



Siskiyou County
Planning Commission Staff Report
May 18, 2022

New Business Agenda Item No. 2
Timberhitch Quarry (SP-22-01)

Property Owners: Jack L & Glenda F Williamson
18801 Leavers Lane
Macdoel, CA 96058-9781

Faye J Williamson
2836 Superior Drive
Livermore, CA 94550

James A & Tamra L Williamson
33 Fairview Avenue
Bay Point, CA 94565

Mine Operator: Butte Creek Minerals Ltd.

Project Summary Determine if the operator of Timberhitch Pit surface mine site (CA Mine ID No. 91-47-0055) is not financially capable to conduct reclamation.

Location: The surface mine is located within Butte Valley, ¼ mile east of State Highway 97, and 1 mile south of East Ball Mountain Little Shasta Road; APNs: 011-250-170 and 011-280-290; Township 45N, Range 2W, Sections 11, 12 and 14, MDB&M; Latitude 41.594°, Longitude -122.407°.

Zoning: Prime Agricultural (AG-1) and Non-Prime Agricultural, 40-acre minimum parcel size (AG-2-B-40)

Exhibits:

- A. Draft Resolution PC-2022-013
A Resolution of the Planning Commission of the County of Siskiyou, State of California, Determining the Project Exempt from the California Environmental Quality Act and Find that the Operator is Not Financially Capable to Conduct Reclamation.
- B. Enforcement Action Timeline
- C. Permitting Documents
- D. Approved Financial Assurance Mechanism
- E. Mineral Grant Deed
- F. Certificate of Dissolution
- G. Photographs of Current Site Conditions

Background

The intent of this public hearing is to initiate the process of determining whether the operator, Butte Creek Minerals Ltd., may be financially incapable of completing reclamation in accordance with the approved reclamation of the Timberhitch Mine in accordance with procedures set forth in the *Surface Mining and Reclamation Act (Public Resource Code Division 2, Chapter 9, Section 2773.1(b))*, which states:

“(1) If the lead agency [County], or the [State Mining and Geology] board when acting as a lead agency, has evidence that an operator may be financially incapable of completing reclamation in accordance with its approved reclamation plan or that the operator may have abandoned the surface mining operation without completing reclamation, the lead agency or the board, when acting as a lead agency, shall conduct a public hearing to determine whether the operator is financially capable of completing reclamation in accordance with the approved reclamation plan or has abandoned the surface mining operation. The hearing shall be noticed to the operator and the supervisor [Division of Mine Reclamation] at least 30 days prior to the hearing.

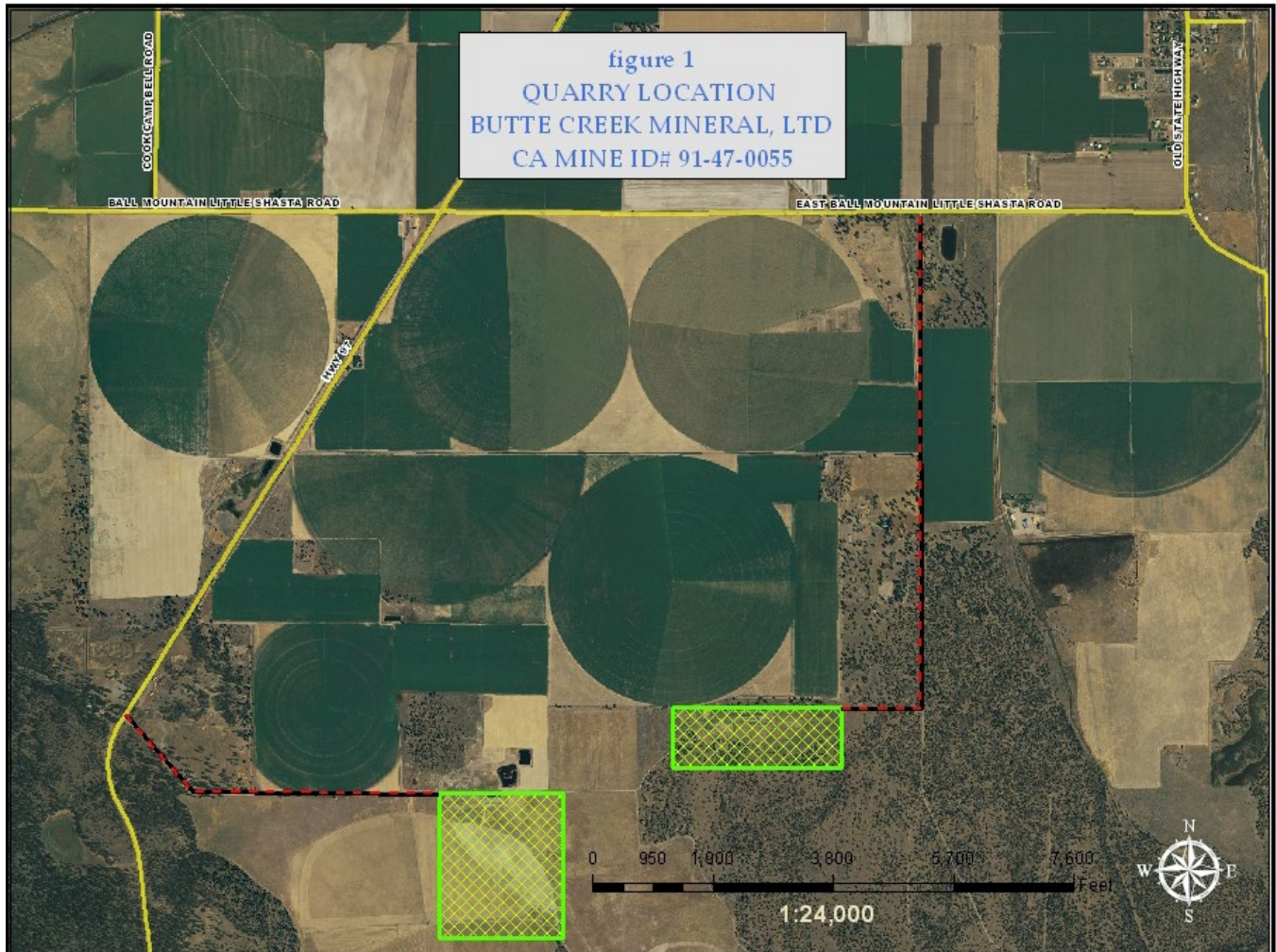
(2) If the lead agency or the board, following the public hearing conducted pursuant to paragraph (1), determines that the operator is financially incapable of performing reclamation in accordance with its approved reclamation plan or has abandoned its surface mining operation without completing reclamation, either the lead agency or the supervisor shall do all of the following:

(A) Notify the operator by personal service or certified mail that the lead agency or the supervisor intends to take appropriate action to forfeit the financial assurances and specify the reasons for so doing.

(B) Proceed to take appropriate action to require forfeiture of the financial assurance mechanisms.

(C) Use the proceeds from the forfeited financial assurance mechanisms to conduct and complete reclamation in accordance with the approved reclamation plan. If the surface mining operation cannot be reclaimed in accordance with its approved reclamation plan, or the financial assurance mechanisms are inadequate to reclaim in accordance with its approved reclamation plan, the lead agency or supervisor may use forfeited financial assurance mechanisms to reclaim or remediate mining disturbances as appropriate for the site conditions as determined by both the lead agency and the supervisor. The financial assurance mechanisms shall not be used for any other purpose. The operator is responsible for the costs of conducting and completing reclamation in accordance with the approved reclamation plan or a remediation plan developed pursuant to this section as determined appropriate by both the lead agency and the supervisor that are in excess of the proceeds from the forfeited financial assurance mechanisms.”

As stated above, if the Planning Commission determines, after today’s public hearing, that the operator is not financially capable of completing reclamation in accordance with the approved reclamation plan, staff will notify the operator that the County intends to take appropriate action to forfeit the operator’s financial assurance. If the financial assurances are not sufficient to cover the cost of reclamation, the County may file a lien on the mineral rights, with assistance from County Counsel.



Project Summary

The Timberhitch Quarry is located in Butte Valley, approximately $\frac{1}{4}$ mile east of State Highway 97 and 1 mile south of East Ball Mountain Little Shasta Road. The quarry consists of two open-pit quarry areas located within $\frac{1}{4}$ mile from each other. The area is relatively flat and located at an elevation of 4280 feet above sea level. The mining operation as well as the surrounding area is situated within the AG-1 and AG-2-B-40 zoning districts. Most of the surrounding properties are developed with agricultural uses including hay and crop production. The area to the east and south and adjacent to the quarry site is undeveloped and vegetated with sparse grasses, few oak and juniper trees. Prior to the mining operation, the land had not been utilized for farming due to the large amount of surface lava rock.

The quarries have been utilized prior to 1976, the ratification date of SMARA, and since. The surface mining operation had most recently been conducted by Butte Creek Minerals, Ltd. with Cliff McMillan the president of the corporation as well as the mine operator. The subject property in which the quarry is located is under the ownership of the Williamsons with Butte Creek Minerals having ownership of the mineral rights.

Pursuant to Siskiyou County Ordinance, surface mining operations are a conditionally permitted use. A Use Permit (UP-79-31) and Reclamation Plan (RP-79-31) were obtained in order to conduct the mining operation. The use permit details the activities that will occur as part of the mining operation and establish the boundaries where mining will occur. A reclamation plan details how the land will be

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reclaimed to a safe a usable condition once mining is complete. In the case of the subject mining operation, the use permit specifies the site is to be reclaimed to the satisfaction of the California Department of Fish & Wildlife.

The easterly pit is the primary location where the most recent surface mining operations had taken place. The quarry area is approximately 20 acres in size and is approximately 6 to 8 feet in depth. Portions of the 20 acres were disturbed prior to 1976 and are not subject to reclamation. However, approximately 15 acres of post-1976 disturbance areas continue to exist. The pit area contains processed aggregate and overburden stockpiles, miscellaneous mining equipment and previously used ranching equipment. The previously used ranching equipment was used for mining operations and is presently being stored within the quarry area. Due to the length of time since some of the ground has been disturbed, vegetation has begun to grow within portions of the disturbed ground. Vegetation consists of pines, junipers, and shrubs, native and non-native grasses.

The westerly area contains remnants of the Timberhitch quarry, which existed prior to 1976. The majority of the pre-1976 disturbed areas were reclaimed into agricultural uses. A few stockpiles of overburden and processed aggregates are located within the area. These stockpiles were inadvertently placed within the Timberhitch quarry as a result of mining activities occurring on an adjacent property, in which Cliff McMillan was the operator. Mining equipment is also located within this area. In total, approximately 0.5 acres remain disturbed and are subject to reclamation.

It is anticipated that during the process of removing the equipment and stockpiles, additional land will be disturbed. Reseeding and revegetation of these areas will be required.

Financial Assurances

A Financial Assurance Cost Estimate (FACE) is a document provided by DMR and completed by the mine operator. The FACE estimates the cost to reclaim the disturbed land within the mine site. It is utilized to determine the amount of monies required to hold in Financial Assurance should the operator fail to or is unable to reclaim the disturbed are of the mine site. The FACE is to be updated annually to account for newly disturbed land, reclaimed land and increase in costs of reclamation. A Financial Assurance Mechanism (FAM) may take the form of a surety bond, irrevocable letter of credit, trust funds or other forms of financial assurance mechanisms that the lead agency reasonably determines are adequate to perform reclamation in accordance with the approved reclamation plan. The operator is to adjust the FAM annually upon the approval of the FACE by the lead agency and concurrence of DMR.

The most recently submitted FACE, received April 21, 2015, in the amount of \$2,600.00, was found to be inadequate by the Lead Agency as it did not supply required information such as costs for equipment rental, supervision, administrative costs, etc. As the operator did not provide an updated FACE which incorporated the required elements, on June 25, 2015, the Lead Agency prepared a FACE in the amount of \$26,434.00 and presented it to the operator for their approval. The operator did not agree to the proposed FACE. As the operator did not provide an adequate FACE and did not agree to the FACE prepared by the Lead Agency, the FACE approved in 2013 establishing the amount of the existing FAM, \$3,245.27 remains in effect.

Annual Mine Fees

Pursuant to Public Resource Code Division 2, Chapter 9, Section 2207(e), the lead agency may impose a fee upon each mining operation to cover the reasonable costs incurred in implementing SMARA.

Timberhitch mine has unpaid fees since 2008, now in total of \$20,550.00.

Analysis

Determination

The Criterial for Determining Financial Capability is outlined in the *Surface Mining and Reclamation Act (Public Resource Code Division 2, Chapter 9, Section 3815)*, which states:

“The lead agency or the board shall use, but not be limited to, the following criteria when determining the financial capability of a mine operator to perform reclamation. It is the sole responsibility of the surface mine operator to provide the lead agency or the board with sufficient information to reasonably demonstrate his or her financial capability. An operator shall be found financially incapable if the lead agency or the board makes any of the following findings:

(a) The operator is incapable of providing, or refuses to provide, a financial assurance in an amount deemed adequate by the lead agency or the board; or,

(b) The operator is incapable of providing, or refuses to provide, a financial assurance mechanism approved by the board in Section 3803 of this subchapter; or,

(c) The lead agency, the board, or the director, is unable to contact the mine operator or the mine's agent of record after 90 days of the mine's becoming idle as defined in Public Resources Code Section 2727.1; or,

(d) The mine operation meets the criteria stated in Public Resources Code Section 2770(h)(6).”

Since 2015, Butte Creek Minerals Ltd. under operation of Clifford McMillian, corporation president, has not provided a financial assurance in an amount deemed adequate by the lead agency to reclaim Timberhitch Mine in accordance with the approved reclamation plan. Clifford McMillian, passed away on March 4, 2021. The corporation was dissolved by Certificate of Dissolution Filed with the State of California, Secretary of State on June 21, 2021, Document number D1626476 by Patsy McMillan.

Environmental Review

The proposed enforcement actions are being recommended by staff to be exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15321.

CEQA Guidelines Section 15321, Enforcement Actions by Regulatory Agencies applies to actions by regulatory agencies to enforce or revoke a lease, permit, license, certificate, or other entitlement for use issued, adopted or prescribed by the regulatory agency or enforcement of a law, general rule, standard, or objective, administered or adopted by the regulatory agency.

The proposed project falls within a Class 21 exemption because it is a county-initiated request that the Planning Commission consider the reclamation status and operators financial ability to reclaim the mine site. The regulatory action would not result in any impacts on the environment.

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The Planning Commission must consider the proposed CEQA exemptions together with any comments received during the public review process. Further, the exemptions can only be approved if the Commission finds, based on the whole record before it, that there is not substantial evidence that there are unusual circumstances (including future activities) which might reasonably result in the project having a significant effect on the environment.

Comments

Public Comments

A Notice of Public Hearing was published in the Siskiyou Daily News on May 4, 2022 and mailed to property owners within 300 feet of the applicant's property. No comments have been received at this time.

Planning Staff Recommendations

- Adopt Resolution PC-22-013 taking the following actions:
 - Find that the operator is financially incapable of completing reclamation in accordance with the approved reclamation plan; and
 - Direct staff to notify the operator of the Timberhitch Mine within 10 days of the County's intent to take appropriate actions in accordance with SMARA Section 2773.1(b) to cause forfeiture of the operator's financial assurances for reclamation of the mine site; and
 - Determine the project exempt from the California Environmental Quality Act (CEQA) in accordance with CEQA Guidelines Section 15321.

Suggested Motion

I move that we adopt Resolution PC-2022-013, A Resolution of the Planning Commission of the County of Siskiyou, State of California, Determining the Project Exempt from the California Environmental Quality Act, finding the operator is financially incapable of reclaiming the mine site in accordance with the approved Reclamation Plan and the County intends to cause forfeiture of the financial assurances for reclamation of the site Timberhitch Special Project (SP-22-01).

Preparation

Prepared by the Siskiyou County Planning Division.

For project specific information or to obtain copies for your review, please contact:

Bernadette Cizin, Assistant Planner
Siskiyou County Planning Division
806 S. Main Street
Yreka, California 96097

Resolution PC 2022-013

A Resolution of the Planning Commission of the County of Siskiyou, State of California Determining Butte Creek Minerals Financially Incapable of Completing Reclamation of Timberhitch Mine (SP-22-01)

Whereas, County of Siskiyou serves as the lead agency in the implementation of the Surface Mining and Reclamation Act of 1975 (SMARA) within the County's boundaries; and

Whereas, on August 1, 1979, the Planning Commission approved the Timberhitch Mine Use Permit and Reclamation Plan (UP-79-31 & RP-79-31) subject to the requirements of the adopted Reclamation Plan, and Conditions of Approval; and

Whereas, Public Resource Code Division 2, Chapter 9, Section 2773.1 requires financial assurances of each surface mining operation to ensure reclamation in accordance with the approved reclamation plan; and

Whereas, Butte Creek Minerals Ltd was the last known entity engaged in surface mining operations and is the operator (hereinafter "operator") as identified on the last Mining Operation Annual Report; and

Whereas, a Notice of Intent to determine if the operator is financially capable of reclaiming Timberhitch Mine was noticed to the operator and Division of Mine Reclamation on April 14, 2022, Pursuant to PRC section 2773.1(b)(1); and

Whereas, a Notice of Public Hearing was published in the Siskiyou Daily News on May 4, 2022; and

Whereas, hearing notices were posted pursuant to Siskiyou County Code Section 10-6.2805 *et seq.*; and

Whereas, pursuant to California Code of Regulations Title 14, Section 3815 an operator shall be found financially incapable if the lead agency makes any of the following findings among others:

- (a) The operator is incapable of providing, or refuses to provide, a financial assurance in an amount deemed adequate by the lead agency or the board; or
- (b) The operator is incapable of providing, or refuses to provide, a financial assurance mechanism approved by the board; or
- (c) The operation is incapable of providing or fails to provide sufficient evidence of financial capability such that in light of all the evidence, it appears more likely than not that the operator cannot fully complete reclamation in accordance with the operator's approved reclamation plan; and

Whereas, on May 18, 2022, the Chair of the Planning Commission opened the duly noticed public hearing on the Timberhitch Mine Project (SP-2201) to receive testimony, both oral and written, following which the Chair closed the public hearing and the Commission discussed the Timberhitch Mine Project (SP-20-01) prior to reaching its decision.

Whereas, the Planning Division presented its oral and written staff report on the Timberhitch Mine determination (SP-22-01) at the Planning Commission's regularly scheduled meeting on May 18, 2022; and

Whereas, the Planning Division recommended Timberhitch Mine project (SP-22-01) be determined categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15321 of the CEQA Guidelines because this determination is defined as an enforcement action taken by a regulatory agency; and

Whereas, the Planning Division recommended determining the operator, Butte Creek Minerals Ltd. is not financially capable of completing reclamation of Timberhitch Mine for the reasons set forth in its oral and written staff report.

Now, Therefore Be It Resolved that the Planning Commission, based on the evidence in the record, hereby takes the following actions on the Timberhitch Mine Special Project (SP-22-01):

1. Determines the project categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15321; and
2. Determines the operator, Butte Creek Minerals Ltd, of Timberhitch Mine; CA Mine ID No. 91-47-0055, is not financially capable of completing reclamation in accordance with the approved reclamation plan.
3. Determines the operator, Butte Creek Minerals Ltd, of Timberhitch Mine; CA Mine ID No. 91-47-0055 refuses to provide a financial assurance in an amount deemed adequate by the lead agency.

It is hereby certified that the foregoing Resolution PC-2022-013 was duly adopted on a motion by Commissioner _____ and seconded by Commissioner _____, at a regular meeting of the Siskiyou County Planning Commission held on the 18th day of May 2022, by the following voice vote:

Ayes:

Noes:

Absent:

Abstain:

Siskiyou County Planning Commission

Danielle Lindler, Chair

Witness, my hand and seal this 18th day of May 2022.

Hailey Lang, Secretary of the Commission

Enforcement Actions

- August 1, 1979, Planning Commission approved Use Permit (UP-79-31) and Reclamation Plan (RP-79-31)
- January 3, 1984, Use Permit (UP-84-14) was reviewed and approved for 5 years
- July 3, 1987, Use Permit (UP-84-14) expired as Conditions of Approval were not met
- December 6, 1989, Use Permit (UP-79-31) was reviewed and approved
- March 3, 1993, Planning Commission review and approval of UP-? With revised COA
- April 10, 1997, Notice to Operator - Use Permit not issued as Conditions of Approval were not met – all mining operations to cease
- February 12, 2001, Notice to Operator - Financial Assurance due annually
- January 1, 2004, the mining operation became Idle per Section 2727.1
- August 1, 2005, the mine site considered abandoned per Section 2770(h)(6)
- August 10, 2006, Notice of Violation – Interim Management Plan, Liability Insurance and FACE are required
- October 19, 2006, Order to Comply – Interim Management Plan, Liability Insurance and FACE are required
- August 21, 2007, Order to Comply – Interim Management Plan, FACE, Reclamation Plan Amendment and Hazardous Materials Business Plan (HMBP) Required
- November 7, 2007, Planning Commission affirmed August 21, 2007 Order to Comply
- February 12, 2008, Board of Supervisors affirmed the August 21, 2007 Order to Comply
- July 31, 2008, Notice and Order imposing administrative penalties for failure to comply with the Order to Comply
- August 25, 2008, Order to Comply – Mine is Abandoned & all mining to cease
- October 1, 2008, Planning Commission affirmed the August 25, 2008 Order to Comply
- June 24, 2013, Notice to Operator – Interim Management Plan and FACE are approved
- April 27, 2015, Notice to Operator – FACE was determined to be inadequate
- August 10, 2016, Planning Commission determined that the mine does not have vested rights
- November 15, 2016, Board of Supervisors upheld the Planning Commission determination of no vested rights to mine
- July 26, 2017, Notice of Violation – Financial Assurance Cost Estimate.
- July 26, 2020, Notice of Violation – Financial Assurance Cost Estimate.
- December 12, 2020, final court of appeal affirmed the Superior Court judgement, no vested right to mine.

UP-79-31

AP#: 11-250-170, 11-280-090

SISKIYOU COUNTY PLANNING COMMISSION

LAND USE PERMIT

PERMISSION IS HEREBY GRANTED TO: Timberhitch, Inc.

ADDRESS: 1428 Pacific Terrace, Klamath Falls, Oregon 97601

PURPOSE: To allow continued operation of three existing gravel excavation sites subject to five-year reviews by the Planning Commission for any revisions that might be appropriate.

PROPERTY LOCATED IN SECTIONS 11, 12, and 14, TOWNSHIP 45 NORTH, RANGE 2 WEST.

SUBJECT TO THE FOLLOWING:

1. The use shall be in accordance with the approved plot plan.
2. The Use Permit does not supersede deed restrictions.
3. All County road and yard setbacks must be met.
4. That the Reclamation Plan is a condition of approval in that they will have to operate within the limitations of the Reclamation Plan.
5. The excavation is to be no deeper than twelve feet which is included in the excavation project description.
6. The Use Permit will be for a period of five years at which time it will be subject to re-review by the Commission for further extension or other corrections that may be necessary.
7. No blasting shall be allowed during the bald eagle nesting season (January 1 through August 31 of each year) unless specifically authorized by the Department of Fish & Game. If the bald eagles are not nesting in the nesting territory or abandon the territory during the nesting season, blasting restrictions will be lifted for that year. Nesting status will be determined by the Department of Fish & Game. The Department of Fish & Game shall be allowed entry for inspection and implementation purposes.
8. The applicant shall not discharge soil, silt, bark, slash, sawdust or other organic or earthen material from any quarrying, construction or associated activities of whatever nature into any stream or watercourse in the basin in quantities deleterious to fish, wildlife or other beneficial uses.
9. The applicant shall not place or dispose of soil, silt, bark, slash, sawdust or other organic or earthen material from any quarrying, construction or associated activities of whatever nature into any stream or watercourse in the basin in quantities deleterious to fish, wildlife or other beneficial uses.
10. The property owner shall provide security in an amount not less than Twenty-six Hundred Dollars (\$2,600) to constitute performance and reclamation bonds, line of credit or other security acceptable to the County which shall be maintained during the life of this permit. The insurance company, 30 days prior to the cancellation, expiration or default, shall notify the Planning Director, P.O. Box 1085, Yreka, California, 96097 in the event of cancellation, expiration or default. Note: The security shall be provided to the Siskiyou County Planning Department no later than Wednesday, February 1, 1990.

EXHIBIT C - Permitting Documents

SISKIYOU COUNTY PLANNING COMMISSION**LAND USE PERMIT**

11. The applicant shall provide liability and property damage insurance in the amount of \$500,000 single liability on a company authorized to do business in the State of California and acceptable to the County. The County shall be named as additional insured.
12. Upon completion of quarrying activities, the applicant shall evenly redistribute any stockpiled topsoil over the disturbed areas and revegetate said areas with vegetation acceptable to the Department of Fish & Game.
13. A chemical toilet shall be provided on site for quarry operators during quarry operations.
14. Prior to Use Permit issuance, a Hazardous Materials Business Plan shall be submitted to the Health Department's satisfaction.

NOTATION:

This Use Permit is automatically terminated and all rights thereunder rescinded when not used for the above purpose within two years of issuance or, if once established, not used for one year.

DATE: March 3, 1993

APPROVED

Richard D. Barnum
Richard D. Barnum, Secretary
Siskiyou County Planning Commission

DATE

ISSUED: Jan. 12, 1998

pc: Public Works, L. Inman
Building Department, B. Fiock
Assessor, E. Kische
Health Department
Federal Land Bank Association
File

JUL 27 1979

Appendix B

Planning Commission

County/City _____

SUGGESTED MODEL RECLAMATION PLAN

As a guide to Counties and Cities for Compliance with
Section 2772, Surface Mining and Reclamation Act of 1975

OWNER, OPERATOR, AND AGENT:

1. Applicant

Name
Address

Telephone

Timberhitch Inc
Drawer "C", Macdoel Ca. 96058
398 4569

2. Name (if any) of Mineral Property _____

3. Property Owners, or owners of surface rights (List all owners).

Name
Address

Telephone

above.

4. Owners of Mineral rights.

Name
Address

Telephone

above

5. Lessee.

Name
Address

Telephone

None

6. Operator.

Name
Address

Telephone

above

7. Agent of Process. (Person designated by operator as his agent for the service of process).

Name
Address

Telephone

Cl McMillan Jr
Drawer C, Macdoel Ca. 96058
398 4569

LOCATION:

8. Brief description, including legal, of the extent of the mined lands (to be) involved by this operation, including total acreage.

Portions of
 Section(s) 11, 12, 14, Township 45N, Range R2W,
M.D. 34M Meridian.

9. Describe the access route to the operation site.

Private Road from Hwy 97 east along north line of Sec 15, 14

10. Attach Location and Vicinity Map.

DESCRIPTION:

11. Mineral commodity (to be) mined: sand and gravel

12. Geologic description, including brief general geologic setting, more detailed geologic description of the mineral deposit (to be) mined, and principal minerals or rock types present.

Juniper brush land
soft overburden of 12"-24" underlain by alluvial gravel
deposits.

13. Brief description of environmental setting of the site and the surrounding areas. Describe existing area land use, soil, vegetation, ground water elevation and surface water characteristics, average annual rainfall and/or other factors pertaining to environmental impacts and their mitigation and reclamation.

on the fringes of farm land brushed with junipers
and enough surface lava to make farming impractical

PROPOSED (EXISTING) SURFACE MINING OPERATION:

14. Proposed starting date of operation continuing from past.

Estimated Life of Operation 10 yrs +

Duration of First Phase

15. Operation will be (is): Continuous _____, Seasonal _____,
Intermittent ✓
Developed,
not yet in operation _____, Temporarily deactivated _____,
Stockpile in Mine _____.

16. Operation will be (is):

Under 5,000 tons cu. yds/yr. _____
5,000 - 50,000 tons cu. yds/yr. ✓
50,000 - 250,000 tons cu. yds/yr. _____
250,000 - 1,000,000 tons cu. yds/yr. _____
Over 1,000,000 tons cu. yds/yr. _____

17. Total anticipated production

Mineral commodities to be removed -

tons (cu. yds.) 500 M

Waste retained on the site -

tons (cu. yds.) 100 M

Waste disposed off site -

tons (cu. yds.) -0-

Maximum anticipated depth 12 ft.

18. Mining Method: (Check all applicable)

Open Pit _____
Single Bench _____

Gravel/Sand Pit ✓
Drill and Blast _____

Quarry:

Hill Top _____
Multibench _____
Side Hill _____
Dragline _____
Low Level _____
Shovel _____
Underground _____
Gravel bar skimming _____

Clay Pit _____
Truck to processing
plant (To RR) _____
Borrow Pit _____
Tailings Pond _____
Slurry Pump _____
Waste dump _____
Rail _____
Other _____

Other _____

- 19a. If processing of the ores or minerals mined is planned to be conducted at or adjacent to the site, briefly describe the nature of the processing and explain disposal method of the tailings or waste from processing.

washing, grading, crushing.

- 19b. Estimate quantity (gallons per day) and quality of water required by the proposed operation, specifying proposed sources of this water, of method of its conveyance to this property and the quantity and quality and method of disposal of used and/or surplus water.

Recirculation of washing water from settling ponds.
supplied off season from irrigation ~~some~~ tail water.

20. If the nature of the deposit and the mining method used will permit, describe and show the steps or phases of the mining operation that allow concurrent reclamation, and include a proposed time schedule for such concurrent activities.

refiling excavations with the overburden from subsequent excavations.

21. Attach a map of the mined lands and/or suitable aerial photograph showing:

- (a) Boundaries and topographic details of the site;
- (b) Location of all streams, roads, railroads, water wells, and utility facilities within 500 feet of the site;
- (c) Location of all currently proposed access roads to be constructed in conducting the surface mining operation(s);
- (d) Location of areas (to be) mined, and of waste dumps and tailings ponds.
- (e) By use of overlay symbol or color, depiction of separate mining phases if applicable. (See Item 20).
- (f) The source of map base, orientation (North arrow), and scale (e.g., 1" = 500', etc.) of the map.

RECLAMATION PLAN:

22. Indicate on an overlay of map of Item 21, or by color or symbol on map those areas to be covered by reclamation plan.

all areas disturbed.

Acreage app 25

23. Describe the ultimate physical condition of the site and specify proposed use(s), or potential uses, of the mined lands as reclaimed.

Irrigation tail water sumps.

24. Describe relationship of the interim uses other than mining and the ultimate physical condition to:

- (a) Zoning regulations.

- (b) General plan and plan elements.

} consistent with farm zoning of this and adjacent lands.

25. Provide evidence that all owners of a possessory interest in the land have been notified of the proposed use(s) or potential uses identified in Item 22. (Attach copy of notarized statement of acknowledgment, etc.)

No other owners.

26. Describe soil conditions and proposed soil salvage plan.

Top soil is yarded to the side and will be used to refile excavations so far as it goes.

27. Describe the methods, their sequence and timing, to be used in bringing the reclamation of the land to its end state. Indicate on map (Item 21-22) or on diagrams as necessary. Include discussion of the pertinent items listed below.

- (a) Backfilling and grading.
 - (b) Stabilization of slopes.
 - (c) Stabilization of permanent waste dumps, tailings, etc.
 - (d) Rehabilitation of pre-mining drainage.
 - (e) Removal, disposal, or utilization of residual equipment, structures, refuse, etc.
 - (f) Control of contaminants, especially with regard to surface runoff and ground water.
 - (g) Treatment of streambeds and streambanks to control erosion and sedimentation.
 - (h) Removal or minimization of residual hazards.
 - (i) Resoiling, revegetation with evidence that selected plants can survive given the site's topography, soil and climate.
-

28. If applicant has selected a short term phasing of his reclamation, describe in detail the specific reclamation to be accomplished during first phase.
-

29. Describe how reclamation of this site in this manner may affect future mining at this site and in the surrounding area.
-



10 South First Avenue
P.O. Box 907
Walla Walla, WA 99362-0265
bannerbank.com

Date: 5/28/19



00698
6dr4a

OZ 01 006

RETURN SERVICE REQUESTED

C H MCMILLAN III
FBO COUNTY OF SISK TREASURER
AND/OR CA DEPT OF CONSERVATION
311 4TH ST
YREKA CA 96097



NOTICE OF RATE CHANGE

CERTIFICATE OF DEPOSIT TERM

12M

Dear Customer:

We are pleased to advise you that your Certificate of Deposit account number XXXX5979, now valued at \$3,309.19, has been renewed on 5/16/19, with a new maturity date of 5/16/20. The new rate for the next period will be 0.7500%. The annual percentage yield will be 0.75%

Thank you for banking with us.

Disclosure Of Account Terms For Certificate Of Deposit

Rate Information

This Certificate of Deposit does not include any opportunity to change the rate during the term of the deposit.

3-Month Money Market Certificates- Your interest rate and annual percentage yield paid for each tier will not change for the term of the account.

1 Year Variable Rate Certificates- Your interest rate and annual percentage yield may change quarterly. The interest rate for your account is based on the three month U.S. Treasury Bill, plus 25 basis points.

18 Month Variable IRA Certificates-Your interest rate and annual percentage yield may change monthly. The interest rate for your account is based on the one year U.S. Treasury Bill yield.

Other Certificates-Your interest rate and annual percentage yield are fixed for the term of your certificate. The annual percentage yield assumes interest remains on deposit until maturity. A withdrawal will reduce earnings.

Minimum Balance To Open And Earn Interest

18 Month Variable IRA Certificates	\$50
Fixed Rate IRA Certificates	\$250
3 Month Money Market Certificates	\$500
7-89 Day Certificates	\$2,500
Other Certificates	\$2,500

Compounding And Crediting Policies

18-Month Variable IRA Certificates-Interest will be compounded daily and credited to your account monthly.

7-89 Day Certificates-Interest will be paid at maturity.

3-11 Month Certificates-Interest will be paid at maturity.

Other Certificates-Interest will be compounded daily and credited to your account quarterly.

Interest begins to accrue no later than the business day we receive credit for the deposit of noncash items (for example, checks). Interest will be calculated using the daily balance method. This method applies a daily periodic rate to the principal in the account each day.

Transaction Limitations/Additions

1 Year Fixed and Variable Certificates- You may not make additions until the maturity date.

3 Month Money Market Certificates- You may make additions to this account at any time, \$50.00 minimum.

<36 Month IRA Certificates- You may make additions to this account at any time (except for the 7 days before maturity), \$250.00 minimum.

36+ IRA Certificates- You may not make additions or qualified retirement deposits to the account until the maturity date.

Other Certificates- You may not make additions until the maturity date.

Withdrawals

3 Month Money Market Certificates-You may make one withdrawal without penalty each calendar month.

IRA Certificates-You may take taxable distributions without penalty after age 59 1/2.

Other Certificates-You may not make withdrawals until the maturity date.

Early Withdrawal Penalty

A penalty as shown below will be charged if you withdraw any of the deposit before the maturity date.

3 Month Money Market Certificates-\$10 per withdrawal after one free withdrawal per calendar month ; 7 days interest on the principal withdrawn if withdrawal is made within the first 6 days of the term OR within 6 days of previous withdrawal.

7-89 Day Certificates-Loss of 30 days interest on the principal withdrawn.

3-11 Month Certificates-90 days interest on the principal withdrawn.

12-23 Month Certificates - 180 days interest on the principal withdrawn.

Other Certificates-365 days interest on the principal withdrawn.

Renewal Policy

The account will renew automatically at maturity.

7-89 Day Certificates- You will have one (1) business day from the maturity date to withdraw your funds without being charged a penalty.

Other Certificates - You will have ten (10) calendar days from the maturity date to withdraw your funds without being charged a penalty.





**PremierWest
BANK**

People doing business with people.

CERTIFICATE No. 61265979

BRANCH YREKA

Receipt for term deposit in the name(s) of: *****C. H. MCMILLAN, III, FOR BENEFIT OF SISKIYOU COUNTY
TREASURER AND/OR THE CALIFORNIA DEPARTMENT OF CONSERVATION*****

This certifies that there has been deposited at **PremierWest Bank** on **May 16, 2002** in the amount of **\$2,600.00**.

TERM	INTEREST RATE	ANNUAL PERCENTAGE YIELD	MATURITY DATE
1 Year(s)	2.37 %	2.40 %	May 16, 2003
INTEREST FREQUENCY:	INTEREST DISPOSITION:	PAY TO ACCOUNT TYPE:	TRANSFER TO ACCOUNT NO. :
Monthly	Capitalize	None	


AUTHORIZED SIGNATURE

PRESENTATION OF THIS CERTIFICATE NOT NECESSARY FOR WITHDRAWAL OF FUNDS FROM THIS ACCOUNT

TERMS AND CONDITIONS

1. **Interest Information:** Interest is calculated on a 365 day basis (366 days in the case of leap year) and compounded daily, payable in accordance with the rate, term, and method of payment as set forth above, providing Certificate is still outstanding and subject to the following conditions.

You will receive a periodic notice of balance and earnings posted to your account.

2. **Maturity and Renewal:** If not redeemed within 10 days of maturity, this certificate will automatically renew for a like period at Bank's prevailing interest rate for that particular term and amount on the date of maturity. If renewal at the stated deposit term results in maturity on a non-banking day, the deposit term will be extended to allow maturity on the next banking day. The Bank reserves the right to redeem this Certificate on the maturity date of the initial or any renewal term. If such notice is given, this deposit will stop earning interest on the redemption date upon 10 days advance written notice to depositor.
3. **Redemption:** Upon maturity, at the request of the registered owner, the Bank will withdraw funds from this account for payment to the registered owner.
4. **Penalty for Early Withdrawal:** The penalty is calculated as a forfeiture of part of the interest that has or would be earned on the time deposit. It applies whether or not the interest has been earned. In other words, if the account has not yet earned enough interest so that the penalty can be deducted from earned interest, or if the interest already has been paid, the penalty will be deducted from the principal. If the rate of interest is fixed for the term of the deposit, then the penalty will be calculated using the nominal (simple interest) rate being paid on the deposit. We may impose a penalty of **90** days interest, whether earned or not, on the amount withdrawn.

There is no penalty if the withdrawal is made due to the death of a depositor or if the depositor has been declared legally incompetent.

5. **Account Fees:** The following fees apply to this account: Account Research: \$25.00 per hr. \$12.50 minimum; Audit confirmation: \$15.00 per confirmation; and Instant Statement: \$3.00.

☐ A check mark in this box indicates that this is a **Premier Club Certificate of Deposit**.

☐ A check mark in this box indicates that this is a **Flex Plan Certificate of Deposit**. You may take advantage of interest rate increases by adjusting the rate (1) one time during the 18-month term. You may withdraw up to (1/2) one half of the principal (1) one time during the 18-month term with no penalty if withdrawn after a minimum of (7) seven days.

NOT NEGOTIABLE

• **CERTIFICATE OF DEPOSIT**

• **NOT TRANSFERABLE**

EXHIBIT D - Approved Financial Assurance Mechanism

RECORD REQUESTED BY:

Darrin W. Mercier, Esq.
Law Office Of Darrin W. Mercier
409 West Center Street
Yreka, California 96097

WHEN RECORDED MAIL TO:

Darrin W. Mercier, Esq.
Law Office Of Darrin W. Mercier
409 West Center Street
Yreka, California 96097

Siskiyou, County Recorder
Leanna Dancer, Recorder
DOC-03-0013336

Check Number 5154
Fri, AUG 01, 2003 14:39:48
Ttl Pd \$45.00
Receipt #-0000025599
NLE/C2/1-7

SPACE ABOVE THIS LINE FOR RECORDER'S USE

MAIL TAX STATEMENTS TO:

Clif McMillan
1444 Pacific Terrace
Klamath Falls, OR 97601

DOCUMENTARY TRANSFER TAX \$ -0-
Computed on the consideration or value of property
conveyed; OR
Computed on the consideration or value less liens or
encumbrances remaining at time of sale.

The undersigned Grantor declares
Signature of Declarant or Agent determining tax - Firm
Name

MINERAL GRANT DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

Theodore E. Thom, as Trustee for the Theodore E. Thom, DDS, MSD, PC
Employee's Pension and Profit Sharing Trust,

hereby GRANTS to,

Butte Creek Minerals, Inc, a California corporation,

All of its right, title and interest in and to the mineral estate of all that real property in the County of Siskiyou
and more particularly described in Exhibit "A" attached hereto, subject to the Mineral Conditions attached hereto as Exhibit
"B" and illustrated on Exhibit "C" attached hereto.

APN: 90-04-11-280-250, 270, 290, 310 & 330
90-05-11-250-170; 11-280-120, 350 & 370

Dated 7-22-03

Theodore E. Thom, as Trustee for the Theodore E. Thom, DDS, MSD, PC
Employee's Pension and Profit Sharing Trust

STATE OF ~~CALIFORNIA~~ Oregon

COUNTY OF Klamath

}
}ss.
}

On 7-22-03 before me, Sharon Voigt, Notary Public,
personally appeared Theodore E. Thom
personally known to me to be the persons whose names are subscribed to
the within instrument and acknowledged to me that they executed the
same in their authorized capacities, and that by their signatures on the
instrument the person or the entity upon behalf of which the person acted,
executed the instrument.

By: Theodore E. Thom, Trustee

WITNESS my hand and official seal.



EXHIBIT E - Mineral Grant Deed

EXHIBIT "A"

All that real property situate in the County of Siskiyou, State of California, described as follows:

All of Section 13; East half of East half of Section 14; North half of Northwest quarter; Northeast quarter and East half of Southeast quarter of Section 24; South half of Southwest quarter of Section 12; South half of Southeast quarter, East half of Southeast quarter of Southwest quarter of Section 11, all in Township 45 North, Range 2 West, M.D.B. & M.

West half and West half of East half of Section 14; Northeast quarter, all of Northwest quarter lying East of U.S. Highway 97, East half of Southeast quarter and Northwest quarter of Southeast quarter of Southwest quarter of Section 15; North half of Northeast quarter of Northeast quarter of Section 23, all in Township 45 North, Range 2 West, M.D.B. & M.

EXCEPTING a tract of land situated in the NE $\frac{1}{4}$ of Section 24, and the E $\frac{1}{4}$ E $\frac{1}{4}$ of Section 13, T. 45 N., R. 2 W., M.D.B. & M., Siskiyou County, California, more particularly described as follows:

BEGINNING at a 1 $\frac{1}{4}$ inch iron pipe on the East line of said Section 24, said point being N. 00° 32' 39" W. a distance of 1544.91 feet from the 2" iron pipe marking the East one-fourth corner of said Section 24; thence following the Westerly side of an existing fence line the following courses and distances:

N. 37° 46' 49" W. a distance of 114.16 feet; N. 30° 53' 32" W. a distance of 226.42 feet; N. 26° 31' 59" W. a distance of 352.53 feet; N. 11° 14' 24" W. a distance of 403.15 feet; N. 22° 35' 25" W. a distance of 254.91 feet; N. 18° 43' 24" W. a distance of 397.17 feet; N. 19° 43' 05" W. a distance of 165.95 feet; N. 08° 55' 24" W. a distance of 243.44 feet; N. 03° 45' 10" W. a distance of 77.16 feet; N. 03° 46' 20" E. a distance of 175.86 feet; N. 04° 30' 26" E. a distance of 393.00 feet; N. 05° 59' 08" E. a distance of 346.67 feet; N. 03° 40' 35" E. a distance of 313.01 feet; N. 02° 50' 50" E. a distance of 956.65 feet to a 3/4" iron pipe; thence N. 02° 50' 50" E. a distance of 2241.44 feet to a 3/4" iron pipe, from which the 2" iron pipe marking the Northeast corner of said Section 13 bears N. 89° 37' 20" E. a distance of 592.12 feet; thence continuing N. 02° 50' 50" E. to the North line of said Section 13; thence Easterly along the North line of said Section 13 to the Northeast corner of said Section 13, from which the Point of Beginning bears S. 00° 14' 28" E. a distance of 6454.34 feet; thence Southerly along the Easterly line of said Sections 13 and 24 to the Point of Beginning.

TOGETHER WITH the right to divert 20 miners inches of water from the flow of the West Fork of Butte Creek for irrigation of a portion of the above described land, and for domestic purposes, as evidenced by "Water Notice" filed by James F. Russell, recorded May 1, 1895 in Book 4 page 229, Official Records.

ALSO TOGETHER WITH the right to divert 300 miners inches of water from the Butte Creek and from the West Fork of Butte Creek for irrigation of a portion of the above described land, and for domestic purposes, as evidenced by "Water Notice" filed by Meta A. Russell, recorded July 8, 1901 in Book 5 page 356, Official Records.

ALSO EXCEPTING therefrom all that portion described in Grant Deed from Timberhitch, Inc. a California corporation to Jeld-Wen, Inc., an Oregon corporation, dated October 10, 1979 and recorded November 2, 1979 in Book 873 Official Records, page 260.

ALSO EXCEPTING all iron, coal, lignite, asphaltum, petroleum and other mineral oils, gypsum, gold, silver, cinnabar, lead, tin, copper, limestone, marble and all other deposits and substances as reserved in Deed dated September 6, 1907 and recorded August 10, 1908 in Book 76, Deeds, page 355, Siskiyou County Recorder's Office.

ALSO TOGETHER WITH an easement and right of way for road purposes as described in the instrument executed by Ralph D. Leavers and Dinorah L. Leavers to Timberhitch, Inc., recorded July 10, 1973 in book 690, page 854, Official Records.

CONDITIONS OF MINERAL GRANT

1. Grantee shall at all times be responsible for complying with governmental laws and regulations relating to the excavation and/or mining of sand, gravel, rock or any other minerals from the property. Grantee shall also be responsible for any reclamation and/or restoration of the property required by law or governmental agency.
2. As a condition of the extraction/excavation of sand, gravel and rock, Grantee, in so far as practical, shall access and mine the property in the following progression:
 1. ALL subject lands lying in SEC'S 11 & 12, Lands in the N $\frac{1}{4}$ of SEC. 14 not including areas of the Pivot Circle or the Hay Barn Yard; and the E $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of SEC. 15, lying east of U.S Hwy 97 and the W $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of SEC. 15.
 2. Remaining lands in the N $\frac{1}{2}$ of SEC. 14 lying E. of the Pivot Circle.
 3. The balance of lands in the S $\frac{1}{2}$ of SEC. 14, E. of the Pivot Circle.
 4. Lands in the S $\frac{1}{2}$ of SEC. 13.
 5. Lands of the Pivot Circle, N $\frac{1}{2}$ first, S $\frac{1}{2}$ next.
 6. Lands in SEC. 24 are NEVER to be disturbed for sand & gravel excavation without surface owner's permission.

(The area outside of the NW quadrant of the Pivot in Section 15, excluding area 1, which is currently dry farmable land and rocky treed highlands, is excepted from this progression and may be accessed at any time after exhausting the resources in area 1 meeting the criteria set forth in paragraph 3 herein.)
3. In accessing the property in the foregoing order of progression, Grantee shall commence extraction/excavation of the sand, gravel and rock in land areas designated with a 1 where there are to be found sand, gravel, rock or other mineral that are commercially suitable for Grantee's markets and which contain sufficient quantities of marketable materials as to be economically viable. In general, economic viability means an expected yield of not less than four (4) feet of marketable materials, based on test hole excavation. By mutually acceptable terms, negotiated at the time of decision, between the Grantor and Grantee, areas of lesser yield may be extracted for a reduced compensatory payment. When resources meeting the foregoing criteria are exhausted in area 1, then Grantee shall proceed to enter and mine the area of next highest numerical designation (2, then 3, and so on to 4, 5, and 6.)
4. Attached to the Mineral Grant Deed as Exhibit C, is a map of the property subject to the grant of mineral rights. Exhibit C depicts those areas of the property that for purposes of the sand, gravel, and rock extraction are considered as "farmable". Said farmable area shall be all areas not designated as "trees" and diagonally striped on Exhibit C. All of the farmable land is considered to be irrigated except for the farmable land outside of the NW quadrant of the Pivot in Section 15 and the area outside of the SE quadrant of the Pivot in

Section 14 north of the canal and south of the Island of Trees. If the owner of the surface rights develops a water delivery and irrigation system for any portion of the dry farmable land then that portion shall be considered irrigated farmable land for compensation purposes in Paragraph 5 herein.

5. Grantee shall pay to the Grantor the sum of \$3,250.00 per acre for each acre of irrigated farmable land or \$1,000.00 for each acre that has been farmed but that has not been irrigated as of the time of entry; that are excavated, mined or in some other manner significantly disturbed in connection with the removal or processing of sand, gravel, or rock. For those areas designated as non-farmable lands (trees) in Exhibit C, Grantee shall pay no compensation to Grantor, except, if economically viable quantities of sand or gravel are located in areas which are demarked as "trees" on Exhibit C, then Grantee shall pay to Grantor the sum of \$1,000.00 per acre, prior to extracting sand and gravel from such areas. Such compensation is due and payable to Grantor at the time the acreage is entered upon by Grantee. The areas of the property depicted with double diagonal line hash marks on Exhibit C have been previously excavated and mined or prepared for excavation and mining, used to stockpile materials and overburden or as wash water ponds, processing plant sites and the incidental storage of machinery and supplies, and the Grantee shall not be responsible for paying any compensation for the further use of these areas. Said area of no compensation is more specifically described as follows:
 - a. SW $\frac{1}{4}$ and the W $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of SEC. 12, the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the Easterly $\frac{1}{2}$ of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of SEC. 11, all lying in TWP 45N, R2W, MDBM; and
 - b. In the N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of SEC 14, all that land outside of the Pivot Circle, excepting there from the fenced area around the Hay Barn, which, lies West of the road running from the Hay Barn to the Island of Trees and approximately 3 acres lying INSIDE the Pivot Circle, West of the Hay Barn that was excavated prior to the date of the subject Mineral Grant Deed.
6. The Grantor is forever precluded from entering into any agreements, contracts, or grants of surface rights, with any governmental or private party, that would unreasonably hinder Grantees ability to proceed in accessing the Mineral Estate and from voicing any objection to Grantees future operations so long as such are in compliance with the conditions herein stated.
7. The grant of mineral rights shall include the right by Grantee to exclusive use of the 14" well near the common corner of Sec.'s 11, 12, 13 & 14, TWP 45N, R2W, MDBM, and to the continuing right by Grantee to drill for and develop future required sources of water in other locations throughout the subject property for Grantee's exclusive use in processing sand, gravel, rock or other minerals.

8. Grantor reserves the right to extract sand or gravel at their own expense, for exclusive use on the property, so long as such activity does not unreasonably interfere with nor place an unreasonable burden on the rights of the Grantee hereunder.
9. Should Grantee, at any time decide to sell any part of the mineral rights created hereunder, the Grantor shall be given the first right of refusal to purchase such mineral rights from Grantee. Grantee will not sell any portion of the mineral rights to any person until Grantee has given Grantor notice in writing of his intent to sell, specifying the price and terms of the offer to purchase. The Grantor shall have ten (10) days after such notice to express, in writing, their intent to exercise, or reject, the preferential right to purchase the offered interest at the same price and on the same terms and conditions as set forth in Grantee's written notice of intent to sell. If the Grantor fails to perfect the purchase within thirty (30) days of notification to Grantee, then Grantee shall be entitled to liquidated damages equal to the lost sale, all expenses of collection, and attorney's fees through and including appeals.
10. These conditions shall be binding on and shall forever inure to the benefit of, the respective parties, legatees, heirs, administrators, successors and assigns.

Exhibit C CONDITIONS OF MIN

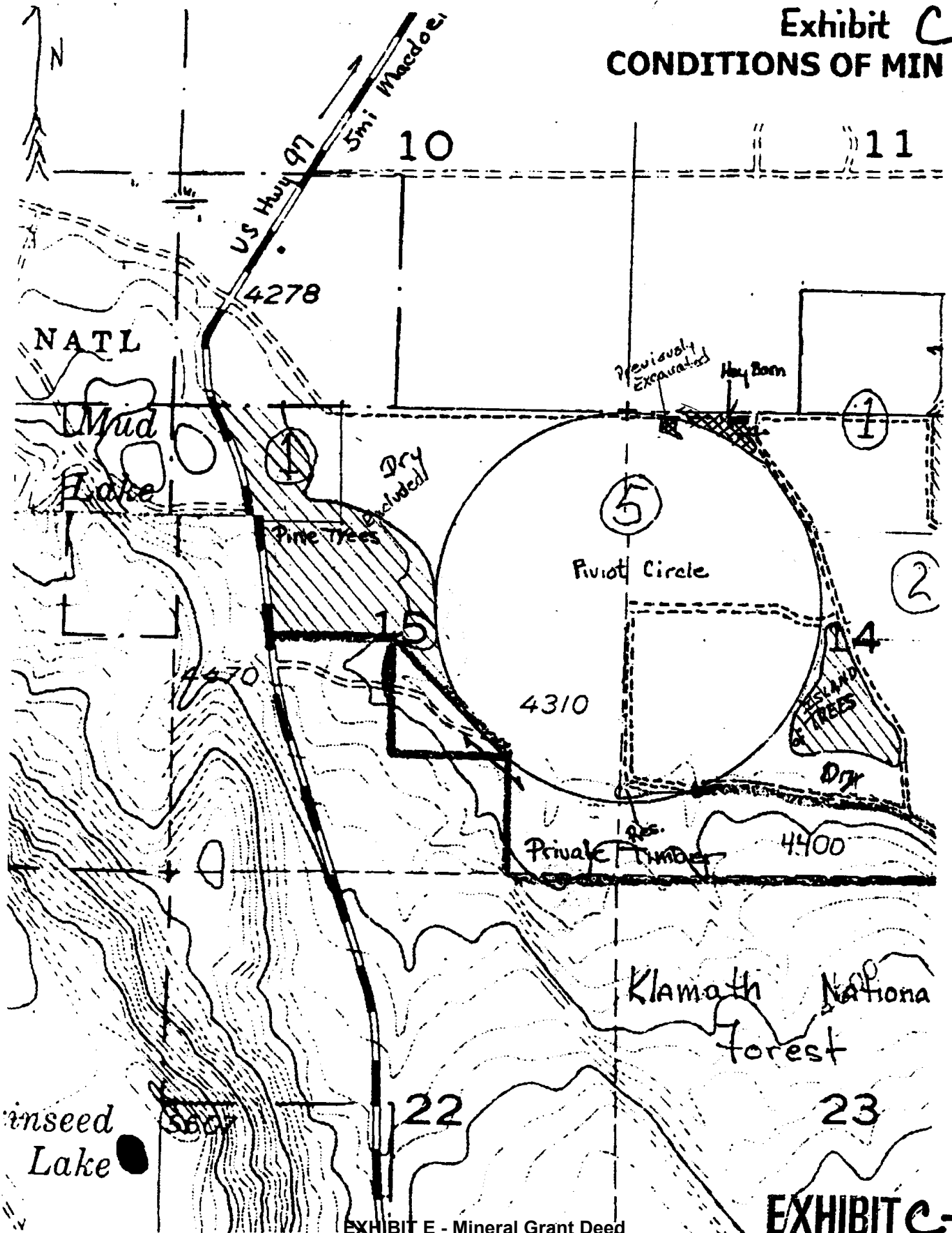
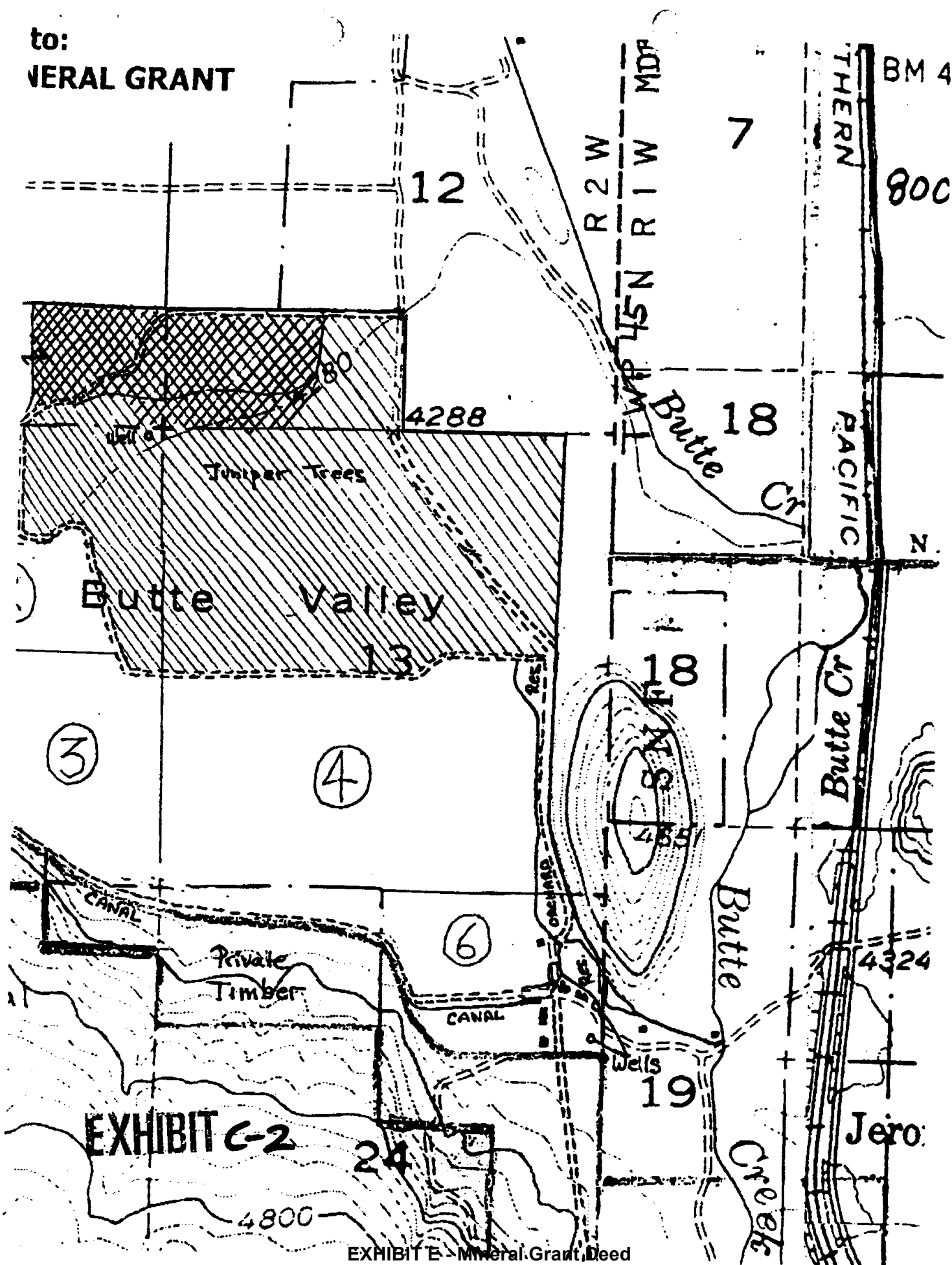


EXHIBIT E - Mineral Grant Deed

EXHIBIT C-1

to:
VERAL GRANT





Secretary of State
Certificate of Dissolution
(California Stock Corporation ONLY)

DISS STK

01626476

FILED
Secretary of State
State of California

JUN 21 2021

SKC

IMPORTANT — Read Instructions before completing this form.

There is **No Fee** for filing a Certificate of Dissolution - Stock

Copy Fees – First page \$1.00; each attachment page \$0.50;

Certification Fee - \$5.00 plus copy fees

This Space For Office Use Only

1. **Corporate Name** (Enter the exact name of the Corporation as it is recorded with the California Secretary of State.)

Butte Creek Minerals LTD.

2. **7-Digit Secretary of State Entity Number**

C 2542504

3. **Election**

☒ The dissolution was made by a vote of **ALL** of the shareholders of the California corporation.

Note: If the above box is not checked, a **Certificate of Election to Wind Up and Dissolve** (Form ELEC STK) must be filed prior to or together with this Certificate of Dissolution. (California Corporations Code section 1901.)

4. **Debts and Liabilities**

(Check the applicable statement. Only **one box** may be checked. If second box is checked, must include the required information in an attachment.)

☐ The known debts and liabilities have been actually paid or paid as far as its assets permitted.

☐ The known debts and liabilities have been adequately provided for in full or as far as its assets permitted by their assumption. Included in the **attachment** to this certificate, incorporated herein by this reference, is a description of the provisions made and the name and address of the person, corporation or government agency that has assumed or guaranteed the payment, or the depository institution with which deposit has been made.

☒ The corporation never incurred any known debts or liabilities.

5. **Required Statements** (Do not alter the Required Statements – **ALL** must be true to file Form DISS STK.)

- a. The Corporation has been completely wound up and is dissolved.
- b. All final returns required under the California Revenue and Taxation Code have been or will be filed with the California Franchise Tax Board.
- c. The known assets have been distributed to the persons entitled thereto or the corporation acquired no known assets.

6. **Read, Verify, Date and Sign Below** (See Instructions for signature requirements.)

The undersigned is the sole director or a majority of the directors now in office. I declare under penalty of perjury under the laws of the State of California that the matters set forth in this certificate are true and correct of my own knowledge.

4/25/2021
Date

Patsy McMillan
Signature

Patsy McMillan
Type or Print Name

Date

Signature

Type or Print Name

Date

Signature

Type or Print Name

Eastern Pit Site -



Figure 1 – Miscellaneous Equipment



Figure 2 – Processed Material Stockpile and Waste Tires



Figure 3 – Processed Materials Stockpiles



Figure 4 – Overburden and Topsoil Piles



Figure 5 – Overburden and Topsoil Piles

Western Pit Site -



Figure 6 – Miscellaneous Equipment and Waste



Figure 7 – Processed Material Stockpile

Note: all photographs were taken during the May 12, 2022 site visit.