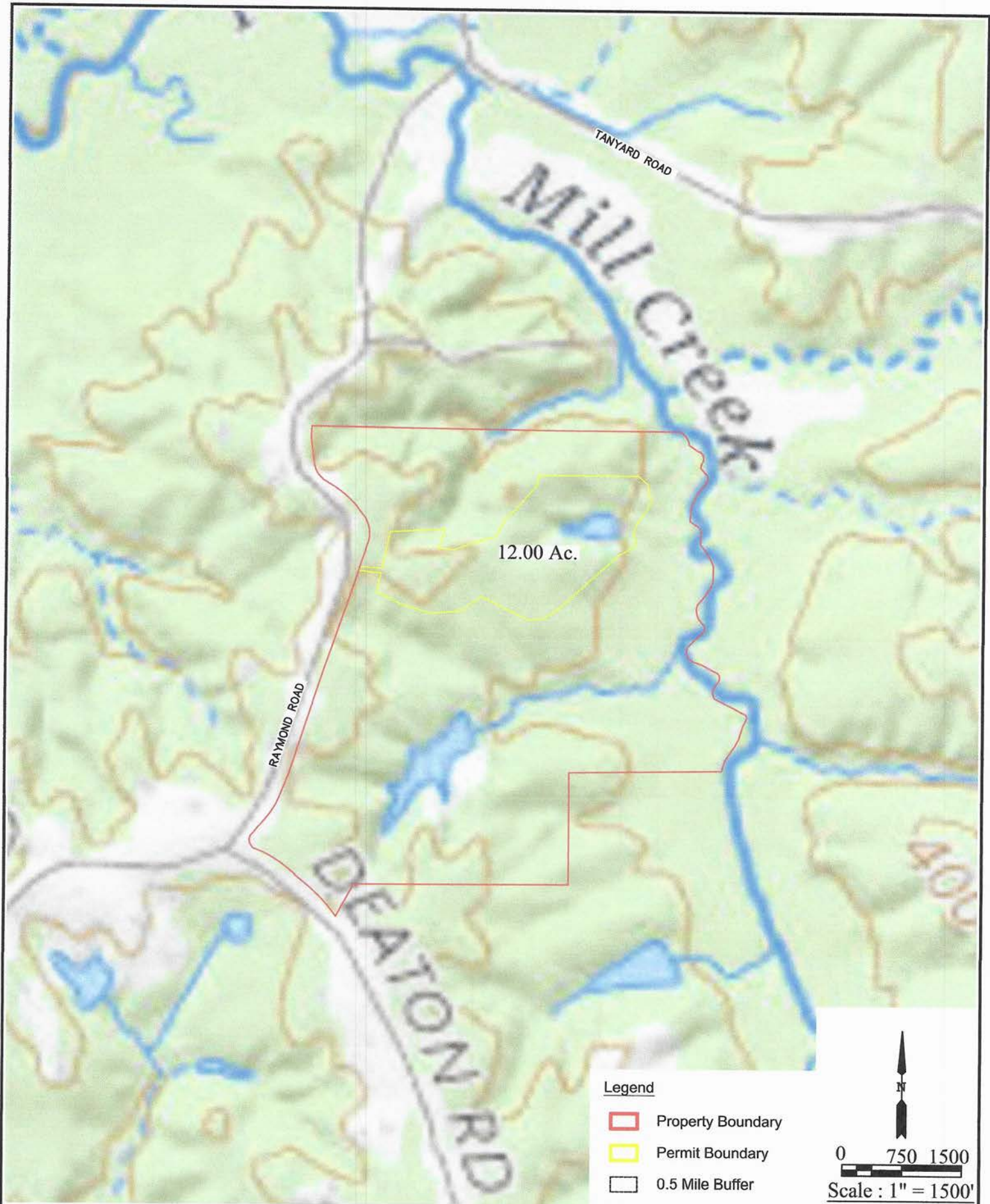
Walker S Cline III  
signature

Walker S Cline III  
printed name

Owner  
title

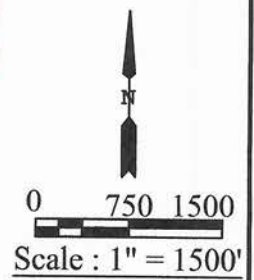


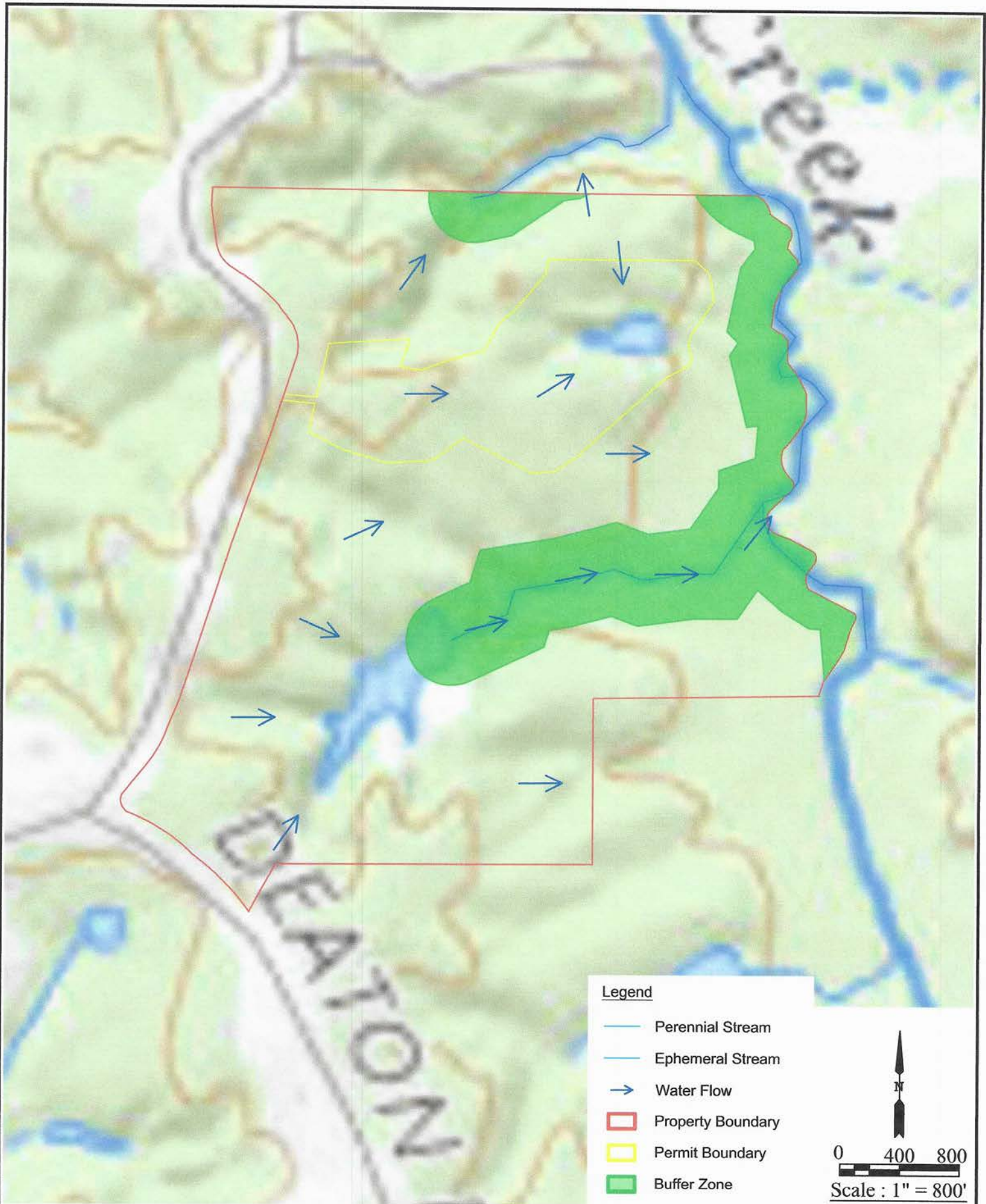










**Legend**

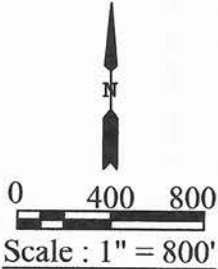
- Property Boundary
- Permit Boundary
- 0.5 Mile Buffer

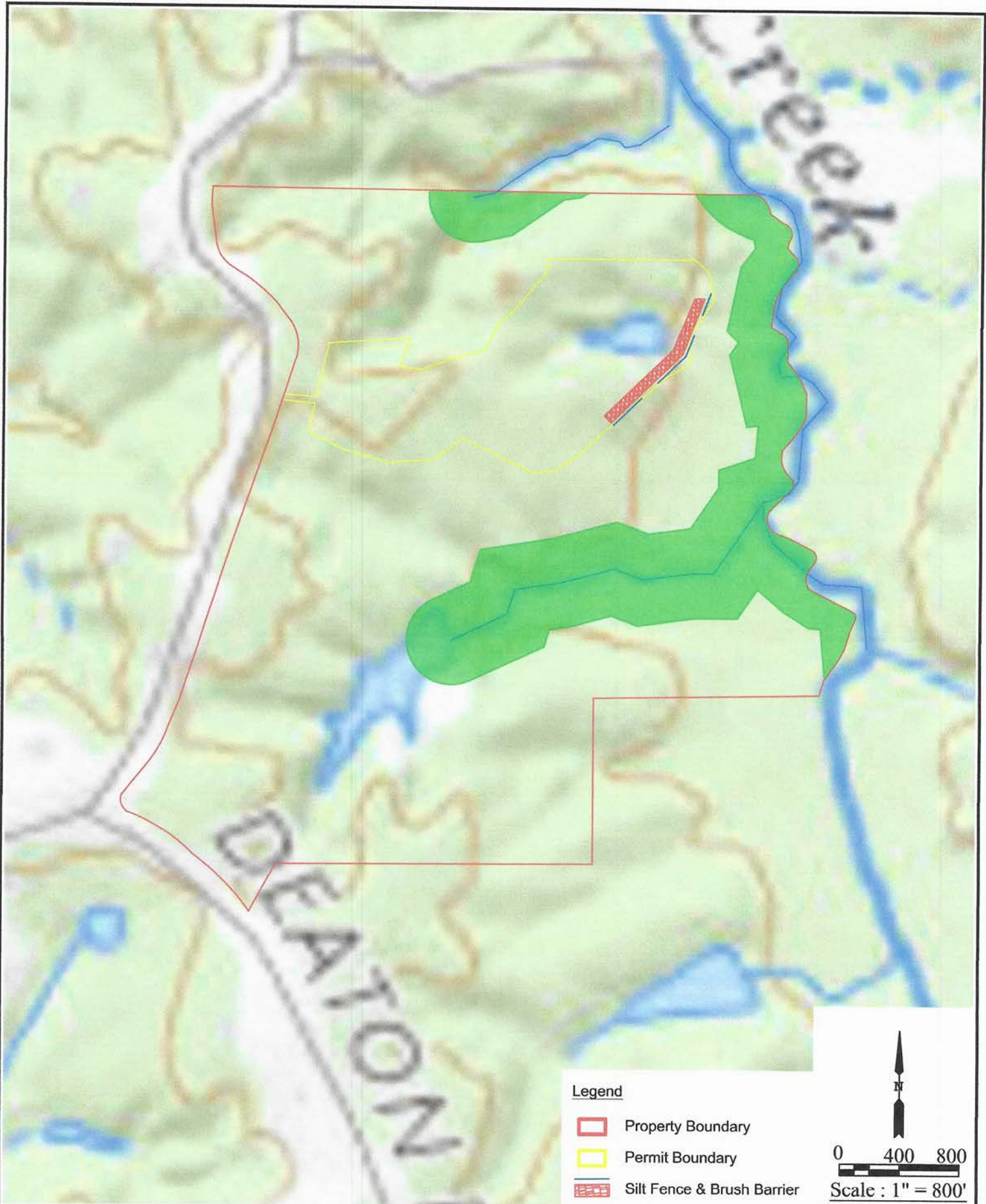




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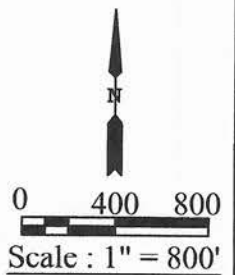
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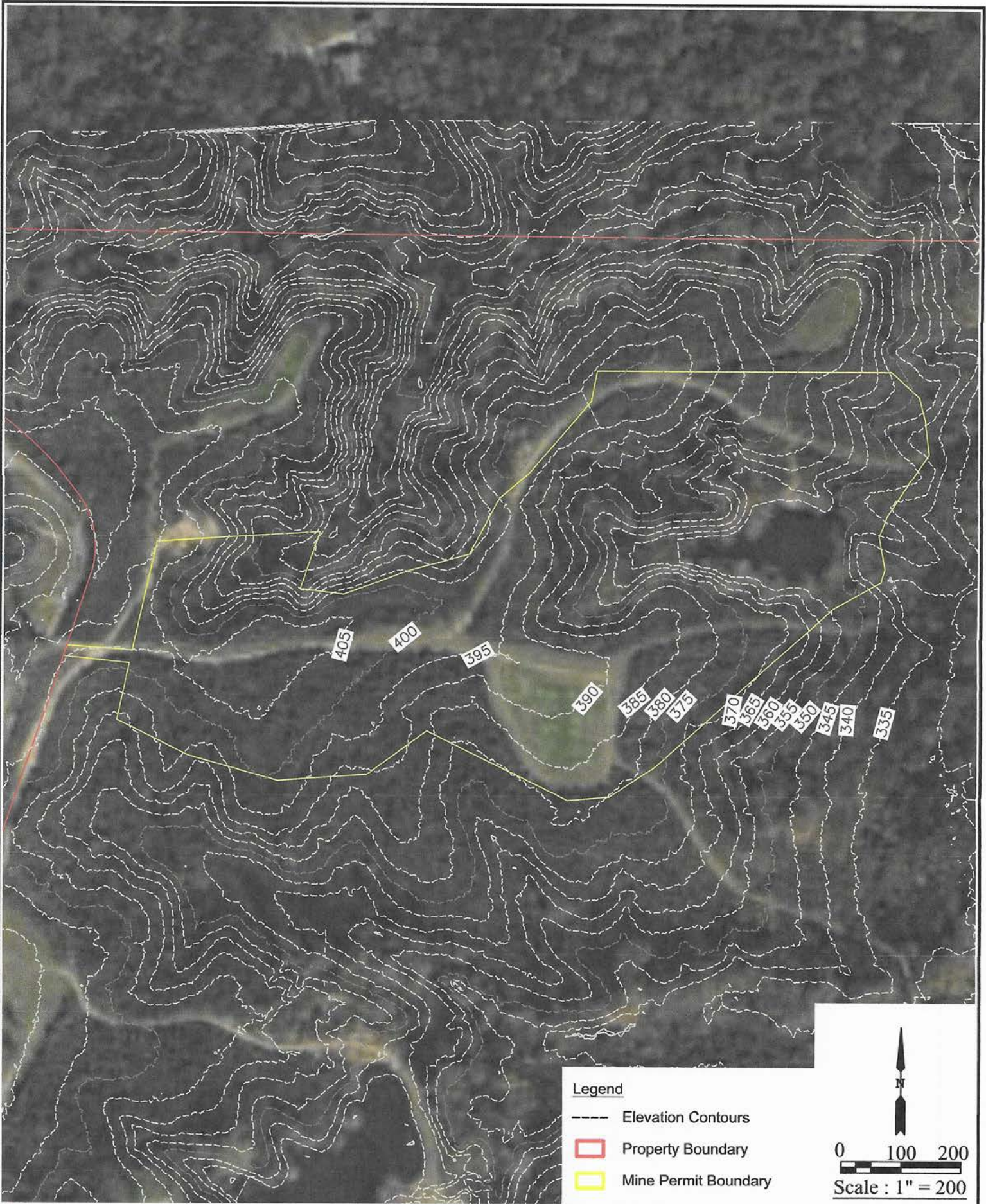




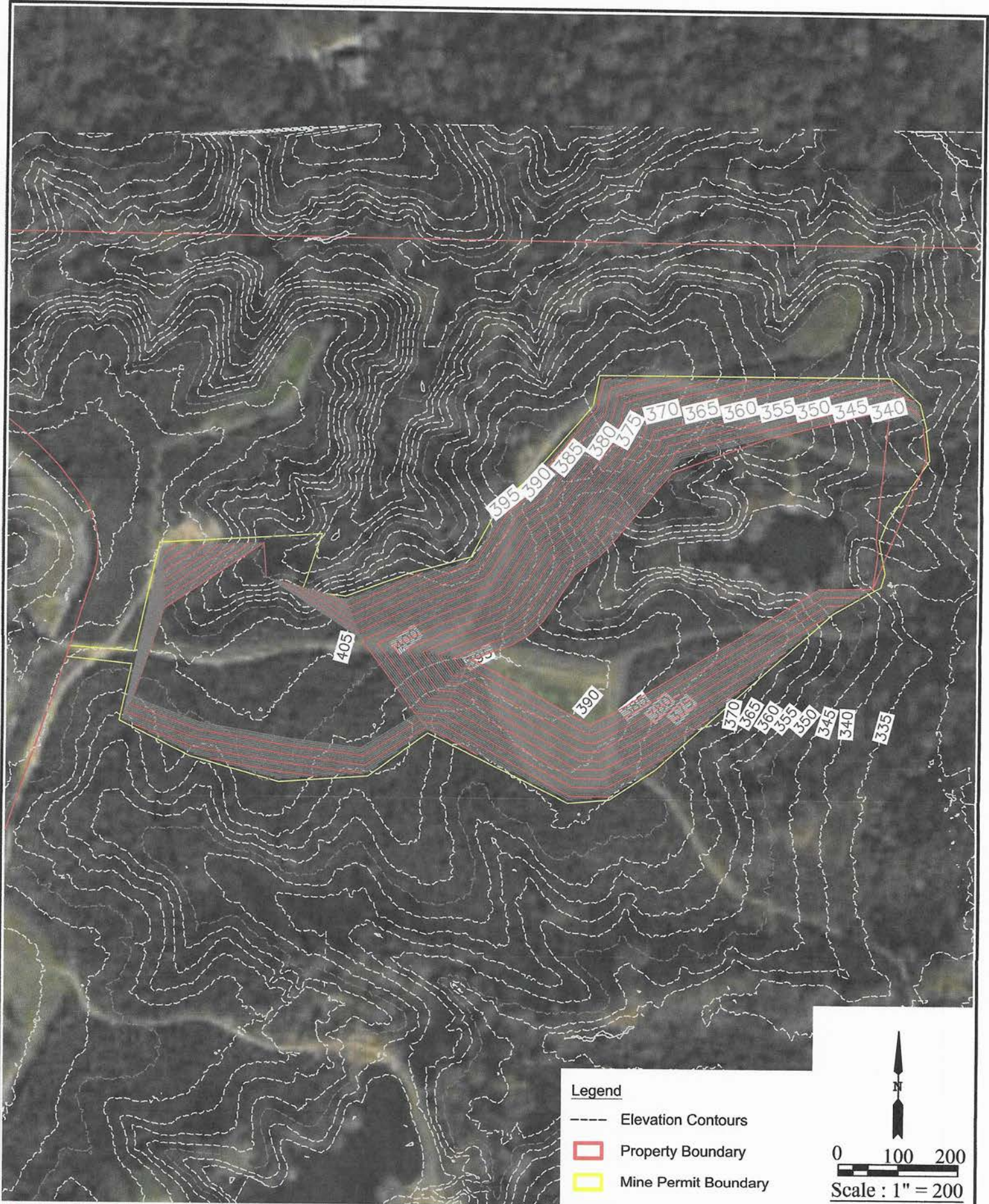
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-  Silt Fence & Brush Barrier



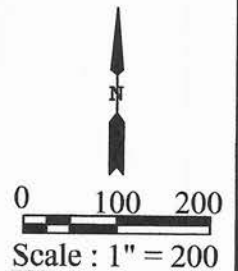


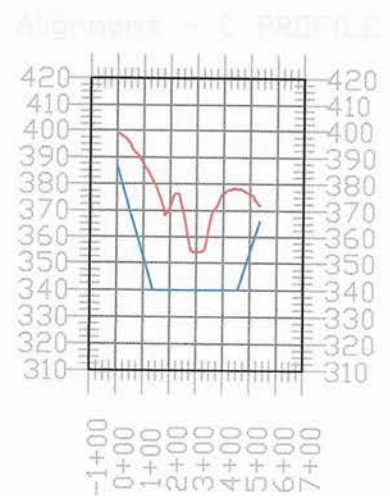
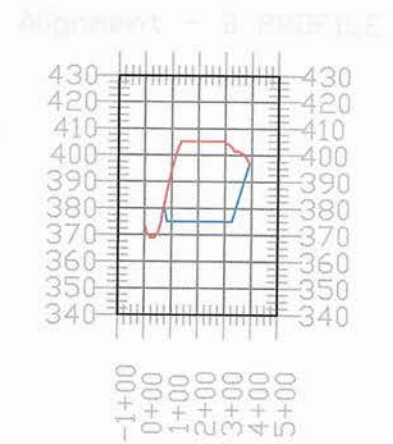
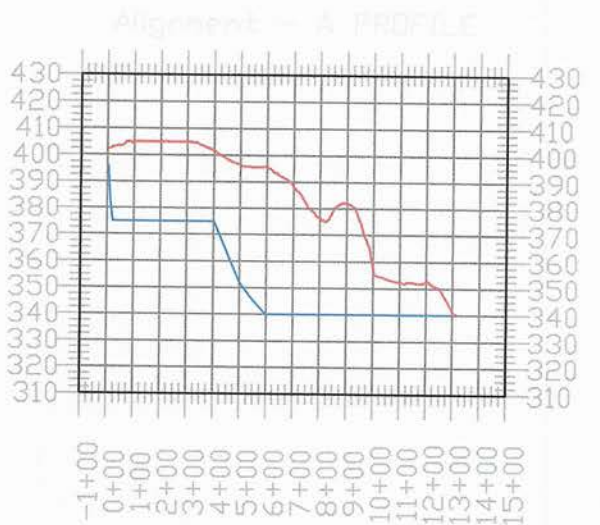
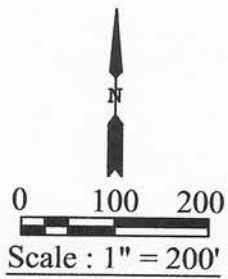




**Legend**

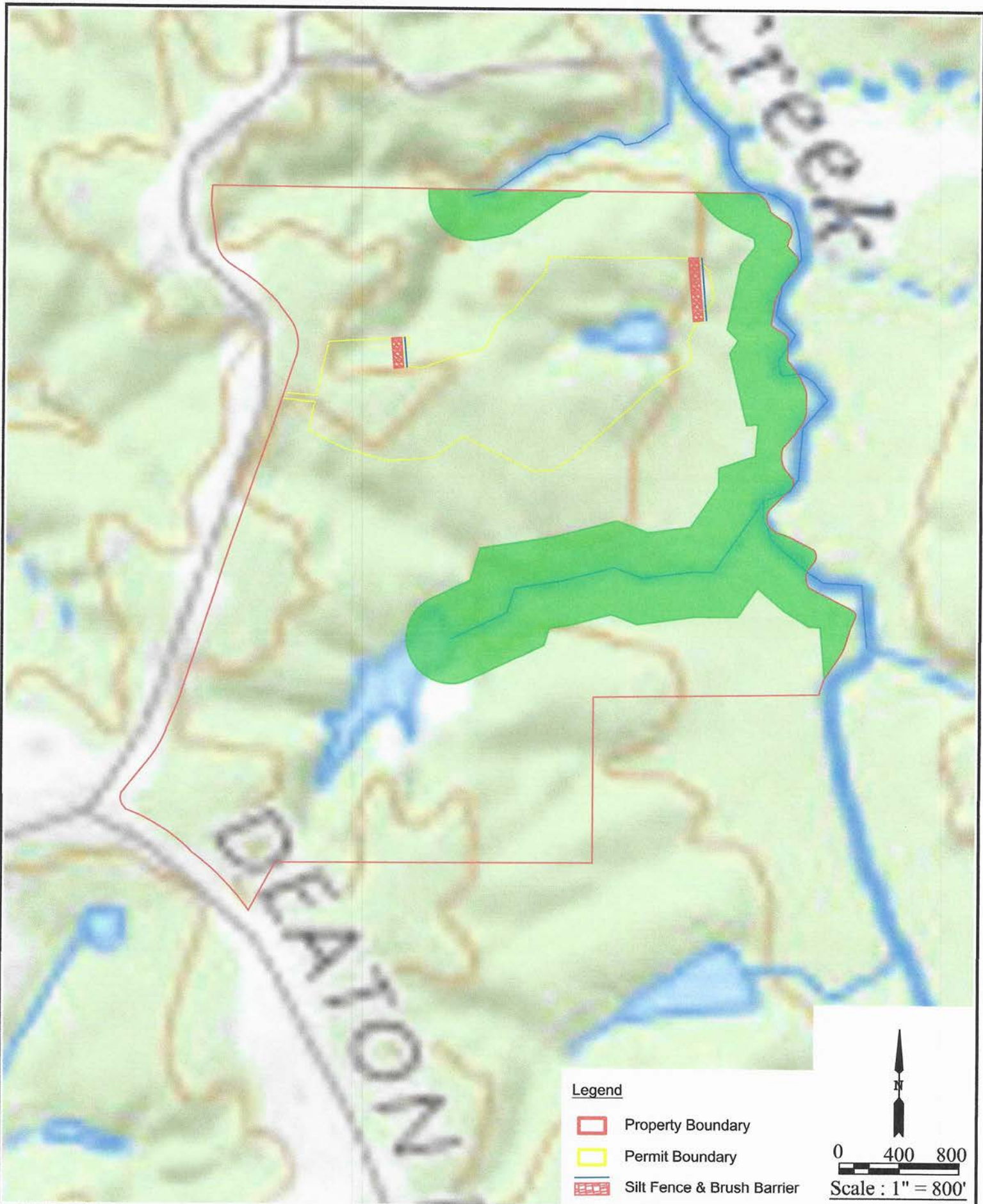
- Elevation Contours
- ▭ Property Boundary
- ▭ Mine Permit Boundary





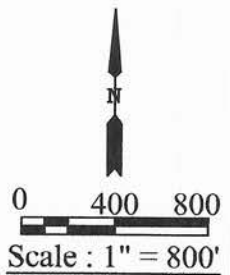
**Legend**

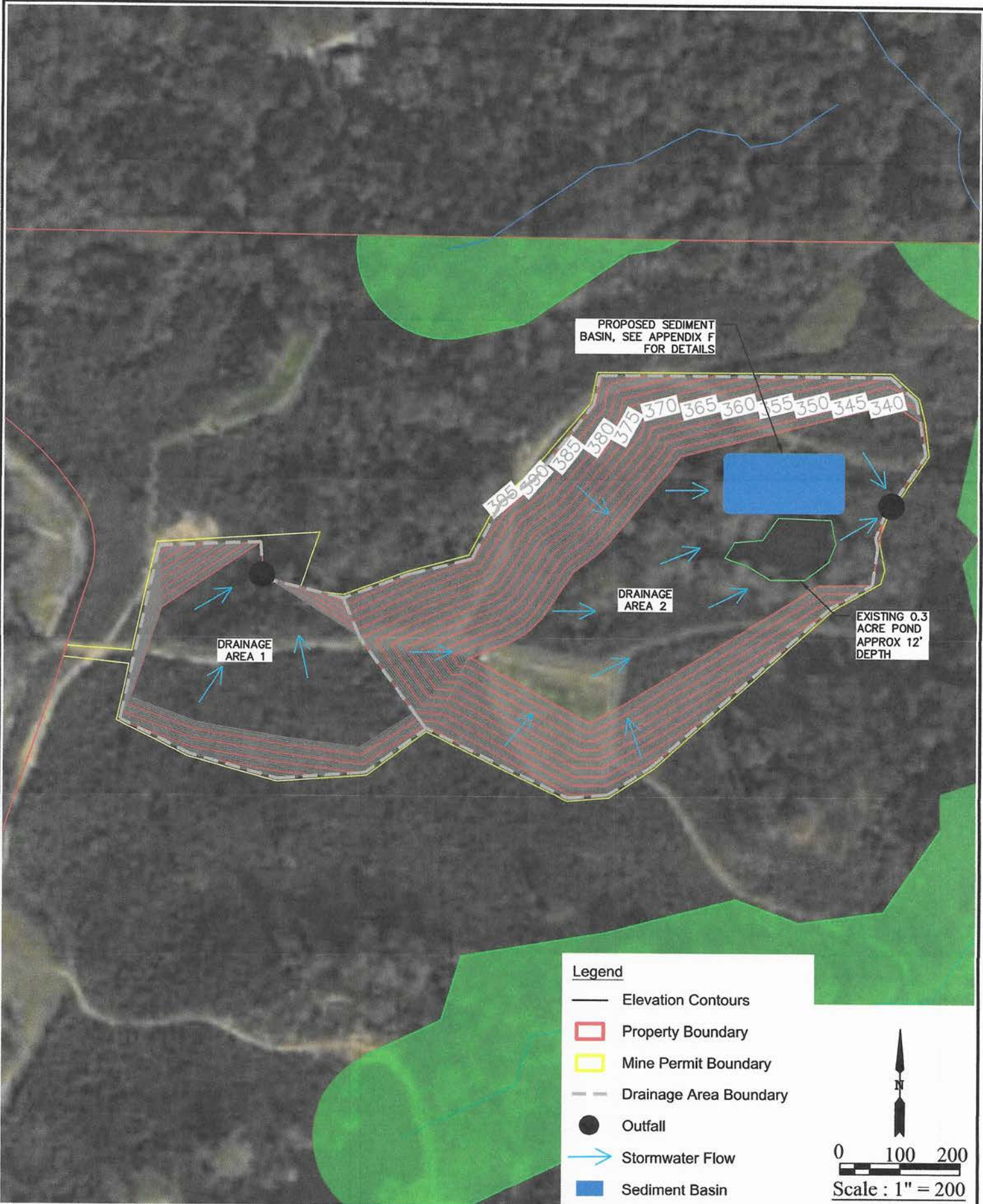
- Existing Ground Profile
- Post Mining Ground Profile



**Legend**

-  Property Boundary
-  Permit Boundary
-  Silt Fence & Brush Barrier





MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY  
OFFICE OF GEOLOGY  
Mining and Reclamation Division  
P. O. Box 2279  
Jackson, Mississippi 39225-2279  
(601) 961-5515

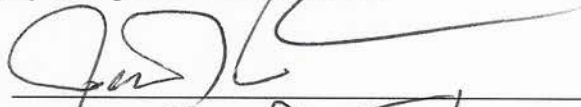
**SAFEKEEPING RECEIPT**

Received for the Account of: Operator Mill Creek Sand And Gravel  
Address 4032 Deaton Rd  
Crystal Springs, MS 39059  
Date Received 8/24/23

Security Description:

Security Number: 0298862855  
Amount of Security: \$15,000.00  
Issue Date: 8/24/23  
Maturity Date: 10/21/2024

Instructions: Security(ies) pledged to the Mississippi Department of Environmental Quality, Office of Geology. **DO NOT RELEASE WITHOUT WRITTEN PERMISSION FROM THE OFFICE OF GEOLOGY.** To be surrendered to the Office of Geology upon presentation of sufficient evidence that operator has defaulted on the project. Operator to draw interest.

By (Signature)   
Typed Name Jose D. Johnson  
Title Branch Manager II  
Authorized Bank Official  
Bank Name Regions Bank  
Bank Address 25073 Hwy 51 Crystal Springs MS 39059

Comments: Office of Geology to be sent a copy of the security and the original of this safekeeping receipt.



8/24/20

MILL CREEK SAND AND GRAVEL  
4032 DEATON RD  
CRYSTAL SPRINGS MS 39059

RE: Account Positive Balance Letter

Dear MDEQ

I am writing you today in response to your request concerning the above referenced Regions account. Our records indicate that as of August 24, 2023 , your account balance was \$ 15,000.00

If you need further assistance, please contact us at (601) 281-4610 . We will be happy to assist you. As always, thank you for your relationship with Regions.

Sincerely,

Jose Johnson  
HWY 51 Crystal Springs  
REGIONS BANK



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

08/24/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).**

<b>PRODUCER</b> Summit Insurance Group Inc  207 S Jackson St Crystal Springs MS 39059	CONTACT NAME: Scotty Cline PHONE (A/C, No, Ext): FAX (A/C, No): E-MAIL ADDRESS: scline@summitgroupins.com <hr/> INSURER(S) AFFORDING COVERAGE INSURER A : Liberty Mutual Insurance Company INSURER B : INSURER C : INSURER D : INSURER E : INSURER F :
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**COVERAGES**
**CERTIFICATE NUMBER:**
**REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDITIONAL SUBR	INSURED	WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
<input checked="" type="checkbox"/>	<b>COMMERCIAL GENERAL LIABILITY</b>  <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR  GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:	x			66508768	8/24/2023	8/24/2024	EACH OCCURRENCE	\$ 1,000,000
								DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 300,000
								MED EXP (Any one person)	\$ 15,000
								PERSONAL & ADV INJURY	\$ 1,000,000
								GENERAL AGGREGATE	\$ 2,000,000
								PRODUCTS - COMP/OP AGG	\$ 2,000,000
									\$
	<b>AUTOMOBILE LIABILITY</b>  <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS ONLY							COMBINED SINGLE LIMIT (Ea accident)	\$
								BODILY INJURY (Per person)	\$
								BODILY INJURY (Per accident)	\$
								PROPERTY DAMAGE (Per accident)	\$
									\$
	<b>UMBRELLA LIAB</b>  <input type="checkbox"/> EXCESS LIAB  <input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$							EACH OCCURRENCE	\$
								AGGREGATE	\$
									\$
	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below			N/A				PER STATUTE	\$
								OTHER	\$
								E.L. EACH ACCIDENT	\$
								E.L. DISEASE - EA EMPLOYEE	\$
								E.L. DISEASE - POLICY LIMIT	\$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Sand and Gravel digging.  
  
 Mill Creek Sand and Gravel  
 4032 Deaton Rd  
 Crystal Springs MS 39059

<b>CERTIFICATE HOLDER</b>  MDEQ	<b>CANCELLATION</b>  SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.  AUTHORIZED REPRESENTATIVE  
---------------------------------------	--

**PREPARED BY/RETURN TO:**

Milton C. McCardle, MSB No. 101920  
Milton C. McCardle, Attorney at Law  
P.O. Box 844  
242 W. Gallatin Street  
Hazlehurst, MS 39083  
Tel. No.: (601) 623-9039  
e-mail: [bmccardle@butchmccardlelaw.com](mailto:bmccardle@butchmccardlelaw.com)

**INDEXING INSTRUCTIONS:**

In Copiah County, Mississippi:  
In T 1 N, R 2 W:  
In Section 4:

In T2N, R2W  
In Section 33:

**LESSORS:**

SCOTT WALKER CLINE, JR. and wife,  
BETTY M. CLINE  
1005 Lake Copiah Road  
Crystal Springs, MS 39059  
Tel. No.: (601) 613-3067

SCOTT WALKER CLINE, III and wife,  
MITZI CLINE  
4032 Deaton Road  
Crystal Springs, MS 39059  
Tel. No.: (601) 260-1585

**LESSEE:**

MILL CREEK SAND & GRAVEL, LLC  
4032 Deaton Road  
Crystal Springs, MS 39059  
Tel No.: (601) 260-1585



STATE OF MISSISSIPPI  
COUNTY OF COPIAH

**SAND AND GRAVEL LEASE**

**THIS SAND AND GRAVEL LEASE** is made and entered into on this the 22nd day of August, 2023, between **Walker S. Cline, Jr., Betty M. Cline, Walker S. Cline, III, and Mitzi Cline**, hereafter referred to as "Lessors", and **Mill Creek Sand & Gravel, LLC.**, hereafter referred to as "Lessee", **WITNESSETH:**

In consideration of the sum of Ten Dollars (\$10.00) and other valuable considerations, including the terms and covenants set forth hereafter in this agreement, the receipt and sufficiency of which are hereby acknowledged, Lessors do hereby lease for the excavation and mining of sand and gravel and similar material to the Lessee the following described land situated in Copiah County, Mississippi, to-wit:

**INDEXING INSTRUCTIONS:**

In Copiah County, Mississippi;  
In Township 1 North, Range 2 West:  
In Section 4:

In Township 2 North, Range 2 West:  
In Section 33:

**LEGAL DESCRIPTION OF LAND:**

SEE EXHIBIT "A" ATTACHED

1.

Lessee shall pay to Lessors the sum of \$1,000.00 per year for all sand, clay, gravel, rock, dirt or other similar material removed from the leased premises during the term hereof.

2.

The term of this lease shall be for a period of five (5) years, beginning on August 22, 2023, and ending on August 21, 2028. Lessee shall have a period of two years after the termination of the Lease within which to complete implementation of its reclamation of the land.

3.

Lessor and Lessee acknowledge that keeping accurate records of the material excavated is essential to this contract. Lessee shall keep accurate records contemporaneously with excavation of the volume of material being removed from the leased premises. Lessor shall have the right at all reasonable times to inspect the books and records of the Lessee for the purpose of verifying the amount of material removed and the payments to be made hereunder. Lessor shall have the option, at its expense, to provide an employee for onsite inspection to determine the volume of materials by cubic yard truck measure which is being removed by the Lessee.

4.

Lessor shall have the right to cut and remove all merchantable timber from any of the leased premises on which Lessee intends to conduct mining operations. Lessee shall give Lessor sufficient notice stating the area on which mining is to be conducted so as to allow Lessor sufficient time to remove merchantable timber.

5.

Lessee shall not assign or sublet all or any portion of the leased premises without the prior written consent of the Lessor. In the event of any such assignment or subletting, Lessee shall remain fully liable for all obligations imposed upon it under the terms of this lease, unless specifically released by the Lessor.

6.

Lessee shall have the right to erect such plants, buildings, machinery and equipment on the leased premises as may be reasonably necessary or useful in connection with Lessee's operations hereunder. So long as Lessee has complied with its obligations under this lease, it shall have the right to remove all of said improvements placed on the leased premises at any time prior to the expiration of this lease.

7.

Lessee agrees to indemnify and hold harmless Lessor from any and all claims, demands, actions or causes of action of any kind or nature whatsoever, including attorney's fees and other costs, which may be due in any manner to the operation of the Lessee on the above described land, or its employees, successors, assigns, representatives, contractors or subcontractors. The indemnity and hold harmless obligations of the Lessee shall extend to all such claims arising out of Lessee's operations

as stated above, whether or not meritorious, and shall cover all reasonable expenses incurred in good faith by the Lessor in defending itself against such claims.

8.

If any of the terms or conditions of this agreement are violated by Lessee, Lessor may give written notice to Lessee of any such violations and shall have the right to suspend all operations hereunder by Lessee until such violations have been corrected. If Lessee fails or refuses to correct such violations after receiving written notice from the Lessor for a period of 30 days, then the Lessor, at its option, may terminate this contract.

9.

Lessee agrees to comply with all of the requirements of the Mississippi Surface Mining and Reclamation Act of 1977 (including any such successor laws or regulations), including the provisions of said law which apply prior to the beginning of mining operations. Satisfaction of the requirements of the Mississippi Commission on Natural Resources, or its successor agency charged with enforcing the aforesaid laws, shall be deemed to satisfy Lessee's duty of reclamation hereunder.

10.

This Agreement shall be binding upon the successors and assigns of the Lessee.

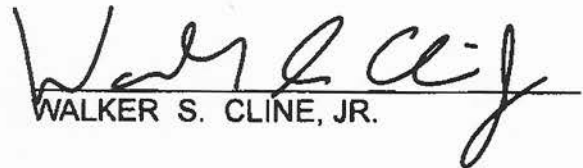
11.

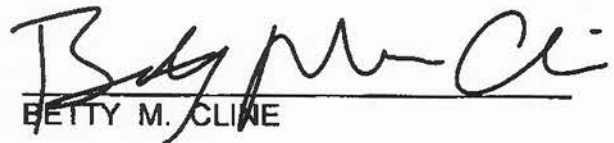
This Agreement supersedes all previous agreements between the parties, whether oral or written, and may not be altered or modified except in writing signed by both parties.

This lease is executed pursuant to a duly adopted resolution of the Board of Education of Copiah County, Mississippi.

WITNESS THE SIGNATURES of the parties hereto on the day and year first above written.

LESSORS:

  
WALKER S. CLINE, JR.

  
BETTY M. CLINE

  
WALKER S. CLINE, III

  
MITZI CLINE

LESSEE:

MILL CREEK SAND & GRAVEL, LLC

BY:   
WALKER SCOTT CLINE, III, Member

STATE OF MISSISSIPPI

COUNTY OF Copiah

Personally appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named **WALKER S. CLINE, III**, who acknowledged that he is a member of **MILL CREEK SAND & GRAVEL, LLC**, that for and on behalf of said corporation and as its act and deed, he signed, sealed and delivered the above and foregoing instrument on the day and date herein mentioned, he having been first duly authorized so to do.

Given under my hand and seal, this 22nd day of August, 2023.



Virginia K. McCardle  
NOTARY PUBLIC

My Commission Expires:  
6-23-25

STATE OF MISSISSIPPI

COUNTY OF Copiah

Personally appeared before me, the undersigned authority in and for the said County and State, on this the 22nd day of August, 2023, within my jurisdiction, the within named, **WALKER S. CLINE, JR.**, who acknowledged that he executed the above and foregoing instrument.

Virginia K. McCadle

NOTARY PUBLIC

My Commission Expires:

10-23-25



STATE OF MISSISSIPPI

COUNTY OF Copiah

Personally appeared before me, the undersigned authority in and for the said County and State, on this the 22nd day of August, 2023, within my jurisdiction, the within named, **BETTY M. CLINE**, who acknowledged that she executed the above and foregoing instrument.

Virginia K. McCadle

NOTARY PUBLIC

My Commission Expires:

10-23-25



STATE OF MISSISSIPPI

COUNTY OF Copiah

Personally appeared before me, the undersigned authority in and for the said County and State, on this the 22nd day of August, 2023, within my jurisdiction, the within named, **WALKER S. CLINE, III**, who acknowledged that he executed the above and foregoing instrument.

Virginia K. McCaule

NOTARY PUBLIC



My Commission Expires:

10-23-25

STATE OF MISSISSIPPI

COUNTY OF Copiah

Personally appeared before me, the undersigned authority in and for the said County and State, on this the 22nd day of August, 2023, within my jurisdiction, the within named, **MITZI CLINE**, who acknowledged that she executed the above and foregoing instrument.

Virginia K. McCaule

NOTARY PUBLIC



My Commission Expires:

10-23-25