

APPLICATION FOR INTERIM USE PERMIT

CITY OF VERGAS
111 Main Street
Vergas, Minnesota 56587
218-342-2091

City of Vergas

FEB 24 2022

Received

APPLICATION FOR INTERIM USE PERMIT

Application is hereby made for an Interim Use Permit for (description of Interim Use Permit)_____

Continued use of the existing gravel pit for extraction, stock piling and portable hot mix plant

Address of Property: 560 Pelican Ave S, Vergas, MN 56587

Owner: Mark Sand & Gravel Co.

Address: 525 Kennedy Park Rd, Fergus Falls, MN 56537

Phone: 218-736-7523

Applicant: Mark Sand & Gravel Co.

Address: 525 Kennedy Park Rd, Fergus Falls, MN 56537

Phone: 218-736-7523

The following information is submitted in support of this application.

- ☒ 1) Completed application for Interim Use Permit.
- ☒ 2) Cash fee \$300.00
- ☒ 3) Legal description of the property. See affirmation of sufficient interest form.
- ☒ 4) Acknowledgement of Responsibility form completed. See attachment
- ☒ 5) Affirmation of Sufficient Interest form completed. See attachment
- ☒ 6) A narrative explaining the purpose of the request, the exact nature of the Interim use, and the justification for the request. See attachment
- ☒ 7) Copies of all MPCA permits. See attachments
- ☒ 8) Other See attachments as required by the Sand & Gravel ordinance

APPLICATION FOR INTERIM USE PERMIT

AFFIRMATION OF SUFFICIENT INTEREST

I hereby affirm that I **am the fee title owner** of the below described property or that I have written authorization from the owner to pursue the described action.

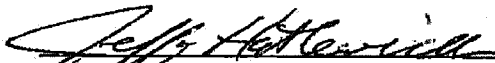
Name of Applicant: Mark Sand & Gravel Co.

Phone: 218-736-7523

Street address/legal description of subject project: _____

560 Pelican Ave S, Vergas, MN 56587

N1/2 SE1/4 EX 5 AC TR IN NE COR & NELY 1/2 SE1/4 SW1/4 & NE1/4 SW1/4


Signature

02/02/2022
Date

If you are not the fee owner, attach another copy of this form which has been completed by the fee owner or a copy of your authorization to pursue this action.

If a corporation is fee title holder, attach copy of the resolution of the Board of Directors authorizing this action.

If a joint venture or partnership is the fee owner, attach a copy of agreement authorizing this action on behalf of the joint venture or partnership.

APPLICATION FOR INTERIM USE PERMIT

ACKNOWLEDGEMENT OF RESPONSIBILITY

This is to certify that I am making application for the described action by the City and that I **am responsible for complying with all City requirements** with regard to this request. This application should be processed in my name and I **am the party whom the City should contact** regarding any matter pertaining to this application.

I **have read and understand the instructions** supplies for processing this application. The documents and/or information I have submitted are true and **correct** to the best of my knowledge. I will keep myself informed of the deadlines for submission of material and of the progress of this application.

If this is an application for **underground tank installation**, I understand that I must notify the Fire Marshall immediately in writing upon any change in required resident agent information.

I further understand that additional information, such as a traffic analysis or expert testimony, may be required for analysis of this request, and that upon my authorization the fees for such will be my responsibility.

I **agree to allow access by City authorized persons** in, on, or to the property for purposes of review of this application and any necessary inspections.


Applicant's Signature

02/02/2022

Date

Name of Applicant: Mark Sand & Gravel Co.

Address: 525 Kennedy Park Rd., Fergus Falls, MN 56537

Phone: 218-736-7523

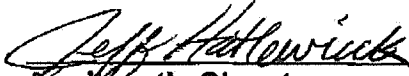
Name and Address of Additional Contract(s): Jeff Hatlewick, Vice President of Administration

PO Box 458, Fergus Falls, MN 56538

Phone: 218-766-6977

APPLICATION FOR INTERIM USE PERMIT

I fully understand that all of the above required information must be submitted at least **28** days prior to a Planning Commission meeting to ensure review by that date.



Applicant's Signature

02/02/2022

Date

Comments/Revisions.

Received by:

City Clerk's Signature

Date

MINUTES OF MEETING OF DIRECTORS

The meeting of the Board of Directors of MARK SAND & GRAVEL CO. was held at the offices of Mark Sand & Gravel Co., Fergus Falls, MN on February 15, 2022 at 11:30 am.

Present were Mark Thorson, the sole director, Justin Rodeman Vice President and Jeffrey Hatlewick, Vice President/Secretary.

The director and officers, discussed the business of the corporation as it relates to the Bunkowski Pit Conditional Use Permit thereafter, upon motion duly made, seconded and carried, adopted the following resolutions:

RESOLVED, That Mark Thorson as sole director did direct the following:

Mark Sand & Gravel Co. continues to have interest in mining and material production for aggregate supply and bituminous asphalt production. The company shall again apply for a conditional use permit as required on an annual basis to continue this production.

There being no further business to come before the meeting, the meeting adjourned.

A handwritten signature in cursive script, reading "Jeff Hatlewick", is written over a horizontal line.

Secretary, Mark Sand & Gravel Co.

Application for Interim Use Permit

Date: February 22, 2022

Application Fee: \$300.00

1. Applicant's Name: Mark Sand & Gravel Co. Phone: 218-736-7523
 525 Kennedy Park Road
 Fergus Falls, MN 56537 Fax: 218-736-2647

2. Owner of premises on which Mining and Reclamation is to take place:
 Mark Sand & Gravel Co. Phone: 218-736-7523
 525 Kennedy Park Rd
 Fergus Falls, MN 56537 Fax: 218-736-2647

3. Legal description or other description of land:
 - Bunkowski Pit
 - - **N1/2 SE1/4 Ex 5 AC TR in NE corner & NELY1/2 SE1/4 SW1/4 & NE1/4 SW1/4**



OTTER TAIL COUNTY ASSESSOR

Parcel Number: 82-000-50-0022-000
Deed Holder: MARK SAND & GRAVEL COMPANY
Property Address: 560 PELICAN AVE S
VERGAS, MN 56587-0000 [MAP THIS ADDRESS](#)
Mailing Address: PO BOX 458
FERGUS FALLS, MN 56538-0458 USA
PDF Name: VERGAS VILLAGE
Subdivision: N/A
Sec-Twp-Rng: 25-137-041
Legal Description: N1/2 SE1/4 EX 5 AC TR IN NE COR & NELY 1/2 SE1/4 SW1/4 & NE1/4 SW1/4 EX TRS

**No image
to display**

Prior Year Value Information

Year	Land Value	Dwelling Value	Improvement Value
2022	\$312,100	\$150,300	\$35,100
2021	\$307,000	\$0	\$174,000
2020	\$292,290	\$0	\$168,853

Land Information

Lot Type	Square Feet	Acres
Acres x Rate	43,560	1.000
Acres x Rate	130,680	3.000
Total	174,240	4.000

Agricultural Land Information

Description	Acres
000118 - TILL-CE PROD	58.000
001210 - HIGH PAST PROD	11.660
001100 - HIGH WOODS PROD	30.000
001301 - WASTELAND IMPRACT	5.000
001203 - GRAVEL	20.000
003000 - ROAD - 2A	3.680

Residential Building Information

Occupancy	Style	Year Built
Single-Family / Owner Occupied	1 Story Frame	1919

Appendix I

Plan of Operation

Purpose

To continue the extraction of non-metallic minerals from this existing non-conforming use mine that was established in the late 1960's during the installation of the sewer system in the City of Vergas. Mark Sand & Gravel Co., under current ownership, has actively leased, mined aggregate materials and operated portable hot mix plants at this location since 1998. The aggregates from this mine are used for various road construction projects throughout the region. This particular mine has an extremely large aggregate deposit with hundreds of thousands of tons of aggregate materials still remaining to be mined. The rate of mining will depend on the local road construction projects offered for bid letting and the number of those projects awarded to Mark Sand & Gravel Co. At the current rate of mining there may be up to 20 years or more of aggregate materials remaining in this deposit.

Plan of Operation

Mining will continue in the southern area of the existing pit until resources are exhausted. Approximate depth of material to be mined is 25 to 40 feet. All entrances and exits will occur off of Otter Tail County Highway 35 from the existing approach. All materials will be transported by trucks on Otter Tail County Highway 35, Otter Tail County Highway 4 and/or Otter Tail County Highway 17. Any material that is hauled by Mark Sand & Gravel Co. authorized trucks and is spilled on these roadways will be removed as soon as reasonably possible.

The open portion of this aggregate resource has had the topsoil stripped and piled in berms at the edge of the excavation. This top soil will be spread over the areas that have been completely mined as they are reclaimed. If there is not sufficient top soil to cover the entire mined area to the desired depth it may be feasible to borrow topsoil from the eastern most lowland pasture area during the final reclamation process.

We will move in portable crushing/screening machines with several conveyors to stockpile the materials. These machines will be located in the area necessary to complete the mining of each phase. Stockpiles of aggregate materials will be located in each area of the mining phase. These stockpiles will be hauled to the end user as needed or used in the reclamation process. Our primary source of power will be a self-contained generator. Water during heavy rainfalls may be pooled in an approximate 1 acre area located at the lowest elevation. We will utilize front-end loaders, track excavators, skid steers, and dozers on this site to mine the land. Dump trucks and semi-trucks will be used to haul the equipment in as well as truck the finished product to the end-users. Dust control will be applied to ensure minimal disturbance for the neighbors near the pit.

Water resources are used for dust control as needed. In the past the water has been acquired through purchasing from the City of Vergas or by an approved Department of Natural Resources water appropriation permit for the pumping of water from nearby lakes. All of the water that is used for the mining operation, including dust control is allowed to pool and absorb into the soil at the lowest elevation of the pit. Dust control at the crusher is mainly attained by spraying water at the point of rock crushing. Dust control for the gravel roads within the pit area is attained by spraying a mixture of

calcium chloride and water onto the roadway. The pit entrance driveway has been paved to reduce the amount of fugitive dust created by vehicles entering and exiting.

The trees on this property are considered a valuable resource. It is our intention to avoid removing any trees if possible and especially those that are located near the property boundaries. Please see the phase maps for additional information on tree locations. The proposed phasing map impacts an extremely limited number of trees.

The on-site buildings will remain intact and are currently used for storage of personal belongings as related to the farming operation of Tom Bunkowski. Terry Bunkowski has agreed to rent the current farmstead. The hobby farm has great potential value and will remain as it is now and into the future as a rental property. Adjacent properties consist of seasonal storage garages, residential homes, vacant lots and agricultural land.

Phasing Plan – Currently there are 29 acres that have been mined or have been stripped to prepare for mining or stockpiling. While it is not feasible to reclaim land that has not been completely mined there can be a phasing plan implemented to eventually work towards the goal of having only 10 acres being openly mined at one time. The included phase map will outline the areas to be mined and the estimated time frames involved with each area. Once the sections of these phase areas are completely mined the sloping and backfilling will begin as the mining continues in that area. The sloped area will be leveled again to fix any possible area of erosion before the land is seeded into grassland. It is important that this sloped area be brought to finish grade before spreading the topsoil.

Hot Mix Asphalt Plant – This existing site includes approximately 7 acres of level ground. Included in this 7 acre area will be at least two stockpiles of aggregate materials. The hot mix plant is portable and temporary. It will be placed only as long as is needed to complete the local road construction projects and removed promptly when completed. The existing paved approach will be the entrance and exit to the hot mix asphalt production area. Semi-trucks will be utilized to haul the equipment into the pit area and to truck the finished product to the construction sites.

Reclamation

Sloping of the boundaries of the mined area will occur at a ratio of four to one as the mining progresses. Reclamation of the mined site will continue to occur during the mining process. Sloped areas are considered to be reclaimed. Topsoil will be spread at a depth of up to 6 inches and it will be seeded with MNDOT 330, Dry Prairie General 35-221. This mix is a general dry prairie mix for native roadsides, ecological restoration, or conservation program plantings. Our goal will be to leave the land mostly level with gently rolling hills and sloped borders near the mine boundaries. Any on-site water will be minimized into a temporary pond. 250 trees will be maintained and/or replaced as needed along the County Highway 35 property border for privacy and security until future development occurs.

Hot Mix Asphalt Plant – A seven-acre level stockpile area may be utilized throughout the permit period. The Hot Mix Asphalt Plant will be set upon the current stock pile site. This area will be mined in the phasing plan to help limit the line of sight and sound exposure to the Hot Mix Asphalt Plant. The Plant would then be placed at the pit bottom. Reclamation of this hot mix site will be completed last after all other pit materials have been depleted.

Appendix II

151.72 PERMIT APPLICATION REQUIREMENTS.

An application for a permit required by this article shall contain the following:

- A. The legal description of the lands from which it is proposed to excavate, remove, process, store or handle minerals. **See affirmation of sufficient interest form.**
- B. The name and address of the applicant and the name and address of the owner of the land. **See application for interim use permit**
- C. Names and addresses of all adjacent landowners within one-half mile radius.
See attached list of property owners.
- D. Copies of any agreements pertaining to the operation including the duration of any lease, if applicable. **Not applicable**
- E. The purpose of the removal. **See attachment Appendix I**
- F. The estimated time required to complete removal. **See attachment Appendix I**
- G. The highways, streets or other public ways within the city upon and along which the material removed shall be transported. **See attachment Appendix I**
- H. The plan of operation, including, but not limited to:
 - 1. Soil processing (any operation other than direct mining and removal),
 - 2. Nature of the processing and equipment, **See attachment Appendix I**
 - 3. The area to be included in the operation, **See attached Phase maps**
 - 4. Depth of topsoil and soil type, **See attached Soils Map and legend**
 - 5. The depth and grade of excavation, **See attachment Appendix I**
 - 6. The estimated quantity of material to be added to or removed from the premises, **See attachment Appendix I**
 - 7. Location of the plant, **all plants are portable, See attached Phase maps**
 - 8. Location of stock piles, **See attached Phase maps**
 - 9. Source of water, disposal of water and reuse of water. In the event that water is used in the operation of a pit, approval from the state department of natural resources and other appropriate state or federal agencies shall be obtained as to the type, location and depth of such well and contained with such application. **See attachment Appendix I**
 - 10. The number and location of trees prior to excavation, **See attachment Appendix I and several maps**
 - 11. Adjacent and on-site buildings and land uses **See attachment Appendix I**

12. Map or plat of the proposed pit or excavation showing the confines or limits thereof, together with the proposed finished elevations based on sea level readings. See attached maps
13. Elevations and percent slope within 100 feet beyond the perimeter of the excavation and other such information necessary to analyze the site shall be provided by the applicant. United States Geological Survey datum shall be used for all topographic mapping where feasible. See attached maps
14. Phasing plan which provides no more than ten (10) acres of the site to be open to active mining at any one time. Before any additional land may be mined, the applicant must reclaim the site to the condition that is indicated on the approved reclamation plan. See attached maps
- I. The operation plan must also identify actions to be taken during operation to mitigate adverse environmental impacts, particularly erosion and rising dust out of any sand or gravel pit. **See attachment Appendix I**
- J. A reclamation plan including, but not limited to:
 1. Final grade of the property; **See attachment Appendix I**
 2. Depth of topsoil reclaimed; **See attachment Appendix I**
 3. Type of vegetation replanted; **See attachment Appendix I**
 4. Number of trees to be replanted, replacing the trees removed during excavation. **See attachment Appendix I and attached maps**

151.73 Bond

A. A cost bond of \$10,000.00 as determined by the city council will be placed in escrow once this permit application is approved.

B. A performance bond of \$50,000.00 will be provided for upon approval of this permit. This property is owned by Mark Sand & Gravel Co. and will be maintained at a high level during the future of this operation. We want this property to maintain the high value that it has for future sales and development once the area has been completely mined.

151.74 Agreement to hold city harmless

Mark Sand & Gravel Co. will provide the city with a certificate of current insurance upon approval of this permit which will name the city as an additional insured. We will hold the city harmless as required.

151.75.002 Inspection and Review Permit Fee

Upon approval of this permit application Mark Sand & Gravel Co. agrees to provide the City of Vergas with the established inspection and review permit fee. This fee is to be held in escrow account and used strictly for the engineering fees that are required due to the ordinance. An accounting for all expenses charged to the escrow account will be provided to the applicant annually by February 15th of each year.

151.76 Inspections

Mark Sand & Gravel Co. wishes to be notified of each inspection by the city engineer so that we may accompany him on site during the inspection.

151.77.03 Screening

Mark Sand & Gravel Co. will continue to maintain and or upgrade the trees as necessary during the 2022 season.



Nonmetallic Mining Permit NOC

National Pollutant Discharge Elimination System/State Disposal System

MNG490125

Permittee: Mark Sand & Gravel Co
Facility name: Mark Sand & Gravel Acquisition Co
City or Township: Fergus Falls, **County:** Otter Tail
Issuance date: November 1, 2017
Expiration date: May 31, 2022

The state of Minnesota, on behalf of its citizens through the Minnesota Pollution Control Agency (MPCA), authorizes the Permittee to operate a disposal system at the facility named above and in accordance with the requirements of this permit.

The goal of this permit is to reduce pollutant levels in point source discharges and protect water quality in accordance with the U.S. Clean Water Act, Minnesota statutes and rules, and federal laws and regulations.

This permit is effective on the issuance date identified above. This permit expires at midnight on the expiration date identified above.

Signature: *Jeff Udd*

This document has been electronically signed.

for the Minnesota Pollution Control Agency

Jeff Udd, P.E.
Supervisor, Water Quality Permits Unit
Water Section
Industrial Division

Submit eDMRs

Submit via the MPCA Online Services Portal at
<https://netweb.pca.state.mn.us/private/>

Submit other WQ reports to:

Attention: WQ Submittals Center
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, MN 55155-4194

Questions on this permit?

For eDMR and other permit reporting issues, contact:
Sheri Woitalewicz, (507) 476-4271

For specific permit requirements please refer to:

Joe Braun, (218) 846-8126

Wastewater Permit Program general questions, contact:

MPCA, 651-282-6143 or 1-800-657-3938.



Minnesota Pollution Control Agency

520 Lafayette Road North | St. Paul, MN 55155-4194 | 651-296-6300 | 800-657-3864 | 651-282-5332 TTY | www.pca.state.mn.us

June 9, 2009

Mr. Jeff Hatlewick
Director of Safety and Compliance
525 Kennedy Park Road
Fergus Falls, MN 56537

RE: Air Emission Permit No. 11100082-001 and Voiding Air Emission Registration Permit
Nos. 99000305-001, 99000234-002, 99000264-001, 99000263-001, and 99000306-001

Dear Mr. Hatlewick:

The enclosed permit, Air Emission Permit No. 11100082-001, authorizes operation of your nonmetallic mineral processing facilities.

Please read through the permit and review its conditions and requirements. Distribute the permit to staff members responsible for ensuring compliance with the conditions and limitations in the permit.

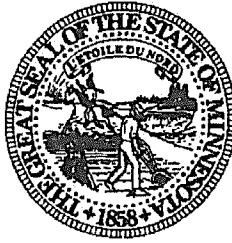
Minn. R. 7007.1110, subp. 2b requires facilities that hold a registration permit and are eligible for a nonmetallic mineral processing general permit to apply for the general permit. This letter also serves as your notice that the MPCA has voided, effective the date of this letter, the following Air Emission Permits in accordance with Minn. R. 7007.1110, subp. 17 (see below):

<u>Permit No.</u>	<u>Name of Facility</u>	<u>Date Permit Issued</u>
99000305-001	Mark Sand & Gravel Acquisition – Plant 2	April 25, 2002
99000234-002	Mark Sand & Gravel Acquisition – Plant 3	January 17, 2003
99000264-001	Mark Sand & Gravel Acquisition – Plant 4	August 8, 1997
99000263-001	Mark Sand & Gravel Acquisition – Plant 5	August 8, 1997
99000306-001	Mark Sand & Gravel Acquisition – Plant 6	April 25, 2002

Minn. R. 7007.1110

Subp. 17. Voiding an existing permit. The commissioner shall void a part 70, capped, or state permit for a stationary source which is issued a registration permit. A stationary source which is covered under the terms of a general permit is no longer covered by the general permit when it is issued a registration permit. The commissioner shall void a registration permit issued under one registration permit option for a stationary source that is issued a registration permit for a different registration permit option. The commissioner shall void a registration permit for a stationary source that is issued a part 70, state, capped, or general permit.

The reason to void the registration permits is the issuance of Air Emission Permit No. 11100082-001.



AIR EMISSION PERMIT NO. 99000150 - 002

'OPTION D' REGISTRATION PERMIT

FOR A

HOT MIX ASPHALT FACILITY

According to Minnesota Statutes Chapter 115 and 116, Minnesota Rules Chapters 7001 and 7007, and 40 CFR part 52, subp. Y:

Mark Sand & Gravel Acquisition Co
PO Box 458
Fergus Falls, MN 565380458

(hereinafter Permittee) is issued an Air Emission Registration Permit by the Minnesota Pollution Control Agency for its Mark Sand & Gravel Acquisition - Plant 9 facility located at various locations throughout the state of Minnesota.

The permit authorizes modification, construction, reconstruction, and operation of the stationary source under the conditions set forth below.

Issue Date: 09/26/2002

Expiration: Pursuant to Minn. Rules pt. 7007.1050, subp. 3a, the permit shall be considered not to expire until a new permit is issued.

Compliance Requirements: The Permittee shall comply with Minn. Rules pts. 7007.1110 (Registration Permit General Requirements) and 7007.1130 (Option D Requirements) and all applicable requirements.

A handwritten signature in black ink, appearing to read "Karen A. Studders", is written over a horizontal line.

for Karen A. Studders
Commissioner
Minnesota Pollution Control Agency

LICENSE AND PERMIT BOND**KNOW ALL MEN BY THESE PRESENTS:**

THAT WE, Mark Sand & Gravel Co., PO Box 458, Fergus Falls, MN 56538 as Principal, and Liberty Mutual Insurance Company, a Massachusetts Corporation, as Surety, are held and firmly bound unto City of Vergas, PO Box 32, 111 Main St., Vergas, MN 56587 in the sum of Fifty Thousand and 00/100 DOLLARS (\$50,000.00) for the payment of which sum, well and truly to be made, we bind ourselves, our personal representatives, successors and assigns, jointly and severally, firmly by these presents.

THE CONDITION of this bond is such that the Principal has applied for an Interim Use Permit for Reclamation of Aggregate Mining at 560 Pelican Ave S, Vergas, MN 56587, Vergas, Minnesota; Plat or Addition 82000500022000 in accordance with the requirements of ordinances of said Obligee, and has agreed to hold said Obligee harmless from suffering and loss or damage occasioned by said Principal's failing to comply with any provisions of any ordinances applicable to the work performed by said Principal.

NOW, THEREFORE, if the Principal shall, during the period commencing on the aforesaid date, faithfully perform all the duties according to the requirement of the Ordinances regulating said license, and protect said Obligee from and damage as hereinbefore stated, then this obligation shall become void and of no effect, otherwise to be and remain in full force and virtue.

This bond may be terminated as to future acts of the Principal upon thirty (30) days written notice by the Surety. Otherwise, this bond expires at midnight May 19, 2022. All claims must be made before the expiration date.

Dated this 19th day of March, 2021.

Mark Sand & Gravel Co.

Principal

Liberty Mutual Insurance Company

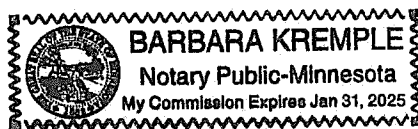
Surety

Joshua R. Loftis, Attorney-in-Fact

CORPORATE ACKNOWLEDGMENT

State of Minnesota)
) ss
County of Otter Tail)

On this 19th day of March 2021, before me appeared Mark Thorson,
to me personally known, who, being by me duly sworn, did say that he/she is the President
of Mark Sand & Gravel Co., a corporation, that the seal affixed to the
foregoing instrument is the corporate seal of said corporation, and that said instrument was executed in
behalf of said corporation by authority of its Board of Directors, and that said Mark Thorson
acknowledged said instrument to be the free act and deed of said corporation.

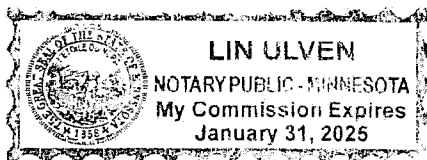


Barbara Krempfle
Notary Public Otter Tail County, MN
My commission expires 1-31-2025

SURETY ACKNOWLEDGMENT

State of Minnesota)
) ss
County of Hennepin)

On this 19th day of March 2021, before me appeared Joshua R. Loftis,
to me personally know, who being by me duly sworn, did say that (s)he is the Attorney-in-Fact of _____
Liberty Mutual Insurance Company, a corporation, that the seal
affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was
executed in behalf of said corporation by authority of its Board of Directors; and that said _____
Joshua R. Loftis acknowledged said instrument to be the free act and deed of said corporation.



[Signature]
Notary Public Ramsey County, MN
My commission expires 1/31/2025



This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: **8204780 - 190054**

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Brian J. Oestreich, Colby D. White, Emily White, Jerome T. Ouimet, Joshua R. Loftis, Kurt C. Lundblad, Lin Ulven, Melinda C. Blodgett, Nathan Weaver, Nicole Stillings, R. C. Bowman, R. W. Frank, Rachel Thomas, Ross S. Squires, Sandra M. Engstrom, Ted Jorgensen, Tina L. Domask

all of the city of Minneapolis state of MN each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 28th day of January, 2021.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By: David M. Carey
David M. Carey, Assistant Secretary

State of PENNSYLVANIA ss
County of MONTGOMERY

On this 28th day of January, 2021 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Upper Merion Twp., Montgomery County
My Commission Expires March 28, 2021
Member, Pennsylvania Association of Notaries

By: Teresa Pastella
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV – OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII – Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization – By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

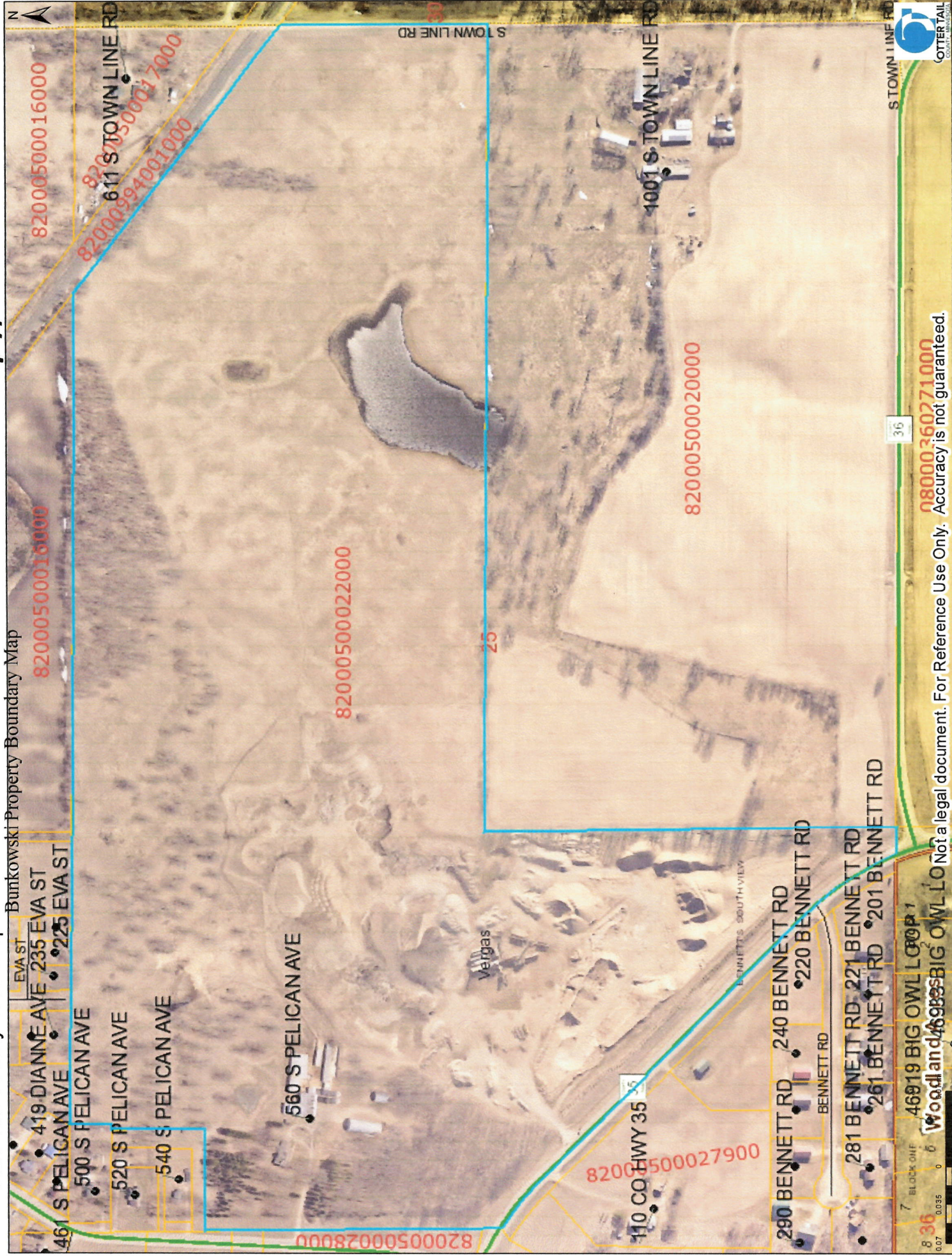
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 19th day of March, 2021.



By: Renee C. Llewellyn
Renee C. Llewellyn, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

For bond and/or Power of Attorney (POA) verification inquiries, please call 610-832-8240 or email HOSUR@libertymutual.com.



Mark Sand & Gravel Co. - Bunkowski Pit - Phasing Map updated 2022





LEGEND

Acres

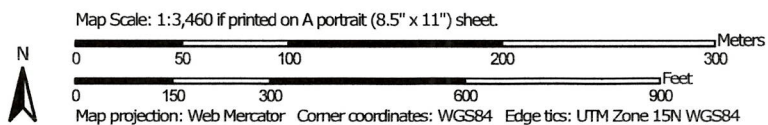
Measurement Result

128.8 Acres

1:9,028

46.649 | -95.802

Soil Map—Otter Tail County, Minnesota
(Bunkowski Pit Vergas MN)







































Natural Resources
Conservation Service

Web Soil Survey
National Cooperative Soil Survey

2/19/2021
Page 1 of 3

MAP LEGEND

Area of Interest (AOI)	 Area of Interest (AOI)	 Spoil Area
Soils	 Soil Map Unit Polygons	 Stony Spot
	 Soil Map Unit Lines	 Very Stony Spot
	 Soil Map Unit Points	 Wet Spot
Special Point Features	 Blowout	 Other
	 Borrow Pit	 Special Line Features
	 Clay Spot	Water Features
	 Closed Depression	 Streams and Canals
	 Gravel Pit	Transportation
	 Gravelly Spot	 Ralls
	 Landfill	 Interstate Highways
	 Lava Flow	 US Routes
	 Marsh or swamp	 Major Roads
	 Mine or Quarry	 Local Roads
	 Miscellaneous Water	Background
	 Perennial Water	 Aerial Photography
	 Rock Outcrop	
	 Saline Spot	
	 Sandy Spot	
	 Severely Eroded Spot	
	 Sinkhole	
	 Slide or Slip	
	 Sodic Spot	

MAP INFORMATION

The soil surveys that comprise your AOI were mapped at 1:20,000.

Warning: Soil Map may not be valid at this scale.

Enlargement of maps beyond the scale of mapping can cause misunderstanding of the detail of mapping and accuracy of soil line placement. The maps do not show the small areas of contrasting soils that could have been shown at a more detailed scale.

Please rely on the bar scale on each map sheet for map measurements.

Source of Map: Natural Resources Conservation Service
Web Soil Survey URL:

Coordinate System: Web Mercator (EPSG:3857)

Maps from the Web Soil Survey are based on the Web Mercator projection, which preserves direction and shape but distorts distance and area. A projection that preserves area, such as the Albers equal-area conic projection, should be used if more accurate calculations of distance or area are required.

This product is generated from the USDA-NRCS certified data as of the version date(s) listed below.

Soil Survey Area: Otter Tail County, Minnesota
Survey Area Data: Version 16, Jun 10, 2020

Soil map units are labeled (as space allows) for map scales 1:50,000 or larger.

Date(s) aerial images were photographed: Jul 25, 2014—Oct 23, 2016

The orthophoto or other base map on which the soil lines were compiled and digitized probably differs from the background imagery displayed on these maps. As a result, some minor shifting of map unit boundaries may be evident.

Map Unit Legend

Map Unit Symbol	Map Unit Name	Acres in AOI	Percent of AOI
441B	Almora loam, 2 to 6 percent slopes	4.9	13.8%
1196B	Lida-Two Inlets complex, 1 to 8 percent slopes	26.8	76.2%
1196C	Lida-Two Inlets complex, 8 to 15 percent slopes	3.5	10.0%
Totals for Area of Interest		35.2	100.0%

2022 Property owners within 1/2 mile of the Mark Sand & Gravel Co. - Bunkowski Pit

Property Owner	Address 1	Address 2	City	State	Zip	Zip +4
AMANDA GRONHOVD & T TUMBERG	220 9TH AVE S		SOUTH SAINT PAUL	MN	55075	2212
AMBER DAHLGREN & ADAM BRISTLIN		PO BOX 67	VERGAS	MN	56587	67
ANDERSON,DENNIS D & JANICE A		PO BOX 171	VERGAS	MN	56587	171
BAUMGART,MICHAEL J	520 PELICAN AVE S		VERGAS	MN	56587	4109
BELLEFEUILLE,DARCY L & BONNIE	221 BENNETT RD		VERGAS	MN	56587	4121
BENNETT,DONALD	32257 CO HWY 4		VERGAS	MN	56587	9400
BERVEN,DWIGHT & STACY A	450 PELICAN AVE S		VERGAS	MN	56587	4107
BJ'S REAL ESTATE INC	3200 11TH ST S UNIT 113		FARGO	ND	58104	4609
BLACK,MICHAEL D & PAULA J	10169 141ST AVE		VERNDALE	MN	56481	3014
BLIXT,SANDRA K	225 CHAFFEE AVE		AMENIA	ND	58004	4018
BOBBIE SCHRUPP JORGENSEN ET AL	380 PELICAN AVE S		VERGAS	MN	56587	4105
BOSCH,KELLY & MICKIE	822 246TH ST S		HAWLEY	MN	56549	9601
BOYD,ANTHONY E	601 4TH ST W		PARK RAPIDS	MN	56470	1333
BREMER,DENNIS C & CYNTHIA A	1030 TONKAWA RD		LONG LAKE	MN	55356	9238
BROWN,SHARI & CHRISTOPHER	1130 TOWN LINE RD S		VERGAS	MN	56587	
BRUHN,PAUL E & CARMEN I	955 GABRIEL CIR		DETROIT LAKES	MN	56501	4835
BRUHN,VAN A & KARMEN K	330 PELICAN AVE S		VERGAS	MN	56587	4105
BUEIDE,DANIEL A & MICHELLE M	3214 45TH AVE S		FARGO	ND	58104	6650
BUGBEE FAM TST	843 12 1/2 AVE W		WEST FARGO	ND	58078	2435
BUNKOWSKE,KEITH & SHELLEY	202 TOWN LINE RD S		VERGAS	MN	56587	4223
BURG,RONALD J	46851 BIG OWL LOOP		VERGAS	MN	56587	9500
BURLINGTON NORTHERN RR CO		PO BOX 961089	FORT WORTH	TX	76161	89
CHRISTOPHER G EIDEN ET AL	281 BENNETT RD		VERGAS	MN	56587	4121
CITY OF VERGAS		PO BOX 32	VERGAS	MN	56587	32
CLIFFORD MOE & CATHLEEN SIMMON		PO BOX 242	VERGAS	MN	56587	242
CONTRACTORS LEASING		PO BOX 10325	FARGO	ND	58106	325
COUNTY OF OTTER TAIL	510 FIR AVE W		FERGUS FALLS	MN	56537	1364
COURNEYA,HEATH GERALD	34257 DUSTY TRL		FRAZEE	MN	56544	8966
COURNEYA,JAMES T & JAYNE A	301 LOONEY LN W		VERGAS	MN	56587	4119
CRAIG FRISCHMAN & C SILLERUD	5645 ST CROIX AVE N		MINNEAPOLIS	MN	55422	4417
DAHL,RICKEY L & KAREN	611 TOWNLINE RD		VERGAS	MN	56587	4226
DAHLGREN,GARRETT	410 SUNSET STRIP	PO BOX 67	VERGAS	MN	56587	67
DAHLGREN,GORDON J & MARION K		PO BOX 67	VERGAS	MN	56587	67
DAHLGREN,LOGAN M		PO BOX 67	VERGAS	MN	56587	67
DAHLGREN,MARION KATHRYN		PO BOX 67	VERGAS	MN	56587	67
DANIEL G ZITZOW ET AL	3021 14TH AVE S		MOORHEAD	MN	56560	3907
DAVIS,SHELBY L & BLAINE V	131 MILL ST E		VERGAS	MN	56587	4113

DAY,SHAWN P	251 1ST AVE N		VERGAS	MN	56587	4026
DAY,SHELLY A	404 SUNSET STRIP W		VERGAS	MN	56587	4102
DAY,VERLA A	320 PELICAN AVE S		VERGAS	MN	56587	4105
DITTERICH,HENRY & MARY LYNN	46963 CO HWY 35		VERGAS	MN	56587	9520
DOYLE,CARSON I	141 LINDEN ST E		VERGAS	MN	56587	4013
DOYLE,DANIEL J & KIMBERLY I		PO BOX 234	VERGAS	MN	56587	234
EAST OTTER TAIL TEL CO	160 2ND AVE SW		PERHAM	MN	56573	1409
EHLKE,SCOTT J		PO BOX 111	VERGAS	MN	56587	111
EHLKE,SCOTT JENNINGS		PO BOX 111	VERGAS	MN	56587	111
EILEEN M CARLISLE REV TST	1040 SCHARF AVE		VERGAS	MN	56587	4214
ENDERSBY,JAMES M		PO BOX 65	VERGAS	MN	56587	65
ENGEBRETSON,MATTHEW W		PO BOX 285	VERGAS	MN	56587	285
ENGEL, TERRY	31172 ACORN LAKE RD		FRAZEE	MN	56544	9152
ERICKSON,DEREK & SHARI	9338 PEONY LN N		MAPLE GROVE	MN	55311	4451
ERIN N GOTELAERE & B SCHREURS	241 BENNETT RD		VERGAS	MN	56587	4121
FICK,MICHAEL W	26324 485TH ST		VERGAS	MN	56587	9419
FLATELAND,MYLES A & BEVERLY L	812 SCHARF AVE E		VERGAS	MN	56587	4219
FLEMMING,RONALD L & LINDA J	1130 5TH AVE W		WEST FARGO	ND	58078	1450
FRANKLIN,PAMELA	260 1ST AVE S	PO BOX 205	VERGAS	MN	56587	205
GEORGE & JUDITH JACOBS TST	11983 JENKINS ST NE		BLAINE	MN	55449	5471
GERALD L BELOW TST ET AL	46965 BIG OWL LOOP		VERGAS	MN	56587	9500
GETZSCHMAN,RICHARD S & JOANN		PO BOX 392	LEESBURG	TX	75451	391
GIERDE,JOSEPH JEROME	46933 BIG OWL LOOP		VERGAS	MN	56587	9500
GOEDDERTZ,DAVID E & MARY A	46956 BIG OWL TRL		VERGAS	MN	56587	9570
GOLKOWSKI,LARRY F	12288 353RD AVE		FRAZEE	MN	56544	8507
HAARSTICK,DEAN W		PO BOX 160	VERGAS	MN	56587	160
HAARSTICK,DEAN W & KAREN JO		PO BOX 160	VERGAS	MN	56587	160
HALVERSON,JOHN D & SUE K	2809 10TH ST N		FARGO	ND	58102	1329
HANSON,JEFFREY R & TERRIE L	451 PELICAN AVE S		VERGAS	MN	56587	4108
HANSON,JEFFRY R & ROBIN D		PO BOX 301	PERHAM	MN	56573	301
HANSON,JOHN E & MARY L	19532 232ND ST		AUDUBON	MN	56511	9511
HANSON,ROBIN D & JEFFRY R	646 3RD AVE SE		PERHAM	MN	56573	1744
HARILUK,LOGAN L	281 HILL ST W		VERGAS	MN	56587	4117
HASSE,REBECCA & SHANE	231 HILL ST W		VERGAS	MN	56587	4117
HEEMSTRA,DELBERT G	15872 RIDGEVIEW LN E		DETROIT LAKES	MN	56501	7152
HERSCH LAMMLE PROP GROUP LLC	1112 2ND AVE N		WHEATON	MN	56296	1212
HILL,KAREN LEE	3514 HUNTERS DEW		SAN ANTONIO	TX	78230	2860
HILLIARD,JORDAN GEORGE & KARA	225 MAIN ST W		VERGAS	MN	56587	
HILLSTROM,CHARLES W & KATHRYN	32267 CO HWY 4	PO BOX 88	VERGAS	MN	56587	9400

HOARD,DANIEL	390 PELICAN AVE S		VERGAS	MN	56587	4105
HODNEFIELD,PATRICK E	441 PELICAN AVE S		VERGAS	MN	56587	4108
HOFFMAN,JILL		PO BOX 7	VERGAS	MN	56587	7
HOFFMANN,CARL W & CONNIE L	106 ELM ST E		VERGAS	MN	56587	4017
HOFFMANN,JAMES & MELAINE JOYCE	440 PELICAN AVE S		VERGAS	MN	56587	4107
HOLT,KYLE	381 PELICAN AVE S		VERGAS	MN	56587	4106
HOWE,JEREMIAH	370 PELICAN AVE S	PO BOX 191	VERGAS	MN	56587	4105
HUCK,JASON A & BERET E	5509 15TH ST S		FARGO	ND	58104	6395
HUDDLESTON HARDWARE INC	34226 SYBIL LAKE RD		VERGAS	MN	56587	9550
INGBERG,CHERYL L		PO BOX 42	VERGAS	MN	56587	42
INGBERG,DAVID & KERRY SEIFERT	110 ELM ST W	PO BOX 16	VERGAS	MN	56587	16
INGBERG,JULIE		PO BOX 101	VERGAS	MN	56587	101
JACK CHIVERS REALTY	816 WASHINGTON AVE		DETROIT LAKES	MN	56501	3014
JACOBY,ROBERT & DEBRA	1030 SCHARF AVE E		VERGAS	MN	56587	4214
JACQUELINE L BUERMANN ET AL	220 HILL ST W		VERGAS	MN	56587	4116
JAMES A BONHAM REV TST	1306 BAY VIEW DR		DEVILS LAKE	ND	58301	8628
JEANETTE C BRUHN TST		PO BOX 116	VERGAS	MN	56587	116
JEFFREY DOSTAL ET AL	5070 PROSPERITY WAY S		FARGO	ND	58104	7567
JOHNSON,KIRK E & DANIELLE M	24647 E 1500 N RD		FAIRBURY	IL	61739	9250
JRMH HOLDINGS LLC		PO BOX 9	VERGAS	MN	56587	9
KADING,WALTER L	31243 440TH ST		VERGAS	MN	56587	9351
KADING,WALTER L & ELIZABETH I	215 FRAZEE AVE E	PO BOX 97	VERGAS	MN	56587	97
KEITH E SANDAU REV TST	361 PELICAN AVE S		VERGAS	MN	56587	4106
KEITH M BUNKOWSKA ET AL	202 TOWN LINE RD S		VERGAS	MN	56587	4223
KEY STONE STOR & RENTALS LLC	49186 CO HWY 31		VERGAS	MN	56587	9421
KING,BRADLEY L & REBECCA R	7613 UNIVERSITY DR S		FARGO	ND	58104	8016
KINNEBERG,ANDREW J & RACHEL L	949 PARKWAY DR		WEST FARGO	ND	58078	8118
KLATT,JERRY D & PATRICIA S	32125 CO HWY 4		VERGAS	MN	56587	9400
KOLLE,SHARON L	321 SCHARF AVE E		VERGAS	MN	56587	4202
KUBSCH,JEFFERY & SHERRY	8799 QUEENSLAND LN N		MAPLE GROVE	MN	55311	5501
KUEHNE,KEITH	306 FRAZEE AVE E		VERGAS	MN	56587	4206
KVAM,MEREL A & JUDY M	1936 BONITA WAY S		ST PETERSBURG	FL	33712	4214
LAKES AREA WORD FELLOWSHIP		PO BOX 218	VERGAS	MN	56587	218
LAMMLE,JUSTIN A	10 MEGHANS WAY		BOZEMAN	MT	59718	1859
LARSON,DUANE A		PO BOX 143	VERGAS	MN	56587	143
LEMON,BRANDON J	213 MAIN ST W		VERGAS	MN	56587	
LENDE,BRIAN S	201 HILL ST W		VERGAS	MN	56587	
LEROY & MARGARET LINDSAY TST	14829 CO HWY 24		ROTHSAY	MN	56579	9348
LEWIS,TRISTYN LEE	430 PELICAN AVE S		VERGAS	MN	56587	4107

LICENCE,ANTHONY M			PO BOX 82	VERGAS	MN	56587	82
LONGTIN,TRISHA M			PO BOX 22	VERGAS	MN	56587	22
LUNDGREN,DWIGHT & KARIN		420 PELICAN AVE S		VERGAS	MN	56587	4107
LUTHI,BRUCE A & LINDA R		46792 BIG OWL LOOP		VERGAS	MN	56587	9500
MACNEILL,ANABELLE L		210 MAIN ST W		VERGAS	MN	56587	4002
MANEVAL,MICHAEL F			PO BOX 37	VERGAS	MN	56587	37
MANEVAL,ROBIN & BARBARA			PO BOX 93	VERGAS	MN	56587	93
MARIE E SCHULTZ REV TST		640 TOWN LINE RD S		VERGAS	MN	56587	4225
MARING,TERRANCE JR & NICOLE		500 PELICAN AVE S		VERGAS	MN	56587	4109
MARK SAND & GRAVEL COMPANY			PO BOX 458	FERGUS FALLS	MN	56538	458
MARTY & NANCY HANSON REV TST		41750 BAGLEY BAY LN		PELICAN RAPIDS	MN	56572	7751
MCCORQUODALE,KATIE M			PO BOX 50	VERGAS	MN	56587	50
MCINTYRE,DOUGLAS J & VICKI E		6912 81ST AVE S		HORACE	ND	58047	9799
MENZ,LOREN K & DIANE K			PO BOX 17	VERGAS	MN	56587	17
METHODIST CHURCH OF VERGAS			PO BOX 243	VERGAS	MN	56587	243
METZGER,GLENN M & PAT A		46859 BIG OWL TRL		VERGAS	MN	56587	9509
MITCHELL B & B J GOLDSTEIN TST		1000 SCHARF AVE E		VERGAS	MN	56587	4214
MITCHELL,GERALD S & AUDREY D			PO BOX 294	FRAZEE	MN	56544	294
MOE,CATHY & CLIFFORD			PO BOX 242	VERGAS	MN	56587	242
MOE,CLIFFORD D			PO BOX 242	VERGAS	MN	56587	242
MOE,JANE ESTHER			PO BOX 44	VERGAS	MN	56587	44
MOLTZAN,RICKY A & MELISSA A			PO BOX 148	VERGAS	MN	56587	148
NASH,DUSTIN		351 PELICAN AVE S		VERGAS	MN	56587	4106
NATALIES SERENDIPITY LLC			PO BOX 85	VERGAS	MN	56587	85
NEIL J & D STRAWHORN REV TSTS		32328 CO HWY 4		VERGAS	MN	56587	
NELSON,RICHARD A & MARGARET J		2551 66TH AVE S		FARGO	ND	58102	7960
NERESON,BRUCE A & JANICE K		4132 ARTHUR DR		FARGO	ND	58104	4574
NESEMEIER,AMY			PO BOX 10723	FARGO	ND	58103	723
NIEMANN,KEVIN LEE		1232 LINCOLN AVE		DETROIT LAKES	MN	56501	4015
NUSTAD,RACHEL K		151 LINDEN ST E		VERGAS	MN	56587	4013
OLSON OIL CO INC		1425 LINCOLN AVE W		FERGUS FALLS	MN	56537	1005
OSBORN,LAURA		110 ELM ST		VERGAS	MN	56587	4016
PALMER,RODDER E & ELAINE E		1025 SCHARF AVE E		VERGAS	MN	56587	4230
PATRICK T SKELLY ET AL		4279 HAWKSBURY CIR		EAGAN	MN	55123	3062
PEIL,TIMOTHY S & KATHRYN A		46949 BIG OWL TRL	PO BOX 252	VERGAS	MN	56587	252
PENNEY,JOYCE A			PO BOX 161	VERGAS	MN	56587	161
PERHAM COOP CREAMERY ASSOC			PO BOX 247	PERHAM	MN	56573	247
PETER FANKHANEL ET AL		45311 316TH AVE		VERGAS	MN	56587	9356
PETERSON,GALE N & ANDREW F		80343 ERICSON SCOTIA AVE		SCOTIA	NE	68875	5126

PETERSON,RICHARD L & MICHELE J	1827 26TH AVE NW		NEW BRIGHTON	MN	55112	1744
PINKE,PAUL A & CORAL L		PO BOX 159	VERGAS	MN	56587	159
PIXLEY,DARYL L		PO BOX 21	MAHNOMEN	MN	56557	21
PRIEM,JORDAN T & JESSICA A	210 HILL ST W		VERGAS	MN	56587	4116
PRIEM,TIMOTHY J	46919 BIG OWL LOOP		VERGAS	MN	56587	9500
PUETZ,MAGDALENA PEARL		PO BOX 207	VERGAS	MN	56587	207
REFSLAND,MARVOLYN J	311 SCHARF AVE E		VERGAS	MN	56587	4202
RICHARD BLAIR & CONNIE LEE		PO BOX 19	VERGAS	MN	56587	19
RICHARDS,RONOLA F	241 HILL ST W		VERGAS	MN	56587	4117
RONALD W PINKEPANK ET AL	N109W17035 AVA CIR		GERMANTOWN	WI	53022	5667
ROSWICK,ROBERT & JULIE	4315 ENGLAND ST		BISMARCK	ND	58504	8970
S & Z PROPERTIES LLC	49605 CO HWY 17		VERGAS	MN	56587	9447
SAFAR,MATTHEW L	291 BENNETT RD		VERGAS	MN	56587	4121
SALVESON,LYNNAE	340 PELICAN AVE S		VERGAS	MN	56587	4105
SANDAU,JERRY		PO BOX 585	ORION	IL	61273	585
SANDY PROPERTIES LLC	420 HARWOOD DR		FARGO	ND	58104	6229
SAZAMA,STEPHANIE & TYLER J	401 PELICAN AVE S		VERGAS	MN	56587	4108
SCHLAUDERAFF,BRUCE M	301 UNIT AVE S		VERGAS	MN	56587	
SCHMID,ROBERT A	109 1ST AVE S		VERGAS	MN	56587	4023
SCHOENEBERGER,WILLIAM & LYNN		PO BOX 183	VERGAS	MN	56587	183
SCHRUPP,KYLE	110 CO HWY 35		VERGAS	MN	56587	4100
SCHRUPP,LARRY G	375 RAILWAY AVE S		VERGAS	MN	56587	
SCHRUPP,THOMAS & SUSAN		PO BOX 91	VERGAS	MN	56587	91
SHARP,CAROL	817 SCHARF AVE E		VERGAS	MN	56587	4209
SHEILA L BENNETT & SHANE POSS	290 BENNETT RD		VERGAS	MN	56587	4121
SHIPMAN,JILL		PO BOX 147	VERGAS	MN	56587	147
SILBERNAGEL,BRUCE A & ELAINE	24738 DERBY DR		SORRENTO	FL	32776	8403
SLEEN,KURT G	25849 485TH ST		VERGAS	MN	56587	9419
SMITH,KAYLA M	46943 CO HWY 35		VERGAS	MN	56587	9520
SONNENBERG,BRUCE L & GAIL	461 PELICAN AVE S		VERGAS	MN	56587	4108
SOO LINE RAILROAD CO	7TH FLOOR TAX DEPT	120 6TH ST S	MINNEAPOLIS	MN	55402	1803
STATE OF MINNESOTA		PO BOX 45	SAINT PAUL	MN	55155	4045
STEPHEN & CARMEN MOORE FAM TST	815 SCHARF AVE E		VERGAS	MN	56587	4209
STONE,SUSAN R	551 PELICAN AVE S		VERGAS	MN	56587	4110
STRAND,KERRY & MICHELLE	100 TOWNLINE RD S		VERGAS	MN	56587	4218
STRAND,PATRICIA A		PO BOX 71	VERGAS	MN	56587	71
STROM,TIMOTHY W & CHERYL L		PO BOX 208	VERGAS	MN	56587	208
STYLEMARK BUILDERS INC	3713 HIDDEN CIR		WEST FARGO	ND	58078	7929
SUMMER HOLDINGS LLC	300 OLD DETROIT RD		VERGAS	MN	56587	4032

TANGEN,BRIAN A & BRENDA K	604 2ND ST SW		FRAZEE	MN	56544	4318
TEGTMEIER,AUSTIN C		PO BOX 171	VERGAS	MN	56587	171
TEIGEN BROTHERS HOLDINGS LLC	43645 INLET BEACH RD		PELICAN RAPIDS	MN	56572	7559
THEISEN,KYLE	275 RAILWAY AVE S		VERGAS	MN	56587	4006
THOMAS J & PATRICIA HENG TST	46821 BIG OWL LOOP		VERGAS	MN	56587	9500
THOMAS,HELEN M	47885 315TH AVE		VERGAS	MN	56587	9464
TINA EISCHEMS & CAROLYN HARRIS	221 HILL ST W		VERGAS	MN	56587	4117
UEKE,DONALD R & RHONDA D	371 PELICAN AVE S		VERGAS	MN	56587	4106
VANESSA PERRY & JORDAN SLEEN	49186 CO HWY 31		VERGAS	MN	56587	9421
VERGAS STATE BANK		PO BOX 67	VERGAS	MN	56587	67
WALLACE FAMILY LIVING TST	1040 PASTURE CANYON DR E		SAN TAN VALLEY	AZ	85143	5846
WALLACE,LEIGHTON & BRYCE	530 PELICAN AVE S		VERGAS	MN	56587	
WATSON,DARREN & MICHELLE	813 UNIVERSITY DR N		FARGO	ND	58102	3544
WELDON,BENJAMIN J & NICOLE		PO BOX 215	VERGAS	MN	56587	215
WIEBEN,TIMOTHY E & MARY A	2627 ITHICA DR		BISMARCK	ND	58503	945
WILLIAM ESSER TST	810 WOODCREEK RANCH RD		WIMBERLEY	TX	78676	5524
WOODS,CORY D & CASSANDRA	304 PELICAN AVE S		VERGAS	MN	56587	4105
WOUTERS,KATHLEEN	180 3RD AVE S	PO BOX 124	VERGAS	MN	56587	124
YGGDRASIL LLC	219 FRAZEE AVE E		VERGAS	MN	56587	
YOKOM,RICHARD & ROSE	1514 9TH ST N		FARGO	ND	58102	2208
ZITZOW,BYRON P & CONNIE S	46828 BIG OWL LOOP		VERGAS	MN	56587	9500
ZITZOW,KEVIN R		PO BOX 73	VERGAS	MN	56587	73

LICENSE AND PERMIT BOND**KNOW ALL MEN BY THESE PRESENTS:**

THAT WE, Mark Sand & Gravel Co., PO Box 458, Fergus Falls, MN 56538 as Principal, and Liberty Mutual Insurance Company, a Massachusetts Corporation, as Surety, are held and firmly bound unto City of Vergas, PO Box 32, 111 Main St., Vergas, MN 56587 in the sum of Fifty Thousand and 00/100 DOLLARS (\$50,000.00) for the payment of which sum, well and truly to be made, we bind ourselves, our personal representatives, successors and assigns, jointly and severally, firmly by these presents.

THE CONDITION of this bond is such that the Principal has applied for an Interim Use Permit for Reclamation of Aggregate Mining at 560 Pelican Ave S, Vergas, MN 56587, Vergas, Minnesota; Plat or Addition 82000500022000 in accordance with the requirements of ordinances of said Obligee, and has agreed to hold said Obligee harmless from suffering and loss or damage occasioned by said Principal's failing to comply with any provisions of any ordinances applicable to the work performed by said Principal.

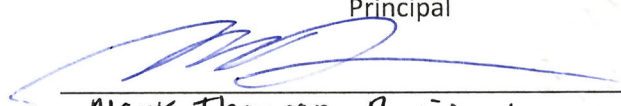
NOW, THEREFORE, if the Principal shall, during the period commencing on the aforesaid date, faithfully perform all the duties according to the requirement of the Ordinances regulating said license, and protect said Obligee from and damage as hereinbefore stated, then this obligation shall become void and of no effect, otherwise to be and remain in full force and virtue.

This bond may be terminated as to future acts of the Principal upon thirty (30) days written notice by the Surety. Otherwise, this bond expires at midnight May 19, 2023. All claims must be made before the expiration date.

Dated this 17th day of March, 2022.

Mark Sand & Gravel Co.

Principal



Mark Thorson, President

Liberty Mutual Insurance Company

Surety


Joshua R. Loftis, Attorney-in-Fact

City of Vergas

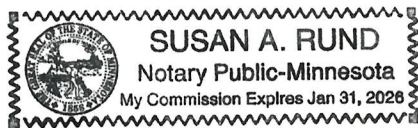
MAR 24 2022 

Received

CORPORATE ACKNOWLEDGMENT

State of Minnesota)
) ss
County of Otter Tail)

On this 17 day of March 2022, before me appeared Mark Thorson,
to me personally known, who, being by me duly sworn, did say that he/she is the President
of Mark Sand & Gravel Co., a corporation, that the seal affixed to the
foregoing instrument is the corporate seal of said corporation, and that said instrument was executed in
behalf of said corporation by authority of its Board of Directors, and that said Mark Thorson
acknowledged said instrument to be the free act and deed of said corporation.

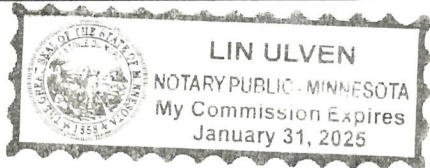


Susan Rund
Notary Public Grant County, MN
My commission expires 01/31/2026

SURETY ACKNOWLEDGMENT

State of Minnesota)
) ss
County of Hennepin)

On this 17th day of March 2022, before me appeared Joshua R. Loftis,
to me personally know, who being by me duly sworn, did say that (s)he is the Attorney-in-Fact of _____
Liberty Mutual Insurance Company, a corporation, that the seal
affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was
executed in behalf of said corporation by authority of its Board of Directors; and that said _____
Joshua R. Loftis acknowledged said instrument to be the free act and deed of said corporation.



[Signature]
Notary Public Ramsey County, MN
My commission expires 1/31/2025



This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: **8207173 - 190054**

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Brian J. Oestreich; C. White; Emily White; Joshua R. Loftis; Lin Ulven; Melinda C. Blodgett; Nathan Weaver; Nicole Stillings; R. C. Bowman; R. W. Frank; Rachel Thomas; Ross S. Squires; Sandra M. Engstrum; Ted Jorgensen; Tina L. Domask

all of the city of Minneapolis state of MN each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 24th day of January, 2022.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By:

David M. Carey
David M. Carey, Assistant Secretary

State of PENNSYLVANIA ss
County of MONTGOMERY

On this 24th day of January, 2022 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



Commonwealth of Pennsylvania - Notary Seal
Teresa Pastella, Notary Public
Montgomery County
My commission expires March 28, 2025
Commission number 1128044
Member, Pennsylvania Association of Notaries

By:

Teresa Pastella
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 17th day of March, 2022.



By:

Renee C. Llewellyn
Renee C. Llewellyn, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

For bond and/or Power of Attorney (POA) verification inquiries, please call 610-832-8240 or email HOSUR@libertymutual.com.

SURETY RIDER

To be attached to and form a part of Bond No. 190044481

executed by Mark Sand & Gravel Co., as

principal and by Liberty Mutual Insurance Company as Surety,

in favor of City of Vergas, and effective

as of May 19th, 2022

In consideration of the mutual agreements herein contained the Principal and the Surety hereby consent to changing
the bond amount

From: \$50,000.00

To: \$100,000.00

Nothing herein contained shall vary, alter or extend any provision or condition of this bond except as herein
expressly stated. This rider is effective on the **19th** day of **May, 2022**

Signed and sealed this **14th** day of **April, 2022**

Mark Sand & Gravel Co.

Principal

By

Mark Tharson, President Title

Liberty Mutual Insurance Company

Surety

By

Joshua R. Loftis, Attorney-in-Fact



This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: **8207173 - 190054**

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Brian J. Ocstreich; C. White; Emily White; Joshua R. Loftis; Lin Ulven; Melinda C. Blodgett; Nathan Weaver; Nicole Stillings; R. C. Bowman; R. W. Frank; Rachel Thomas; Ross S. Squires; Sandra M. Engstrum; Ted Jorgensen; Tina L. Domask

all of the city of Minneapolis state of MN each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 24th day of January, 2022.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By:

David M. Carey
David M. Carey, Assistant Secretary

State of PENNSYLVANIA ss
County of MONTGOMERY

On this 24th day of January, 2022 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



Commonwealth of Pennsylvania - Notary Seal
Teresa Pastella, Notary Public
Montgomery County
My commission expires March 28, 2025
Commission number 1126044
Member, Pennsylvania Association of Notaries

By:

Teresa Pastella
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 14th day of April, 2022.



By:

Renee C. Llewellyn
Renee C. Llewellyn, Assistant Secretary