



STATE OF TENNESSEE
DEPARTMENT OF ENVIRONMENT AND CONSERVATION
KNOXVILLE ENVIRONMENTAL FIELD OFFICE
3711 MIDDLEBROOK PIKE
KNOXVILLE, TENNESSEE 37921-6538

PHONE (865) 594-6035 STATEWIDE 1-888-891-8332 FAX (865) 594-6105

November 25, 2008

Mr. Mike Davis, President
APAC Atlantic, Inc. Harrison Division
256 Gill Street
Alcoa, TN 37701

RE: Transfer of Ownership

Transferred to: APAC Atlantic, Inc. Harrison Sand
Transferred from: Highland Sand Company
Mine 1
NPDES Permit TN0047392
Cumberland County

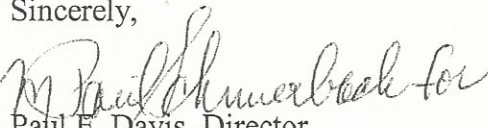
Dear Mr. Davis:

On October 8, 2008, the Division received an agreement and application for transfer of the referenced NPDES permit. The permit is hereby transferred from Highland Sand Company, (original permittee) to APAC Atlantic, Inc. Harrison Sand (new permittee). A copy of the new permit title page is enclosed for your files.

The existing permit expires on May 17, 2011. As the new permittee, you agree to comply with the terms and conditions of these permits and to follow all monitoring and reporting requirements. You also agree that there will be no change in any operation at the site. Before any major modification or change in operation occurs, the Division must approve revised plans and appropriate NPDES permit application forms.

If you have any questions concerning this correspondence, please contact Gary Mullins at (865) 594-5536 or Kristen Gettelfinger at (865) 594-5545.

Sincerely,


Paul E. Davis, Director
Division of Water Pollution Control

PED:DAO:MPS:GWM:KBG

cc: NPDES File

Rita Thompson, Inspector, TDEC Cookeville EFO

STATE OF TENNESSEE



NPDES PERMIT

NPDES Permit TN0047392 Transfer of Ownership

Authorization to discharge under the
National Pollutant Discharge Elimination System

Issued By

**Tennessee Department of Environment and Conservation
Division of Water Pollution
3711 Middlebrook Pike
Knoxville, Tennessee 37921**

Under authority of the *Tennessee Water Quality Control Act of 1977 (T.C.A. 69-3-101 et seq.)* and the delegation of authority from the United States Environmental Protection Agency under the *Federal Water Pollution Control Act*, as amended by the *Clean Water Act of 1977 (33 U.S.C. 1251, et seq.)*

Discharger: **Transferred to: APAC Atlantic, Inc. Harrison Sand (new permittee)**
Mine 1

From: Highland Sand Company (original permittee)
Mine 1

is authorized to discharge treated wastewater and storm water:

from a facility located in **Cumberland County** at **latitude 35° 53' 40"**, **longitude 84° 54' 30"**

consisting of **80 acres**

to receiving waters named: **Meadow Creek - 001, 002, 003, SW-001**

in accordance with effluent limitations, monitoring requirements and other conditions set forth herein.

This permit shall become effective on: **April 7, 2008**

This permit shall expire on: **May 17, 2011**

Transmittal date: **November 25, 2008**

Paul E. Davis, Director
Division of Water Pollution Control

**Notice of Transfer
National Pollutant Discharge Elimination System Permit**

NPDES Permit TN0047392

OCT 08 2008

HIGHLAND SAND COMPANY hereafter known as the **Existing Permittee**, and
(Company Name and Site Identification)

APAC Atlantic, Inc. Harrison Sand hereafter known as the **Proposed New Permittee**,
(Company Name and Site Identification)

agree to the following:

FILE COPY

The **Proposed New Permittee**, who has read and agrees to the terms of the permit issued to the **Existing Permittee**, hereby notifies the Division that the permit identified above is to be transferred to the **Proposed New Permittee** along with all rights and legal responsibilities, effective the time and date listed below. The **Proposed New Permittee** agrees that there will be no modifications to the permitted facilities, its operations or any other changes that might affect the permit or its limits and conditions.

Note: The address of the transferor and transferee must accompany this *Notice of Transfer*. (See attached)

The transfer shall be effective on 7 am April, 7, 2008.
Time Date

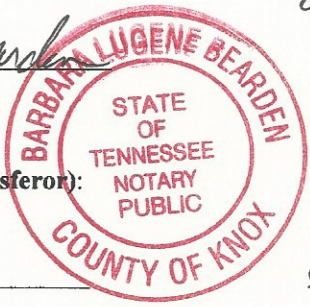
Note: This **Notice of Transfer** shall be filed **at least 30 days in advance of the proposed transfer date** with the Division of Water Pollution Control-Mining Section, Knoxville Environmental Assistance Center, 3711 Middlebrook Pike, Knoxville, TN 37921-6538.

For the **Proposed New Permittee (Transferee):**

Harold Kelley Harold Kelley Environmental Director
Responsible Official's Name Title

Subscribed and sworn to before me by Harold Kelley this 7th day of Oct, 2008

Barbara Eugene Bearden 2-3-10
Notary Public My Commission Expires

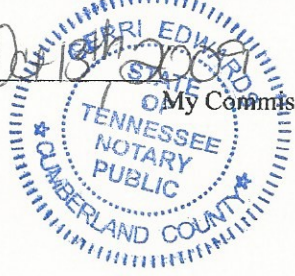


For the **Existing Permittee (Transferor):**

J. David Rivers J. David Rivers Owner
Responsible Official's Name Title

Subscribed and sworn to before me by J. David Rivers this 3rd day of Oct, 2008

Ami Edwards Oct 15 2008
Notary Public My Commission Expires





OCT 08 2008

DEPARTMENT OF ENVIRONMENT AND CONSERVATION
DIVISION OF WATER POLLUTION CONTROL

FILE COPY

NPDES PERMIT APPLICATION ADDRESSES
Transfer of Ownership

All addresses must be completed even if the same address is used.

NPDES Permit: TN0047392 Area Name: Highland Sand Company

Corporate Headquarters (Transferee)

Contact Person: Harold Kelley

Company Name: APAC Atlantic, Inc. Harrison Sand

Street Address/P.O. Box : 1301 Spring Hill Road

City: Knoxville State: TN Zip Code: 37914

Telephone: (865) 934-6516 Fax: (865) 637-8089

Email Address: hfkelly@harrisoncc.com

Corporate Headquarters (Transferor)

Contact Person: J. David Rivers

Facility Name/Identity: Highland Sand Company

Street Address/P.O. Box: P. O. Box 223 / 1902 Cox Valley Road

City: Crab Orchard State: TN Zip Code: 37723-0223

Telephone: (931) 484-6718 Fax: (931) 707-0956

Email Address: _____

Facility Location (actual location of permit site)

Facility Name/Identity: Harrison Sand Telephone: (931) 484-6718

Street Address: 1902 Cox Valley Road Fax: (931) 484-4212

City: Crab Orchard State: TN Zip Code: 37723



HARRISON Construction Co.
A Division of APAC-Atlantic, Inc.
256 Gill Street
Alcoa, TN 37701
Tel: (865) 983-3100

May 22, 2008

Mr. Bruce Ragon, Mining Compliance
Tennessee Department of Environment and Conservation
Division of Water Pollution Control
2700 Middlebrook Pike, Suite 220
Knoxville, TN 37921

FILE COPY

Subject: Duly Authorized Representative

Dear Mr. Ragon

This letter is to notify you that APAC Atlantic, Inc. Harrison Division has appointed Harold Kelley as the Duly Authorized Representative for all environmental affairs associated with the Harrison Division. Mr. Kelley's responsibilities are to oversee environmental permitting and compliance for Harrison's air and water permits in the State of Tennessee. Mr. Kelley's duties include permit renewal, permit modifications, and audits to ensure compliance with the environmental permits. Mr. Kelley can be reached at the numbers below.

Harold Kelley
Environmental Safety and Health Mgr.
Office: (865) 934-6516
Fax: (865) 637-8089
Cell: (865) 216-7107

If you have any questions, please do not hesitate to call me.

Sincerely,

Mike Davis, President
APAC Atlantic, Inc. Harrison Division
Office: (865) 983-3100
Fax: (865) 984-5478
Cell: (865) 256-2356