

August 7, 2017

**VIA US MAIL & E-MAIL koonjm@dhec.sc.gov**

Mr. Joe Koon  
SCDHEC  
Division of Mining and Solid Waste Management  
2600 Bull Street  
Columbia, SC 29201

**RE: RDA, LLC Application for Mine Operating Permit  
RDA Mine - Williamsburg County**

Dear Mr. Koon:

In accordance with the requirements of DHEC Regulation 89-60(A)(4), I am providing information on the ownership of the tracts of land located in Williamsburg County, South Carolina related to the above-referenced Application for Mine Operating Permit (the "Application"). I am a licensed attorney in the State of South Carolina, and I have examined documents relating to the title to the tracts of land subject to the above-referenced Application. Based upon my review of these documents, I provide the following.

The Application covers land identified by three separate Williamsburg County Tax Map Parcel Numbers, and the respective ownership is outlined below.

**Tract 1:** This tract is identified by Williamsburg County Tax Map Parcel Number 45-360-002. Tax Map Parcel 45-360-002 is shown more particularly on a plat prepared by Black River Land Surveying, LLC, dated December 16, 2016, entitled "Fidelity National Title Insurance Company ALTA Boundary Re-Survey Policy No. 273064040-210623428" and recorded in the Office of the Clerk of Court for Williamsburg County in Plat Slide S1259 at page 10. This tract contains 529.61 acres. RDA, LLC owns a fee simple interest in and to all surface and mineral rights to this Tract 1, less and except that portion of Tract 1 marked on the attached Exhibit "A" and identified as a part of the "Former C. K. Fagan Tract" (the "Fagan Tract"). As to the Fagan Tract, RDA, LLC owns a fee simple interest in and to all surface right and a portion of the mineral rights. The Fagan Tract will be used only for the purpose of the

processing and transporting of minerals mined from the other parts of the permitted area pursuant to RDA, LLC's mining operations

**Tract 2:** This tract is identified by Williamsburg County Tax Map Parcel Number 45-335-095. Tax Map Parcel 45-335-095 is shown more particularly on a plat prepared by Black River Land Surveying, LLC, dated December 16, 2016, and recorded in the Office of the Clerk of Court for Williamsburg County in Plat Slide S1256 at page 5. This tract contains 280.68 acres. Jump N Run, LLC, owns a fee simple interest in and to all surface and mineral rights to this Tract 2 less and except that portion of Tract 2 marked on the attached Exhibit "A" and identified as a part of the "Former C. K. Fagan Tract" (the "Fagan Tract"). As to the Fagan Tract, Jump N Run, LLC owns a fee simple interest in and to all surface right and a portion of the mineral rights. The Fagan Tract will be used only for the purpose of the processing and transporting of minerals mined from the other parts of the permitted area pursuant to RDA, LLC's mining operations. Jump N. Run, LLC has leased all the surface and mineral interest it owns to RDA, LLC pursuant to that certain Real Estate Lease Agreement by and between the parties dated effective as of June 1, 2017.

**Tract 3:** This tract is identified by Williamsburg County Tax Map Parcel Number 45-360-001. This tract contains 158.11 acres. MHS Holdings, LLC, owns a fee simple interest in and to all surface rights and a portion of the mineral rights to the Tract 3 and has leased all the surface and mineral interest it owns to RDA, LLC pursuant to that certain Real Estate Lease Agreement by and between the parties dated effective as of June 1, 2017.

Sincerely,

SOWELL GRAY ROBINSON STEPP & LAFFITTE, LLC



Wilson W. McDonald

WWM/kse

cc: Craig Kennedy (via e-mail only)  
Jennifer R. Kellahan (via e-mail only)  
Clark Wooten (via e-mail only)  
Frank R. Ellerbe, III (via e-mail only)