

Please see attached provisions of the DONMAR Mines agreement with the Berkeley County to move forward with the approval of the mining operation.

1. DONMAR has recently constructed a new private roadway for logging purposes as shown and depicted on the Mine Map which shall serve as the sole ingress-egress right of way to service DONMAR's operations to and from South Carolina Highway 41.
2. Blessing Lands will close access for DONMAR mining and/or logging activities to and from Charity Church Road.
3. Prior to the commencement of mining operations in the Pit Area utilizing the New Road, DONMAR shall obtain all required encroachment permits and/or authorizations from any agency/entity other than Berkeley County having jurisdiction relative to said encroachments and the lands impacted thereby.
4. Berkeley County consents to the construction and use of the New Road for the purposes herein provided without any additional permissions from Berkeley County being required other than the normal review process required by Berkeley County ordinances.
5. At all times during DONMAR's operations permitted by this Consent Order, Blessing shall maintain a minimum Five Hundred (500') foot undisturbed buffer or, where a naturally occurring vegetative buffer does not exist, Blessing shall install a berm and plantings in a manner consistent with Article 17 of the Berkeley County Zoning Ordinance at all points along and around the Pit Area.
6. DONMAR shall utilize excavators and other industry standard equipment in its mining operations only. DONMAR shall not employ explosives, blasting materials, chemical agents or other means or methods to extract minable materials from the Pit Area.
7. DONMAR will be permitted to de-water the Pit Area in accordance with industry standards and in accordance with any Department of Health and Environment Control, ("DHEC"), permit and discharge water into an area located generally north of the Pit Area and shown and depicted on Exhibit "A" as 2.55 acres, and designated "Basin and Outfall".

8. Water discharging from the Basin and Outfall shall be monitored and reported to DHEC, by DONMAR, not less than monthly at all times during DONMAR's dewatering operations.
9. DONMAR's hours of operation shall not exceed Monday through Friday between the hours of 7:30 A.M. and 4:30 P.M. No weekend operations shall be allowed.
10. Within ten (10) days of the entry of this Consent Order, DONMAR shall pay over to a mutually agreeable third-party Escrow Agent, the sum of sixty thousand (\$60,000.00) Dollars. The Escrow Agent shall hold and disburse the funds in accordance with an Escrow Agreement, as shown and depicted in a form materially consistent with Exhibit "B", attached hereto and made a part hereof by reference.
11. For any owner-occupied dwelling existing as of the date of this Order within 2500' from the Pit Area as depicted in Exhibit "D", DONMAR agrees to pay the "tap fee" or install a DHEC-approved well (at landowner's option), using a contractor of DONMAR's choice, who makes a request within two (2) years from the date of this Consent Order.
12. Upon completion of all mining activities allowed pursuant to this Consent Order, or seven (7) years from the date of this Consent Order, whichever occurs first, all mining operations shall cease and DONMAR and Blessing agree to landscape the property according to the pre-approved landscape plan depicted on Exhibit "C" (Landscape Plan).
13. The current temporary driveway onto 41 is permitted by SCDOT. If and when converted to a permanent driveway DONMAR and Blessing agree to comply with all governmental approvals and requirements.
14. To the extent any item, feature or matter depicted on Exhibit "A" is inconsistent with the terms and provisions of this Consent Order, the terms hereof shall supersede, control and apply.

15. To the extent that any item, feature or matter is depicted on Exhibit "A" is not specifically itemized and identified in this Consent Order, but which are required to give efficacy to the settlement of the parties as set forth in this Consent Order, the items, features or matters depicted on Exhibit "A" shall be merged and incorporated herein.

16. All operations shall be performed in accordance with any permit issued by DHEC for the Blessing Lands and any other permits issued in connection with DONMAR's operations. Except as permitted herein to the contrary, all operations shall be performed in accordance with all applicable ordinances of Berkeley County, including but not limited to the Noise Ordinance, Section 38.1 of the Berkeley County Code of Ordinances.