

**APPLICATION FOR MINOR MODIFICATION TO OPERATING PERMIT
CENTER HILL MINE EXTENSION AREA
SUMTER COUNTY, FLORIDA
FOR
CEMEX CONSTRUCTION MATERIALS FLORIDA, LLC.
CUP 2006-003**



Prepared by:

THE COLINAS GROUP, INC.
Engineering and Environmental Consultants
Lakeland, Florida

Job No. S-262A

Sumter County
Division of Planning & Development
209 North Florida Street
Bushnell, FL 33513

March 1, 2011

Attention: Ms. Aimee Webb
Development Review Committee

Re: Application for Minor Modification of Operating Permit OP 2006-0003
Center Hill Mine Extension
Sumter County, Florida
For Florida Crushed Stone Company

Dear Ms. Webb:

Per a conference call held June 8, 2010, which included representatives from the Florida Department of Environmental Protection (FDEP), The Southwest Florida Water Management District (SWFWMD), Sumter County, Cemex and The Colinas Group, we are pleased to submit the attached supporting information for a minor modification of the Cemex Construction Materials Florida, LLC., (Cemex) Center Hill Mine Operating Permit OP2006-0003.

We are proposing to eliminate Quarry A and enlarge Quarries B-1 and B-2 as a replacement for Quarry A. The reasons for proposing to eliminate the formerly proposed Quarry A are twofold. First, proposed Quarry A has a long quarry wall paralleling the Hydraulic Barrier Ditch (HBD). There is concern that the dewatering discharge placed into the HBD will "short-circuit" back to Quarry A rather than recharging into the Floridan aquifer, as planned. Second, elimination of proposed Quarry A will eliminate the need for a Quarry A key cut. Blasting effects of a key cut are more pronounced than occurs during the normal quarrying operations.

Although Cemex is requesting to modify the quarry lake configuration, no additional lands outside of the existing, permitted footprint authorized by the existing Conditional Use Permit, nor the existing Operating Permit are proposed to be added. This minor modification is simply to change the existing and approved quarries to create a more efficient operating plan for the minable portions of the property.

Thank you for the opportunity to submit for this minor modification application. In the meantime, if you have any questions, please call.

Yours very truly,

THE COLINAS GROUP, INC.

ENGINEERING AND ENVIRONMENTAL CONSULTANTS

Mark R. Stephens, P.G., P.E.

Principal Consultant

One (2) hard copy submitted

One (1) electronic copy submitted

attachments

cc: Mr. James Morris - Cemex Construction Materials Florida, LLC.

Mr. Tommie Deaner - Cemex Construction Materials Florida, LLC.

Mr. Roger Sims - Holland & Knight, LLP.

**APPLICATION FOR MINOR MODIFICATION TO OPERATING PERMIT
SUPPLEMENTAL INFORMATION
CENTER HILL MINE
SUMTER COUNTY, FLORIDA
FOR
FLORIDA CRUSHED STONE COMPANY**

PROFESSIONAL ENGINEER CERTIFICATION

I, Mark R. Stephens, PE# 36179, certify that I currently hold an active license in the state of Florida and am competent through education or experience to provide engineering services in the civil engineering discipline contained in this plan, print, specification, or report. I further certify that this plan, print, specification, or report were prepared by me or under my responsible charge as defined in Chapter 61G15-18.001, F.A.C. Moreover, if offered by a corporation, partnership, or through a fictitious name, I certify that the company offering the engineering services, The Colinas Group, Inc., holds an active certificate of authorization (No. 7934) to provide the engineering service.

_____ Date: _____

Mark R. Stephens, P.G., P.E.

Florida P.E. License No. 36179

Engineering Business No. EB-0007934

The Colinas Group, Inc.

2031 East Edgewood Drive, Suite 5

Lakeland, FL 33803-3601

Phone (863) 669-9141

**APPLICATION
MINOR MODIFICATION
OPERATING PERMIT OP 2006-003
CENTER HILL MINE
SUMTER COUNTY, FLORIDA
FOR
CEMEX CONSTRUCTION MATERIALS FLORIDA, LLC.**

The following information is provided as required in the application for Operating Permit. The requirement is stated followed by the required information (**in bold**).

1. Name, address, email address, and telephone number of property owner(s) of record.

**Cemex Construction Materials Florida, LLC.
1501 Belvedere Road
West Palm Beach, Florida 33406**

2. Name, address and telephone No. of record property owner's agent or representative, if any.

**James P. Morris - Regional Environmental Manager
Cemex Construction Materials Florida, LLC.
11430 Camp Mine Road
Brooksville, Florida 34601**

(352) 796-3522 Office (352) 303 -3563 Mobile jpmorris@cemexusa.com

3. Name, address, email address, telephone number, and federal employer identification number of the conditional use operator, or person or corporation, other than the property owner, who will physically develop and/or operate the property. If the operator is a corporation, the application shall identify all officers, directors, and in the case of a non-publicly traded corporation, a list of all shareholders. If the applicant is a subsidiary corporation, then the parent tract corporation shall also be identified along with the officers and directors of all corporations involved. In the case of limited partnership, all general and limited partners shall be revealed. Attachments to the application form may be used.

**James P. Morris -Regional Environmental Manager
Cemex Construction Materials Florida, LLC.
11430 Camp Mine Road
Brooksville, Florida 34601**

(352) 796-3522 Office (352) 303 -3563 Mobile jpmorris@cemexusa.com

Federal ID No. 263068068

Cemex's Corporate ownership information for this operation is attached in Appendix A.

4. Legal description of parcel, as shown in the public records of Sumter County, Florida, for which an operating permit requested, and street address if known.

The legal description for the Center Hill Limerock Mine is as follows:

Section 16, Township 21S, Range 23E

All of Section 16

Section 17, Township 21S, Range 23E

E 1/4 of Section 17

Section 20, Township 21S, Range 23E

NE 1/4 of NE 1/4 of Section 20

Section 21, Township 21S, Range 23E

E 3/4 of N 1/4, less E 1/2 of SE 1/4 of NW 1/4 of NE 1/4 and NE 1/4 of NE 1/4, less W 1/2 of SW 1/4 of NE 1/4 of NE 1/4 that lies south and west of abandoned Seaboard Coast Line railroad R/W of Section 21

Sections 16 and 21, Township 21S, Range 23E

All that part of Sections 16 and 21, Township 21 South, Range 23 East, Sumter County, Florida, described as follows:

Commencing at the South quarter corner of Section 16; thence East 438 feet along the South Section line of said Section 16 to the Point of Beginning; thence North 1320 feet to the North line of the South 1/4 of Section 16; thence East 65 feet along the North boundary line of said South 1/4 to the Westerly boundary of SAL Railway right-of-way line; thence South 21^B 30' East 2265 feet along the former Westerly SAL right-of-way line; thence West 322 feet; thence South 512 feet to the North right-of-way line of S.R. 48; thence West 576 feet along said North road right-of-way line; thence north 1300 feet to the Point of Beginning, all being part of Section 16 and 21, Township 21 South, Range 23 East, Sumter County, Florida.

The street address is:

530 West Kings Highway (Highway 48 West) Center Hill, Florida 33514

5. General location and directions to property from Sumter County Courthouse.

The property is west of the City of Center Hill on the north side of State Road 48 (SR 48). The location of the property is shown on attached Figure 1.

6. Present zoning of property for which the operating permit is requested.

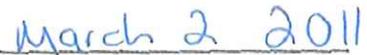
The present zoning and existing character of the property is agricultural (AG), with Conditional Use Approval (CUP) No. C2006-0003 for mining.

7. Signature of applicant (Must be owner(s) of record or agent with written authorization. Evidence of ownership may be required and an applicant shall have written consent of all owners of record).

The agent for Cemex Construction Materials Florida, LLC. is Mr. James P. Morris, Regional Environmental Manager. A Letter of Authorization for Mr. Morris is attached in Appendix B.



Owner or Agent



Date Submitted

SUPPLEMENTAL INFORMATION

The following information is provided as required in Appendix A of the Sumter County Land Development Code - Application Requirements for Operating Permit. The requirement is stated followed by the required information (**in bold**).

A. 3.4. Operating permit.

A. 3.4.1. Application form and fee.

- (a) **Application form.** An application form, supplied by the department, containing the following information furnished by the applicant, shall be submitted for an operating permit:

- (1) **Name, address and telephone No. of property owner of record.**

See application form

- (2) **Name, address, telephone No. and federal employer identification number of the conditional use operator, or person or corporation, other than the property owner, who will physically develop and/or operate the property.** If the operator is a corporation, the application shall identify all officers, directors, and, in the case of a non publicly traded corporation, a list of all shareholders. If the applicant is a subsidiary corporation, then the parent corporation shall also be identified along with the officers and directors of all corporations involved. In the case of a limited partnership, all general and limited partners should be revealed. Attachments to the application form may be used.

See application form

- (3) **Legal description of parcel for which an operating permit is requested, as shown in the public records of Sumter County, and the land area, and street address if known.**

See application form

- (4) **General location and directions to property from Sumter County Courthouse.**

See application form

- (5) **Present zoning of property for which the operating permit is requested.**

See application form

- (6) Signature of applicant (Must be owner of record or agent with written authorization. Evidence of ownership may be required and an applicant shall have written consent of all owners of record).

See application form

- (b) Application fee. An application fee, in the amount established in Appendix B of this chapter, shall be submitted with each plan required.

The Application fee of \$3,000.00 is attached.

A.3.4.2. Operating plan. The following materials shall be submitted for operating permit approval.

- (a) Operating plan. The operating plan, to scale, suitable for presentation, shall specifically depict the combined existing site conditions and proposed features of the conditional use including, but not necessarily limited to, the following:

- (1) Plan preparation.

- a. The plan shall be prepared and sealed by an engineer.
- b. Plans shall be light background prints or sets of prints twenty-four (24) inches by thirty-six (36) inches. If necessary, more than one sheet may be used provided a key map is shown to relate each sheet to the entire development.
- c. The number of plans or sets of plans submitted shall be as follows:
 1. One (1) at time of submission.
 2. Ten (10) additional upon determination of completeness and at least seven (7) days prior to scheduled hearing before the reviewing authority.

One (1) hard copy and one (1) electronic copy of the drawings are attached. Additional copies will be provided upon request.

- (2) Contents of plan.

- a. Identify the project by supplying a title block, placed in the lower right corner or along the right border of the sheet, providing the following information:

1. Proposed conditional use name. The name is to be preceded by the words "A Operating Plan of _____".
2. Property location. The section, township and range in which

the property is located shall be given.

3. Identification of persons involved. The name, address and telephone number of the property owner, operator, engineer and land surveyor shall be given.
4. Dates. A space shall be provided for the date of plan preparation and subsequent plan revisions.
5. Street address. Any street address assigned to the property shall be given.

See attached drawings

- b. Show existing conditions and proposed development on a plan of the property boundaries consistent with the boundary survey. Such plan shall be drawn to a scale of not less than one (1) inch = one-hundred (100) feet, unless otherwise approved by the development review board, with north oriented to the top or left edge of the sheet. The drawing shall clearly show or describe, but is not necessarily limited to, the following:
 1. For mining and construction and demolition debris landfills.
 - a) Topographic information of the property, shown in broken lines, prepared by a surveyor or engineer, including the following features:
 - 1) Existing land contours, on NGV datum, shown at intervals of not more than 5 feet. The plan shall be of an area sufficient to show the proposed developments relationship to its watershed. Data from the U.S.G.S. topographic survey, or other agencies work, may be used.
 - 2) Existing buildings and other structures on the property. For those that will remain, furnish outside dimensions, type of construction and present use. If structure is to be removed, so note.

- 3) Above and below ground utility lines that may be impacted by mining or landfill activities. Indicate location, type and size.
- 4) Natural or man made land features such as bodies of water, water courses, drainage channels, wooded areas, streams, lakes, wetlands and any other physical conditions affecting the site, or to be affected by mining or landfilling. Show the high water line of lakes and wetlands and other environmental areas which would be affected by these activities.

See attached drawings

- b) Proposed improvements. All proposed features to be constructed by the developer, or resulting from the mining or landfill activity, are to be shown, such as:
 - 1) Excavation plan identifying each mine or landfill cell and giving date of each cell opening and closing, with pertinent signing and remarks.
 - 2) Stormwater management plan showing the general grading/drainage plan of the entire area to be developed, including, but not limited to, the following:
 - Future drainage pattern indicated by directional arrows and resultant drainage basins or watershed boundaries. The plan shall show any drainage areas off site that affect the project or that are affected by the project and show locations of routes of off-site waters onto, through, or around the project.
 - Facilities for collection, treatment, retention and detention of stormwater.
 - Erosion and sedimentation control plan describing the type and location of control measures, the stage of development at which they are to be put in place or used, and maintenance provisions.
 - Off-site rights-of-way required for proper functioning of drainage plan. Include statement as to the nature of the r/w reservation.

- The entity or agency to be responsible for operation and maintenance of the stormwater management system.

Proposed improvements, as required above, are shown on the attached drawings. The stormwater management plan is included in the Environmental Resource Permit No. 211510-008 attached in Appendix C.

- 3) Location, size and use of proposed buildings, other structures and material storage areas and stationary material handling equipment. Show setbacks and separations, as appropriate, from:

- Project boundary lines.
- Centerlines of rivers, streams and canals.
- High water line of bodies of water.
- Wetlands and other environmental areas.
- Other man-made or natural features which would be affected by development encroachment.

Material storage areas, project boundaries, the Jumper Creek center line, design water levels for quarries, and wetlands are shown on the attached drawings. No changes are proposed for existing buildings. No other material changes are planned for stationary material handling equipment.

- 4) Proposed utility services, showing location and size of:

- Facilities for source, treatment and distribution of potable water.
- Facilities for collection, treatment and effluent disposal of sanitary sewer waste. Indicate type of treatment to be used.

No changes are proposed for existing utility services (on-site potable wells and septic tanks).

- 5) Non-hazardous solid waste management plan and facilities.

No additional non-hazardous solid waste will be generated by modification. Non-hazardous solid waste will be stored in secure, temporary storage containers and removed off site for proper disposal.

- 6) Pollutant management devices or facilities.

The Center Hill Mine utilizes a Best Management Practices Plan (BMP Plan). The purpose of the BMP Plan is to describe and implement practices to prevent or minimize the potential for the release of pollutants to waters of the State from ancillary activities, including material storage areas, plant site runoff, in-plant transfer, process and material handling areas, and loading and unloading operations through plant site runoff, spillage or leaks, or drainage from raw material storage. The facility has developed and operates under a Spill Prevention Control and Countermeasures Plan (SPCC Plan) that identifies pollutant control devices and facilities on the site. The purpose of this SPCC Plan is to prevent oil spills from occurring, and to perform safe, efficient and timely response in the event of a spill or leak.

- 7) Proposed buffer plan.

Screening and buffering will continue to be accomplished using the existing visual berm. The berm was be constructed with soil obtained from removal of overburden from Quarry B-1 and the hydraulic barrier ditch. The approximate 15-foot high berm has been vegetated and was be constructed at the location shown on the attached drawings. The visual berm was constructed in its entirety while overburden was being stripped from Quarry B-1.

- c) Scale of drawing and north arrow shall be provided. The plan shall also contain a legend for abbreviations and symbols used in the drawing and notes where needed for clarification.

The scale of the drawing and north arrow are provided along with a legend of abbreviations and symbols used in the drawings.

- d) Tabulated development summary information such as:
 - 1) Total acreage of the mine or landfill.
 - 2) Total acreage of mine or landfill cells.

The total acreages of the mine are contained on the attached drawings.

- (b) Supporting materials. In addition to the information required on the operating plan, the following shall be submitted:

(1) General.

- a. A boundary survey, with complete legal description of property, certified by a surveyor or engineer. Boundary lines of the entire development tract shall be clearly indicated. Ties to government corners or other recorded monumentation shall be shown.

A boundary survey with a complete legal description of the property, certified by a surveyor, was included with the application approved for the existing Operating Permit 2006-003. No changes to the boundary survey will be realized as a result of this minor modification of the quarry lakes configuration. This minor modification to the quarry lakes configuration will remain within the existing Conditional Use and Operating Permit “footprint”.

- b. A written description of the overall operating plan with sufficient data to enable determination of the specific nature and extent of the operation and its compliance with appropriate sections of this chapter. This shall address short and long term plans for the activity.

The Center Hill Mine is on Highway 48 West in Sumter County, Florida in Sections 16, 17, 20, and 21, Township 21 South, Range 23 East. The facility’s physical address is 530 West Kings Highway (Highway 48 West), Center Hill, Florida 33514. The Center Hill Mine is a limerock mining and processing facility. The mine produces limerock primarily for construction, road base, and clean fill uses. The normal hours of operation are 4:00 AM to 5:00 PM, six days per week. The operational hours may vary depending on market conditions.

After removal and stockpiling of vegetative cover, topsoil and overburden (for later use in the reclamation process), the limestone is fractured using blasting techniques and excavated using an electrically powered dragline. The active quarry is partially dewatered during this process. The excavated limestone is crushed, sorted according to size, and transferred to a conveyor belt for stockpiling. The product is loaded into trucks for delivery. The trucks are weighed at a scale house before departure.

This application package is for a minor modification of existing Operating Permit OP 2006-0003 in order to change the quarry layouts. Cemex Construction Materials Florida, LLC. is proposing to eliminate Quarry A and enlarge Quarries B-1 and B-2 as a replacement for Quarry A. The reasons for proposing to eliminate the formerly proposed Quarry A are twofold. First, proposed Quarry A has a long quarry wall paralleling the Hydraulic Barrier Ditch (HBD). There is concern that the de-watering discharge placed into the HBD will “short-circuit” back to Quarry A rather than recharging into the Floridan aquifer, as planned. Second, elimination of proposed Quarry A will eliminate the need for a Quarry A key cut. Blasting effects of a key cut are more pronounced than occurs during the normal quarrying operations. Key cut blasting along a quarry wall paralleling the HBD offers some safety concerns because of the potential for causing direct water conduits from the HBD to the quarry.

The active Operating Permit 2006-003 authorizes Quarry B-1 (51 acres), Quarry B-2 (51 acres), and Quarry A (50 acres) in the southern portion of the property. The project proposes to extend Quarries B-1 (89 acres) and B-2 (85 acres) toward Quarry A making two larger pits and eliminating the third pit (Quarry A). The modification does increase the extraction area by 22 acres but does not expand the permitted mine limits. There are no new wetland impacts proposed by this modification. Limestone from the Ocala limestone formation will continue to be mined using the methodology consistent with the current mining practices at the Center Hill Mine. The phasing will be two quarries: Quarry B-1 and Quarry B-2, as shown on Figure 2. Quarry B-1 will be mined first. Quarry B-2 will be mined second.

All proposed improvements are detailed on the attached drawings.

Specific details regarding facilities for collection, treatment, retention and detention of stormwater are detailed in the attached Environmental Resource Permit in Appendix C, the SWFWMD Water Use Permit modification application attached in Appendix D, as well as the attached drawings.

Cemex conducts the de-watering operations for the active quarry under Southwest Florida Water Management District Permit #20000213.009. Water withdrawn from the active quarry is re-circulated from the active quarry into inactive quarries that act as recharge ponds. The re-circulation water recharges into the upper Floridan aquifer. Recharge barriers will be used between the active quarry and the property boundary to ensure minimal or no drawdown impacts offsite. These recharge barriers will be as follows.

- **Inactive Quarries - De-watering discharge will be routed through inactive West Quarry II, West Quarry I, South Quarry, East Quarry, North Quarry to maintain the existing recharge boundaries to the north and east.**
- **Hydraulic Barrier Ditch (HBD) - The HBD will be used between active quarry and the property boundaries to prevent off-site drawdown. The HBD will be used to route the de-watering discharge from the active quarry to inactive quarries for recharge to the upper Floridan aquifer. The HBD location and de-watering discharge routing are shown on the attached drawings.**

Details regarding off-site and future drainage patterns were detailed as part of the original permit application for existing Operating Permit OP2006-0003. No changes to off-site drainage patterns will be realized as a result of this minor modification. Only very minor changes to future drainage patterns will be realized as a result of this minor modification. Please see the attached drawings for post mining land use, as well as the attached run-off calculations.

Table 1 contains the total acres to be mined, acreage of actual quarries, acreage of existing and proposed water bodies, and the sequence of mining operations. Each of Quarries B-1, and B-2 will be mined over a five to ten year time period, depending on market conditions.

TABLE 1

QUARRY	TOTAL ACRES TO BE MINED	PERMITTED ACREAGE OF QUARRIES PER EXISTING OP 2006-003	ACREAGE OF EXISTING/ PROPOSED WATER BODIES	SEQUENCE OF MINING
West Quarry II	91 +/-	91 +/-	91 +/- (existing)	Completed
West Quarry I	Completed	51 +/-	51 +/- (existing)	Completed
North Quarry	Completed	26 +/-	18 +/- (existing)	Completed
South Quarry	Completed	57 +/-	57 +/- (existing)	Completed
East Quarry	Completed	44 +/-	44 +/- (existing)	Completed
Quarry B-1	89 +/-	51 +/-	89 +/- (proposed)	Currently being mined
Quarry B-2	85 +/-	51 +/-	85 +/- (proposed)	To be mined second

Note: all acreages are approximate as measured from aerial photography.

Quarry B-1 is currently being mined. Overburden is be stripped to the top of limestone. A portion of the overburden soil was used for construction of the visual berm. The remaining overburden is being stockpiled at locations shown on Figure 2 for use in future quarry reclamation. Overall, after stripping, limestone in small sections is loosened using blasting techniques, then removed using a dragline. The dragline stockpiles the limestone on the quarry floor. Front end loaders move the stockpiled limestone to a crusher located on the quarry floor for crushing. A conveyor moves the crushed limestone to the surface to the existing conveyor system and from there to surface stockpiling for loading onto commercial trucks. No changes are planned for the surface stockpiling and loadout areas.

After the overburden is stripped, a rim ditch is excavated to the total mine depth using a dragline. A de-watering pump is placed into the rim ditch and is used to begin dewatering. Ground water levels in the quarry are lowered to approximately 25 feet NGVD. Dewatering discharge is placed into the hydraulic barrier ditch for recharge back into the limestone. The layout of the rim ditch, de-watering pump, and hydraulic barrier ditch is shown on the attached drawings.

Mining will proceed as shown on the attached drawings. Using a mining rate of approximately 10 acres per year, depending on market conditions, Quarry B-1 will be mined in five to seven phases.

Reclamation scheduling will be accomplished in accordance with the requirements of Section 62c-39.008, Reclamation Standards, Florida Administrative Code. Reclamation activities will

commence upon completion of mining activities. The mine will be reclaimed as lakes. Figure 2 and Figure 3 show a post mining cross section and post reclamation land use. No manmade structures, facilities, or equipment will be left on the property. No on-site waste disposal, including locations of any junk, debris, cables or other structural or mechanical items will be disposed of in the property.

At completion of mining, the property will consist of reclaimed mine lakes. The slopes of the mine lakes shorelines will be sloped as conceptually shown on the attached drawings. The reclaimed mine site will provide for a drainage pattern similar to the pre-mining drainage. The quarries will consist of reclaimed mine lakes.

The Environmental Management and Monitoring Plan (EMMP) provides a monitoring plan to identify potential impacts to adjacent properties and water-supply wells, wetlands, ground-water levels, and surface-water features resulting from mining activities at the Center Hill Mine. The EMMP is composed of focused sections for each monitoring activity (wetlands, sinkholes, ground water and surface water, and impact mitigation). The copy of the current EMMP is attached in Appendix D.

- c. The substance (draft documents) of covenants, grants, easements, or other restrictions to be imposed on the use of the land, buildings, and structures, including proposed easements for public and private utilities. All such legal documents must be approved by the commission, after review by the county attorney, as part of the operating plan approval.

No covenants, grants, easements, or other restrictions are imposed on the use of the land, buildings, and structures, including proposed easements for public and private utilities.

- d. Description of the extent to which any watercourse, water body or wetlands will be altered or relocated as a result of the proposed operating plan.

No new wetlands will be altered or relocated as a result of this minor modification.

- e. Development containing wetlands on the property shall submit a vegetative cover map.

A Future Land Use Cover and Classification System (FLUCCS) map for post-development conditions is provided on the attached drawings.

- f. A management plan for endangered, threatened or species of special concern, if applicable.

A Threatened and Endangered Species survey of the site has been completed as part of the application for existing Operating Permit 2006-003. No new lands will be impacted as a result of this minor modification to the quarry lake configurations, therefore a management plan for endangered, threatened or species of special concerns is not applicable.

- g. An historic resources preservation plan, if applicable.

An archeological and historical survey of the site was completed as part of the application for existing Operating Permit 2006-003. No new lands will be impacted as a result of this minor modification to the quarry lake configurations, therefore an historical resources preservation plan is not applicable.

- h. A recent aerial photograph encompassing the project area and other areas related to the stormwater management system, if required by the authority. The scale shall be no smaller than one inch equals two hundred (200) feet.

An aerial photograph encompassing the project area is included in the attached drawings.

- i. By what means access to the site is to be restricted, and proposed points of access.

The property perimeter is presently fenced to prevent access from off site areas and the fence will remain. The existing access to the site will not change.

- j. A listing of all substantial differences between the approved conceptual plan and the submitted operating plan and any requests for variances from the Code or approved conceptual plan.

No substantial differences exist between the approved conceptual plan and the submitted operating plan and no requests for variances from the Code or approved conceptual plan have been submitted. A Development Permit was obtained to construct the visual berm and hydraulic barrier ditch. The visual berm was constructed using excavated soil from the hydraulic barrier ditch and overburden stripping from Quarry B-1.

APPENDIX A

CORPORATE OWNERSHIP INFORMATION

N
c 17.60
TF 18.50
Doc 8050.00
Int
CC 8085.50

This Document Prepared By and Return to:
Michael E. Botos, P.A.
Edwards Angell Palmer & Dodge LLP
One North Clematis Street, Suite 400
West Palm Beach, Florida 33401

SUMTER COUNTY, FLORIDA
GLORIA HAYWARD, CLERK OF CIRCUIT COURT
DOC #8,050.00

Parcel ID Number: Q16-001, Q16-002, Q16-003*

Warranty Deed

This Indenture, Made this 14th day of December, 2005 AD., Between
Jeannie G. Emack and Gail Gregg-Strimenos

of the County of Lake, State of Florida, grantors, and
Florida Crushed Stone Company, a Florida corporation

whose address is: 1501 Belvedere Road, West Palm Beach, FL 33406

of the County of Palm Beach, State of Florida, grantee.

Witnesseth that the GRANTORS, for and in consideration of the sum of
TEN DOLLARS (\$10) DOLLARS,
and other good and valuable consideration to GRANTORS in hand paid by GRANTEE, the receipt whereof is hereby acknowledged, have
granted, bargained and sold to the said GRANTEE and GRANTEE'S heirs, successors and assigns forever, the following described land, situate,
lying and being in the County of Sumter, State of Florida to wit:
Legal Description of "Original Tract"

TOWNSHIP 21 SOUTH, RANGE 23 EAST, SUMTER COUNTY, FLORIDA

All of Section 16, less that part of the S 1/4 thereof lying west of
railroad, and that part of the N 1/2 of NE 1/4 of Section 21 lying
east of railroad and north of State Road 48, subject to right-of-way
of Seaboard Coast Line Railroad Company.

LESS: That part of said Sections 16 and 21 which is described as
follows: Begin at the intersection of the north right-of-way line of
State Road 48 and the eastern right-of-way line of the Seaboard Coast
Line Railroad, run thence northwesterly along said eastern railroad
right-of-way line a distance of 2,500 feet, run thence northeasterly,
perpendicular to the easterly railroad right-of-way a distance of 500
feet, run thence southeasterly, parallel to said eastern railroad
right-of-way line to the north right-of-way line of State Road 48,
thence run westerly along the north right-of-way line of State Road
48 to the POINT OF BEGINNING.

Legal Description of "Beville Tract"
(Continued on Attached)

and the grantors do hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever.
In Witness Whereof, the grantors have hereunto set their hands and seals the day and year first above written.

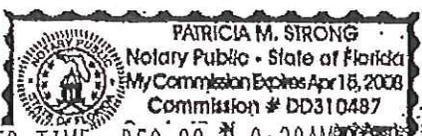
Signed, sealed and delivered in our presence:
Jason E. Merritt
Printed Name: Jason E. Merritt
Witness

Jeannie G. Emack (Seal)
Printed Name: Jeannie G. Emack
P.O. Address: 501 Lakeshore Drive, Leesburg, FL 34748

Patricia M. Strong
Printed Name: Patricia M. Strong
Witness

STATE OF Florida
COUNTY OF Lake
The foregoing instrument was acknowledged before me this 14th day of December, 2005 by
Jeannie G. Emack

who is personally known to me or who has produced her Florida driver's license as identification.



Patricia M. Strong
Printed Name: Patricia M. Strong
Notary Public
My Commission Expires:

12/22/2005 #2005-45597
09:25:38AM B-1498 P-364

Signed, sealed and delivered in our presence:

James E. Merritt
Printed Name: James E. Merritt
Witness

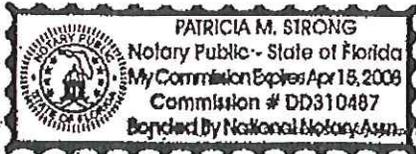
Gail Gregg Strimmon
Gail Gregg Strimmon (Seal)
P.O. Address: 501 Lakeshore Drive, Leesburg, FL 34748

Patricia M. Strong
Printed Name: Patricia M. Strong
Witness

STATE OF Florida
COUNTY OF Lake

The foregoing instrument was acknowledged before me this 4th day of December, 2005 by
Gail Gregg-Strimmon

who is personally known to me or who has produced her Florida driver's license as identification.



Patricia M. Strong
Printed Name: Patricia M. Strong
Notary Public
My Commission Expires:

GREGG

SUMTER COUNTY, FLORIDA
GLORIA HAYWARD, CLERK OF CIRCUIT COURT
DOC \$8,050.00

12/22/2005 #2005-45597
09:25:38AM B-1498 P-365

Warranty Deed - Page 2

Parcel ID Numbers Q16-001, Q16-002, Q16-003*

All of S 1/4 of Section 16 lying West of SAL Railway Right of way, also SE 1/4 of SE 1/4 of Section 17, also NE 1/4 of NE 1/4 of Section 20, also all of the N 1/4 of Section 21, lying West of the SAL Railway Right of Way less begin at the SE corner of the NW 1/4 of the NE 1/4 of said Section 21 and run North 20 feet to the Point of Beginning; Thence run Westerly parallel with paved road 234.5 feet; Thence turn at right angles and run in a Northerly direction 512 feet to a stake; Thence turn at a right angle and run in an Easterly direction 322 feet to the SAL Railway Right of Way, Thence turn an internal angle of 111 degrees 25 minutes and proceed along SAL Railway Right of Way for a distance of 546 feet, thence turn an internal angle of 68 degrees and 25 minutes and proceed parallel with paved road in a Westerly direction 287 feet to the Point of Beginning. All of the above property being in Township 21 South, Range 23 East, and containing 305 acres, more or less.

LESS AND EXCEPT THE FOLLOWING:

All that part of Sections 16 and 21, Township 21 South - Range 23 East described as follows:

Commencing at the South Quarter Corner of Section 16 thence East 438 ft. along the South Section Line of said Section 16 to the Point of Beginning; Thence North 1320 feet to the North Line of the S 1/4 of Section 16; Thence East 65 feet along the North boundary line of said S 1/4 to the Westerly boundary of SAL Railway Right of Way Line, Thence S 21°-30' E 2265 feet along the former Westerly SAL Right of Way Line, Thence West 322 feet, Thence South 512 feet to the North Right of Way Line of S.R. 48, Thence West 576 feet along said North Road Right of Way Line, Thence North 1300 feet to the Point of Beginning, All being part of Sections 16 and 21, Township 21 South - Range 23 East, Sumter County, Florida and containing 30 acres M.O.L.

Legal Description of "Coward Property"

The East 1/4 of the Northeast 1/4 and the Northeast 1/4 of the Southeast 1/4 of Section 17, Township 21 South, Range 23 East, Sumter County, Florida.

TOGETHER WITH: (1) all rents, issues, profits, appurtenances, incorporeal hereditaments, easements, privileges and rights of way; (2) all rights to land lying in the bed of any street opened or proposed against which the Property abuts to the center line thereof; (3) all Seller's right in and to any strips or gores of land adjoining the Property; (4) Seller's right in and to any condemnation award made or to be made or for damages caused by change of grade of adjacent streets; (5) Seller's rights, if any, to the use of or to the land underlying any canal or waterway which abuts or traverses the Property, in whole or in part; (6) water rights of every type and nature appurtenant to or otherwise relating to the Property; (7) intangible rights, including licenses and the exclusive right to use the present name of the property; if specifically known by such name, however such right may have been acquired by Seller; (8) development applications, petitions, permits, approvals, plans and specifications, utility agreements, impact fee recovery agreements, drainage, retention or detention rights, vested or "grandfathered" development rights, site plans, development orders, building permits and such other documents as relate to the condition or development of the Property; and (9) any and all other amenities, rights and privileges enjoyed, claimed, owned or used by Seller in connection with the Property.

Subject to conditions, restrictions, reservations and easements of record; taxes for the year 2006 and all subsequent years.

THE LAND DESCRIBED HEREIN IS NOT THE HOMESTEAD OF THE GRANTORS AND NEITHER THE GRANTORS NOR THE GRANTORS SPOUSE; NOR ANYONE FOR WHOM SUPPORT THE GRANTORS ARE RESPONSIBLE, RESIDES ON OR ADJACENT TO SAID LAND.

(Continued on Attached)

SUMTER COUNTY, FLORIDA
Gloria Hayward, Clerk of Circuit Court
DOC \$8,050.00

12/22/2005 #2005-45597
09:25:38AM B-1498 P-366

RECEIVED TIME DEC. 22. 9:38AM

Warranty Deed - Page 3

Parcel ID Numbers: Q16-001, Q16-002, Q16-003*

*Additional account numbers: Q16-100; Q16-200; Q17-009; Q17-011;
Q20-001; Q21-001; Q21-002; Q21-100;

SUMTER COUNTY, FLORIDA
GLORIA HAYWARD, CLERK OF CIRCUIT COURT
DOC \$8,050.00

12/22/2005 #2005-45597
09:25:38AM B-1498 P-367

RECEIVED TIME DEC. 22. 9:38AM

ExN
ec 9.00
F 9.50
Doc 70
Int
CC 19.20

This Document Prepared By and Return to:
Michael E. Botou, P.A.
Edwards Angell Palmer & Dodge LLP
One North Clematis Street, Suite 400
West Palm Beach, Florida 33401

Parcel ID Numbers: Q16-001, Q16-001, Q16-003*

Warranty Deed

This Indenture, Made this 15th day of December, 2005 AD, Between Fred B. Gregg, Jr.

of the County of Lake, State of Florida, grantor, and Florida Crushed Stone Company, a Florida corporation

whose address is: 1501 Belvedere Road, West Palm Beach, Florida 33406

of the County of Palm Beach, State of Florida, grantee.

Witnesseth that the GRANTOR, for and in consideration of the sum of TEN DOLLARS (\$10) DOLLARS, and other good and valuable consideration to GRANTOR in hand paid by GRANTEE, the receipt whereof is hereby acknowledged, has granted, bargained and sold to the said GRANTEE and GRANTEE'S heirs, successors and assigns forever, the following described land, situate, lying and being in the County of Sumter State of Florida to wit:
Legal Description of "Original Tract"

TOWNSHIP 21 SOUTH, RANGE 23 EAST, SUMTER COUNTY, FLORIDA

ALL of Section 16, less that part of the S 1/4 thereof lying west of railroad, and that part of the N 1/2 of NE 1/4 of Section 21 lying east of railroad and north of State Road 48, subject to right-of-way of Seaboard Coast Line Railroad Company.

LESS: That part of said Sections 16 and 21 which is described as follows: Begin at the intersection of the north right-of-way line of State Road 48 and the eastern right-of-way line of the Seaboard Coast Line Railroad, run thence northwesterly along said eastern railroad right-of-way line a distance of 2,500 feet, run thence northeasterly, perpendicular to the easterly railroad right-of-way a distance of 500 feet, run thence southeasterly, parallel to said eastern railroad right-of-way line to the north right-of-way line of State Road 48, thence run westerly along the north right-of-way line of State Road 48 to the POINT OF BEGINNING.

Subject to conditions, restrictions, reservations and easements of record; taxes for the year 2006 and all subsequent years.
(Continued on Attached)

and the grantor does hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever.

In Witness Whereof, the grantor has hereunto set his hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:

Kevin Tufford
Printed Name: Kevin Tufford
Witness

Fred B. Gregg, Jr. (Seal)
Fred B. Gregg, Jr.
P.O. Address: 1300 Citizens Blvd, Suite 300
Lutzburg, FL 34748

Thomas Edelmann
Printed Name: Thomas Edelmann
Witness

STATE OF Florida
COUNTY OF Lake

The foregoing instrument was acknowledged before me this 15th day of December, 2005 by Fred B. Gregg, Jr.

who is personally known to me or who has produced his Florida driver's license as identification.

Tara Hall
Printed Name: Tara Hall
Notary Public
My Commission Expires:

FREDE

Letter Generated by © Display Systems, Inc., 2001 (407) 761-5555 Form FLN101

Tara Hall
MY COMMISSION # DD253765 EXPIRES
September 28, 2007
BOHDED THRU TROY FARM INSURANCE, INC

RECEIVED TIME: DEC. 22. 9:38AM

SUMTER COUNTY, FLORIDA
GLORIA HAYWARD, CLERK OF CIRCUIT COURT
DOC \$0.70

12/22/2005 #2005-45598
09:27:19AM B-1498 P-368

Warranty Deed - Page 2

Parcel ID Numbers Q16-001, Q16-001, Q16-003*

THE LAND DESCRIBED HEREIN IS NOT THE HOMESTEAD OF THE GRANTOR AND NEITHER THE GRANTOR NOR THE GRANTOR'S SPOUSE, NOR ANYONE FOR WHOSE SUPPORT THE GRANTOR IS RESPONSIBLE, RESIDES ON OR ADJACENT TO SAID LAND.

*Additional account numbers: Q16-100; Q16-200; Q17-009; Q17-011; Q20-001; Q21-001; Q21-002; Q21-100.

SUMTER COUNTY, FLORIDA
GLORIA HAYWARD, CLERK OF CIRCUIT COURT
DOC \$0.70

12/22/2005 #2005-45598
09:27:19AM B-1498 P-369

RECEIVED TIME DEC. 22. 9:38AM

xN
Rec 9.00
TF 9.50
Doc 70
Int
CC 19.20

This Document Prepared By and Return to:
Michael E. Botos, P.A.
Edwards Angell Palmer & Dodge LLP
One North Clematis Street, Suite 400
West Palm Beach, Florida 33401

Parcel ID Numbers Q16-001, Q16-002, Q16-003*

Warranty Deed

This Indenture, Made this 15th day of December, 2005 AD, Between
Pamela S. Gregg as to an undivided 1/3 interest in any and all
minerals and subsurface rights as to that portion of the property,
described herein below.

of the County of Lake State of Florida, grantor, and
Florida Crushed Stone Company, a Florida corporation

whose address is: 1501 Belvedere Road, West Palm Beach, Florida 33406

of the County of Palm Beach State of Florida, grantee.

Witnesseth that the GRANTOR, for and in consideration of the sum of
TEN DOLLARS (\$10) DOLLARS,
and other good and valuable consideration to GRANTOR in hand paid by GRANTEE, the receipt whereof is hereby acknowledged, has
granted, bargained and sold to the said GRANTEE and GRANTEE'S heirs, successors and assigns forever, the following described land, situate,
lying and being in the County of Sumter State of Florida to wit:
Legal Description of "Original Tract"

TOWNSHIP 21' SOUTH, RANGE 23 EAST, SUMTER COUNTY, FLORIDA

All of Section 16, less that part of the S 1/4 thereof lying west of
railroad, and that part of the N 1/2 of NE 1/4 of Section 21 lying
east of railroad and north of State Road 48, subject to right-of-way
of Seaboard Coast Line Railroad Company.

LESS: That part of said Sections 16 and 21 which is described as
follows: Begin at the intersection of the north right-of-way line of
State Road 48 and the eastern right-of-way line of the Seaboard Coast
Line Railroad, run thence northwesterly along said eastern railroad
right-of-way line a distance of 2,500 feet, run thence northeasterly,
perpendicular to the easterly railroad right-of-way a distance of 500
feet, run thence southeasterly, parallel to said eastern railroad
right-of-way line to the north right-of-way line of State Road 48,
thence run westerly along the north right-of-way line of State Road
48 to the POINT OF BEGINNING.

(Continued on Attached)

and the grantor does hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever,

In Witness Whereof, the grantor has hereunto set her hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:

Kevin Tuffa
Printed Name: Kevin Tuffa
Witness

Thomas Edelka
Printed Name: Thomas Edelka
Witness

Pamela S. Gregg (Seal)
Printed Name: Pamela S. Gregg
P.O. Address: 1065 S. Challo Road
Leesburg, FL 34748

STATE OF Florida
COUNTY OF Lake

The foregoing instrument was acknowledged before me this 15th day of December, 2005 by
Pamela S. Gregg

who is personally known to me or who has produced her Florida driver's license as identification.

Tara Hall
Printed Name: Tara Hall
Notary Public
My Commission Expires:



PAMELA

List Generated by © Display Systems, Inc., 2003 (25) 761-5555 Form FLWD-1

Tara Hall
MY COMMISSION # DD253766 EXPIRES
September 28, 2007
FONDED THROUGH FARMERS INSURANCE INC.

RECEIVED TIME DEC. 22. 9:38AM

SUMTER COUNTY, FLORIDA
GLORIA HAYWARD, CLERK OF CIRCUIT COURT
DOC \$0.70

12/22/2005 #2005-45599
09:27:43AM B-1498 P-370

Warranty Deed - Page 2

ParcelID Numbers: Q16-001, Q16-002, Q16-003*

Subject to conditions, restrictions, reservations and easements of record; taxes for the year 2006 and all subsequent years.

THE LAND DESCRIBED HEREIN IS NOT THE HOMESTEAD OF THE GRANTOR AND NEITHER THE GRANTOR NOR THE GRANTOR'S SPOUSE, NOR ANYONE FOR WHOSE SUPPORT THE GRANTOR IS RESPONSIBLE, RESIDES ON OR ADJACENT TO SAID LAND.

*Additional account numbers: Q16-100; Q16-200; Q17-009; Q17-011; Q20-001; Q21-001; Q21-002; Q21-100.

SUMTER COUNTY, FLORIDA
GLORIA HAYWARD, CLERK OF CIRCUIT COURT
DOC \$0.70

12/22/2005 #2005-45599
09:27:43AM B-1498 P-37L

2010 LIMITED LIABILITY COMPANY ANNUAL REPORT

DOCUMENT# M08000003758

FILED
Mar 03, 2010
Secretary of State

Entity Name: CEMEX CONSTRUCTION MATERIALS FLORIDA, LLC

Current Principal Place of Business:

1501 BELVEDERE ROAD
TAX DEPT
WEST PALM BEACH, FL 33406 US

New Principal Place of Business:

920 MEMORIAL CITY WAY
SUITE 100
HOUSTON, TX 77024 US

Current Mailing Address:

1501 BELVEDERE ROAD
TAX DEPT
WEST PALM BEACH, FL 33406 US

New Mailing Address:

FEI Number: 26-3068088 FEI Number Applied For () FEI Number Not Applicable () Certificate of Status Desired ()

Name and Address of Current Registered Agent:

Name and Address of New Registered Agent:

CORPORATE CREATIONS NETWORK, INC.
11380 PROSPERITY FARMS ROAD #221E
PALM BEACH GARDENS, FL 33410 US

The above named entity submits this statement for the purpose of changing its registered office or registered agent, or both, in the State of Florida.

SIGNATURE: _____

Electronic Signature of Registered Agent

_____ Date

MANAGING MEMBERS/MANAGERS:

Title: MGR
Name: PEREZ, GILBERTO
Address: 920 MEMORIAL CITY WAY, STE. 100
City-St-Zip: HOUSTON, TX 77024

Title: MGR
Name: ANGELLE, FRANK
Address: 920 MEMORIAL CITY WAY, STE. 100
City-St-Zip: HOUSTON, TX 77024

Title: MGR
Name: WHITE, LESLIE S
Address: 920 MEMORIAL CITY WAY, STE. 100
City-St-Zip: HOUSTON, TX 77024

Title: PRES
Name: WATSON, KARL H JR.
Address: 1501 BELVEDERE ROAD
City-St-Zip: WEST PALM BEACH, FL 33406

Title: VP
Name: CAPASSO, ROBERT J
Address: 1501 BELVEDERE ROAD
City-St-Zip: WEST PALM BEACH, FL 33406

Title: VP
Name: LYONS, PETER
Address: 1501 BELVEDERE ROAD
City-St-Zip: WEST PALM BEACH, FL 33406

I hereby certify that the information indicated on this report is true and accurate and that my electronic signature shall have the same legal effect as if made under oath; that I am a managing member or manager of the limited liability company or the receiver or trustee empowered to execute this report as required by Chapter 608, Florida Statutes.

SIGNATURE: LESLIE S WHITE

MGR

03/03/2010

Electronic Signature of Signing Managing Member, Manager, or Authorized Representative / Date

162030

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

PICK-UP WAIT MAIL

(Business Entity Name)

(Document Number)

Certified Copies _____ Certificates of Status _____

Special Instructions to Filing Officer:

Office Use Only



600133682736

08/04/08--01002--012 **55.00

B. KOHR

AUG - 1 2008

EXAMINER

FILED
08 AUG - 1 PM 4: 15
SECRETARY OF STATE
TALLAHASSEE, FLORIDA



a Wolters Kluwer business

CT
1203 Governors Square Blvd.
Suite 101
Tallahassee, FL 32301-2960

850 222 1092 tel
850 222 7615 fax
www.ctlegalsolutions.com

August 1, 2008

Department of State, Florida
Clifton Building
2611 Executive Center Circle
Tallahassee FL 32301

08 AUG - 1 PM 4: 15
FILED
SECRETARIAT OF STATE
TALLAHASSEE, FLORIDA

Re: Order #: 7316798 SO
Customer Reference 1: None Given
Customer Reference 2: .

Dear Department of State, Florida:

Please file the attached:

Rinker Materials of Florida, Inc. (FL)
Conversion
Florida

Rinker Materials of Florida, Inc. (FL)
Obtain Document - Misc - Certified Copy of Certificate of Conversion
Florida

Enclosed please find a check for the requisite fees. Please return evidence of filing(s) to the attention of the undersigned.

If for any reason the enclosed cannot be filed upon receipt, please contact the undersigned immediately at (850) 222-1092. Thank you very much for your help.



CT

a Wolters Kluwer business

CT
1203 Governors Square Blvd.
Suite 101
Tallahassee, FL 32301-2960

850 222 1092 tel
850 222 7615 fax
www.ctlegalsolutions.com

Sincerely,

Joel Rodriguez
Fulfillment Manager
joel.rodriguez@wolterskluwer.com

08 AUG - 1 PM 4: 15
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

CERTIFICATE OF CONVERSION
OF
RINKER MATERIALS OF FLORIDA, INC.
(a Florida corporation)
TO
CEMEX CONSTRUCTION MATERIALS FLORIDA, LLC
(a Delaware limited liability company)

FILED
08 AUG - 1 PM 4:15
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

This Certificate of Conversion is being duly executed, delivered and filed by the undersigned to convert Rinker Materials of Florida, Inc., a Florida corporation (the "Company"), to CEMEX Construction Materials Florida, LLC, a Delaware limited liability company, pursuant to Section 607.1113 of the Florida Statutes. 160

1. The Company has been converted into a Delaware limited liability company named "CEMEX Construction Materials Florida, LLC" (the "LLC") in compliance with Chapter 607 of the Florida Statutes (the "Conversion"), and the Conversion complies with the applicable laws governing the LLC.

2. The Plan of Conversion providing for the Conversion was adopted and approved by the consent of the Board of Directors and the sole shareholder of the Company in accordance with Chapter 607 of the Florida Statutes.

3. The effective date of the Conversion shall be the date that the Certificate of Conversion and Certificate of Formation of the LLC are filed with the Secretary of State of the State of Delaware (the "Effective Time").

4. The registered address of the LLC in the State of Delaware is c/o Corporate Creations Network Inc., 3411 Silverside Road, Rodney Building No. 104, Wilmington, New Castle County, Delaware 19810.

5. The LLC appoints the Florida Secretary of State as its agent for service of process in a proceeding to enforce obligations of the Company, including any appraisal rights of shareholders of the Company under Sections 607.1301 - 607.1333 of the Florida Statutes, and the street and mailing address of an office which the Florida Department of State may use for purposes of Section 607.1114(4) of the Florida Statutes is: c/o Corporate Creations Network Inc., 3411 Silverside Road, Rodney Building No. 104, Wilmington, New Castle County, Delaware 19810.

6. The LLC has agreed to pay any shareholder of the Company having appraisal rights the amount to which they are entitled under Sections 607.1301 - 607.1333 of the Florida Statutes.

IN WITNESS WHEREOF, the undersigned has executed this Certificate of Conversion this 1st day of AUGUST, 2008.

RINKER MATERIALS OF FLORIDA, INC.

By: Leslie S. White
Name: Leslie S. White
Title: Vice President

P93000084726

CORPORATION(S) NAME

Florida Crushed Stone Company

0

FILED
01 MAR 28 PM 3:08
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

- Profit
- Amendment
- Merger
- Nonprofit
- Dissolution/Withdrawal
- Mark
- Foreign
- Reinstatement
- Limited Partnership
- Annual Report
- Other
- LLC
- Name Registration
- Change of RA
- Fictitious Name
- UCC
- Certified Copy
- Photocopies
- CUS
- Call When Ready
- Call If Problem
- After 4:30
- Walk In
- Will Wait
- Pick Up
- Mail Out

EFFECTIVE DATE
04-01-01

RECEIVED
01 MAR 28 AM 11:12
DIVISION OF CORPORATION

Name _____
 Availability _____
 Document _____
 Examiner _____
 Updater _____
 Verifier _____
 W.P. Verifier _____

3/27/01

Order#: 3892142

Ref#:

93000084726-01
 03/28/01-01041-014
 *****35.00 *****35.00

Amount: \$

660 East Jefferson Street
 Tallahassee, FL 32301
 Tel. 850 222 1092
 Fax 850 222 7615

G. COULLIETTE MAR 28 2001

RESTATED ARTICLES OF INCORPORATION
OF
FLORIDA CRUSHED STONE COMPANY

Florida Crushed Stone Company, a corporation organized and existing under and by virtue of the Florida Business Corporation Act (the "FBCA"), which was originally incorporated under the name Tempco, Inc., and whose original Articles of Incorporation of the corporation were filed with the Secretary of State of the State of Florida on December 13, 1993, does hereby restate, integrate and amend its Articles of Incorporation, as previously amended, in their entirety to read as follows:

ARTICLES OF INCORPORATION
OF
FLORIDA CRUSHED STONE COMPANY

ARTICLE I

The name of this corporation shall be:

FLORIDA CRUSHED STONE COMPANY

ARTICLE II

The principal street address of the corporation is:

1501 Belvedere Road
West Palm Beach, Florida 33406

ARTICLE III

The general purpose or purposes for which the corporation is organized are as follows:

(1) To engage in every aspect and phase of the business of mining, processing, and selling any and all kinds of minerals and other substances and to engage in every aspect and phase of related businesses.

(2) To transact any and all other lawful businesses for which a corporation may be incorporated under the Florida Business Corporation Act.

ARTICLE IV

The corporation has the authority, acting through its board of directors, to issue not more than 100,000 shares of a single class having a par value of \$1.00 per share which shall be referred to as "common shares."

FILED
01 : MAR 28 PM 3:08
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

EFFECTIVE DATE
04-01-01

ARTICLE V

No director of this corporation shall be personally liable to this corporation or its shareholders for monetary damages for any statement, vote, decision, or failure to act, regarding corporate management or policy, as a director, except to the extent that such exemption from liability or limitation thereof is not permitted under the Florida Business Corporation Act. If the Florida Business Corporation Act is amended after the effective date of this Article V to authorize corporate action further eliminating or limiting the personal liability of directors, then the liability of directors of this corporation shall be eliminated or limited to the fullest extent permitted by the Florida Business Corporation Act as so amended. Any repeal or modification of this Article V by the shareholders of this corporation shall not adversely affect any right or protection of a director of this corporation existing at the time of such repeal or modification.

* * *

These Restated Articles of Incorporation shall become effective at 12:01 a.m. April 1, 2001.

DULY EXECUTED and delivered by the undersigned on March 16, 2001, effective as of 12:01 a.m. April 1, 2001.

Florida Crushed Stone Company

By: Blair E. Stump
Blair E. Stump
Vice President

* * * * *

RESTATED ARTICLES OF INCORPORATION
OF
FLORIDA CRUSHED STONE COMPANY

Florida Crushed Stone Company, a corporation organized and existing under and by virtue of the Florida Business Corporation Act (the "FBCA"), which was originally incorporated under the name Tempco, Inc., and whose original Articles of Incorporation of the corporation were filed with the Secretary of State of the State of Florida on December 13, 1993, does hereby restate, integrate and amend its Articles of Incorporation, as previously amended, in their entirety to read as follows:

ARTICLES OF INCORPORATION
OF
FLORIDA CRUSHED STONE COMPANY

ARTICLE I

The name of this corporation shall be:

FLORIDA CRUSHED STONE COMPANY

ARTICLE II

The principal street address of the corporation is:

1501 Belvedere Road
West Palm Beach, Florida 33406

ARTICLE III

The general purpose or purposes for which the corporation is organized are as follows:

(1) To engage in every aspect and phase of the business of mining, processing, and selling any and all kinds of minerals and other substances and to engage in every aspect and phase of related businesses.

(2) To transact any and all other lawful businesses for which a corporation may be incorporated under the Florida Business Corporation Act.

ARTICLE IV

The corporation has the authority, acting through its board of directors, to issue not more than 100,000 shares of a single class having a par value of \$1.00 per share which shall be referred to as "common shares."

ARTICLE V

No director of this corporation shall be personally liable to this corporation or its shareholders for monetary damages for any statement, vote, decision, or failure to act, regarding corporate management or policy, as a director, except to the extent that such exemption from liability or limitation thereof is not permitted under the Florida Business Corporation Act. If the Florida Business Corporation Act is amended after the effective date of this Article V to authorize corporate action further eliminating or limiting the personal liability of directors, then the liability of directors of this corporation shall be eliminated or limited to the fullest extent permitted by the Florida Business Corporation Act as so amended. Any repeal or modification of this Article V by the shareholders of this corporation shall not adversely affect any right or protection of a director of this corporation existing at the time of such repeal or modification.

* * *

These Restated Articles of Incorporation shall become effective at 12:01 a.m. April 1, 2001.

DULY EXECUTED and delivered by the undersigned on March 16, 2001, effective as of 12:01 a.m. April 1, 2001.

Florida Crushed Stone Company

By: Blair E. Stump

Blair E. Stump
Vice President

* * * * *

CERTIFICATE
WITH RESPECT TO
RESTATED ARTICLES OF INCORPORATION
OF
FLORIDA CRUSHED STONE COMPANY

The undersigned does hereby certify:

1. That he is the duly appointed and acting Vice President of Florida Crushed Stone Company, a Florida corporation (the "Corporation"), and authorized to execute and deliver this certificate on behalf of the Corporation;

2. That the restated articles of incorporation attached to and hereby made a part of this certificate were duly adopted by the Board of Directors on March 16, 2001;

3. That the amendments adopted are as follows:

(a) To add Articles II and V of the restated articles of incorporation attached to and hereby made a part of the certificate;

(b) To delete Articles II, V and VII through XII of the articles of incorporation as in effect prior to this restatement as no longer necessary in accordance with the provisions of Section 607.0202 Florida Statutes;

(c) To delete Article IV of the articles of incorporation as in effect prior to this restatement and to substitute in lieu thereof Article IV of the restated articles of incorporation attached to and hereby made a part of this certificate;

(d) To delete Article VI of the articles of incorporation as in effect prior to this restatement in accordance with the provisions of Section 607.1002(3) Florida Statutes [initial registered office and agent];

and that the amendments made pursuant to subsections (a) through (d) above were duly adopted by the sole shareholder on March 16, 2001 in accordance with the provisions of Section 607.1003 Florida Statutes.

4. The restated articles of incorporation shall become effective at 12:01 a.m. April 1, 2001.

DULY EXECUTED and delivered by the undersigned on March 16, 2001, effective as of 12:01 a.m. on April 1, 2001.

Florida Crushed Stone Company

By: Blair E. Stump
Blair E. Stump
Vice President

* * * * *

CERTIFICATE
WITH RESPECT TO
RESTATED ARTICLES OF INCORPORATION
OF
FLORIDA CRUSHED STONE COMPANY

The undersigned does hereby certify:

1. That he is the duly appointed and acting Vice President of Florida Crushed Stone Company, a Florida corporation (the "Corporation"), and authorized to execute and deliver this certificate on behalf of the Corporation;

2. That the restated articles of incorporation attached to and hereby made a part of this certificate were duly adopted by the Board of Directors on March 16, 2001;

3. That the amendments adopted are as follows:

(a) To add Articles II and V of the restated articles of incorporation attached to and hereby made a part of the certificate;

(b) To delete Articles II, V and VII through XII of the articles of incorporation as in effect prior to this restatement as no longer necessary in accordance with the provisions of Section 607.0202 Florida Statutes;

(c) To delete Article IV of the articles of incorporation as in effect prior to this restatement and to substitute in lieu thereof Article IV of the restated articles of incorporation attached to and hereby made a part of this certificate;

(d) To delete Article VI of the articles of incorporation as in effect prior to this restatement in accordance with the provisions of Section 607.1002(3) Florida Statutes [initial registered office and agent];

and that the amendments made pursuant to subsections (a) through (d) above were duly adopted by the sole shareholder on March 16, 2001 in accordance with the provisions of Section 607.1003 Florida Statutes.

4. The restated articles of incorporation shall become effective at 12:01 a.m. April 1, 2001.

DULY EXECUTED and delivered by the undersigned on March 16, 2001, effective as of 12:01 a.m. on April 1, 2001.

Florida Crushed Stone Company

By: Blair E. Stump
Blair E. Stump
Vice President

* * * * *

2006 FOR PROFIT CORPORATION ANNUAL REPORT

**FILED
Apr 11, 2006
Secretary of State**

DOCUMENT# F96000005704

Entity Name: RINKER MATERIALS CORPORATION

Current Principal Place of Business:

New Principal Place of Business:

1501 BELVEDERE ROAD
WEST PALM BEACH, FL 33406 US

Current Mailing Address:

New Mailing Address:

1501 BELVEDERE ROAD
WEST PALM BEACH, FL 33406 US

FEI Number: 58-1416933 FEI Number Applied For () FEI Number Not Applicable () Certificate of Status Desired ()

Name and Address of Current Registered Agent:

Name and Address of New Registered Agent:

ERIC, BELHART
1501 BELVEDERE ROAD
WEST PALM BEACH, FL 33406 US

The above named entity submits this statement for the purpose of changing its registered office or registered agent, or both, in the State of Florida.

SIGNATURE: _____

Electronic Signature of Registered Agent

_____ Date

Election Campaign Financing Trust Fund Contribution ().

OFFICERS AND DIRECTORS:

ADDITIONS/CHANGES TO OFFICERS AND DIRECTORS:

Title: V () Delete
Name: ZERN, MICHAEL R
Address: 1501 BELVEDERE ROAD
City-St-Zip: WEST PALM BEACH, FL 33406

Title: () Change () Addition
Name:
Address:
City-St-Zip:

Title: DP () Delete
Name: CLARKE, DAVID V
Address: 1501 BELVEDERE ROAD
City-St-Zip: WEST PALM BEACH, FL 33406

Title: () Change () Addition
Name:
Address:
City-St-Zip:

Title: D () Delete
Name: BERGER, DAVID V
Address: 1501 BELVEDERE ROAD
City-St-Zip: WEST PALM BEACH, FL 33406

Title: () Change () Addition
Name:
Address:
City-St-Zip:

Title: V () Delete
Name: STUMP, BLAIR E
Address: 1501 BELVEDERE ROAD
City-St-Zip: WEST PALM BEACH, FL 33406

Title: () Change () Addition
Name:
Address:
City-St-Zip:

Title: S () Delete
Name: EGAN, MIKE F
Address: 1501 BELVEDERE ROAD
City-St-Zip: WEST PALM BEACH, FL 33406

Title: () Change () Addition
Name:
Address:
City-St-Zip:

Title: T () Delete
Name: BURMEISTER, THOMAS G
Address: 1501 BELVEDERE RD
City-St-Zip: WEST PALM BEACH, FL 33406

Title: () Change () Addition
Name:
Address:
City-St-Zip:

I hereby certify that the information supplied with this filing does not qualify for the for the exemption stated in Chapter 119, Florida Statutes. I further certify that the information indicated on this report or supplemental report is true and accurate and that my electronic signature shall have the same legal effect as if made under oath; that I am an officer or director of the corporation or receiver or trustee empowered to execute this report as required by Chapter 607, Florida Statutes; and that my name appears above, or on an attachment with an address, with all other like empowered.

SIGNATURE: MICHAEL R. ZERN

V

04/11/2006

Electronic Signature of Signing Officer or Director

_____ Date

2006 FOR PROFIT CORPORATION ANNUAL REPORT

DOCUMENT# P93000084726

FILED
Apr 11, 2006
Secretary of State

Entity Name: FLORIDA CRUSHED STONE COMPANY

Current Principal Place of Business:

New Principal Place of Business:

1501 BELVEDERE RD.
WEST PALM BEACH, FL 33406

Current Mailing Address:

New Mailing Address:

1501 BELVEDERE RD.
WEST PALM BEACH, FL 33406

FEI Number: 59-3215445 FEI Number Applied For () FEI Number Not Applicable () Certificate of Status Desired ()

Name and Address of Current Registered Agent:

Name and Address of New Registered Agent:

CORPORATE CREATIONS NETWORK, INC.
11380 PROSPERITY FARMS ROAD #221E
PALM BEACH GARDENS, FL 33410 US

The above named entity submits this statement for the purpose of changing its registered office or registered agent, or both, in the State of Florida.

SIGNATURE:

Electronic Signature of Registered Agent

Date

Election Campaign Financing Trust Fund Contribution ().

OFFICERS AND DIRECTORS:

ADDITIONS/CHANGES TO OFFICERS AND DIRECTORS:

Title: CD () Delete
Name: CLARKE, DAVID V
Address: 1501 BELVEDERE RD
City-St-Zip: WEST PALM BEACH, FL 33406

Title: () Change () Addition
Name:
Address:
City-St-Zip:

Title: PD () Delete
Name: WATSON, SR, KARL H
Address: 1501 BELVEDERE RD
City-St-Zip: WEST PALM BEACH, FL 33406

Title: () Change () Addition
Name:
Address:
City-St-Zip:

Title: VTD () Delete
Name: BURMEISTER, THOMAS G
Address: 1501 BELVEDERE RD
City-St-Zip: WEST PALM BEACH, FL 33406

Title: () Change () Addition
Name:
Address:
City-St-Zip:

Title: S () Delete
Name: BRITAIN, PAUL A J
Address: 1501 BELVEDERE RD
City-St-Zip: WEST PALM BEACH, FL 33406

Title: S (X) Change () Addition
Name: BRITAIN, PAUL A. J
Address: 1501 BELVEDERE RD
City-St-Zip: WEST PALM BEACH, FL 33406

Title: AS () Delete
Name: STUMP, BLAIR E
Address: 1501 BELVEDERE RD
City-St-Zip: WEST PALM BEACH, FL 33406

Title: () Change () Addition
Name:
Address:
City-St-Zip:

I hereby certify that the information supplied with this filing does not qualify for the for the exemption stated in Chapter 119, Florida Statutes. I further certify that the information indicated on this report or supplemental report is true and accurate and that my electronic signature shall have the same legal effect as if made under oath; that I am an officer or director of the corporation or its receiver or trustee empowered to execute this report as required by Chapter 607, Florida Statutes; and that my name appears above, or on an attachment with an address, with all other like empowered.

SIGNATURE: BLAIR E STUMP

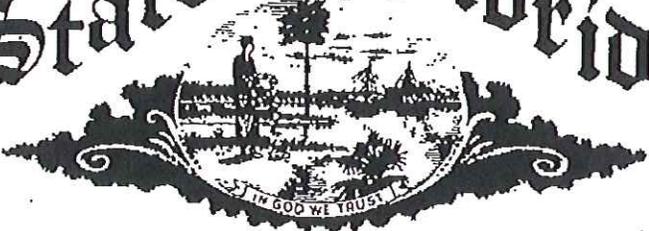
AS

04/11/2006

Electronic Signature of Signing Officer or Director

Date

State of Florida



Department of State

I certify the attached is a true and correct copy of the Articles of Merger, filed on October 1, 2008, for CEMEX CONSTRUCTION MATERIALS FLORIDA, LLC, the surviving Delaware entity, as shown by the records of this office.

I further certify the document was electronically received under FAX audit number H08000227448 and this certificate issued in accordance with section 15.16, Florida Statutes, and authenticated by the code noted below.

The document number of this corporation is M08000003758.

Authentication Code: 308A00052371-100208-M08000003758-1/1

Given under my hand and the
Great Seal of the State of Florida,
at Tallahassee, the Capital, this the
Second day of October, 2008



Kurt S. Browning
Secretary of State

ARTICLES OF MERGER

of

FLORIDA CRUSHED STONE COMPANY (a Florida corporation)

In accordance with the Florida Business Corporation Act (the "Act"), the undersigned domestic corporation and foreign limited liability company hereby adopt the following Articles of Merger:

FIRST: The exact name, form/entity type and jurisdiction for each merging party are as follows:

<u>Name:</u>	<u>Jurisdiction:</u>	<u>Form/Entity Type:</u>
Florida Crushed Stone Company	Florida	Corporation
CEMEX Construction Materials Florida, LLC	Delaware	Limited Liability Company

SECOND: The exact name, form/entity type and jurisdiction of the surviving party are as follows:

<u>Name:</u>	<u>Jurisdiction:</u>	<u>Form/Entity Type:</u>
CEMEX Construction Materials Florida, LLC	Delaware	Limited Liability Company

THIRD: The Agreement and Plan of Merger attached hereto as Exhibit A and made a part hereof (the "*Plan of Merger*") for merging Florida Crushed Stone Company with and into CEMEX Construction Materials Florida, LLC (the "*Merger*") was approved and adopted by Florida Crushed Stone Company in accordance with the applicable provisions of the Act by its Board of Directors and its sole shareholder.

FOURTH: The Plan of Merger was approved by CEMEX Construction Materials Florida, LLC in accordance with the applicable provisions of the Delaware Limited Liability Company Act by its sole member.

FIFTH: The effective date of the Merger contemplated hereby shall be the date on which these Articles of Merger are filed with the Florida Department of State.

SIXTH: The surviving entity in the Merger is CEMEX Construction Materials Florida, LLC, a limited liability company formed under the laws of the State of Delaware (the "*Surviving Entity*"), and the address of the principal place of business of the Surviving Entity is 840 Gessner Road, Suite 1400, Houston, Texas 77024.

SEVENTH: The Surviving Entity:

a) appoints the Secretary of State of the State of Florida as its agent for service of process in a proceeding to enforce any obligation or the rights of dissenting shareholders of Florida Crushed Stone Company.; and

b) agrees to promptly pay to the dissenting shareholders of Florida Crushed Stone Company the amount, if any, to which they are entitled under Section 607.1302 of the Act.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the undersigned have caused these Articles of Merger to be executed as of October 1, 2008.

FLORIDA CRUSHED STONE COMPANY, a Florida corporation

By: Leslie S. White
Name: Leslie S. White
Title: Vice President

CEMEX CONSTRUCTION MATERIALS FLORIDA, LLC,
a Delaware limited liability company

By: Leslie S. White
Name: Leslie S. White
Title: Vice President

EXHIBIT A

[Agreement and Plan of Merger]

AGREEMENT AND PLAN OF MERGER

THIS AGREEMENT AND PLAN OF MERGER (this "Agreement") is dated as of October 1, 2008, by and between CEMEX Construction Materials Florida, LLC, a Delaware limited liability company ("Acquiring Company"), and Florida Crushed Stone Company, a Florida corporation ("Target Company"). Acquiring Company and Target Company are hereinafter sometimes collectively referred to as the "Constituent Entities."

RECITALS

WHEREAS, Acquiring Company is a limited liability company duly formed and existing under the laws of the State of Delaware;

WHEREAS, Target Company is a corporation duly incorporated and existing under the laws of the State of Florida;

WHEREAS, the board of directors and the sole shareholder of Target Company and the sole member of Acquiring Company have authorized and approved this Agreement and the merger of Target Company with and into Acquiring Company (the "Merger") upon the terms and subject to the conditions set forth in this Agreement in the manner required by applicable law; and

WHEREAS, for federal income tax purposes, it is intended that the Merger qualify as a tax-free "liquidation" within the meaning of Section 332 of the Internal Revenue Code of 1986, as amended.

NOW, THEREFORE, in consideration of the mutual representations, warranties, covenants and agreements contained in this Agreement, the parties to this Agreement, intending to be legally bound, hereby agree as follows:

1. Merger. Upon the terms and subject to the conditions set forth in this Agreement, Florida Crushed Stone Company, a Florida corporation, shall be merged with and into CEMEX Construction Materials Florida, LLC, a Delaware limited liability company, pursuant to and in accordance with the applicable provisions of the Florida Business Corporation Act and the Delaware Limited Liability Company Act, 6 *Del. C.* §§ 18 - 101 *et seq.* (the "Act"), the separate corporate existence of Florida Crushed Stone Company shall cease, and CEMEX Construction Materials Florida, LLC shall continue its existence as a Delaware limited liability company under the Act ("Surviving Entity").

2. Effective Date. The Merger shall be effective at the time provided in the Certificate of Merger as filed with the Secretary of State of the State of Delaware (the "Effective Time").

3. Effect of the Merger. The Merger shall have the effects set forth in Section 18-209 of the Act.

4. Certificate of Formation; Limited Liability Company Agreement; Members of Acquiring Company. At the Effective Time: (a) the Certificate of Formation of Acquiring Company as in effect immediately prior to the Effective Time shall be, from and after the Effective Time, the certificate of formation of Surviving Entity until thereafter amended or cancelled in the manner provided by law; (b) the Limited Liability Company Agreement of Acquiring Company as in effect immediately prior to the Effective Time shall be, from and after the Effective Time, the Limited Liability Company Agreement of Surviving Entity until thereafter amended or terminated in the manner provided by law; and (c) the sole member of Surviving Entity shall remain the sole member of Surviving Entity.

5. Authorization. Prior to the Effective Time, each of the Constituent Entities shall take all such action (including, without limitation, obtaining the approval of this Agreement and the Merger by the sole member or board of directors and sole shareholder as applicable, of each of the Constituent Entities) necessary to consummate the Merger.

6. Cancellation of Shares. At the Effective Time: (i) all shares of capital stock of Target Company outstanding immediately prior to the Effective Time, shall by virtue of the Merger and without any action on the part of the holder thereof, be converted into the right to receive cash in the amount of \$1.00 (USD) and immediately after such conversion, such shares shall be cancelled; and (ii) each limited liability company interest in Acquiring Company outstanding immediately prior to the Effective Time shall, by virtue of the Merger and without any action on the part of the holder thereof, remain unchanged and continue to represent in the aggregate 100% of the outstanding limited liability company interests in Surviving Entity.

7. Amendment. At any time prior to the Effective Time, this Agreement may be amended, to the fullest extent permitted by applicable law, by an agreement in writing duly adopted and approved by the board of directors of Target Company and the sole member of Acquiring Company.

8. Abandonment. At any time prior to the Effective Time, this Agreement may be abandoned, to the fullest extent permitted by applicable law, by either the board of directors of Target Company or the sole member of Acquiring Company.

9. Managers. The management of the Acquiring Company is vested in a Board of Managers consisting of four (4) managers. The name and business address of each of the managers is:

Gilberto Pérez 840 Gessner Road Suite 1400 Houston, Texas 77024	Jesús González 840 Gessner Road Suite 1400 Houston, Texas 77024	Leslie S. White 840 Gessner Road Suite 1400 Houston, Texas 77024	Karl H. Watson, Jr. 840 Gessner Road Suite 1400 Houston, Texas 77024
--	--	---	--

10. Entire Agreement. This Agreement contains the entire agreement between the parties with respect to the Merger, and supersedes all prior agreements, written or oral, with respect thereto.

11. Waivers and Amendments. This Agreement may not be amended, modified, superseded, cancelled, renewed, extended or waived except by a written instrument signed by the parties, or, in the case of a waiver, by the party waiving compliance.

12. Governing Law. This Agreement shall be governed and construed in accordance with the laws of the State of Delaware, without regard to conflicts of laws principles thereof.

13. Headings. The headings in this Agreement are for reference purposes only and shall not in any way affect the meaning or interpretation of this Agreement.

14. Severability of Provisions. The invalidity or unenforceability of any term, phrase, clause, paragraph, restriction, covenant, agreement or other provision of this Agreement shall in no way affect the validity or enforcement of any other provision or any part thereof.

15. Counterparts. This Agreement may be executed in any number of counterparts, each of which when so executed shall constitute an original copy hereof, but all of which together shall be considered but one in the same document.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the parties have executed this Agreement effective as of the date first above written.

ACQUIRING COMPANY:

CEMEX CONSTRUCTION MATERIALS
FLORIDA, LLC, a Delaware limited
liability company

By: Leslie S. White
Name: Leslie S. White
Title: Vice President

TARGET COMPANY:

FLORIDA CRUSHED STONE
COMPANY, a Florida corporation

By: Leslie S. White
Name: Leslie S. White
Title: Vice President

APPENDIX B

LETTER OF AUTHORIZATION

May 12, 2009

TO WHOM IT MAY CONCERN:

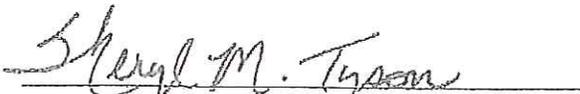
This letter is authorization for James Morris (an employee of Cemex -Florida Region) as my agent, to sign permit applications on behalf of CEMEX Construction Materials Florida, LLC, including those to construct, maintain or operate pollution sources belonging to CEMEX Construction Materials Florida, LLC.

Sincerely,


Peter Lyons - Vice President
CEMEX Construction Materials Florida, LLC

STATE OF FLORIDA
COUNTY OF PALM BEACH

Subscribed and sworn to before me this 13th day of May, 2009 by Peter Lyons, personally known to me to be Vice President of CEMEX Construction Materials Florida, LLC.


Notary Public In and For
Said County and State

STAMP/SEAL:



APPENDIX C

**ENVIRONMENTAL RESOURCE PERMIT
NUMBER 0211510-008**



Florida Department of Environmental Protection

Bureau of Mining and Minerals Regulation
2051 East Paul Dirac Drive
Tallahassee, Florida 32310-3760

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Mimi A. Drew
Secretary

December 1, 2010

Cemex Construction Materials Florida, LLC
c/o Mr. Mark R. Stephens, P.E., P.G.
Principal Consultant, Colinas Group
2031 East Edgewood Drive
Lakeland, Florida 33803

Dear Mr. Stephens:

RE: Cemex Construction Materials Florida, - Center Hill Mine
Mine Plan Modification, File Number 211510-008, Sumter County

On July 20, 2010, your request to modify the referenced environmental resource permit was received by the Bureau of Mining and Minerals Regulation, and assigned file number 211510-008. The modification was requested to eliminate the proposed Quarry A from the mine plan and extend Quarries B-1 and B-2 further south. The 50-acre Quarry A was proposed to be the southernmost pit at the mine, just south of the currently active Quarries B-1 and B-2. It would have featured a long quarry wall along a key cut near the mine boundary adjacent to State Highway 48. Quarry A would have been buffered from the highway by a mining setback used for overburden storage and a recharge trench built to reduce the adverse hydrological effects from mining on adjacent wetlands.

Initiating mining in Quarry A could cause problems for two reasons. Establishing a new key cut adjacent to the recharge trench could potentially result in a collapse failure of the recharge trench, which is located over active karst features. It would also create more pronounced blasting vibrations near residential properties. By eliminating Quarry A and extending Quarry B-1 and B-2 further south, these potential problems would be eliminated. Quarry B-1 and B-2 will continue to be buffered from the highway by the overburden storage area and the recharge trench.

There will be no additional wetland impacts as a result of this modification. The general and specific conditions of the permit are unchanged by this modification and remain in effect. The expiration date of the permit, January 6, 2025 also remains unchanged. The proposed modification is not expected to result in any adverse environmental impact or water quality degradation. The new mining configuration

will provide additional assurance that the recharge trench will be protected from adverse mining impacts.

Therefore, the permit is hereby modified, as requested, provided the following permit drawings are substituted or added as noted:

- 1.) Replace Figure Number 6, as signed and sealed on January 3, 2008, entitled Site Plan, with the revised Site Plan, as signed and sealed on November 29, 2010.
- 2.) Replace Figure Number 11, as signed and sealed on January 3, 2008, entitled Post Reclamation Land Use and Cover, with the revised Post Reclamation Land Use and Cover, as signed and sealed on November 29, 2010.
- 3.) Add Figure Number 5, entitled Cross Sections, as signed and sealed on November 29, 2010.

By copy of this letter, we are notifying all interested parties of the modification. This letter must be attached to the original permit. This permit modification is hereby granted. This action is final and effective on the date filed with the Clerk of the Department unless a sufficient petition for an administrative hearing is timely filed under sections 120.569 and 120.57 of the Florida Statutes as provided below. If a sufficient petition for an administrative hearing is timely filed, this action automatically becomes only proposed agency action on the application, subject to the result of the administrative review process. Therefore, on the filing of a timely and sufficient petition, this action will not be final and effective until further order of the Department. Because an administrative hearing may result in the reversal or substantial modification of this action, the applicant is advised not to commence construction or other activities until the deadlines noted below for filing a petition for an administrative hearing or request for an extension of time have expired. Mediation is not available.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under sections 120.569 and 120.57 of the Florida Statutes. The petition must contain the information set forth below and must be filed (received by the clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

Under rule 62-110.106(4) of the Florida Administrative Code, a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for

extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon. If a request is filed late, the Department may still grant it upon a motion by the requesting party showing that the failure to file a request for an extension of time before the deadline was the result of excusable neglect.

If a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Intervention will be permitted only at the discretion of the presiding officer upon the filing of a motion in compliance with rule 28-106.205 of the Florida Administrative Code.

In accordance with rule 62-110.106(3), F.A.C., petitions for an administrative hearing by the applicant must be filed within 21 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under section 120.60(3) of the Florida Statutes, must be filed within 21 days of publication of the notice or within 21 days of receipt of the written notice, whichever occurs first. Under subsection 120.60(3) of the Florida Statutes, however, any person who has asked the Department for notice of agency action may file a petition within 21 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under sections 120.569 and 120.57 of the Florida Statutes.

A petition that disputes the material facts on which the Department's action is based must contain the following information:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination;
- (c) A statement of when and how the petitioner received notice of the agency decision;

- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action;
- (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by rule 28-106.301 of the Florida Administrative Code. Under paragraphs 120.569(2)(c) and (d) of the Florida Statutes, a petition for administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.

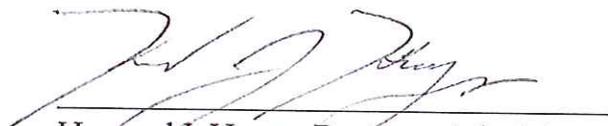
This permit constitutes an order of the Department. Subject to the provisions of paragraph 120.68(7)(a) of the Florida Statutes, which may require a remand for an administrative hearing, the applicant has the right to seek judicial review of the order under section 120.68 of the Florida Statutes, by the filing of a notice of appeal under rule 9.110 of the Florida Rules of Appellate Procedure with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida, 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the order is filed with the Clerk of the Department. The applicant, or any party within the meaning of paragraph 373.114(1)(a) or section 373.4275 of the Florida Statutes, may also seek appellate review of the order before the Land and Water Adjudicatory Commission under subsection 373.114(1) or section 373.4275 of the Florida Statutes. Requests for review before the Land and Water Adjudicatory Commission must be filed with the Secretary of the Commission and served on the Department within 20 days from the date when the order is filed with the Clerk of the Department.

The Department's file on this matter is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Florida Department of Environmental Protection, Bureau of Mining and Minerals

Regulation, 2051 East Paul Dirac Drive, Tallahassee, Florida 32310-3760, Telephone:
(850) 488-8217.

Executed in Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

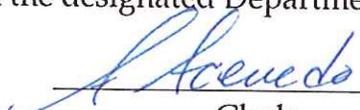

Howard J. Hayes, Program Administrator
Bureau of Mining and Minerals Regulation
(850) 488-8217

CERTIFICATE OF SERVICE

The undersigned duly designated deputy clerk hereby certifies that this permit, including all copies, were mailed before the close of business on Dec 1, 2010, to the above listed persons.

FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to 120.52(7), Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.


Clerk

12/1/10
Date

cc: DEP, Southwest District, Industrial Wastewater Section
Southwest Florida Water Management District, CUP/WUP
Sumter County, Planning Department

Prepared by: Alan Whitehouse
Attached: 3 pages

LIST OF ATTACHMENTS

The following plan and figures are hereby attached to, and become part of this permit:

- Figure 4: Site Plan, as signed and sealed on November 29, 2010.
- Figure 5: Cross Sections, as signed and sealed on November 29, 2010.
- Figure 6: Post Reclamation Land Use and Cover, as signed and sealed on November 29, 2010.

TABLE I

QUARRY	TOTAL ACRES TO BE MINED	ACREAGE OF ACTUAL QUARRIES	ACREAGE OF EXISTING/PROPOSED WATER BODIES	SEQUENCE OF MINING
Quarry B-1	89 +/-	89 +/-	89 +/- (pre-operated)	Currently being mined
Quarry B-2	85 +/-	85 +/-	85 +/- (pre-operated)	To be mined after Quarry B-1
West Quarry II	Completed	91 +/-	91 +/- (existing)	
West Quarry I	Completed	51 +/-	51 +/- (existing)	
North Quarry	Completed	26 +/-	26 +/- (existing)	Completed and used for water management and recharge
South Quarry	Completed	57 +/-	57 +/- (existing)	
East Quarry	Completed	44 +/-	44 +/- (existing)	

Note: All acreages are approximate as determined from aerial photography.

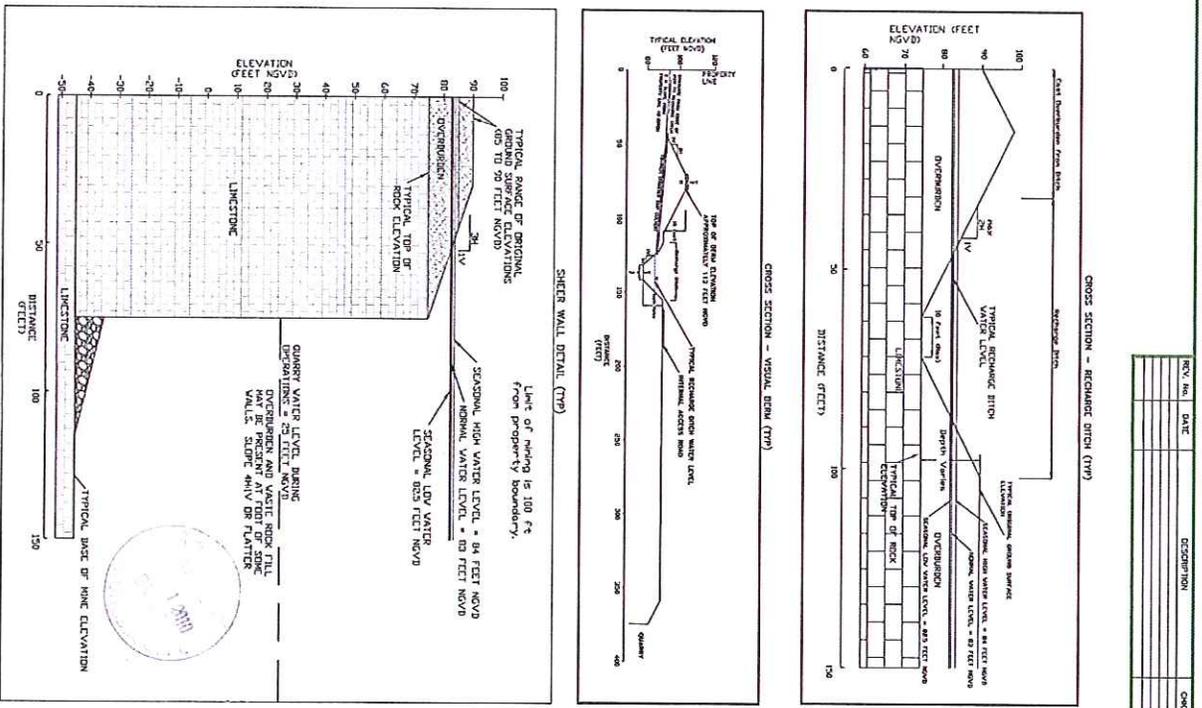


FIGURE 5

DATE: 8/21/10
 DRAWN BY: [Signature]
 CHECKED BY: [Signature]
 PROJECT NO.: 1000000000
 QUARRY NO.: 1000000000
 SHEET NO.: 1000000000

CROSS SECTIONS

CEMEX CONSTRUCTION MATERIALS FLORIDA, LLC.

CENTER HILL QUARRY

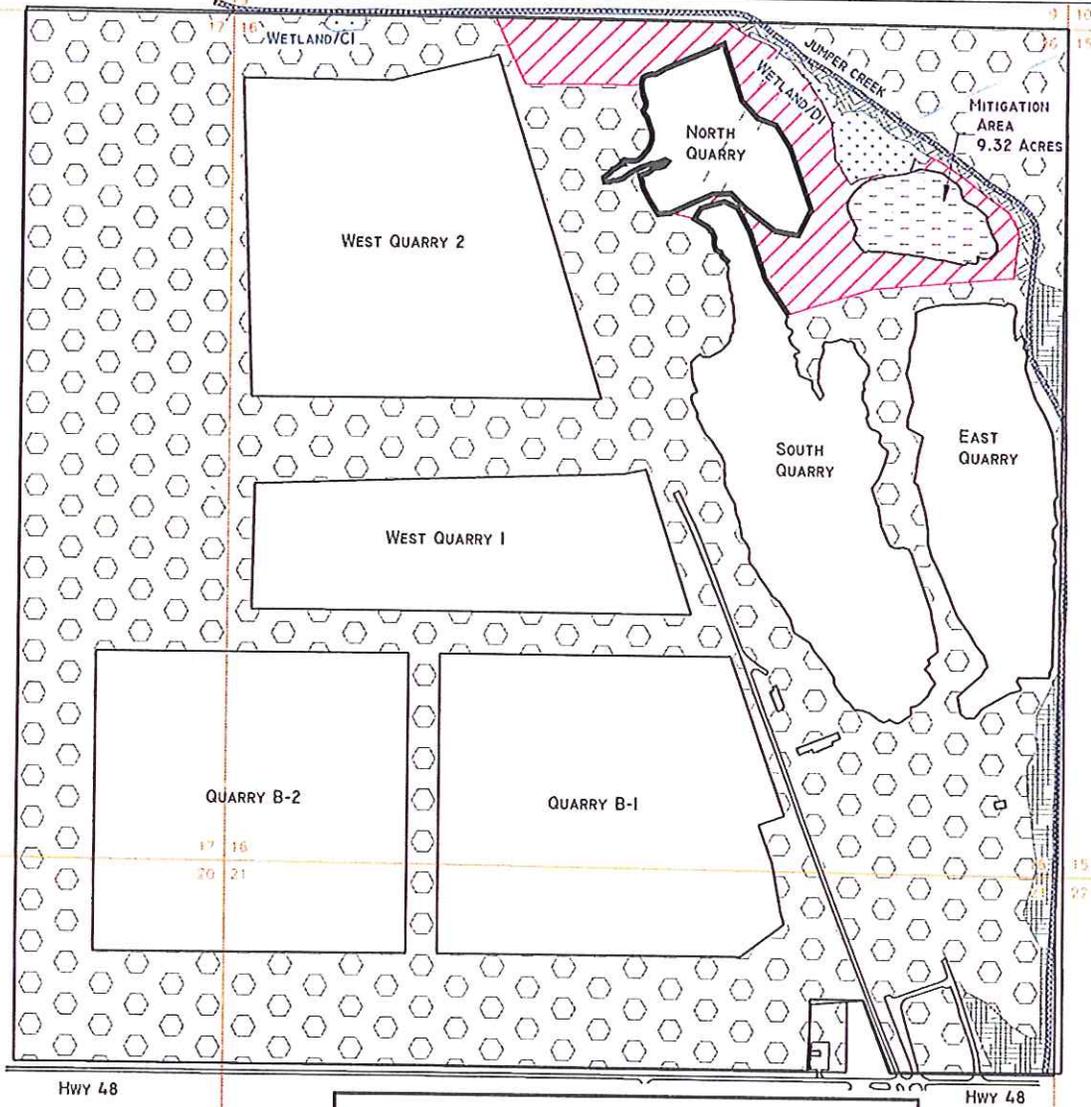
530 WEST KINGS HIGHWAY
 CENTER HILL, FLORIDA 33514

THE COLINAS GROUP, INC.

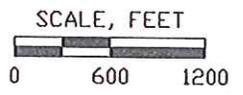
Engineering and Environmental Consultants

201 EAST EDGEWOOD DRIVE, SUITE 45
 LAKELAND, FL 33803
 Phone: (888) 688-0141 Fax: (888) 600-0148
 Lakeland • Sarasota • Winter Park
 FL 32804

C:\MIL 3D PROJECTS\S-262A CENTER HILL MINE\DWG\RECEIVED FROM COLINAS\2010\2010-06-24\FIGURE 6 - POST-FLUCCS 03-10 COLINAS.DWG 11/29/10



Legend	
	Project Limits (992.47 ac)
	211 Improved Pasture--Reclaimed Uplands (473.41 ac / 47.7%)
	500 Jumper Creek (3.54 ac / 0.4%)
	641 Freshwater Marsh (5.52 ac / 0.6%)
	641 Mitigation Area (9.32 ac / 0.9%)
	523 Lakes (443.00 ac / 44.6%) (includes 6.84 ac of littoral zones)
	414 Forested Upland Planting (34.0 ac / 3.4%)
	617 Forested Littoral Zone Planting (2.16 ac / 0.2%)
	420 Upland Hardwood Forest (15.4 ac / 1.6%)
	Paved Roads (4.4 ac / 0.4%)
	Buildings (0.62 ac / 0.1%)
	Section Lines and Section Numbers



Sections 16, 17, 20 and 21,
Township 21S, Range 23E
Sumter County, Florida

Mark R. Stephens
 Mark R. Stephens, P.E., P.G.
 Florida P.E. Reg. No. 36179
 Engineering Business No. EB-0007934
 The Colinas Group, Inc.
 2031 E. Edgewood Drive
 Lakeland, FL 33803-3601
 (863) 669-9141

Date: 8/3/10

Drafted: 03-11-2010 Revised: 06-24-2010

CEMEX CONSTRUCTION MATERIALS FLORIDA, LLC	Date	Project No.	Figure No.
	7/14/10	S-262A / 0714E	6

THE COLINAS GROUP, INC.
 Engineering and Environmental Consultants
 2031 East Edgewood Drive, Suite 65
 Lakeland, FL 33803
 Phone: (863) 669-9141 Fax: (863) 669-1742
 Lakeland * Sarasoto * Winter Park
 EB 47934



**PROPOSED POST RECLAMATION
 LAND USE AND COVER**

CENTER HILL LIMEROCK MINE

Reviewing file



Florida Department of Environmental Protection

Southwest District
13051 North Telecom Parkway
Temple Terrace, Florida 33637-0926
March 2, 2007

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Michael W. Sole
Secretary

In the Matter of an
Application for Permit by:

Florida Crushed Stone Company
Mr. Matt D. Mouncey, Environmental Manager
P.O. Box 147
Center Hill, FL 33514

PA File No. FL0031895-003-IW3S
Sumter County
Center Hill Mine

NOTICE OF PERMIT ISSUANCE

Enclosed is Permit Number FL0031895 to operate the existing limestone grinding facility which uses approximately 360,000 gallons per day of water from the recirculation system. This water is pumped from the inactive south quarry and used as non-contact cooling water at the facility and then returned to the inactive south quarry for recirculation. The facility does not require additional water to be put into the recirculation system and no chemicals are added to the water during the cooling operation. Prior to discharge to Jumper Creek, the discharge from the active quarry is routed through a hydraulic barrier ditch to recharge the Floridan Aquifer. Recharge shall occur in both the hydraulic barrier ditch and the inactive quarries. Water shall be retained in the inactive quarries, except during periods when regional hydro-geologic conditions exceed the Outfall D-001 weir elevation (discharge at an elevation above 85 feet NGVD) and/or storm events greater than a 25 year-24 hour storm event. Under these conditions, excess water will be discharged by gravity flow into Jumper Creek from the North Quarry.

A proposed truck wash facility will be constructed and operated at the Center Hill Mine. The truck wash facility will use approximately 12,000 gallons of water per week during a four-hour washing period. Truck wash water will be collected in a collection sump and pumped into a 600-gallon reclaimed water settling tank, two 1550-gallon settling tanks for settling (primary and secondary) and chlorination. Reuse water from the settling tanks is pumped to an additional solids separator, an oil/water separator and finally polished through multimedia filtration and carbon filtration. Makeup water for the truck wash will be non-contact cooling water from the limestone grinding facility and no additional water will be used to wash the trucks. A valve will be installed on the return cooling water pipe after it passes through the grinding plant and before it discharges into the inactive south quarry. When makeup water is required, the valve will be opened and non-contact cooling discharge water will be used to wash trucks. The facility is located at latitude 28°40'4" N, longitude 82°0'56" W on 530 Kings Highway (Highway 48 West), Center Hill, FL 33514 in Sumter County. This permit is issued under Chapter 403, Florida Statutes (F.S.) and Chapter 62-620, Florida Administrative Code, (F.A.C.).

Monitoring requirements under this permit are effective on the first day of the second month following permit issuance. Until such time, the permittee shall continue to monitor and report in accordance with previously effective permit requirements, if any.

The Department's proposed agency action shall become final unless a timely petition for an administrative hearing is filed under Sections 120.569 and 120.57, Florida Statutes, within fourteen days of receipt of notice. The procedures for petitioning for a hearing are set forth below.

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, Florida Statutes. The petition must contain the information set forth below and must be filed (received by the clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

Under Rule 62-110.106(4), Florida Administrative Code, a person may request enlargement of the time for filing a petition for an administrative hearing. The request must be filed (received by the clerk) in the Office of General Counsel before the end of the time period for filing a petition for an administrative hearing.

Petitions by the applicant or any of the persons listed below must be filed within fourteen days of receipt of this written notice. Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), Florida Statutes, must be filed within fourteen days of publication of the notice or within fourteen days of receipt of the written notice, whichever occurs first. Under Section 120.60(3), Florida Statutes, however, any person who has asked the Department for notice of agency action may file a petition within fourteen days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition within fourteen days of receipt of notice shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, Florida Statutes. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, Florida Administrative Code.

A petition that disputes the material facts on which the Department's action is based must contain the following information:

- (a) The name, address, and telephone number of each petitioner; the name, address, and telephone number of the petitioner's representative, if any; the Department permit identification number and the county in which the subject matter or activity is located;
- (b) A statement of how and when each petitioner received notice of the Department action;
- (c) A statement of how each petitioner's substantial interests are affected by the Department action;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A statement of facts that the petitioner contends warrant reversal or modification of the Department action;
- (f) A concise statement of the ultimate facts alleged, as well as the rules and statutes which entitle the petitioner to relief; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the Department to take.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Department's final action may be different from the position taken by it in this notice. Persons whose substantial interests will be affected by any such final decision of the Department have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation under Section 120.573, Florida Statutes, is not available for this proceeding.

This permit action is final and effective on the date filed with the clerk of the Department unless a petition is filed in accordance with the above. Upon the timely filing of a petition this permit will not be effective until further order of the Department.

Any party to the permit has the right to seek judicial review of the permit action under Section 120.68, Florida Statutes, by the filing of a notice of appeal under Rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the clerk of the Department in the Office of General Counsel, Mail Station 35, 3900 Commonwealth Boulevard, Tallahassee, Florida, 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when this permit action is filed with the clerk of the Department

FACILITY: Center Hill Mine
PERMITTEE: Florida Crushed Stone Company

PA File No.: FL0031895-003-IW3S

Executed in Hillsborough County, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

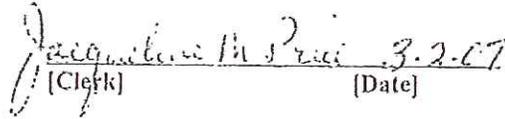

Jeffrey S. Greenwell, P.E.
Water Facilities Administrator
Southwest District

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this NOTICE OF PERMIT ISSUANCE and all copies were mailed before the close of business to the listed persons.

FILING AND ACKNOWLEDGMENT

FILED, on this date, under Section 120.52, Florida Statutes, with the designated deputy clerk, receipt of which is hereby acknowledged.


[Clerk] 3.2.07
[Date]

cc: Allen Hubbard, P.E., FDEP-IW/TAL
Chuck Ziegmont, FDEP-NPDES/TAL
Ilia Balcom, FDEP-IW/CE
Lori Pillsbury, FDEP
Mark R. Stephens, P.G, P.E., The Colmas Group, Inc.
John Parker, SWFWMD, Brooksville Office
Howard Hayes, FDEP-Bureau of Mine Reclamation