

10440 OLD NATIONS FORD RD

20513102

12/26/2007

duponbj

Groundwater and Wastewater Services File Imaging Project

May 2007

Barcode Font = IDAutomationHC39M

CERTIFICATE OF COMPLETION/OPERATION PERMIT

HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH DIVISION
700 NORTH TRYON ST., SUITE 211
CHARLOTTE, NC 28202
PHONE (704) 336-5102

FILE: 19926 DATE: 10/29/97

TC: 205-131-02 ☒ L ☒ CRT

SERIAL Nº 17255

Name of Owner Vulcan Materials Juris.:

Address of Property 1002 10440 Old Nations Ford Rd.

Inspection Data:

Tank Material PCC

Total Length of Drainfield 200

Number of Lines 2 @ 100 28" TO TRENCHES

Cover Depth 30" ON SUPPLY LINE

Water Supply Source MUNICIPAL

Distance to Water Source 10'

Excavation Inspected 10/29/97

Tank(s) Inspected 10/29/97

Wash Line Inspected —

High Water Alarm Inspected 10/29/97

PLOT

Design 1500 ST, 1000 PT, 600 Sq. Ft, 12"G, CEC 311L PUMP TOGETHER CTR# RCS

The undersigned has inspected the Septic Tank System described above, and certifies it has been

☐ installed or constructed ☐ altered or repaired

☐ in accordance with the permit issued ☒ as detailed in the plot above

and meets the provisions of I5A NCAC 18A. 1900, "Laws And Rules For Sewage Treatment and Disposal Systems" in effect on the date of issuance of the permit. This issuance of this

☐ Certificate of Completion ☒ Operation Permit

does not in any way guarantee that the system will operate properly or relieve any person now or hereafter owning, controlling, or using such system from any liability resulting from the failure of the system to operate properly. This document is issued subject to those restrictions and conditions shown on the permit(s) and the provisions of I5A NCAC 18A. 1990 in addition to those listed below under "COMMENTS." This document shall be null and void if any information contained in the application is untrue or if any additions are made to the property which would increase the requirements for said system.

Notice: Disturbance of the designated repair area may result in the suspension/revocation of this permit.

COMMENTS: Business / Commercial 3 Employees - Type III

→ No driving / parking over tanks or drainfield.

→ Domestic use only for septic tanks.

Dani Virginia Bunny

Environmental Health Specialist

Mecklenburg County services are available without regard to ethnic origin, sex, or disability.

INSTALLATION, CONSTRUCTION, ALTERATION, AND/OR REPAIR APPROVAL

HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH DIVISION
700 NORTH TRYON ST., SUITE 211
CHARLOTTE, NC 28202
PHONE (704) 336-5102

FILE: 1992B DATE: 10-9-97

TC: 905-131-02 X L

SERIAL Nº 17403

Permission is hereby given to ✓ Install or Construct, _____ Alter or Repair the individual septic tank wastewater treatment system with subsurface, soil absorption, effluent discharge as specified herein at the described location. This permit is granted based upon the information supplied in the application dated 10-23-97. All work shall be completed on or before 11-23-97, after which date this permit shall be null and void. The system shall meet all of the construction requirements of 15A NCAC 18A. 1900 which are in effect on the date of the granting of this permit. A Certificate of Completion or an Operation Permit must be obtained from the Mecklenburg County Health Department before any system can be covered up or placed into service. The issuance of this permit does not in any way guarantee that the system anticipated to be constructed will operate properly, or relieve any person now or hereafter owning, controlling or using such system from any liability resulting from the failure of the system to operate properly.

INSTALL ACCORDING TO PLAN
IN FILE —

PLOT OF SYSTEM

Liquid Capacity of Septic Tank 1500 gallons

Liquid Capacity of Dosing Tank 1000 gallons

Tank Construction PRC

Trench Depth 24"

Absorption and/or Nitrification Lines:

Trench Width 3 feet

Trench Walls Scored and Porous yes

Total Line Length 200 feet

Number of Lines 2

Depth of Stone 12" inches

Distance from ~~House~~ BLDG 5' feet

Distance from Property Line 10 feet

Distance from Well 10' feet

OR MEET REQUIREMENTS

NOTICE: This system shall not be installed while soils are in a wet condition.

NAME OF OWNER VULCAN MATERIALS

LOCATION OF PROPERTY 10220 Old Nations Ford Rd

Comments: ① Domestic use only ② 1500 ST, 1000 PTANK, 2 DBOX #2 2@ 3X100X12" ③ SUPPLY LINE SHALL BE 30" DEEP AND STABILIZED UNDER PAVED AREA ④ DRAINFIELD & TANKS SHALL BE BLOCKADED FROM ANY DISTURBANCE

Jon Maggio Bunny, R.S.
Environmental Health Specialist

WHITE - HEALTH DEPARTMENT's COPY • CANARY - E.H.S. COPY • PINK - OWNER OR AGENT's COPY

CHARLOTTE-MECKLENBURG BUILDING STANDARDS
COMMERCIAL PERMIT

ADDR ADDR: 10440 OLD NATIONS FORD RD MECK JOB: 7001 PERMIT: B0609541
PARCEL: 20513102 DATE: 09/30/97 JOB: PORTABLE ASPHALT PLANT MASTER: B0609541
PROJECT: APAC CAROLINA ASPHAL PHASE: T SEC: PROJECT: 979962
OWNER: APAC CAROLINA INC ADDR: PO BOX 6749
CITY/ST: STATESVILLE NC 28687 PHONE: 872-6556

SITE LOT/BLK: / ZONING: I2 JURIS: CHAR MAP#: 157 HOUSING: NO
ST R/W: PUBLIC: NO CENSUS: 5806 O&D ZONE: 347 FIRE DIST: NO
SPECIAL: FLD PLN: NO FLD ELEV:
#UNITS: 1 WATER: IND. METER/CONN SEWER:
LAND AREA: LOT: FRT ST:
MIN SETBACKS FRONT: 20 LEFT: 4 RIGHT: 4 REAR: 20 REQ PARKING:

PROJ USDC: 328 OCC TYPE: B FEE CODE: CONSTR TYPE: 5 #H/C UNITS:
HTD AREA: 1000 UNHTD AREA: DECK: #STORIES: BASEMENT: NO
#ROOMS: #BEDROOMS: #BATHS: SPKLR SYS: NO #UNITS:
ATT CARPORT: NO ATT GARAGE: NO MASONRY FR: NO PROJ COST:
MBL HOME YR/MAKE: SERIAL#:

ELEC TOTAL AMPS: #CIRCUITS: UTILITY CO:
#CONNECTIONS 120 V: > 120 V: TYPE OF WORK:

MECH #GAS CONNECTIONS: #APPLIANCES: UTILITY CO:
TYPE OF WORK:
HEATING/COOLING:

PLBG #FIXTURES: #APPLIANCES: WORK:

CONT BLDG: APAC CAROLINA INC LIC: B 0000012459 U U PERMIT: B0609541
ADDR: P O BOX 7767 CITY/ST: CHARLOTTE NC 28241
PHONE#: 704-527-7179
ELEC: WATSON ELECTRIC CO INC LIC: E 0000003672 U PERMIT: E0609542
ADDR: P O BOX 560517 CITY/ST: CHARLOTTE NC 28256-
PHONE#: 704-596-6710
MECH: TOMPKINS & JOHNSTON PERMIT: M0609543
ADDR: 9206 MONROE ROAD CITY/ST: CHARLOTTE NC 28270
LIC: M 0000004698 1 H1
PHONE#: 704-847-4458
PLBG: REA BROS LIC: B 0000007376 U PERMIT: P0609544
ADDR: P O BOX 158 CITY/ST: PINEVILLE NC 28134
PHONE#: 704-552-2272
ARCH/ENG: MEPS LIC: PHONE#: 532-9473
ADDR: 5624 EX CTR DR CITY/ST: CLT NC 28212

COST BLDG: 150000 ELEC: 40000 MECH: 40000 PLBG: 20000 TOTAL: 250000
PLANS: NO INSP READY: NO
REMARKS:

PERMIT MAILED: NO CHECK NUMBER: HOMEOWNR RC FEE:
VALIDATION DATE: 09/30/97 BY: LH CHARGE ACCT#: B97785 DOUBLE FEE: NO
FIRE DMG FEE: FSTRK FEE: ADJUSTMENT: TOTAL FEE: 1447.11

THIS PERMIT WILL EXPIRE IF WORK EITHER HAS NOT STARTED WITHIN 6 MONTHS OR IS DISCONTINUED FOR A PERIOD OF 12 MONTHS. NO REFUNDS WILL BE GIVEN AFTER EXPIRATION.

P O BOX 31097 700 N TRYON ST CHARLOTTE, NC 28231-1097 704-336-3831

Mecklenburg County
Health Department

M E M O R A N D U M

TO: Susan Uzzell
Accountant II

FROM: Sylvia D. Daniel, R.S.
Program Chief

Date: November 5, 1997

Ref: 10440 Old Nations Ford Rd./File #1992B

SUBJECT: Refund

(Mr./Mrs./Co.) APAC - Carolina, Inc. originally paid $200.00

for Auth. for wastewater const., Inst. & Final on November 3, 1997

A refund should be issued for $25.00 because

The remaining fees due were $175.00

Please make check payable to: APAC - Carolina, Inc.

Central Carolina Division

164 Bostian Bridge Driove

P.O. Box 6749

Statesville, NC 28687

FEE: _____ **AUTHORIZATION FOR WASTEWATER SYSTEM CONSTRUCTION** 420
DATE: _____ **VOID SIXTY (60) MONTHS FROM DATE OF ISSUANCE**

DATE: 10/9/97 PERMIT NO: 1992B

PARCEL NO: 205-131-02

JOB LOCATION ADDRESS: 10420 Old Statesville Road

PROPERTY OWNER: Vulcan Asphalt & Materials

BUILDING CONTRACTOR:

SUBDIVISION NAME:

AUTHORIZATION ISSUED BY: Jerry Wayne Bunny DATE: 10-9-97

DEHNR AUTHORIZED AGENT

AUTHORIZATION CONDITIONS

1. WASTEWATER SYSTEM CONSTRUCTION AND INSTALLATION MUST MEET ALL CONDITIONS AND SPECIFICATIONS AS SET FORTH IN IMPROVEMENT PERMIT NO. 1992B, AND THE ATTACHED SITE PLAN WITH SYSTEM DETAILS. CONSTRUCTION AND INSTALLATION MUST ALSO MEET ALL REQUIREMENTS SET FORTH IN THE RULES GOVERNING SANITARY SEWAGE COLLECTION, TREATMENT, AND DISPOSAL AND ANY OTHER APPLICABLE RULES AND LAWS.

2. AN INSTALLATION, CONSTRUCTION, ALTERATION AND/OR REPAIR APPROVAL MUST BE SECURED **PRIOR** TO INSTALLATION OF THE SEPTIC TANK SYSTEM. THE INSTALLER OF THE SYSTEM SHALL BE A REGISTERED SEPTIC TANK CONTRACTOR WITH MECKLENBURG COUNTY HEALTH DEPARTMENT.

3. ANY ALTERATION IN SITE OR SOIL CONDITIONS (INCLUDING LOCATION OF STRUCTURES AND APPURTENANCES) OR MODIFICATION IN USE, DESIGN WASTEWATER FLOW, OR WASTEWATER CHARACTERISTICS AS SPECIFIED IN THE ASSOCIATED IMPROVEMENT PERMIT AND APPLICATION, MAY SUBJECT THIS AUTHORIZATION AND ASSOCIATED PERMIT(S) TO REVOCATION.

4. OTHER CONDITIONS:
   - → Domestic Use only —
   - → Install Supply line to 30" to meet 15NCAC 18A
   - → Installation Approval Required.
   - → Tanks & Drainfield to be Blocked off to avoid traffic.

OWNER CERTIFICATION

I CERTIFY THAT THERE HAVE BEEN NO ALTERATIONS IN SITE OR SOIL CONDITIONS OR MODIFICATIONS TO FACILITY, WASTEWATER FLOW, OR WASTEWATER CHARACTERISTICS FROM THOSE SPECIFIED IN THE ORIGINAL APPLICATION OR ASSOCIATED IMPROVEMENT PERMIT UNLESS AUTHORIZED IN WRITING BY THE MECKLENBURG COUNTY HEALTH DEPARTMENT. I ALSO UNDERSTAND THAT ANY SUCH ALTERATIONS, MODIFICATIONS, OR FALSE INFORMATION ARE GROUNDS FOR REVOCATION OF PERMITS AND AUTHORIZATION TO CONSTRUCT.

SIGNATURE OF OWNER/OWNER'S REPRESENTATIVE — DATE: 10-22-97

Permit Number: 19928

CONDITIONS OF IMPROVEMENT PERMIT

Tax Number: 205-131-02

- The IMPROVEMENT PERMIT is subject to revocation if site plans or the intended use change. There is to be NO grading, filling or disturbance of the soil in the area of the septic tank system or repair area.
- CONSTRUCTION AUTHORIZATION must be obtained prior to receiving a Building Permit. The Construction Authorization is NOT transferable. Do not clear, grade, fill or disturb soil prior to obtaining a Construction Authorization.
- Domestic-type wastewater only. No industrial process wastewater may be discharged into the system.

Basement	___ Yes	___ No	___ Partial Basement
Type Primary Wastewater System Type (circle one): I (II) III IV V VI	✓ Conventional ___ Prefabricated, permeable block panel system ___ Shallow Placed Conventional	___ Low Pressure Pipe ___ Large Diameter Pipe ___ Fill ___ Other	___ Innovative or Experimental: ___ IWWS-93-1 ___ IWWS-93-2 ___ IWWS-94-1
___ Long-term acceptance rate	45 Max gallons/day wastewater flow	600 Absorption Area (sq ft)	9 Trench spacing (min. on centers)
NO Serviced by private well	1500 Gallon septic tank	200 Total trench length (ft)	24" Maximum trench depth (At least 12" of provisionally suitable soil must remain between trench bottom and unsuitable soil conditions)
___ Bedrooms in residence 3 Bedrooms	1000 Gallon pump tank	12" Depth of stone	
Any surface waters present: NO Type:		Minimum separation distance:	
Site modifications required:			
Additional Conditions: (1) SUPPLY LINE SHALL BE 30" BELOW GRADE SURFACE & STABILIZED. (2) NO VARIATIONS FROM PERMIT. (3) NO PAVING OR DRIVING OVER DRAINFIELD OR TANKS. (4) DOMESTIC USE ONLY			
Repair Area System Type Type (circle one): I (II) III IV V VI	✓ Conventional ___ Prefabricated, permeable block panel system ___ Shallow Placed Conventional	___ Low Pressure Pipe ___ Large Diameter Pipe ___ Fill ___ Other	___ Innovative or Experimental: ___ IWWS-93-1 ___ IWWS-93-2 ___ IWWS-94-1
600 Absorption Area (Sq ft) 200 Total Trench Length (Ft)	12" Depth of Stone Trench	9' Trench spacing (min. on centers)	24" Maximum Trench Depth
For existing system, enter the year originally installed:			

The undersigned, an authorized agent of the MECKLENBURG COUNTY HEALTH DEPARTMENT, certifies that the Department has approved the Request for the Job Location contained in this document. This approval is granted in accordance with the provisions of Laws and Rules For Sewage, Treatment and Disposal in effect at the time of issuance of the permit and is subject to the following provisions:

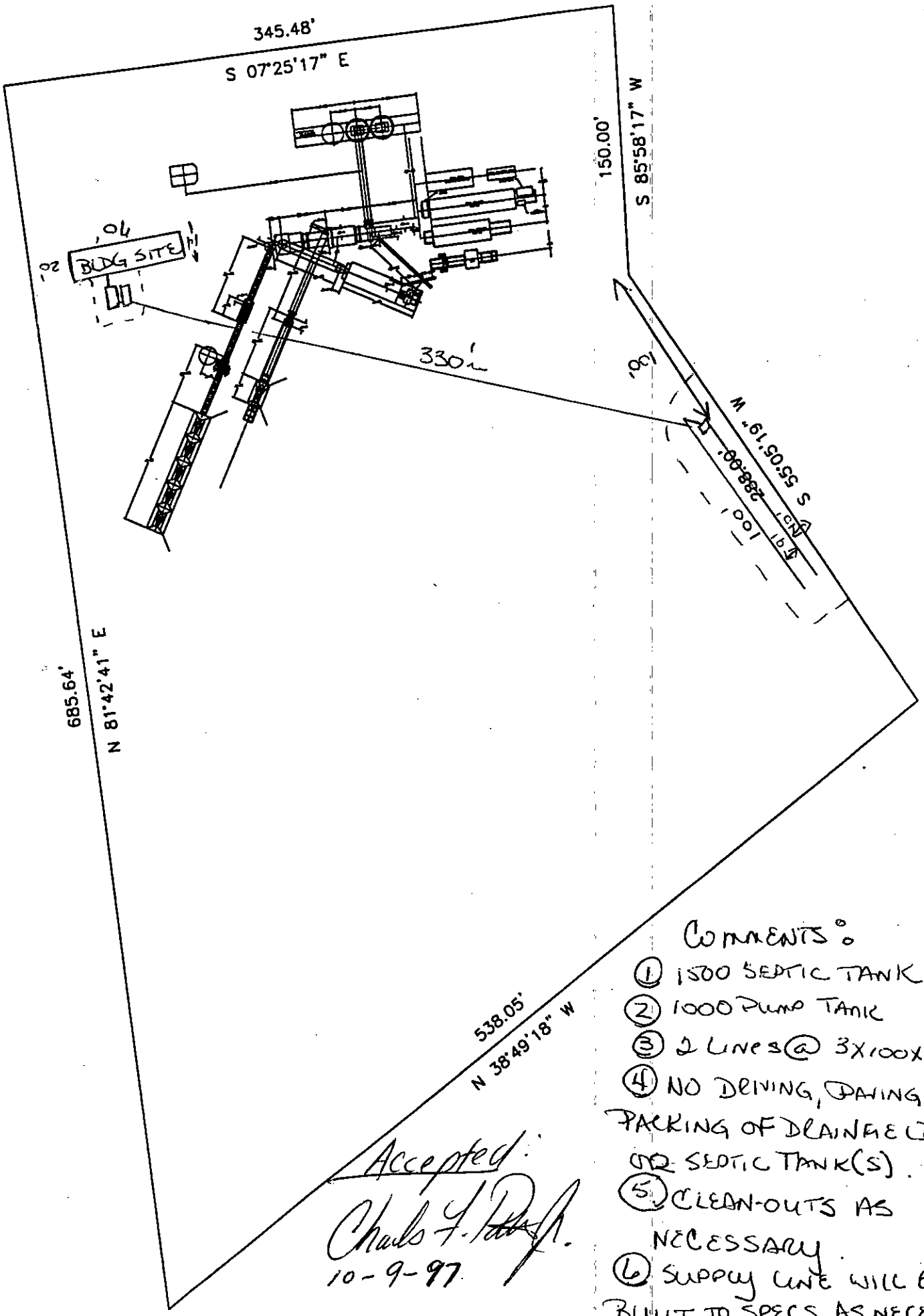
- No work shall be conducted on the septic tank system until an Installation, Construction, Alteration and/or Repair Approval is granted by this Department
- This Improvement permit is transferable.

Mari Maggio Bunny, RS 10/9/97 — DEHNR Authorized Agent — Date

Owner/Agent Signature — 10-22-97 — Date

MECKLENBURG COUNTY
HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH DIVISION
c/o HAL MARSHALL CTR.
SUITE 211
700 N. TRYON ST.
CHARLOTTE, N.C. 28202.
(704) 336-5102

NORTH CAROLINA DEPARTMENT OF
ENVIRONMENTAL, HEALTH,
AND NATURAL RESOURCES
DIVISION OF ENVIRONMENTAL HEALTH
ON-SITE WASTEWATER SECTION



Accepted:
Charles F. Pate Jr.
10-9-97

COMMENTS:

1. 1500 SEPTIC TANK
2. 1000 PUMP TANK
3. 2 LINES @ 3X100X12"
4. NO DRIVING, PARKING OR PACKING OF DRAINFIELD OR SEPTIC TANK(S).
5. CLEAN-OUTS AS NECESSARY.
6. SUPPLY LINE WILL BE BUILT TO SPECS. AS NECESSARY.

SEE 194

FEE: 100.00 2nd Site DATE: 9/25/97

INDIVIDUAL WATER AND WASTEWATER SYSTEMS PROGRAM
APPLICATION FOR IMPROVEMENT PERMIT FOR COMMERCIAL/INDUSTRIAL SITE

1928

[ ] CRT

TYPE APPLICATION: ✓ NEW SYSTEM ___ EXPANSION OF EXISTING SYSTEM ___ REPAIR OF EXISTING SYSTEM

NORTH CAROLINA
DEPARTMENT OF ENVIRONMENT,
HEALTH, AND NATURAL RESOURCES
DIVISION OF ENVIRONMENTAL HEALTH
ON-SITE WASTEWATER SECTION

FILE #:

PROJECT TRACKING #:

PROPERTY INFORMATION (FROM ENGINEERING FORM) FOR JOB LOCATION:

TAX/PARCEL NUMBER:

___ COMMERICAL ✓ INDUSTRIAL

STREET ADDRESS: 10,440 Old Nations Ford Road Charlotte, N.C. 28273

LOT NUMBER:

DESCRIBE TYPE OF BUSINESS: Asphalt Production Facility
Specific nature of facility:

TOWNSHIP (CHECK ONE):

___ 0 MECKLENBURG
✓ 1 CHARLOTTE
___ 2 DAVIDSON
___ 3 CORNELIUS
___ 4 PINEVILLE
___ 5 MATTHEWS
___ 6 HUNTERSVILLE
___ 7 MINT HILL

NUMBER OF EMPLOYEES: 3-5 PER SHIFT: 5

HOW WILL WATER BE USED IN THE FACILITY:

✓ TOILETS/URINALS
✓ HANDSINK
✓ SHOWERS
___ FLOOR DRAINS

OTHER, PLEASE DESCRIBE:

An IMPROVEMENT PERMIT is subject to revocation if site plans or the intended use change.

TYPE OF WASTEWATER:

✓ SEWAGE ___ INDUSTRIAL PROCESS WASTE WATER

IF EXPANSION OF EXISTING SYSTEM, DESCRIBE THE PROPOSED ADDITION:

WATER SUPPLY (CHECK ONE): ___ COMMUNITY (C) ✓ MUNICIPAL (M) ___ PRIVATE WELL (P) ___ SHARED WELL (S) ___ OTHER 'SPRINGS' (O)

IF ANY OF THE FOLLOWING ARE LOCATED ON THE PROPERTY, PLEASE SHOW LOCATION ON PLAT:

BURIED CABLES, LANDFILLS, STUMPHOLES	___ YES ✓ NO	WELL SPRINGS OR WATERLINES	___ YES ✓ NO
EXISTING WASTE WATER SYSTEMS	___ YES ✓ NO	DESIGNATED WETLANDS	___ YES ✓ NO
EASEMENTS OR RIGHT-OF-WAYS	___ YES ✓ NO		

BUILDING PLANS TO INCLUDE ALL PLUMBING, FLOOR DRAINS AND ALL SOURCES OF WASTEWATER DISCHARGE AND GRADING PLANS MAY BE REQUIRED DURING THE EVALUATION STAGE.

PROPERTY OWNER: Vulcan Materials Company

NAME: (LAST) Brinkley (FIRST) Craig (MI) L

ADDRESS: 10220 Old Nations Ford Road

CITY: Charlotte STATE: NC ZIP: 28273

DAYTIME PHONE: (704) 525 – 9678

LEGAL AGENT FOR PROPERTY OWNER, IF APPLICABLE:

NAME: (LAST) Potts (FIRST) Charles (MI) F

DAYTIME PHONE: (704) 872 – 6556

Property leased to APAC Carolina, Inc.
P.O. Box 6749 Statesville, NC 28687

WHAT DATE WAS THE PROPERTY ORIGINALLY DEEDED AND RECORDED? 4-5-73

THE UNDERSIGNED, OWNER, OR LEGAL AGENT FOR THE OWNER, OF THE PROPERTY DESCRIBED ABOVE AS THE "JOB LOCATION" HAS READ THE FOREGOING APPLICATION, ACKNOWLEDGES THAT THE CONTENTS OF SAME ARE TRUE, AND AUTHORIZES AGENTS OF THE MECKLENBURG COUNTY HEALTH DEPARTMENT TO ENTER ONTO THE PROPERTY FOR THE PURPOSE OF PROCESSING THIS REQUEST.

SIGNED: Charles F. Potts Jr. DATE: 9-25-97

MECKLENBURG COUNTY HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH DIVISION
c/o HAL MARSHALL CTR., SUITE 211, 700 N. TRYON ST., CHARLOTTE, N.C. 28202., (704) 336-5102

CHARGE

MECKLENBURG COUNTY HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH DIVISION

Charge Slip

Date: 9/25/97

Name/Company: Apac - Carolina Inc

Sanitation _____

Vector Control _____

IWWS X _____

Service: Imp. Permit
2nd Site Investigation
10440 O/O NATIONS FD. RD
File 1992B

Fee: $ 100.00

NOTICE:

A processing fee of $20.00 will be charged for all returned checks in accordance with N.C. General Statute 25-3-512.

Completed by

Collected by

Ck. 100.00
14965 #
9-26-97

FEE: 100.00

DATE: 6/17/97

INDIVIDUAL WATER AND WASTEWATER SYSTEMS PROGRAM
APPLICATION FOR IMPROVEMENT PERMIT FOR COMMERCIAL/INDUSTRIAL SITE

[redacted]

[ ] CRT

TYPE APPLICATION: [✓] NEW SYSTEM [ ] EXPANSION OF EXISTING SYSTEM [ ] REPAIR OF EXISTING SYSTEM

NORTH CAROLINA
DEPARTMENT OF ENVIRONMENT,
HEALTH, AND NATURAL RESOURCES
DIVISION OF ENVIRONMENTAL HEALTH
ON-SITE WASTEWATER SECTION

FILE #: 1992B

PROJECT TRACKING #:

PROPERTY INFORMATION (FROM ENGINEERING FORM) FOR JOB LOCATION:

TAX/PARCEL NUMBER: 205-131-02

[ ] COMMERICAL [✓] INDUSTRIAL

STREET ADDRESS: 10440 Old Nations Ford Road, Charlotte, N.C. 28273

DESCRIBE TYPE OF BUSINESS:

Square footage of facility: 800

LOT NUMBER:

TOWNSHIP (CHECK ONE):

[✓] 0 MECKLENBURG
[ ] 1 CHARLOTTE
[ ] 2 DAVIDSON
[ ] 3 CORNELIUS
[ ] 4 PINEVILLE
[ ] 5 MATTHEWS
[ ] 6 HUNTERSVILLE
[ ] 7 MINT HILL

NUMBER OF EMPLOYEES: 5

PER SHIFT: 5

HOW WILL WATER BE USED IN THE FACILITY:

[✓] TOILETS/URINALS
[✓] HANDSINK
[✓] SHOWERS
[ ] FLOOR DRAINS

OTHER, PLEASE DESCRIBE: "Asphalt Production"

An IMPROVEMENT PERMIT is subject to revocation if site plans or the intended use change.

TYPE OF WASTEWATER:

[✓] SEWAGE
[ ] INDUSTRIAL PROCESS WASTE WATER

IF EXPANSION OF EXISTING SYSTEM, DESCRIBE THE PROPOSED ADDITION:

WATER SUPPLY (CHECK ONE):

[ ] COMMUNITY (C) [✓] MUNICIPAL (M) [ ] PRIVATE WELL (P)
[ ] SHARED WELL (S) [ ] OTHER 'SPRINGS' (O)

IF ANY OF THE FOLLOWING ARE LOCATED ON THE PROPERTY, PLEASE SHOW LOCATION ON PLAT:

BURIED CABLES, LANDFILLS, STUMPHOLES	[ ] YES [✓] NO	WELL SPRINGS OR WATERLINES	[ ] YES [✓] NO
EXISTING WASTE WATER SYSTEMS	[ ] YES [✓] NO	DESIGNATED WETLANDS	[ ] YES [✓] NO
EASEMENTS OR RIGHT-OF-WAYS	[ ] YES [✓] NO		

BUILDING PLANS TO INCLUDE ALL PLUMBING, FLOOR DRAINS AND ALL SOURCES OF WASTEWATER DISCHARGE AND GRADING PLANS MAY BE REQUIRED DURING THE EVALUATION STAGE.

PROPERTY OWNER: Vulcan Materials Co.

NAME: (LAST) Brinkley (FIRST) Craig L. (MI)

ADDRESS: 10220 Old Nations Ford Road

CITY: Charlotte STATE: N.C. ZIP 28273

DAYTIME PHONE: (704) 524-9678

LEGAL AGENT FOR PROPERTY OWNER, IF APPLICABLE:

NAME: (LAST) Reese (FIRST) Lee C. (MI)

DAYTIME PHONE: (704) 8726556

Property Leased To ~~APAC Carolina Inc.~~

~~P.O. Box 6749 Statesville N.C. 28687~~

WHAT DATE WAS THE PROPERTY ORIGINALLY DEEDED AND RECORDED? 4-5-73

THE UNDERSIGNED, OWNER, OR LEGAL AGENT FOR THE OWNER, OF THE PROPERTY DESCRIBED ABOVE AS THE "JOB LOCATION" HAS READ THE FOREGOING APPLICATION, ACKNOWLEDGES THAT THE CONTENTS OF SAME ARE TRUE, AND AUTHORIZES AGENTS OF THE MECKLENBURG COUNTY HEALTH DEPARTMENT TO ENTER ONTO THE PROPERTY FOR THE PURPOSE OF PROCESSING THIS REQUEST.

SIGNED: Lee C. Reese

Division Plant Superintendent
APAC-Carolina, Inc.

DATE: 6-17-97

Mecklenburg County
Health Department

TELECOPIER TRANSMITTAL COVER SHEET

NOTICE

THE INFORMATION CONTAINED IN THIS TELECOPY MAY BE PRIVILEGED AND/OR CONFIDENTIAL AND IS INTENDED ONLY FOR THE USE OF THE PERSON TO WHOM IT IS ADDRESSED. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT (OR SUCH RECIPIENT'S EMPLOYEE OR AGENT), YOU ARE HEREBY NOTIFIED NOT TO READ, DISTRIBUTE OR COPY THE MATERIALS ATTACHED HERETO WITHOUT THE PRIOR WRITTEN CONSENT OF THE SENDER. IF YOU HAVE RECEIVED THIS TELECOPY IN ERROR, PLEASE NOTIFY THE SENDER BY TELEPHONE CALL AND RETURN THE ORIGINAL TELECOPY TO US BY MAIL AND WE WILL REIMBURSE YOU FOR THE REQUIRED POSTAGE. THANK YOU.

TO: C.J. Potts TELECOPIER # 872-4031
APAC ASPHALT JU

FROM: Toni Higgins Bunney DATE 10/8/97
ENVIRONMENTAL HEALTH 336-6894

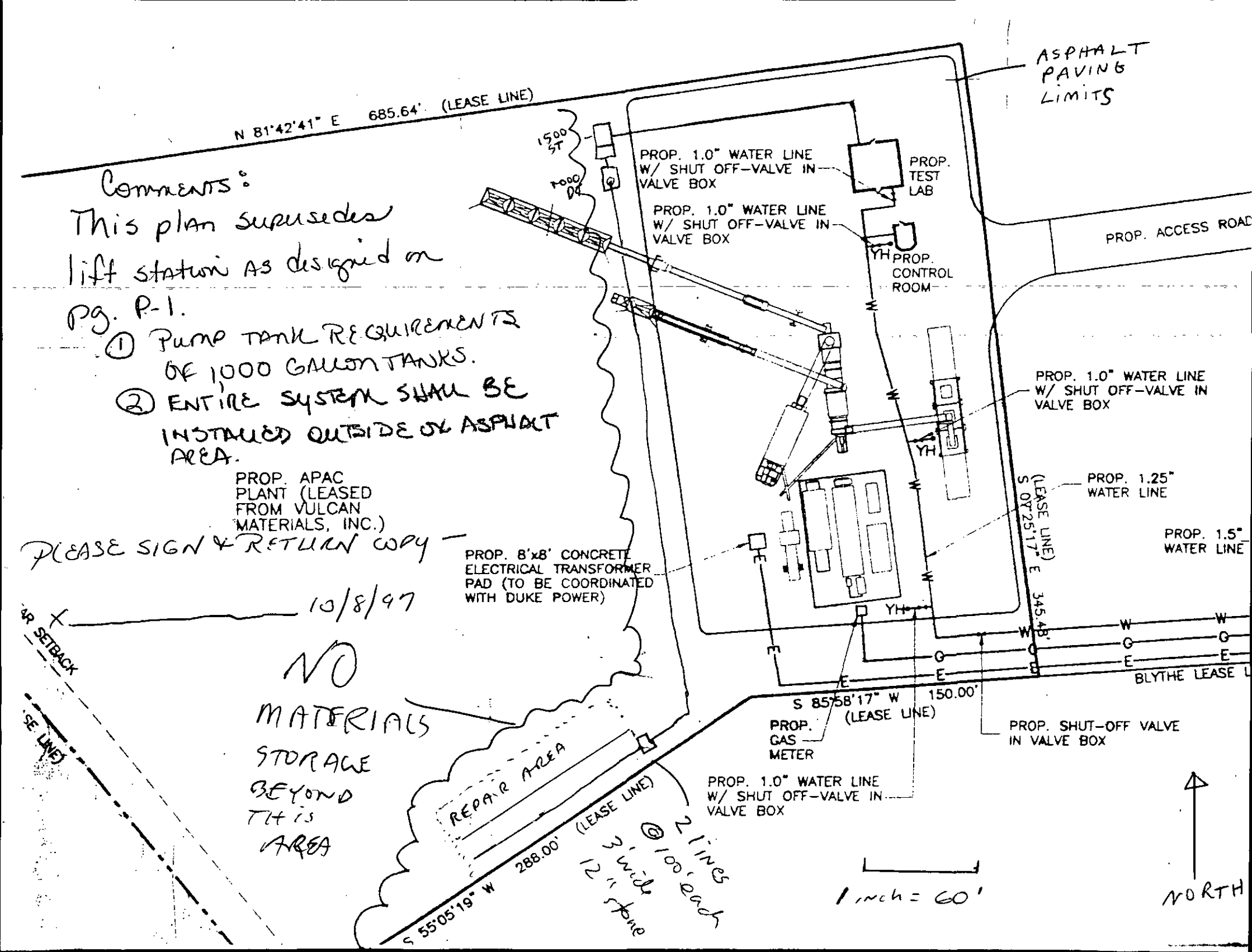
NUMBER OF PAGES TRANSMITTED: 3 (including cover sheet)

COMMENTS:
Copy of SEPTIC SYSTEM PROPOSED PLAN FOR APAC ASPHALT PLANT & SPECIFICATIONS FOR PUMP REQUIREMENTS
* PLEASE SIGN & FAX COPY BACK IF IN AGREEMENT.

If you do not receive all pages, please call us as soon as possible at the following number: (704)336-5102.

[X] Original will not follow [ ] Original will follow via:

[ ] U.S. Mail [ ] Hand Delivery [ ] _____



Comments:

This plan supersedes lift station as designed on pg. P-1.

① Pump tank requirements of 1000 gallon tanks.

② Entire system shall be installed outside of asphalt area.

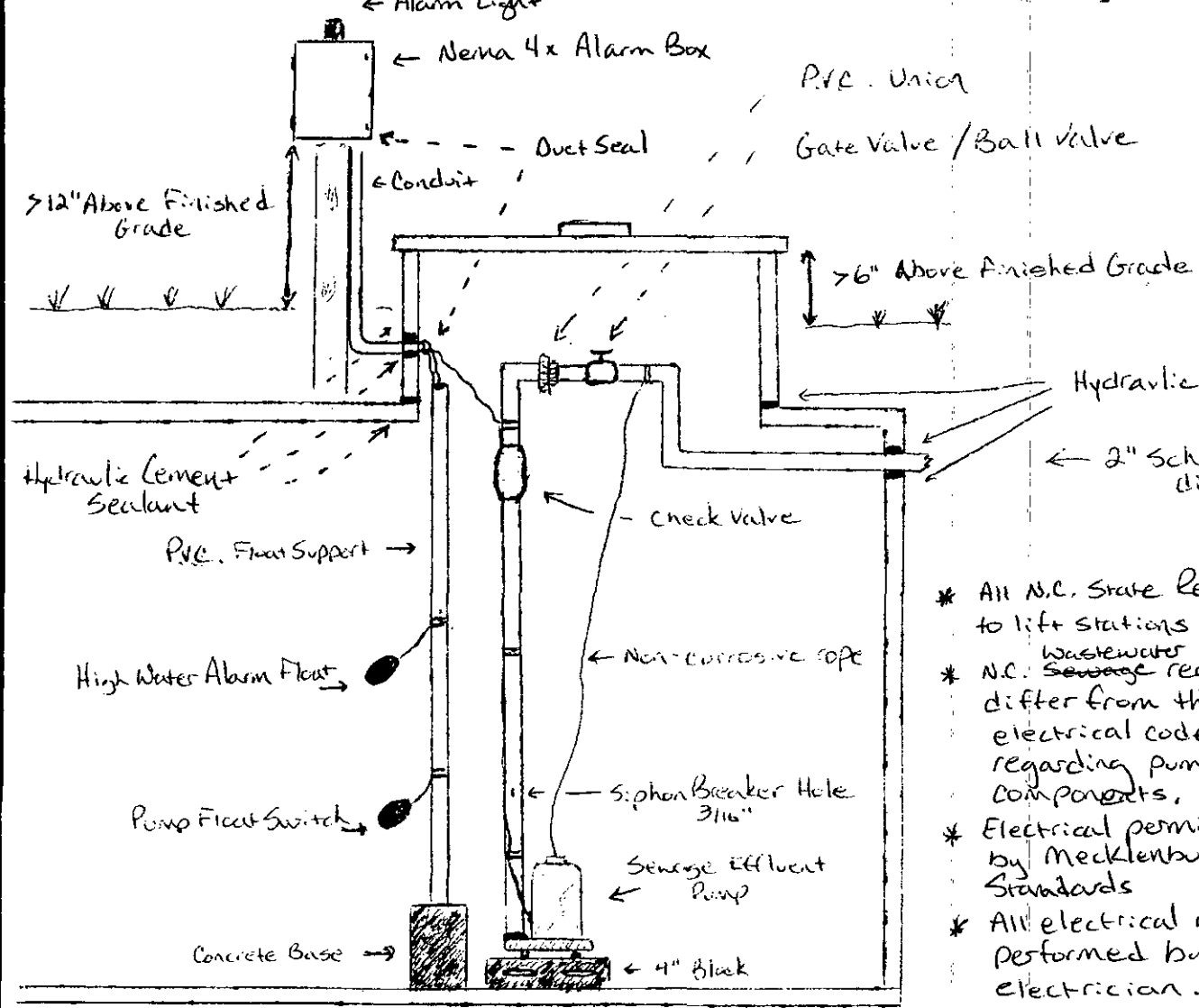
PLEASE SIGN & RETURN COPY —

10/8/97

NO MATERIALS STORAGE BEYOND THIS AREA

RECOMMENDED PUMP TANK DESIGN

1. The pump tank shall have an access manhole riser extending at least 6" above finished grade of the ground.
2. The pump tank shall have a check valve. The check valve shall be installed in a horizontal position and accessible from the ground surface. Since a threaded union or similar disconnect device is also required, a threaded check valve may be preferred.
3. The float for the high water alarm shall be set no more than 6" above the high water level of the pump cycle.
4. Pump floats must be set so that the level of water at the end of a pump cycle is at or above the top of the pump.
5. Tie downs for the pump and float cords are to be made of corrosion resistant material, not tape or metal hose clamps.
6. Drill a small hole, 3/16", in the pipe between the pump and check valve. This anti-siphon hole is required when the nitrification field is installed at a lower elevation than the pump tank.
7. Pump and control circuits shall be provided with manual circuit disconnects within a watertight, corrosion-resistant, outside enclosure (NEMA 4X or equivalent) adjacent to the pump tank, securely mounted at least 12 inches above the finished grade. The pump(s) shall be manually operable without requiring the use of special tools or entrance into the tank for testing purposes. Conductors shall be conveyed to the disconnect enclosure through waterproof, gasproof, and corrosion-resistant conduits, with no splices or junction boxes provided inside the tank. Wire grips, duct seal, or other suitable material shall be used to seal around wire and wire conduit openings inside the pump tank and disconnect enclosure.
8. The pump tank shall have a properly functioning high-water alarm. The alarm circuit shall be supplied ahead of any pump overload and short circuit protective devices. The alarm shall be audible and visible by system users and weatherproof if installed outdoors in an enclosure (NEMA 4X or equivalent).



* All N.C. State Regulations pertaining to lift stations must be met.
* N.C. ~~Sewage~~ Wastewater regulations may differ from the minimum electrical code requirements regarding pump and alarm components.
* Electrical permit is required by Mecklenburg County Building Standards
* All electrical work must be performed by a licensed electrician.

ON-SITE WASTEWATER SECTION

SOIL/SITE EVALUATION for ON-SITE WASTEWATER SYSTEM

[460]

COUNTY: Meck
1992-B
P0205-131-02

OWNER: Vulcan Materials Company APPLICANT: Apac Carolina
ADDRESS: 10220 old Nations Ford Rd APPLICATION DATE: 9-25-97 DATE EVALUATED: 10-2-97
PROPOSED FACILITY: Asphalt Plant PROPOSED DESIGN FLOW (.1949): _____ PROPERTY SIZE: _____
LOCATION OF SITE: 10220 old Nations Ford Rd PROPERTY RECORDED: _____
WATER SUPPLY: ☐ Private ☑ Public ☐ Well ☐ Spring ☐ Other _____
EVALUATION METHOD: ☐ Auger Boring ☑ Pit ☐ Cut
TYPE OF WASTEWATER: ☑ Sewage ☐ Industrial Process ☐ Mixed

PROFILE #	.1940 LANDSCAPE POSITION/ SLOPE %	HORIZON DEPTH (IN.)	SOIL MORPHOLOGY (.1941) STRUCTURE/ TEXTURE	SOIL MORPHOLOGY (.1941) CONSISTENCE/ MINERALOGY	OTHER PROFILE FACTORS .1942 SOIL WETNESS/ COLOR	.1943 SOIL DEPTH	.1956 SAPRO CLASS	.1944 RESTR HORIZ	PROFILE CLASS & LTAR
1	pit 1 L	0-5	Gravel Fill		No chroma 2	39"	N/A	-	.3 LTAR PS
		5-39"	SBK/c	ss/sp/sbkp					
2	pit 2 L	0-11	Gravel Fill		No chroma 2	42"	N/A	-	.3 LTAR PS
		11-42	SBK/c	ss/sp/sbkp					
3									
4									

DESCRIPTION	INITIAL SYSTEM	REPAIR SYSTEM
Available Space (.1945)	PS	PS
System Type(s)		
Site LTAR		

OTHER FACTORS (.1946): _____
SITE CLASSIFICATION (.1948): _____
EVALUATED BY: Kelly Rundell
OTHER(S) PRESENT: Tonen Bunney

COMMENTS: Good Repair

LEGEND

use the following standard abbreviations

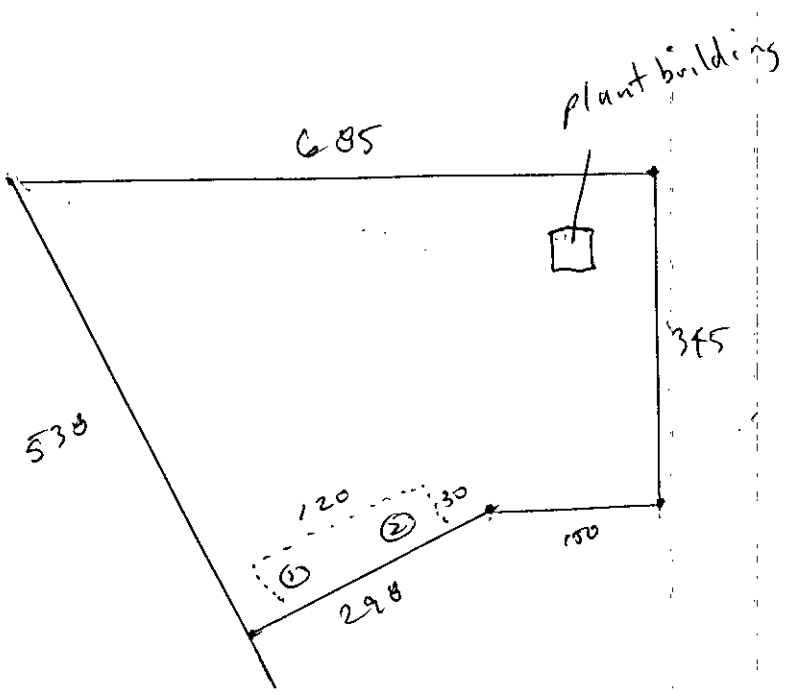
LANDSCAPE POSITION	GROUP	SOIL TEXTURE	CONVENTIONAL 1955 LTAR	LPP 1957 LTAR	MINERALOGY/ CONSISTENCE	STRUCTURE
C (Concave Slope)	I	S (Sand)	1.2 - 0.8	0.6 - 0.4	NEXP (Non-expansive)	G (Single Grain)
V (Convex Slope)		LS (Loamy Sand)			SEXP (Slightly Expansive)	M (Massive)
(Drainage Way)					EXP (Expansive)	CR (Crumb)
S (Debris Slump)	II	SL (Sandy Loam)	0.8 - 0.6	0.4 - 0.3		GR (Granular)
P (Flood Plain)		L (Loam)				SBK (Subangular Blocky)
S (Foot Slope)						ABK (Angular Blocky)
(Head Slope)	III	SI (Silt)	0.6 - 0.3	0.3 - 0.15		PL (Platy)
(Linear Slope)		SICL (Silty Clay Loam)				PR (Prismatic)
(Nose Slope)		CL (Clay Loam)			MOIST	WET
(Ridge)		SCL (Sandy Clay Loam)				
(Shoulder Slope)		SLC (Silt Loam Clay)			VFR (Very Friable)	NS (Non-sticky)
(Terrace)					FR (Friable)	SS (Slightly Sticky)
	IV	SC (Sandy Clay)	0.4 - 0.1	0.2 - 0.05	FI (Firm)	S (Sticky)
		SIC (Silty Clay)			VFI (Very Firm v. Very Sticky)	VS (Very Sticky)
					EFI (Extremely Firm)	NP (Non-plastic)
		O (Organic)	None			SP (Slightly Plastic)
						P (Plastic)
						VP (Very Plastic)

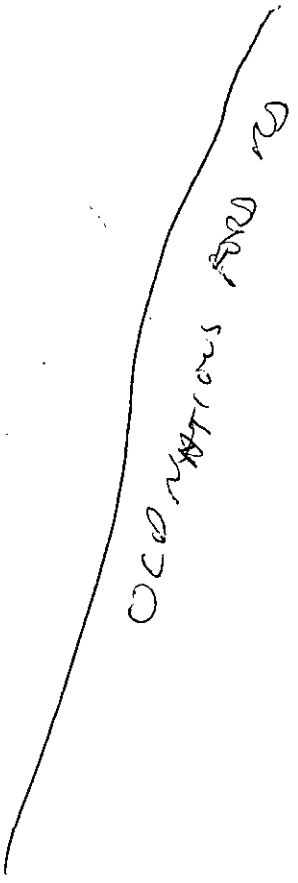
NOTES

HORIZON DEPTH	In inches below natural soil surface
DEPTH OF FILL	In inches from land surface
RESTRICTIVE HORIZON	Thickness and depth from land surface
SAPROLITE	S(suitable) or U(unsuitable)
SOIL WETNESS	Inches from land surface to free water or inches from land surface to soil colors with chroma 2 or less - record Munsell color chip designatio
CLASSIFICATION	S (Suitable), PS (Provisionally Suitable), or U (Unsuitable)

Evaluation of saprolite shall be by pits.
Long-term Acceptance Rate (LTAR): gal/day/ft²

Show profile locations and other site features (dimensions, reference or benchmark, and North).





PROPOSED PLOT PLAN

HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH DIVISION
700 NORTH TRYON STREET
CHARLOTTE, NC 28202
PHONE (704) 336-5102

FILE: _____

TC: _____

Draw in and name all roads adjoining the property. Draw in and accurately dimension the lot concerned. Accurately indicate property boundaries proposed and/or existing structures and driveways, underground utilities, and wells and springs within 100 feet of the proposed building or drainfield.

Please see Attached
Site Plan.

Thank You!

Charles F. Rutt Jr.
OWNER/AGENT SIGNATURE

DATE 9-26-97

APPROVAL DATE _____

White - Health Department's Copy Canary - E.H.S. Copy Pink - Owner's Copy

Mecklenburg County
Health Department

June 27, 1997

Vulcan Materials Company
Attn: Craig L. Brinkley
10220 Old Nations Ford Road
Charlotte, NC 28273

Re: 10440 Old Nations Ford Road
File: 1992B
Parcel: 205-131-02

Dear Mr. Brinkley:

Receipt of your Application for Improvement Permit for the above referenced property is acknowledged. An evaluation and a site visit have been conducted. The results of the evaluation indicated that the site is **UNSUITABLE** under Rules .1941 **SOIL CHARACTERISTICS (MORPHOLOGY)**, .1943 **SOIL DEPTH**, and .1945 **AVAILABLE SPACE**. For these reasons your Application for Improvement Permit is denied.

Backhoe pits were dug to 3.5 feet in compacted gravel and screenings from the quarry operation. To determine if any acceptable soils are present below the compacted gravel, this material would have to be removed. Removing this material may create an unsuitable topographic situation. If the proposed structure is not required to have running water for hand-sinks, a non-ground absorption sewage treatment system could possibly be considered. A copy of Rule .1958 is enclosed.

Please be advised that you have the right to an informal review by this department. You also have the right to appeal under G.S. 130A-24, and to have the appeal held in Mecklenburg County.

If you have any questions regarding this matter, please call me at 336-5569.

Sincerely,

Susan M. Bateman, R.S.
Individual Water and Wastewater Systems

SB:gc

DIVISION OF ENVIRONMENTAL HEALTH
ON-SITE WASTEWATER SECTION

COUNTY:

SOIL/SITE EVALUATION
for ON-SITE WASTEWATER SYSTEM

#3 1972B
00 205-131-02

OWNER: Vulcan Materials Co. Marbut APPLICANT:
ADDRESS: 10220 old Nations Ford Rd APPLICATION DATE: DATE EVALUATED:
PROPOSED FACILITY: plant PROPOSED DESIGN FLOW (.1949): PROPERTY SIZE: 5
LOCATION OF SITE: 10440 old Nations Ford Rd. PROPERTY RECORDED:
WATER SUPPLY: ☐ Private ☑ Public ☐ Well ☐ Spring ☐ Other
EVALUATION METHOD: ☐ Auger Boring ☑ Pit ☐ Cut
TYPE OF WASTEWATER: ☑ Sewage ☐ Industrial Process ☐ Mixed

PROFILE #	.1940 LANDSCAPE POSITION/ SLOPE %	HORIZON DEPTH (IN.)	SOIL MORPHOLOGY (.1941) STRUCTURE/ TEXTURE	SOIL MORPHOLOGY (.1941) CONSISTENCE/ MINERALOGY	OTHER PROFILE FACTORS .1942 SOIL WETNESS/ COLOR	.1943 SOIL DEPTH	.1956 SAPRO CLASS	.1944 RESTR HORIZ	PROFILE CLASS & LTAR
1	LS 5%	0-42"	compacted	gravel fill					
2	LS 5%	0-42"	compacted	gravel screenings & gravel					
3									
4									

DESCRIPTION	INITIAL SYSTEM	REPAIR SYSTEM
Available Space (.1945)	US	US
System Type(s)		
Site LTAR		

OTHER FACTORS (.1946):
SITE CLASSIFICATION (.1948): unsuitable
EVALUATED BY: W.A. Marlin 6-25-97
OTHER(S) PRESENT: LSS

COMMENTS: Entire area appears to be covered w/ fully graded screenings from gravel operation

LEGEND

use the following standard abbreviations

LANDSCAPE POSITION	GROUP	SOIL TEXTURE	CONVENTIONAL 1955 LTAR	LPP 1957 LTAR	MINERALOGY/ CONSISTENCE	STRUCTURE
C (Concave Slope)	I	S (Sand)	1.2 - 0.8	0.6 - 0.4	NEXP (Non-expansive)	G (Single Grain)
V (Convex Slope)		LS (Loamy Sand)			SEXP (Slightly Expansive)	M (Massive)
(Drainage Way)					EXP (Expansive)	CR (Crumb)
S (Debris Slump)	II	SL (Sandy Loam)	0.8 - 0.6	0.4 - 0.3		GR (Granular)
P (Flood Plain)		L (Loam)				SBK (Subangular Blocky)
S (Foot Slope)						ABK (Angular Blocky)
(Head Slope)	III	SI (Silt)	0.6 - 0.3	0.3 - 0.15		PL (Platy)
(Linear Slope)		SICL (Silty Clay Loam)				PR (Prismatic)
(Nose Slope)		CL (Clay Loam)			MOIST	WET
(Ridge)		SCL (Sandy Clay Loam)				
(Shoulder Slope)		SLC (Silt Loam Clay)			VFR (Very Friable)	NS (Non-sticky)
(Terrace)					FR (Friable)	SS (Slightly Sticky)
	IV	SC (Sandy Clay)	0.4 - 0.1	0.2 - 0.05	FI (Firm)	S (Sticky)
		SIC (Silty Clay)			VFI (Very Firm v. Very Sticky)	VS (Very Sticky)
					EFI (Extremely Firm)	NP (Non-plastic)
		O (Organic)	None			SP (Slightly Plastic)
						P (Plastic)
						VP (Very Plastic)

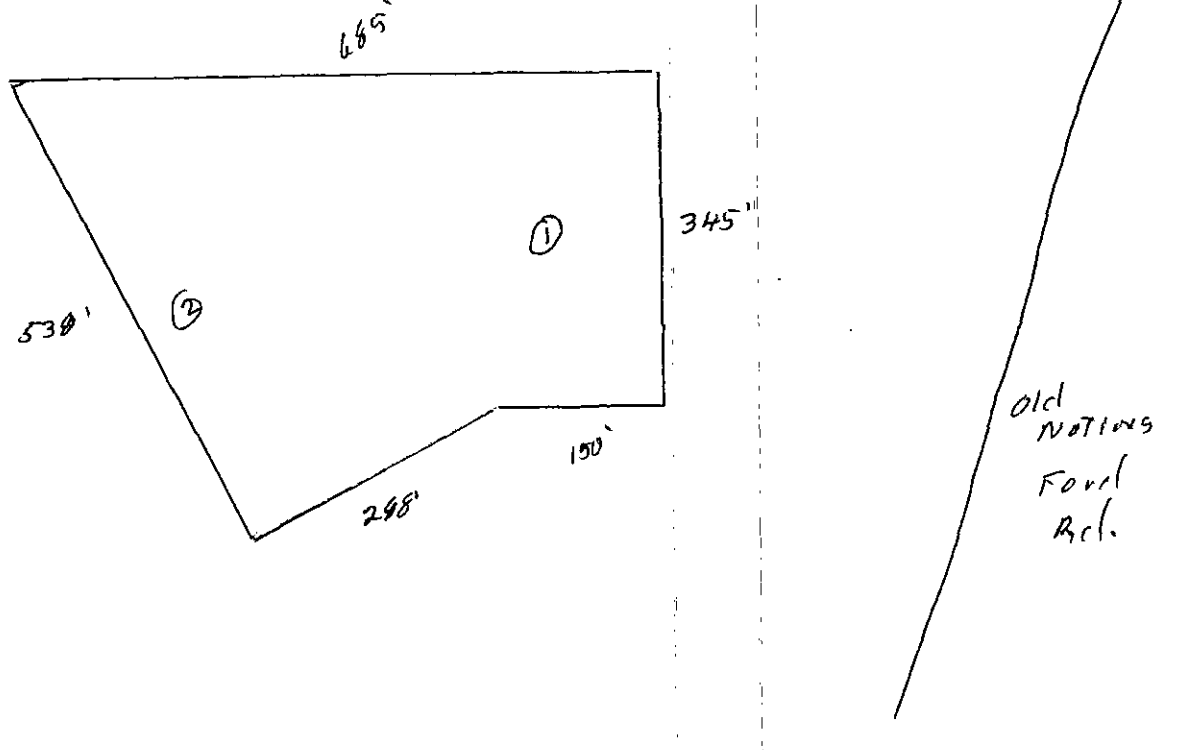
OTES

ORIZON DEPTH	In inches below natural soil surface
EPTH OF FILL	In inches from land surface
ESTRICTIVE HORIZON	Thickness and depth from land surface
APROLITE	S(suitable) or U(unsuitable)
OIL WETNESS	Inches from land surface to free water or inches from land surface to soil colors with chroma 2 or less - record Munsell color chip designation
LASSIFICATION	S (Suitable), PS (Provisionally Suitable), or U (Unsuitable)

valuation of saprolite shall be by pits.

ong-term Acceptance Rate (LTAR): gal/day/ft²

Show profile locations and other site features (dimensions, reference or benchmark, and North).



PROPOSED PLOT PLAN

HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH DIVISION
700 NORTH TRYON STREET
CHARLOTTE, NC 28202
PHONE (704) 336-5102

FILE: 1992B

TC: 205-131-02

Draw in and name all roads adjoining the property. Draw in and accurately dimension the lot concerned. Accurately indicate property boundaries proposed and/or existing structures and driveways, underground utilities, and wells and springs within 100 feet of the proposed building or drainfield.

SEE Attached

(Bldg has been demolished)

OWNER/AGENT SIGNATURE

DATE

APPROVAL DATE _____

White - Health Department's Copy

Canary - E.H.S. Copy

Pink - Owner's Copy

1992B

STATE OF NORTH CAROLINA)

COUNTY OF MECKLENBURG)

LICENSE AGREEMENT

THIS AGREEMENT, made this 4th day of February, 1991, by and between VULCAN MATERIALS COMPANY, a New Jersey corporation ("Vulcan"), and QUEEN CITY PAVING COMPANY, a North Carolina corporation ("Licensee").

WITNESSETH:

WHEREAS, Vulcan owns certain real property in Mecklenburg County, North Carolina ("Premises"), on which it operates a quarry for the recovery of stone, a crushing plant and related facilities, said Premises being more particularly described on Exhibit "A," attached hereto and incorporated herein.

WHEREAS, Licensee desires to locate and operate an asphaltic concrete plant ("Plant") on the portion of the Premises enclosed by red lines on the plat attached hereto as Exhibit A ("Plat"), said portion of the Premises ("Tract") being more particularly described on Exhibit "B," attached hereto and incorporated herein, and Vulcan is willing to grant Licensee that right under the terms and conditions set out herein;

NOW, THEREFORE, in consideration of the payment to Vulcan by Licensee of One Dollar ($1.00), Vulcan's allowing Licensee to place the Plant on the Tract, and the covenants and agreements set forth below, the parties hereto agree and intend to be legally bound as follows:

1. Vulcan hereby grants Licensee the right to place the Plant on the Tract and, during the term hereof, Licensee shall pay Vulcan as rental the sum of One Dollar ($1.00) per month, in advance, the sum paid upon the execution hereof constituting the first month's rental.

2. Licensee shall use the Tract solely for the operation of the Plant and for purposes necessary and incidental to the efficient operation thereof, including but not limited to storing and stockpiling aggregate and other raw materials, parking and maintaining of highway-type trucks and the excavation and maintenance of settling ponds.

3. Licensee shall install, operate and maintain adequate facilities for the control of air, soil and surface and subsurface water pollution which (a) shall meet all requirements of applicable local, state or federal statutes or regulations, and (b) shall be approved by Vulcan prior to installation. Vulcan's approval will not be construed as relieving the Licensee from compliance with any applicable regulation as referred to hereinabove.

In addition thereto, Licensee shall in its use and occupancy of the Tract observe such standards of operation and conduct as are (a) requisite to avoid conditions which may be hazardous to employees of Vulcan or to third parties and (b) requisite to prevent the release of air, soil and surface and subsurface water contaminants or matter which is, or may be, hazardous or offensive to employees of Vulcan or third parties. Further, Licensee shall in its use and occupancy of the Tract comply with all federal, state and local laws, rules and regulations pertaining to the protection of the environment and shall not create any condition which would be subject to redress or corrective action under any such laws, rules or regulations. Licensee agrees to comply with recommendations made to it by Vulcan (a) for the correction or control of hazardous conditions, or the release of contaminants or offensive matter, (b) for the correction or control of conditions which are violative of any laws, rules or regulations pertaining to the protection of the environment or which would be subject to redress or correction thereunder, (c) to control traffic problems, (d) to maintain a good general appearance of the Tract and Licensee's Plant, or (e) to limit the hours or days of operation. On failure of Licensee to comply within the time specified by Vulcan (which shall be a reasonable time for the correction of the matter involved and during which time Vulcan may prohibit the operation by Licensee of the Plant in whole or in part), Vulcan shall have the nonexclusive remedy of declaring this Agreement at an end and all rights of Licensee hereunder terminated.

4. Licensee shall indemnify and hold and save harmless Vulcan, as well as any other owner of the Premises, from and against any and all losses, demands, damages, suits, administrative proceedings, actions, expenses (including reasonable attorneys' fees and costs), judgments, fines, penalties and any other liabilities of any nature (whether or not involving personal injury or property damage), brought or had against Vulcan, or suffered or incurred by Vulcan, or other owner, which result from, arise out of, or concern the operations of Licensee or its use, occupancy or possession of the Tract, whether or not resulting from a breach of Section 3 or any other provision of this Agreement and whether caused by Licensee or other parties, or that may result from, arise out of, or concern the operation of any contract or subcontract made by Licensee incident to this Agreement.

5. Licensee shall comply with all laws relating to the carrying of worker's compensation insurance and shall be responsible for seeing that all subcontractors comply

therewith. Licensee shall provide Vulcan with such evidence as is necessary to show compliance with this requirement.

Licensee shall and does hereby covenant and agree to take out and maintain with insurers and under policies satisfactory to Vulcan during the term of this Agreement such public liability, property damage and other insurance as Vulcan may require, including the following:

(a) Automobile Public Liability Insurance covering all owned, nonowned and hired vehicles with limits of not less than $1,000,000 for personal injury to one person, $1,000,000 for personal injury per accident and $1,000,000 for property damage; and

(b) Comprehensive General Liability Insurance covering operations with limits of not less than $1,000,000 for personal injury to one person, $1,000,000 for personal injury per accident and $1,000,000 for property damage.

Prior to its use of the Tract, Licensee shall furnish a certificate or certificates of insurance, in form satisfactory to Vulcan, evidencing insurance coverage as required above and such certificates shall include a specific contractual endorsement covering this Agreement, XCU coverage (explosion, collapse and underground coverage) and completed operations coverage. Such certificate or certificates shall also contain a statement by the insurer that it will give Vulcan written notice at least ten (10) days prior to any cancellation, alteration, change or endorsement of any of the insurance required by this Agreement. All certificates shall contain a specific contractual endorsement covering the liability assumed by Licensee under this Agreement.

6. Licensee agrees that so long as this Agreement shall remain in force it shall purchase from Vulcan its requirements for aggregates to be used in connection with the operation of the Plant. Licensee further covenants and agrees to pay to Vulcan the prices f.o.b. the quarry prevailing at the time of each purchase, plus an additional charge as determined by Vulcan to cover the cost of delivering any materials that may be delivered by Vulcan from time to time to Licensee's Plant.

Notwithstanding the foregoing, (a) Licensee shall not be obligated to make any specific purchase of any of the aforesaid materials from Vulcan if that purchase can be made elsewhere at a lower delivered cost, considering the cost of transportation and other relevant matters, and (b) to the extent that Licensee's daily requirements of any of the aforesaid materials cannot be

furnished by Vulcan, Licensee may purchase such excess requirements from other sources. This Agreement may be terminated by Vulcan immediately without notice for any breach or violation of this covenant, notwithstanding any other provisions of this Agreement, and in such event, all obligations of Licensee accruing prior to such termination shall survive such termination.

7. Nothing herein shall be construed as depriving Vulcan of its right to enter upon and make use of the Tract during the term of this License for such purposes as Vulcan may deem appropriate, including, without limitation, the conduct of inspections and tests for the purpose of ascertaining the extent of Licensee's compliance with its obligations hereunder. Such entry upon and use of the Tract shall not unreasonably interfere with Licensee's operations thereon.

8. The license granted hereunder is valid for a period of five (5) years from the date hereof; provided, however, that either party hereto may terminate this Agreement and the license granted hereunder upon giving one hundred eighty (180) days' prior written notice to the other party. In the event this Agreement has not been terminated prior to the expiration of the initial period hereof, it shall continue in effect for successive terms of five (5) years each unless terminated by either party hereto upon the giving of one hundred eighty (180) days' prior written notice. Notice mailed to Vulcan shall be addressed to Vulcan Materials Company, Mideast Division, Winston-Salem Regional Office, Post Office Box 4239, Winston-Salem, North Carolina 27115-4239, with a copy to Vulcan Materials Company, 818 Tyvola Road, Suite ~~818~~ 205, Charlotte, North Carolina 28217, and notice mailed to Licensee shall be addressed to Queen City Paving Company, P. O. Box 240127, Charlotte, North Carolina 28224.

9. Upon expiration or termination of this Agreement, Licensee shall have a period of sixty (60) days from said termination in which to remove from the Tract any and all machinery, equipment and other property there installed by it, provided that it shall have fully satisfied all liability and indebtedness owing to Vulcan hereunder or otherwise.

10. Any obligation of either party hereto arising pursuant to this Agreement out of acts, omissions or conditions occurring or existing prior to any expiration or termination of this Agreement shall survive said expiration or termination.

11. Any liability and indebtedness of Licensee arising out of acts, omissions or conditions occurring or existing prior to any expiration or termination of this Agreement shall survive said expiration or termination.

12. This Agreement shall not be assigned by Licensee without the prior written consent of Vulcan.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed and delivered for and in their names by their duly authorized officers, all as of the day and year first above written.

VULCAN MATERIALS COMPANY,
Mideast Division

ATTEST:

By: R. D. McCabe
Its: Assistant Secretary

(CORPORATE SEAL)

By:
Its:

LICENSEE

ATTEST:

By: William H. Litthjohn
Its: Secretary

(CORPORATE SEAL)

By: Robert H. Litthjohn
Its: President