

APPLICATION FOR SPECIAL EXCEPTION

Name and Address of Applicant: Brad Pepper P.O. Box 1931 Madison, MS 39130	Street Address of Property (if different address): 2417 HWY 22 W
--	--

APPLICATION DATE	Present Zoning of Property	Legal Description of Property:	TAX PARCEL NUMBER	FLOOD ZONE	MAP/PLAT OF PROPERTY
2/13/19	A-1,I-2	See (GA, LLC PDF, Eat For Turkey Lake PDF)	0921-31A-007/01.00 0921-31A-026/00.00	X	See (Site Plan PDF)

Other Comments: As per Article 2605 of the Madison County Zoning Ordinance.

Comments

Respectfully Submitted



Petition submitted to Madison County Planning and Development Commission on _____

Recommendation of Madison County Planning and Development Commission on Petition _____

Public Hearing date as established by the Madison County Board of Supervisors _____

Final disposition of Petition _____

3/8/2019

Re: Surface Mining

Dear Madison County BOS:

I, Thad Miller, hereby grant access and permission to Magnolia Mining LLC for full use of our properties GA LLC and Eat for Turkey Lake LLC in Madison County for surface mining operations. These properties are located north of MS Highway 22 in the NW ¼ of NE ¼ and off W/S of all E ½ of E ½ of Section 31, Township 9N Range 2E in the County of Madison. Magnolia Mining LLC has permitted access until all post-mining reclamation requirements are satisfactory and approved by the State of Mississippi.

If you have any questions regarding this correspondence, please feel free to contact me.

Thad Miller
601-497-1971
millertimber@yahoo.com

Sincerely,


Thad Miller

The following described properties, Exhibit "A" and Exhibit "B", lying and being situated in Section 31, Township 9 North, Range 2 East, Madison County, Mississippi,

EXHIBIT "A"

The land and property situated in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 9 North, Range 2 East, Madison County, Mississippi.

LESS AND EXCEPT:

That certain tract of property 150' by 450' described hereinbelow: Beginning at the NW corner of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section; thence run Easterly along said Quarter section line for 274.6 feet to a point which said point is the Point of Beginning of the property herein conveyed; thence continue along said Quarter section line in an Easterly direction for 450'; thence North for a distance of 150' to a point; thence West for 450' to a point; thence South for a distance of 150' to the Point of Beginning.

LESS AND EXCEPT:

A parcel of land containing 1.38 acres, more or less, lying and being situated in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 31, Township 9 North, Range 2 East, Madison County, Mississippi, and being more particularly described as follows:

Commencing at the NW corner of that certain tract of land described in Deed Book 205 at Page 209, thence run North 100 feet to a Point, thence run East 600 feet to a Point in an existing fence, thence run South 100 feet along said fence to a Point, said Point being the NE corner of that certain property described in Deed Book 120 at Page 83, thence run West 600 feet to the Point of Beginning.

EXHIBIT "B"

6.84 chains evenly off the West side of all that part of the East $\frac{1}{2}$ of the East $\frac{1}{2}$ which lies North of Canton and Livingston Road, Section 31, Township 9 North, Range 2 East, containing 29.50 acres.



0921-30-005/00.00
PANTHER CREEK FARMS LLC
35.5
3241/553

0921-31-009/03.00
SOWELL WAYMAN FAMILY LP 2
33
396/150

0921-31-009/02.00
SOWELL WAYMAN & BETTIE SUE FAMILY
1926/837

0921-31-008/00.00
SOWELL WAYMAN FAMILY LP 2
30
396/150

0921-31-008/00.00
SOWELL WAYMAN FAMILY LP 2
30
396/150

0921-31-008/00.00
SOWELL WAYMAN FAMILY LP 2
30
396/150

0921-31-008/00.00
SOWELL WAYMAN FAMILY LP 2
30
396/150

0921-31-008/00.00
SOWELL WAYMAN FAMILY LP 2
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396/150

0921-31-008/00.00
SOWELL WAYMAN FAMILY LP 2
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396/150

0921-31-008/00.00
SOWELL WAYMAN FAMILY LP 2
30
396/150

0921-31-008/00.00
SOWELL WAYMAN FAMILY LP 2
30
396/150

0921-31-008/00.00
SOWELL WAYMAN FAMILY LP 2
30
396/150

0921-30-006/00.00
EAT FOR TURKEY LAKE LLC
19.2
3259/947

0921-31A-007/01.00
GA LLC
34.87
3021/459

0921-31A-007/02.00
PATRICK JOHN HENRY & SUE ESTATE
5.9
2791/354

0921-31A-007/03.00
PATRICK JOHN HENRY & SUE ESTATE
5.9
2791/354

0921-31A-007/04.00
PATRICK JOHN HENRY & SUE ESTATE
5.9
2791/354

0921-31A-007/05.00
PATRICK JOHN HENRY & SUE ESTATE
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2791/354

0921-31A-007/06.00
PATRICK JOHN HENRY & SUE ESTATE
5.9
2791/354

0921-31A-007/07.00
PATRICK JOHN HENRY & SUE ESTATE
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2791/354

0921-31A-007/08.00
PATRICK JOHN HENRY & SUE ESTATE
5.9
2791/354

0921-31A-007/09.00
PATRICK JOHN HENRY & SUE ESTATE
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0921-31A-007/10.00
PATRICK JOHN HENRY & SUE ESTATE
5.9
2791/354

0921-31A-007/11.00
PATRICK JOHN HENRY & SUE ESTATE
5.9
2791/354

0921-31A-009/00.00
CROSSTOWN FARMS LLC
34.5
3118/449

0921-31A-009/01.00
CROSSTOWN FARMS LLC
34.5
3118/449

0921-31A-009/02.00
CROSSTOWN FARMS LLC
34.5
3118/449

0921-31A-009/03.00
CROSSTOWN FARMS LLC
34.5
3118/449

0921-31A-009/04.00
CROSSTOWN FARMS LLC
34.5
3118/449

0921-31A-009/05.00
CROSSTOWN FARMS LLC
34.5
3118/449

0921-31A-009/06.00
CROSSTOWN FARMS LLC
34.5
3118/449

0921-31A-009/07.00
CROSSTOWN FARMS LLC
34.5
3118/449

0921-31A-009/08.00
CROSSTOWN FARMS LLC
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0921-31A-009/11.00
CROSSTOWN FARMS LLC
34.5
3118/449

0921-32-005/00.00
CROSSTOWN FARMS LLC
62
3118/449

0921-32-005/00.00
CROSSTOWN FARMS LLC
62
3118/449

0921-32-005/00.00
CROSSTOWN FARMS LLC
62
3118/449

0921-32-005/00.00
CROSSTOWN FARMS LLC
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0921-32-005/00.00
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0921-32-005/00.00
CROSSTOWN FARMS LLC
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0921-32-005/00.00
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0921-32-005/00.00
CROSSTOWN FARMS LLC
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3118/449

0921-32-005/00.00
CROSSTOWN FARMS LLC
62
3118/449

0921-32-005/00.00
CROSSTOWN FARMS LLC
62
3118/449

0921-32-005/00.00
CROSSTOWN FARMS LLC
62
3118/449

Madison County GIS
Madison County and all affiliates provide no warranty and assume liability for it.
Print date: 02-22-2018 by Kay Lutz

The following described properties, Exhibit "A" and Exhibit "B", lying and being situated in Section 31, Township 9 North, Range 2 East, Madison County, Mississippi,

EXHIBIT "A"

The land and property situated in the NW ¼ NE ¼ of Section 31, Township 9 North, Range 2 East, Madison County, Mississippi.

36.43 Ac

LESS AND EXCEPT: 1

That certain tract of property 150' by 450' described hereinbelow: Beginning at the NW corner of the SW ¼ of the NE ¼ of said Section; thence run Easterly along said Quarter section line for 274.6 feet to a point which said point is the Point of Beginning of the property herein conveyed; thence continue along said Quarter section line in an Easterly direction for 450'; thence North for a distance of 150' to a point; thence West for 450' to a point; thence South for a distance of 150' to the Point of Beginning.

1.55 Ac

LESS AND EXCEPT: 2

A parcel of land containing 1.38 acres, more or less, lying and being situated in the NW ¼ NE ¼, Section 31, Township 9 North, Range 2 East, Madison County, Mississippi, and being more particularly described as follows:

Commencing at the NW corner of that certain tract of land described in Deed Book 205 at Page 209, thence run North 100 feet to a Point, thence run East 600 feet to a Point in an existing fence, thence run South 100 feet along said fence to a Point, said Point being the NE corner of that certain property described in Deed Book 120 at Page 83, thence run West 600 feet to the Point of Beginning.

1.38 Ac

EXHIBIT "B"

6.84 chains evenly off the West side of all that part of the East ½ of the East ½ which lies North of Canton and Livingston Road, Section 31, Township 9 North, Range 2 East, containing 29.50 acres.

29.38 Ac

BOOK 3021 PAGE 459 DOC 01 TY W
INST # 720041 MADISON COUNTY MS.
This instrument was filed for
record 11/04/13 at 10:17:57 AM
ARTHUR JOHNSTON, C.C. BY: HRM D.C.

PREPARED BY:

ANGELA B. HEALY - BAR # 9795
NIPPES & HEALY, PLLC
6360 I-55 NORTH, SUITE 250
POST OFFICE BOX 13492
JACKSON, MISSISSIPPI 39236-3492
(601) 952-2592

RETURN TO:

ANGELA B . HEALY
NIPPES & HEALY, PLLC
6360 I-55 NORTH, SUITE 250
POST OFFICE BOX 13492
JACKSON, MISSISSIPPI 39236-3492
(601) 952-2592

12.0
5.00

INDEXING INSTRUCTIONS: NE 1/4, Section 31, Township 9 North, Range 2 East

STATE OF MISSISSIPPI
COUNTY OF MADISON

QUITCLAIM DEED

FOR AND IN CONSIDERATION OF the sum of Ten and No/100 Dollars (\$10.00), cash in hand paid, and other good, legal and valuable consideration, the receipt and sufficiency of all of which is hereby acknowledged, I

Terry Wayman Sowell
2417 Highway 22
Canton, MS 39046
601 832-1201

Grantor, do hereby release, remise and quitclaim unto

GA, LLC, a Mississippi limited liability company
2417 Highway 22
Canton, MS 39046
601 832-1201

Grantee, all of my right, title and interest in and to the following described land and property located and situated in Madison County, Mississippi, more particularly described as follows, to-wit:

See Exhibit A attached

together with all improvements situated thereon and all appurtenances thereunto belonging.

The above-described real property is no part of the homestead of the Grantor.

There is excepted from the conveyance of the above-described real property all building restrictions, protective covenants, mineral reservations and conveyances and easements of record affecting said property.

It is understood and agreed that all taxes for the current year have been prorated as of this date.

WITNESS MY SIGNATURE, this the 1st day of November, 2013.

Terry Wayman Sowell
TERRY WAYMAN SOWELL, GRANTOR

STATE OF MISSISSIPPI

COUNTY OF HINDS

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for the said jurisdiction aforesaid, the within named Terry Wayman Sowell, who acknowledged to me that he signed and delivered the above and foregoing Quitclaim Deed as Grantor on the day and year therein mentioned.

Given under my hand and official seal, this the 1st day of November, 2013.

Jane W. Gunn
NOTARY PUBLIC

My Commission Expires:

The preparer does not by this instrument certify validity of title nor the correctness of the description contained herein.



EXHIBIT "A"

NW ¼ NE ¼ of Section 31, Township 9 North, Range 2 East, Madison County, Mississippi.

LESS AND EXCEPT:

That certain tract of property 150' by 450' described hereinbelow: Beginning at the NW corner of the SW ¼ of the NE ¼ of said Section; thence run Easterly along said Quarter section line for 274.6 feet to a point which said point is the Point of Beginning of the property herein conveyed; thence continue along said Quarter section line in an Easterly direction for 450'; thence North for a distance of 150' to a point; thence West for 450' to a point; thence south for a distance of 150' to the Point of Beginning.

LESS AND EXCEPT:

A parcel of land containing 1.38 acres, more or less, lying and being situated in the NW ¼ NE ¼, Section 31, Township 9 North, Range 2 East, Madison County, Mississippi, and being more particularly described as follows:

Commencing at the NW corner of that certain tract of land described in Deed Book 205 at Page 209, thence run North 100 feet to a Point, thence run East 600 feet to a Point in an existing fence, thence run South 100 feet along said fence to a point, said Point being the NE corner of that certain property described in Deed Book 120 at Page 83, thence run West 600 feet to the Point of Beginning.

BOOK 3265 PAGE 941 DOC 01 TY W
INST # 771139 MADISON COUNTY MS.
This instrument was filed for
record 10/14/15 at 3:00:17 PM
RONNY LOTT, C.C. BY: CWH D.C.

GRANTOR:
Walker Lands, LLC
1020 Highland Colony Parkway, Suite 802
Ridgeland, MS 39157
Telephone: (601) 939-3003

GRANTEE:
EAT For Turkey Lake LLC
320 Main Street
Natchez, MS 39120
Telephone: 601-442-6495

**THIS INSTRUMENT WAS PREPARED BY,
AND AFTER RECORDING SHOULD BE
RETURNED TO:**

Brunini, Grantham, Grower & Hewes, PLLC
190 East Capitol Street, Suite 100
Jackson, MS 39201
(601) 948-3101
Attn: P. David Andress
Mississippi Bar #: 8911

17⁰⁰ #009

INDEXING INSTRUCTIONS:

Section 30, T9N-R2E: NE ¼; SE ¼
Section 29, T9N-R2E: NW ¼; SW ¼; SE ¼; NE ¼
Section 28, T9N-R2E: SW ¼
Section 31, T9N-R2E: East ½
Section 32, T9N-R2E: NE ¼; SW ¼; SE ¼
Section 33, T9N-R2E: SW ¼; NW ¼; NE ¼

All in Madison County, Mississippi.

WARRANTY DEED

FOR AND IN CONSIDERATION of the sum of Ten and No/100 Dollars (\$10.00) cash in hand paid and other good and valuable consideration, the receipt and sufficiency of all of which are hereby acknowledged, **Walker Lands, LLC**, a Mississippi limited liability company ("Grantor"), does hereby grant, bargain, sell, convey and warrant unto **EAT For Turkey Lake LLC**, a Mississippi limited liability company ("Grantee"), the following described real property lying and being situated in Madison County, State of Mississippi, to-wit:

See Exhibit "A" attached hereto and incorporated herein.

This conveyance and the warranty hereof are subject to the following exceptions:

1. Any prior reservation or conveyance, together with release of damages, of minerals of every kind and character, in, on and under the subject property.
2. Ad valorem taxes for 2015 and subsequent years not yet due and payable.

3. No warranty is made to any portion of the subject property lying within the boundaries of a public road.
4. Terms and conditions of Drainage Easement Agreement to Mississippi State Highway Commission, recorded November 15, 1950 in Book 48, Page 332.
5. Terms and conditions of Right of Way Instrument granted to Mississippi Power & Light Company, recorded April 1, 1964, in Book 92, Page 260.
6. Terms and conditions of Right of Way Instrument granted to Mississippi Power & Light Company, recorded April 1, 1964, in Book 92, Page 261.
7. Terms and conditions of Right of Way granted to Pennzoil Producing Company, recorded in Book 174, Page 156 on February 13, 1981 and recorded December 2, 1987 in Book 234, Page 327, as assigned in instruments recorded in Book 2008, Page 713 and Book 2026, Page 90.
8. Terms and conditions of Right of Way Utility Easement granted to Canton Municipal Utilities, recorded December 1, 1993 in Book 327, Page 228.
9. Terms and conditions of Right of Way granted to Canton Municipal Utilities, recorded April 6, 1998 in Book 416, Page 392.
10. Terms and conditions of Right of Way and Servitude Agreement, recorded April 18, 2007 in Book 2179, Page 663.
11. Release of Damages in Warranty Deed to Mississippi Major Economic Impact Authority recorded in Book 487 at Page 674.
12. Utility Easement to Canton Municipal Utilities, recorded in Book 2571, Page 440.
13. All matters shown by survey of property prepared by Ronald C. McMaster, P.E., P.S., dated October 5, 2015, including, but not limited to the following matters: overhead transmission line, creek, wire fence remnants, easements and rights of way, pipeline, pond and fence encroachment, and gas line.
14. Riparian and other rights created by the fact that Panther Creek abuts and crosses the property.
15. That certain unrecorded Farm Rent Lease Agreement last signed on March 28, 2015 among Walker Lands, LLC, Mid MS Farms LLC, and Circle P Farms of MS LLC which expires on December 31, 2015.
16. Terms and conditions of that certain unrecorded Option and Joint Marketing Agreement between Walker Lands, LLC and Madison County Economic Development Authority dated December 5, 2012, as amended.

17. Terms and conditions of that certain unrecorded CRP Contract for Farm No. 3109 covering the subject property.
18. The warranty does not include the quantity of any square footage or acreage of any of the property.
19. Terms and conditions, including Release of Damages & Sign, Billboard & Advertising Device restrictions in Deeds recorded in Book 33 at Page 318 and Book 48 at Page 360.
20. The warranty does not include property in Section 29, Township 9 North, Range 2 East other than the record description which is 12 acres in the Southwest corner of the Northwest ¼, Section 29, Township 9 North, Range 2 East.

Ad valorem taxes for the current year have been prorated between the parties as of the date hereof, and Grantor shall pay such taxes when due and payable.

[Signature on following page]

WITNESS THE SIGNATURE of the undersigned as of the 9 day of October, 2015.

Walker Lands, LLC

By: Belinda B Styres
Belinda B. Styres, Executive Vice President

STATE OF MISSISSIPPI
COUNTY OF Madison

Personally appeared before me, the undersigned authority in and for the said county and state, on this 9 day of October, 2015, within my jurisdiction, the within named Belinda B. Styres, who acknowledged to me that she is Executive Vice President of Walker Lands, LLC, a Mississippi limited liability company, and that for and on behalf of said limited liability company, and as the act and deed of said limited liability company, she executed the above and foregoing instrument, after first having been duly authorized by said limited liability company so to do.

Regina Proctor (NOTARY PUBLIC)

My commission expires:

Aug. 23, 2017
(Affix official seal, if applicable)



EXHIBIT "A"

The East $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ less 10 acres in the Northeast corner thereof, Section 30, Township 9 North, Range 2 East, and 12 acres in the Southwest corner of the Northwest $\frac{1}{4}$, Section 29, Township 9 North, Range 2 East.

ALSO;

The East $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of Section 30, all of the SW $\frac{1}{4}$ and the West $\frac{1}{2}$ of the SE $\frac{1}{4}$ less a strip of 4.0 chains evenly off East side of same and the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ less a strip of 4.0 chains evenly off East side of same, Section 29; also all of the NE $\frac{1}{4}$ and all of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ lying North of road, containing approximately 32.5 acres, and all of the West $\frac{1}{2}$ of the SE $\frac{1}{4}$ lying North of the road containing approximately 46.0 acres, and all of the East $\frac{1}{2}$ of the SW $\frac{1}{4}$ lying North of the road, containing approximately 56.5 acres, being in Section 32, less and except 4.0 acres, more or less, being the church and cemetery lot; all containing 622 acres, more or less, and being 256.0 acres in Section 29, 80.0 acres in Section 30, 295.0 acres in Section 32, all in Township 9 North, Range 2 East, less and except 3.9 acres sold by L.W. Simpson and Morris C. Simpson to the State Highway Commission by warranty deed dated October 2, 1950, records in Deed Book 48 at Page 366; also less and except 25 acres evenly off the West side of the East $\frac{1}{2}$ of the Southeast $\frac{1}{4}$, Section 30, Township 9 North, Range 2 East.

ALSO;

Thirty-five (35) acres evenly off the South end of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 30, Township 9 North, Range 2 East.

ALSO;

6.84 chains evenly off the West side of all that part of the East $\frac{1}{2}$ of the East $\frac{1}{2}$ which lies North of Canton and Livingston Road, Section 31, Township 9 North, Range 2 East, containing 29.50 acres.

ALSO;

25 acres evenly off the West side of the East $\frac{1}{2}$ of the SE $\frac{1}{4}$, Section 30, Township 9 North, Range 2 East, Madison County, Mississippi.

ALSO;

The Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ North of the public road in Section 33, Township 9 North, Range 2 East, Madison County, Mississippi.

ALSO;

A parcel or tract of land, containing 168.54 acres, more or less, lying and being situated in Section 28, Section 29, and Section 33, T9N-R2E, Madison County, Mississippi, being a part of the Walker Lands, Inc. property as described in Deed Book 151 at Page 779 and Deed Book 151 at Page 783 of the Records of the Office of the Chancery Clerk of said Madison County, at Canton, Mississippi, and being more particularly described as follows:

COMMENCING at an iron pin lying at the SW corner of the SW $\frac{1}{4}$ of Section 29, T9N-R2E, Madison County, Mississippi; run thence

East along the Southerly boundary of the SW $\frac{1}{4}$ of said Section 29, T9N-R2E, for a distance of 2,667.77 feet to the SE corner, thereof, said point also lying at the SW corner of a parcel of land described as the "West $\frac{1}{2}$ of the SE $\frac{1}{4}$ less a strip of 4.0 chains evenly off East side of same"; thence

Continue East along the Southerly boundary of said parcel of land described as the "West $\frac{1}{2}$ of the SE $\frac{1}{4}$ less a strip of 4.0 chains evenly off East side of same" for a distance of 1,069.89 feet to the SE corner, thereof, and **POINT OF BEGINNING** of the herein described property; thence

North along the Easterly boundary of said parcel of land described as the "West $\frac{1}{2}$ of the SE $\frac{1}{4}$ less a strip of 4.0 chains evenly off East side of same" for a distance of 494.94 feet to an iron pin; thence

Leaving the Easterly boundary of said parcel of land described as the "West $\frac{1}{2}$ of the SE $\frac{1}{4}$ less a strip of 4.0 chains evenly off East side of same", run to iron pins at each of the following calls;

East for a distance of 3,025.04 feet; thence

South for a distance of 92.14 feet; thence

North 86 degrees 26 minutes 00 seconds West for a distance of 56.72 feet; thence

South 07 degrees 45 minutes 00 seconds East for a distance of 551.00 feet; thence

South 41 degrees 20 minutes 00 seconds East for a distance of 332.00 feet; thence

East for a distance of 853.00 feet; thence

South 48 degrees 14 minutes 00 seconds East for a distance of 138.00 feet; thence

South 51 degrees 14 minutes 00 seconds East for a distance of 141.00 feet; thence

South 58 degrees 34 minutes 00 seconds East for a distance of 82.00 feet; thence

South 66 degrees 40 minutes 00 seconds East for a distance of 91.00 feet; thence

South 76 degrees 31 minutes 27 seconds East for a distance of 174.46 feet; thence

South 80 degrees 03 minutes 19 seconds East for a distance of 138.82 feet; thence

South 40 degrees 59 minutes 25 seconds East for a distance of 139.02 feet to the Northerly Right-Of-Way of Mississippi Highway No. 22 (Federal Aid Project No. S-351(1)), as it existed in October, 2015; thence

Along the Northerly Right-Of-Way of said Mississippi Highway No. 22 to points at each of the following calls;

South 49 degrees 00 minutes 35 seconds West for a distance of 1,035.83 feet; thence

North 40 degrees 59 minutes 25 seconds West for a distance of 25.00 feet; thence

South 49 degrees 00 minutes 35 seconds West for a distance of 900.01 feet; thence

South 40 degrees 59 minutes 25 seconds East for a distance of 25.00 feet; thence

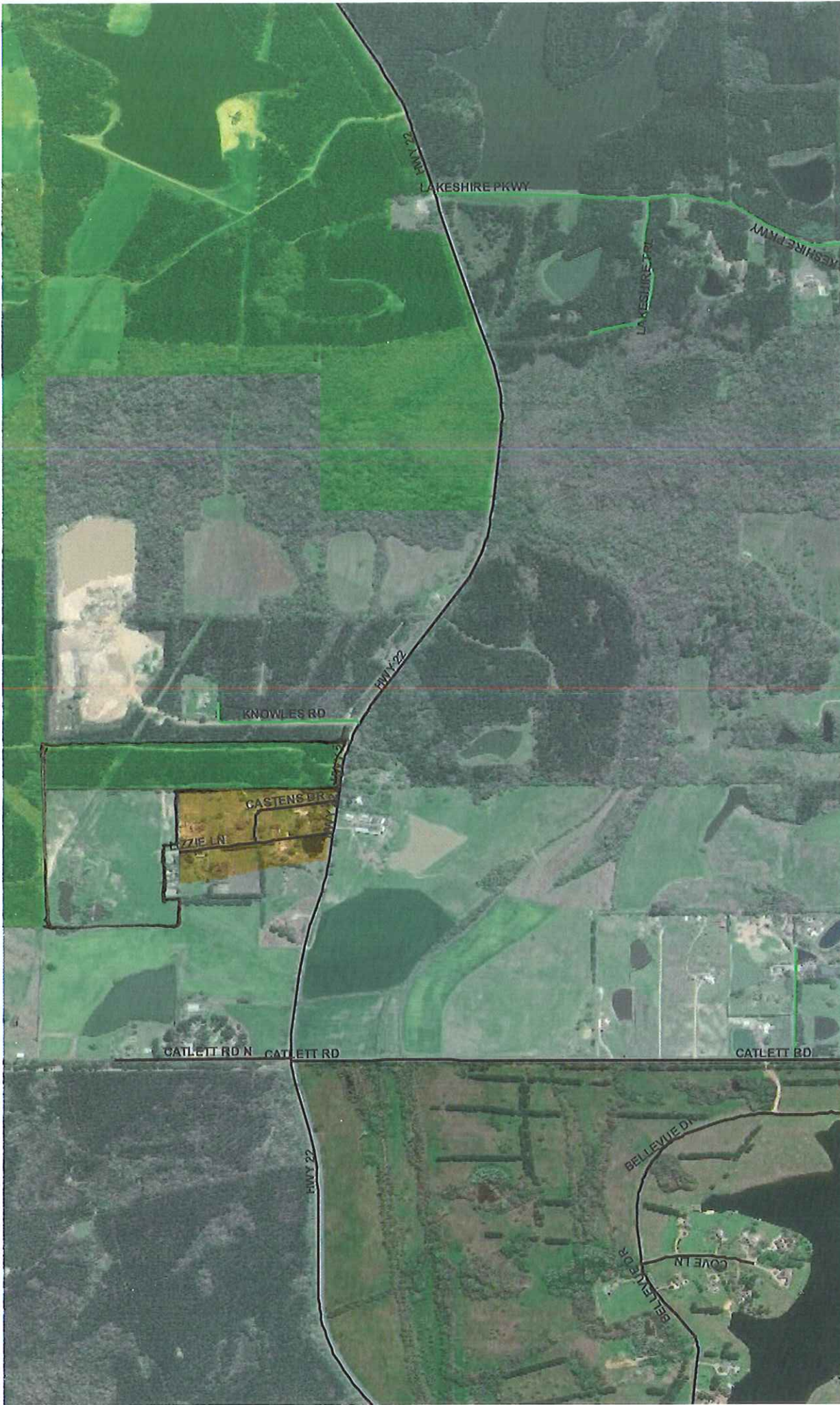
South 49 degrees 00 minutes 35 seconds West for a distance of 278.91 feet; thence

601.46 feet along the arc of a 5679.58 foot radius curve to the right, said arc having a 601.18 foot chord which bears South 52 degrees 02 minutes 37 seconds West to the Southerly boundary of the NW $\frac{1}{4}$ of Section 33, T9N-R2E, Madison County, Mississippi; thence

Leaving the Northerly Right-Of-Way of said Mississippi Highway No. 22, run West along the Southerly boundary of the NW $\frac{1}{4}$ of said Section 33, T9N-R2E, for a distance of 1,135.33 feet to the SW corner, thereof; thence

North along the Westerly boundary of the NW $\frac{1}{4}$ of said Section 33, T9N-R2E, for a distance of 2,640.00 feet to the NW corner, thereof, said point also being and lying at the SE corner of Section 29, T9N-R2E; thence

West along the Southerly boundary of said Section 29, T9N-R2E, for a distance of 1,597.89 feet to the **POINT OF BEGINNING** of the above described parcel or tract of land.



Madison County Web Map

- Roads**
- Public
- PRIVATE
- Zoning**
- R-3
- A-1
- I-2

*Madison
County
GIS*

1:18,056
 0 0.1 0.2 0.4 mi
 Madison County t

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EXHIBIT "A"

The land and property situated in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, Township 9 North, Range 2 East, Madison County, Mississippi.

LESS AND EXCEPT:

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LESS AND EXCEPT:

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EXHIBIT "B"

6.84 chains evenly off the West side of all that part of the East $\frac{1}{2}$ of the East $\frac{1}{2}$ which lies North of Canton and Livingston Road, Section 31, Township 9 North, Range 2 East, containing 29.50 acres.



MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

MINING STORM WATER, DEWATERING AND NO DISCHARGE GENERAL PERMIT MSR32

MINING GENERAL PERMIT FORMS PACKAGE

- **MINING NOTICE OF INTENT (MNOI) 3**
- **NOTICE OF EXEMPT OPERATION 8**
- **SITE INSPECTION REPORT AND CERTIFICATION FORM 10**
- **MAJOR MODIFICATION FORM..... 12**
- **REQUEST FOR TRANSFER OF PERMIT, GENERAL PERMIT COVERAGE AND/OR NAME CHANGE 14**
- **REQUEST FOR TERMINATION (RFT) OF COVERAGE 17**

These standard forms are used to apply for permit coverage under the Mining General Permit (MSR32) and for submittals and record keeping after permit coverage has been granted. The forms are in Adobe format on our website at http://www.mdeq.ms.gov/wp-content/uploads/2016/02/Mining_Forms_Package.pdf Required information can be completed on screen, printed and signed.

General Permit MSR32 does not authorize the discharge of mine process generated wastewater or take the place of an Office of Geology Surface Mining Permit.

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MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

**MINING NOTICE OF INTENT (MNOI)
FOR COVERAGE UNDER
MINING STORM WATER, DEWATERING AND NO DISCHARGE
GENERAL PERMIT MSR32 ____-____-____
(Number to be assigned by State)**

File at least 30 days prior to the commencement of mining; 15 days if a Storm Water Pollution Prevention Plan (SWPPP) is already on file and mine dewatering is not proposed. Lateral expansion of an existing mine that has general permit coverage requires the submittal of the Major Modification Form, not a new MNOI. However, modification of the existing SWPPP to include the expansion is required. Discharge of storm water or impounded water associated with mining or the operation of a wastewater recirculation system with no discharge without written notification of coverage from MDEQ is a violation of State Law.

If the company seeking coverage is a corporation, a limited liability company, a partnership, or a business trust, attach proof of its registration with the Mississippi Secretary of State and/or its Certificate of Good Standing. This registration or Certificate of Good Standing must be dated within twelve (12) months of the date of the submittal of this coverage form. Coverage will be issued in the company name as it is registered with the Mississippi Secretary of State.

Please indicate the activities to be covered by this MNOI (check all that apply).

- Storm Water Discharges Associated with Mining Mine Dewatering
 Wastewater Recirculation System with No Discharge

The appropriate section of the MNOI must be completed if the applicant proposes to discharge storm water, discharge impounded mine water (dewatering) and/or operate a wastewater recirculation system with no discharge.

A site-specific Storm Water Pollution Prevention Plan (SWPPP) developed in accordance with ACT5 of the General Permit and a United States Geological Survey (USGS) quadrangle map or photocopy, indicating the site location and outfalls must be included with the MNOI submittal. The name of the quadrangle map must be shown on all copies. Quadrangle maps can be obtained from the MDEQ, Office of Geology at 601-961-5523. Additional submittals may include the following (check all that apply).

- Section 404 Documentation Notice of Exempt Operations Form
 Dam/Reservoir Safety Permit or Written Authorization

ALL INFORMATION MUST BE COMPLETED (indicate "N/A" where not applicable)

MSR32 _____

(NUMBER TO BE ASSIGNED BY STATE)

APPLICANT IS THE: OWNER OPERATOR

OWNER CONTACT INFORMATION

OWNER CONTACT PERSON: _____

OWNER COMPANY LEGAL NAME: _____

OWNER STREET OR P. O. BOX: _____

OWNER CITY: _____ STATE: MS ZIP: _____

OWNER PHONE #: (____) _____ OWNER EMAIL: _____

OPERATOR CONTACT INFORMATION

OPERATOR CONTACT PERSON: Brad Pepper

OPERATOR COMPANY LEGAL NAME: Magnolia Mining LLC

OPERATOR STREET OR P. O. BOX: P.O. Box 154

OPERATOR CITY: Flora STATE: MS ZIP: 39071

OPERATOR PHONE #: (601) 573-7858 OPERATOR EMAIL: brielle.turfscapelandm@gmail.com

MINE INFORMATION

MINE NAME: HWY 22 Surface Mine

MINE SITE ADDRESS (If the physical address is not available, please indicate nearest named road.)

Street: 2417 HWY 22 W

City: _____ State: MS County: Madison Zip: 39046

_____/4 OF _____/4 OF SECTION 31, TOWNSHIP 9 North, RANGE 2 East

MINE SITE TRIBAL LAND ID (N/A If not applicable): N/A

ATTACH A USGS QUAD MAP, EXTENDING ½ MILE BEYOND FACILITY, OUTLINING THE MINE BOUNDARIES
(Maps can be obtained from the Mississippi Office of Geology. For information call 601-961-5523).

LATITUDE: 32 degrees 35 minutes 12 seconds LONGITUDE: 90 degrees 07 minutes 39 seconds

LAT & LONG DATA SOURCE (GPS (Please GPS Entrance Gate) or Map Interpolation): Google Earth

TOTAL ACREAGE: 46.27 MATERIAL TO BE MINED: Fill Dirt

WILL HYDRAULIC DREDGING BE USED? YES NO

WASHING OF SAND/GRAVEL? YES NO

ESTIMATED START DATE: 2018-04-01
YYYY-MM-DD

ESTIMATED END DATE: 2022-12-01
YYYY-MM-DD

SIC CODE _____

NAICS CODE _____

RECEIVING STREAM INFORMATION

NEAREST NAMED RECEIVING STREAM: _____

IS RECEIVING STREAM ON MISSISSIPPI'S 303(D) LIST OF IMPAIRED WATER BODIES? (The 303(d) list of impaired waters and TMDL stream segments may be found of MDEQ's website: http://www.deq.state.ms.us/MDEQ.nsf/page/TWB_Total_Maximum_Daily_Load_Section) YES NO

HAS A TMDL BEEN ESTABLISHED FOR THE RECEIVING STREAM SEGMENT? YES NO

COMPLETE IF STORM WATER DISCHARGE IS PROPOSED

ATTACH A STORM WATER POLLUTION PREVENTION PLAN (SEE PERMIT FOR REQUIREMENTS)

IDENTIFY THE ASSOCIATION OR GENERIC SWPPP ON FILE AT MDEQ: _____

COMPLETE IF WASTEWATER RECIRCULATION SYSTEM WITH NO DISCHARGE IS PROPOSED

DISTANCE BETWEEN RECIRCULATION POND(S) AND PROPERTY LINE: _____ (FT)
(MUST BE AT LEAST 150 FEET)

NUMBER OF RECIRCULATION POND(S): _____

STORAGE CAPACITY OF EACH RECIRCULATION POND(S): _____ (FT³)

COMPLETE IF MINE DEWATERING IS PROPOSED

ESTIMATED DEWATERING VOLUME: _____ (GAL/DAY)

NAME AND ADDRESS OF THE RECIPIENT OF THE DISCHARGE MONITORING REPORTS (DMRs), IF DIFFERENT FROM SIGNATORY: _____

DOCUMENTATION OF COMPLIANCE WITH OTHER REGULATIONS/REQUIREMENTS

Coverage under this general permit will not be granted until all other required MDEQ permits and approvals are addressed.

WILL THE CONSTRUCTION OR OPERATION OF THIS MINE INVOLVE THE RE-ROUTING, FILLING OR CROSSING OF A WATER CONVEYANCE OF ANY KIND? YES NO

If yes, contact the U.S. Army Corps of Engineers' Regulatory Branch for permitting requirements. If the mine requires a Corps of Engineers Section 404 permit, provide appropriate documentation with this MNOI that:

- The mine has been approved by individual permit, or
- The work will be covered by a nationwide permit and NO NOTIFICATION to the Corps is required, or
- The work will be covered by a nationwide or general permit and NOTIFICATION to the Corps is required.

LIST ANY NPDES PERMIT NO(s). _____ GEOLOGY APPLICATION/PERMIT NO. _____

LIST OTHER GEOLOGY PERMIT NUMBERS THAT APPLY TO COVERAGE AREA _____

IS THE MINE LESS THAN 4 ACRES AND GREATER THAN 1320 FEET FROM ANOTHER MINE?

- YES A "Notice of Exempt Operations" Form must be included with the MNOI or proof of prior submission, if previously submitted to the Office of Geology.
- NO A "Notice of Intent to Mine Class I or Class II Materials" Form must be filed before coverage will be granted under the Mining General Permit. For information on Office of Geology requirements, call 601-961-5515.

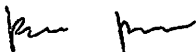
LIST ANY LOCAL STORM WATER ORDINANCES WITH WHICH THE OPERATIONS MUST COMPLY AND SUBMIT ANY ASSOCIATED APPROVAL DOCUMENTATION. Madison County

IF IMPOUNDMENTS WILL BE CONSTRUCTED ABOVE NATURAL SURFACE ELEVATIONS, INDICATE WHICH, IF ANY, OF THE FOLLOWING APPLY.

- The impoundment will be constructed with a peripheral dam or levee 8 feet or greater in height, measured from the lowest elevation of its toe.
- The impoundment will have a maximum storage volume greater than 25 acre-feet.
- The impoundment will impound a watercourse with a continuous flow.
- The impoundment has the potential to threaten downstream lives or man-made structures.

If any of the impoundments meet any of the above criteria, the applicant will be required to obtain written authorization from MDEQ, Dam Safety Division before coverage will be granted under the Mining General Permit.

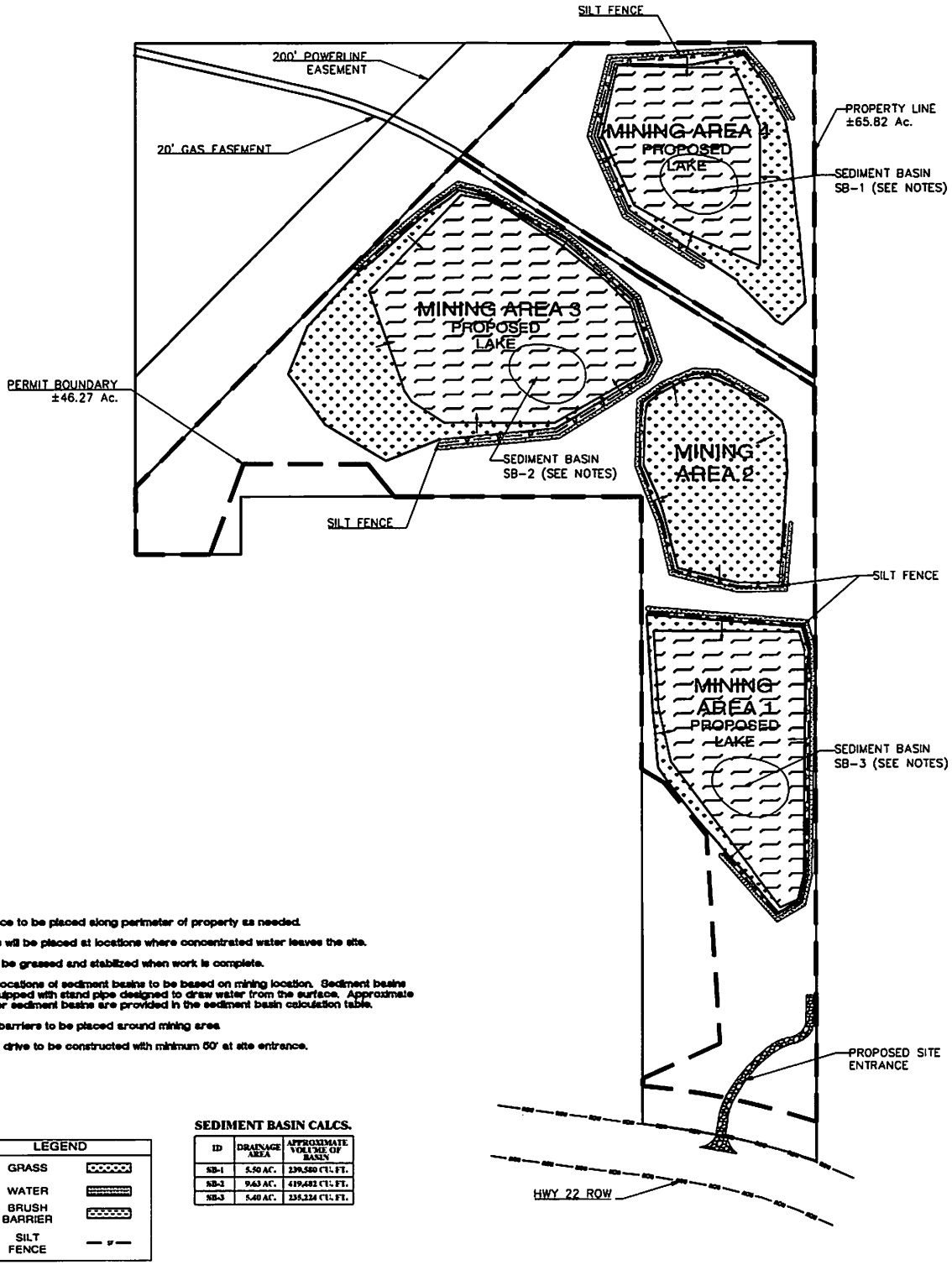
I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

 4-5-2019
Authorized Signature¹ Date
Brad Pepper President
Printed Name Title

¹This application shall be signed according to the General Permit, Act 15, T-4 as follows:

- For a corporation, by a responsible corporate officer.
- For a partnership, by a general partner.
- For a sole proprietorship, by the proprietor.
- For a municipal, state or other public facility, by either a principal executive officer, the mayor, or ranking elected official.
- Duly Authorized Representative

Please submit this form to: Chief, Environmental Permits Division
MDEQ, Office of Pollution Control
P.O. Box 2261
Jackson, Mississippi 39225



Notes:

1. Silt Fence to be placed along perimeter of property as needed.
2. Wattles will be placed at locations where concentrated water leaves the site.
3. Site to be grassed and stabilized when work is complete.
4. Exact locations of sediment basins to be based on mining location. Sediment basins to be equipped with stand pipe designed to draw water from the surface. Approximate volume for sediment basins are provided in the sediment basin calculation table.
5. Brush barriers to be placed around mining area.
6. Gravel drive to be constructed with minimum 50' at site entrance.

LEGEND	
GRASS	
WATER	
BRUSH BARRIER	
SILT FENCE	

SEDIMENT BASIN CALCS.

ID	DRAINAGE AREA	APPROXIMATE VOLUME OF BASIN
SB-1	5.50 AC.	239,580 CU. FT.
SB-2	9.63 AC.	419,482 CU. FT.
SB-3	5.40 AC.	235,324 CU. FT.

1

SHEET NO.
DATE: 3/11/2019
PROJECT NO.: 19-022

DRAWING TITLE:
EROSION CONTROL LAYOUT

CLIENT:
BRAD PEPPER

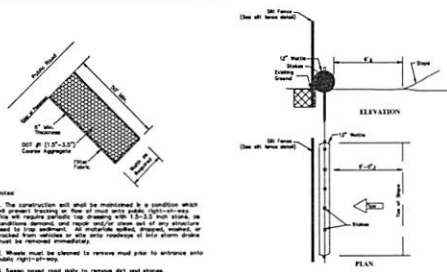
PROJECT TITLE:
PROPOSED MINING SITE

REV	DATE	DESCRIPTION

CREATED BY:
Guest Consultants, Inc.

CONSULTING ENGINEERS & LAND SURVEYORS
TWENTY SIX EASTRICK DRIVE • P.O. BOX 1027 • BRANSON, MO 65613
TELEPHONE (800) 825-6341 FAX (800) 825-3032
www.GuestConsultants.com

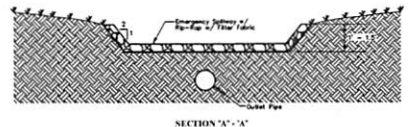
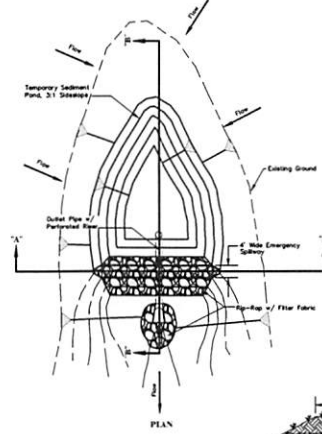
DRAWN BY: CC CHECKED BY: MM SCALE: CUSTOM CAD FILE: 19-022Base.dwg



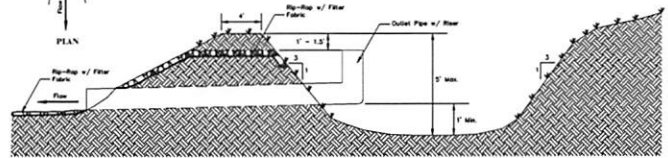
- Notes:
- The construction will be maintained in a condition which will prevent tracking of mud or other soil onto public right-of-way. The site manager shall be responsible for this. The site manager shall be responsible for the maintenance of the site during the construction period. The site manager shall be responsible for the maintenance of the site during the construction period.
 - Mud must be cleaned to remove mud prior to entrance onto public right-of-way.
 - Keep paved road daily to remove dirt and stones.

DETAIL OF TEMPORARY CONSTRUCTION ENTRANCE
N.T.S.

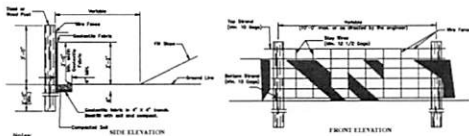
12" WATER DETAIL
SIMILAR TREATMENT TO BE USED IN
DITCHES FOR CHECK DAMS



Area To Be Seeded

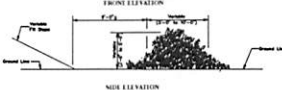


SECTION 'B-B'



- Notes:
- Wire shall be a minimum of 32" in width and shall have a minimum of 6 lbs wire with 12" stay spacing.
 - Concrete fabric shall be a minimum of 30" in width and shall be fastened adequately to the wire as directed by the engineer.
 - Wood post shall be 3"-4" in height and of the self-tapering single stem type. Wood post shall be a minimum of 3'-0" in height and 4" in diameter. Wire fence shall be fastened to wooden post with not less than 8 gage wire staples 1' long.
 - Posts to be installed on 10-foot centers if metal mesh fencing is used as additional support, 8-foot centers if not.
 - Concrete fabric meeting the type or material requirements according to specifications may be used without wire fence.
 - Allow a 6" overlap of fabric at joints.

TEMPORARY SILT FENCE



- Notes:
- Wood fence to be used which retains ground cover in front of staking only fence chain.
 - Wood fence to be used which retains ground cover in front of staking only fence chain.
 - In planting areas, the fence shall be installed in a manner which will not cause any damage to the vegetation.
 - In other areas, the fence shall be installed in a manner which will not cause any damage to the vegetation.

TEMPORARY BRUSH BARRIER

Species	Seeding Rate/Ac	Planting Time	Desired pH Range	Fertilization Rate/Ac	Method of Establishing
Common Berms	15 lbs. mixed	Sept 1 - July 15 Sept 1 - Nov 30	6.0 - 7.0	600 lbs. 13-13-13	Seed
Brome	40 lbs. mixed	Sept 1 - July 15 Sept 1 - Nov 30	6.0 - 7.0	400 lbs. 13-13-13	Seed
Fescue	40 lbs. mixed	Sept 1 - Nov 30	6.0 - 7.0	500 lbs. 13-13-13	Seed
Surfgrass	40 lbs. mixed	Sept 1 - July 15 Sept 1 - Nov 30	6.0 - 7.0	400 lbs. 13-13-13	Seed
Hydrangea	40 lbs. mixed	Sept 1 - Nov 30	6.0 - 7.0	400 lbs. 13-13-13	Seed
White Clover	3 lbs.	Sept 1 - Nov 30	6.0 - 7.0	400 lbs. 8-24-24	Seed
Creosote Bush	15 lbs.	Sept 1 - Nov 30	6.0 - 7.0	400 lbs. 8-24-24	Seed
Hardy Yucca	30 lbs.	Sept 1 - Nov 30	6.0 - 7.0	400 lbs. 8-24-24	Seed
Shrubby Yucca	40 lbs. mixed	Sept 1 - Nov 30	6.0 - 7.0	400 lbs. 13-13-13	Seed

- Notes:
- For permanent seeding, urea/ammonia can only be used in a mixture with ammonium.
 - Species that are to be seeded on soil and not silted (i.e. St. Augustine, Centipede, Carpet Grass, & Zoysia).
 - During the months of December, January and February seeding is not very specific.

GENERAL RECOMMENDATIONS FOR TEMPORARY/PERMANENT SEEDING

- Notes:
- Embankment height shall be five feet or less.
 - Cover the embankment 80 percent to free of rock, organic material, or any other objectionable material.
 - Construct embankment at maximum 3:1 slope by placing 16 material in 8 inch lifts and compacting each layer.
 - Set outlet pipe at 1 foot to 18 inches below the crest of the embankment.
 - Seed embankment within 7 days of construction.
 - Concrete top and outlet structure to be removed and replaced when the constructing drainage area is established.
 - Remove accumulated sediment when sediment flow rises in 1/2 the original volume.
 - Erosion control blanket or other means acceptable to engineer may be used instead of rip-rap being sure to allow by manufacturer's specifications and recommendations.

DETAIL OF TYPICAL TEMPORARY SEDIMENT TRAP
N.T.S.

EROSION CONTROL DETAILS

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY
 OFFICE OF GEOLOGY
 Mining and Reclamation Division
 P. O. Box 2279
 Jackson, Mississippi 39225-2279
 (601) 961-5515

ORGANIZATION REPORT


This is the initial and principal instrument that identifies an organization to the Office of Geology. It is imperative that it be fully and correctly executed and filed with the Office of Geology.

1. Full Name of Organization: Magnolia Mining LLC
2. Post Office Box or Street Address, City, State, and Zip and Telephone Number: P.O. Box 154 Flora, MS 39071
3. Type of Organization (state whether corporation, partnership, limited partnership, joint venture, individual, trust, etc.): LLC
4. If reorganized, give full name and address of previous organization. P.O. Box 154 Flora, MS 39071
5. If foreign corporation, give state or country under the laws of which it was incorporated.
6. If foreign corporation, give name and address of person registered as Mississippi agent.
7. If limited partnership, give name of Mississippi county in which certificate detailing the organization was filed. Madison
8. Directors, Officers, Partners, Trustees, and General Partners* (required of all organizations except individuals): None

Title	Name	Address
President	Brad Pepper	P.O. Box 154 Flora, MS 39071

*If separate Form MRD-1's are already on file for any partner or joint venturer, include and clearly specify the organization names that appear on those forms.

I declare that I am authorized to make this report, that it was prepared by me or under my supervision, and that facts and information stated herein are true, correct, and complete to the best of my knowledge.

<p style="text-align: center;"><u>4-5-2019</u></p> <hr/> <p style="text-align: center;">Date</p> <p style="text-align: center;"><u>Magnolia Mining LLC</u></p> <hr/> <p style="text-align: center;">Organization</p> <p style="text-align: center;"><u>P.O. Box 154</u></p> <hr/> <p style="text-align: center;">Street Address or P. O. Box</p> <p style="text-align: center;"><u>Flora</u> <u>MS</u> <u>39071</u></p> <hr/> <p style="text-align: center;">City State Zip</p>	<p style="text-align: center;"></p> <hr/> <p style="text-align: center;">Signature</p> <p style="text-align: center;"><u>Brad Pepper</u></p> <hr/> <p style="text-align: center;">Name of Person (Print)</p> <p style="text-align: center;"><u>President</u></p> <hr/> <p style="text-align: center;">Title (If agent, attach authorization from operator)</p> <p>Telephone: <u>601</u> <u>573-7858</u></p> <hr/> <p style="text-align: center;">(Area Code) (Number)</p>
---	--

Permit No. _____

STATE OF MISSISSIPPI

Application No. _____

SURFACE MINING PERMIT APPLICATION

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF GEOLOGY / MINING & RECLAMATION DIVISION

P. O. Box 2279
Jackson, Mississippi 39225-2279
(601) 961-5515
Fax (601) 961-5521

For Office use only

Other permits required: Y/N	Date
NPDES	___
State Operating Permit	___
Corps of Engineers	___
_____	___
_____	___

City/County approval	Required	Yes	No
Received Date:	_____		
County	_____		
City	_____		

A. GENERAL INFORMATION

- Name of Applicant: Brad Pepper
 Mailing Address: P.O. Box 154, Flora, MS 39071
 E-mail Address: brielle.turfscapelandm@gmail.com
 Phone No. 601-573-7858 Fax No. _____
 Authorized Representative Brad Pepper
- Engineering Firm, Consultant, etc.: Guest Consultants, Inc.
 Mailing Address: 26 Eastgate Drive, Suite C, Brandon, MS 39042
 E-mail Address: matthew@guestconsultants.com
 Phone No. 601-825-8341 Fax No. 601-825-3032
- Name of Mine: HWY 22 Surface Mine Mine Supervisor: Brad Pepper
 Phone No. 601-573-7858 Fax No. _____
- Location of Operation (to nearest quarter-quarter section):

<u>See E. Additional Comments</u>	<u>31</u>	<u>9 N</u>	<u>2 E</u>	<u>Madison</u>
	Section	Township	Range	County
- Physical address of mine or nearest named road 2417 HWY 22 W, CANTON, MS 39046
- Method of Operation Open Pit Strip Dredge Wash Operation, if so Water Source _____
 Wash System Type Closed system Open system
- Number of Acres to be Permitted:

Excavation	<u>24.19</u>
Haul roads, plant site, ponds, storage piles, etc.	<u>.27</u>
TOTAL PERMITTED AREA	<u>24.46</u>
- Is the Permit Area located:

	Yes	No
a. within 100 feet of a public road?	___	<input checked="" type="checkbox"/>
b. within 100 feet of a cemetery?	___	<input checked="" type="checkbox"/>
c. within 300 feet of an occupied building?	___	<input checked="" type="checkbox"/>

If YES to a, b, or c, a letter must be filed with the Office giving permission from the owner or maintaining authority to mine within these distances to the subject property.
- Materials to be Mined: Silty Clay

10. Has the applicant applied for, or have, any other permits or licenses that pertain to this or any other mining operation? Yes ___ No

If "YES," list them in the space provided on page 5, or attach separate pages, and give the current status of each, including any violations or penalties.

B. MINING PROCEDURE AND ENVIRONMENTAL ANALYSIS

1. Description of materials:	2. Anticipated Schedule (month/year)
Thickness of overburden <u>1</u> ft. (Topsoil MUST be stockpiled for use during reclamation)	Begin clearing <u>April / 2018</u>
Thickness of useable material <u>20</u> ft.	Begin mining <u>May / 2018</u>
Total depth of excavation <u>20</u> ft.	Complete mining <u>December / 2021</u>
Estimated annual production <u>300,000 CY</u> tons	Begin reclamation <u>June / 2019</u>
	Complete reclamation <u>December / 2022</u>

3. Depth to ground water: N/A ft.

4. How will dust be controlled?

- Water on haul roads
- _____

5. Types of erosion control structures that will be utilized.

- Settling ponds Drainage ditches
- Diversion berms Terraced slopes
- Silt fence and Wattles as needed, Brush Barriers

6. Describe the land to be affected by mining as it presently exists:

a. Land use Cutover/Pasture b. Predominant vegetation Grass/Stumps

7. Will explosives be used? ___ Yes No

8. Is test-boring data available? Yes ___ No

9. Are toxic materials likely to be encountered at any time? ___ Yes No

10. Will there be any discharge to local streams or other bodies of water? ___ Yes No

If any of questions 7-10 are answered "YES," provide additional information on page 5, or attach separate pages.

C. RECLAMATION PLAN

NOTE: It is suggested that the county NRCS office be consulted for specific recommendations on the following items.

1. Describe the soil handling technique for the reclamation phase of the operation:

- Topsoil segregated Mixed strata _____

2. Describe the protection method for the stockpiled topsoil.

- berm around the storage pile
- grass cover on the pile (recommended)
- stored under a cover
- _____

3. How will highwalls, standing faces, and banks be reduced to minimize erosion? (All highwalls must be sloped, minimum 3 horizontal to 1 vertical.)

- slopes will be terraced
- sloped to a gradient of 3 to 1
- blended with surrounding contours
- _____

4. What is the general plan for reclamation?

- reforestation
- establish grass cover
- pond or lake
- _____

5. What planting method will be used?

- broadcast seed mechanical seeding
- seeding by manual labor
- _____

6. How will fertilizer and lime be applied and incorporated?

- harrowing broadcasting disking

7. Quantity of lime and fertilizer to be applied?

a. For initial planting

lime: 0 tons per acre
 fertilizer: 13 - 13 - 13 (type) 200 pounds per acre

b. For successive years prior to 100% release

fertilizer: 13 - 13 - 13 (type) 200 pounds per acre
 when: May (month)

8. Describe the planting schedule:

Tree or Seed Species	Tree spacing or lbs./acre	Planting Season
<u>Brown Top Millet</u>	<u>50</u>	<u>Spring</u>
<u>Rye Grass</u>	<u>50</u>	<u>Spring</u>
_____	_____	_____
_____	_____	_____

9. Will the area be mulched? Yes No If yes, rate per acre _____

Method of holding in place: crimped _____

10. How will the vegetation be maintained until the final bond release?

- watering
- mowing
- times per year _____
- approximate month(s) _____, _____, _____
- repairing gullies
- replanting eroded areas
- _____

11. How will debris be disposed of when the mine is finally closed?

- burying burning hauling away

12. Will a soil analysis be submitted for this site? Yes No
NOTE: available from the Cooperative Extension Service through the applicant's County Agent

13. Estimated cost per acre for reclamation of this site: \$1,000 per acre (minimum of \$1,000 per acre)

D. NAMES AND ADDRESSES OF PERSONS AFFECTED BY THIS OPERATION

1. Landowner(s) of area to be mined/leased

Name: Thad Miller
 Address: millertimber@yahoo.com
 Phone: 601-497-1971

Name: _____
 Address: _____
 Phone: _____

2. Landowner(s) within 500 feet of the area

Name: SOWELL WAYMAN FAMILY LP 2
 Address: 2427 HWY 22
CANTON, MS 39046
 Phone: 601-859-1816

Name: WHITEHEAD ROBERT J 7 SARAH M
 Address: 129 LIZZIE LANE
CANTON, MS 39046
 Phone: 601-859-5985

Name: ROY JAMES UPTON
 Address: 126 LIZZIE LANE
CANTON, MS 39046
 Phone: 601-859-5272

Name: ROY J. UPTON & CINDY M. UPTON
 Address: 134 CASTENS DRIVE
CANTON, MS 39046
 Phone: 601-668-0676

3. Person(s) living on permit area

Name: _____
 Address: _____
 Phone: _____

Name: _____
 Address: _____
 Phone: _____

I declare that I have knowledge of the facts presented in the preceding pages and in all of the items attached to this application; furthermore, I certify that they are true to the best of my knowledge.

4-5-2019
 date


 signature

Brad Pepper
 printed name

President
 title

E. ADDITIONAL COMMENTS

Item Number	Space for detailed answers to any of the previous items. Indicate item number to which the answers apply.
D 2.	LUCY DIANE PUGH 115-A LIZZIE LANE, CANTON, MS 39046. (601)-859-3330
	ROBBIE TAYLOE 127 LIZZIE LANE, CANTON, MS 39046. (817)-368-0058
	DORIS FULLILOVE 123 LIZZIE LANE, CANTON, MS 39046. (601)-859-2961
	DOUGLAS UPTON & THELMA ELOISE UPTON 124 LIZZIE LANE, CANTON, MS 39046.
	KENNETH DARROW & LELIA DARROW 120 LIZZIE LANE, CANTON, MS 39046.
	ANTHONY MILES 110 LIZZIE LANE, CANTON, MS 39046. (601)-832-8032
	HOWARD JOE RAY 126 CASTENS DRIVE, CANTON, MS 39046. (601)-859-3623
	KAREN CROWLEY 122 CASTENS DRIVE, CANTON, MS 39046.
	WALKER OIUDA J 118 CASTEN DRIVE, CANTON, MS 39046.
	BILLY EUGENE & ZADIE STEWART DYKES 112 CASTENS DRIVE, CANTON, MS 39046.
	TERRY WAYMAN & JACKIE L. SOWELL 104 CASTENS DRIVE, CANTON, MS 39046. (601)-832-1201
	JIMMY MOORE 155 LIZZIE LANE, CANTON, MS 39046. (601)-859 2903
	J. PEYTON RANDOLPH, II 132 CASTENS DRIVE, CANTON, MS 39046. (601)-605-8537
	J. PEYTON RANDOLPH, II 115 CASTENS DRIVE, CANTON, MS 39046. (601)-605-8537
	RANDY ARCHIE SPRINGER 111 CASTENS DRIVE, CANTON, MS 39046. (601)-859-4377
	RANDY ARCHIE SPRINGER 167 CASTENS DRIVE, CANTON, MS 39046. (601)-859-4377
	SAIK RENTAL PROPERTIES, LLC 107 CASTENS DRIVE, CANTON, MS 39046. (601)-540-7158
	CROSSTOWN FARMS, LLC P.O. BOX 2756, MADISON, MS 39130. (601)-605-8777
	BETTY JACKSON 157 KNOWLES ROAD, CANTON, MS 39046.
	LEON L. KNOWLES 775 NORTH PRESIDENT STREET, SUITE 100, JACKSON, MS 39202. (601)-969-9600

If more space is required, use full sheets of paper the same size as this page. Attach all sheets to this application.

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF GEOLOGY

Mining and Reclamation Division
P. O. Box 2279
Jackson, Mississippi 39225-2279
(601) 961-5515

Permit Number

Application
Number

PERFORMANCE BOND

Bond No. _____

KNOW ALL MEN BY THESE PRESENTS, that _____

as Principal, hereinafter called Principal, and _____

as Surety, hereinafter called Surety, are held and firmly bound unto the State of Mississippi in the amount of _____

_____ Dollars (\$ _____)
for the payment whereof Principal and Surety bind themselves, their heirs, executors, administrators, successors, and assigns, jointly and severally, firmly by these presents:

WHEREAS, Principal has filed an application with the Office of Geology, hereinafter called Office, for a permit to engage in a surface mining operation as required by the Mississippi Surface Mining and Reclamation Act of 1977 (Section 53-7-1 et seq., Mississippi Code of 1972), hereinafter called the Act, which permit application is by reference made a part hereof; in said

application Principal estimates that _____ acres of land will be affected by the surface mining operation; and said application contains a plan for reclamation of lands to be affected by the proposed mining operation.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION is such that if Principal shall faithfully perform the reclamation plan approved by the Office on all affected lands covered by said permit application in accordance with the Act, the rules and regulations of the Office, and the conditions of the surface mining permit, then this obligation shall be null and void, otherwise to remain in full force and effect.

Whenever Principal shall be, and declared by the Office to be, in default under the surface mining permit, Surety shall be given written notice of such default and may commence corrective action within sixty (60) days from the date of such notice, all in accordance with Section 53-7-35, Mississippi Code of 1972.

Dated the _____ day of _____, 20__

Witness

Principal
By _____

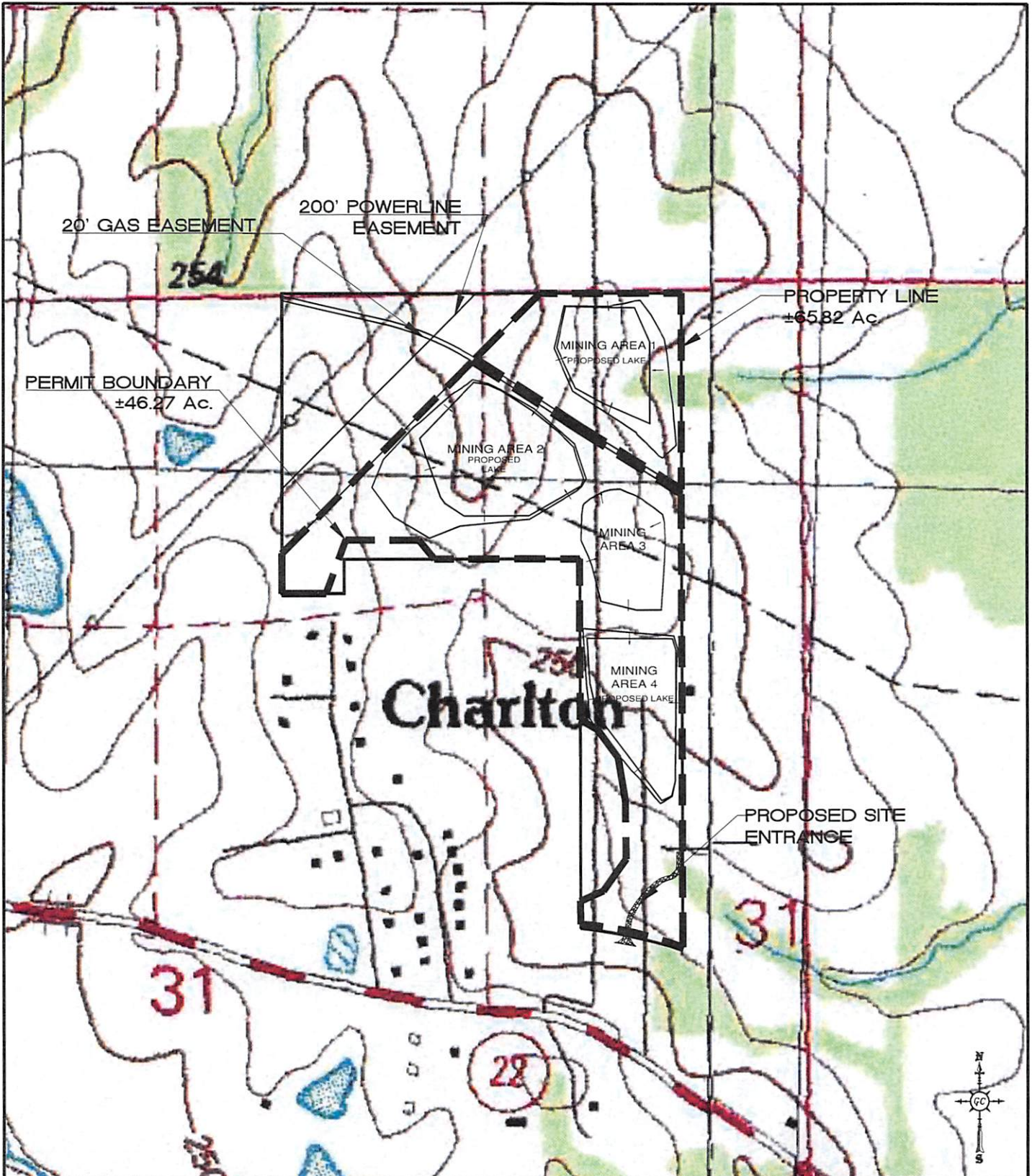
Witness

Print Name and Title

Surety
By _____

Print Name and Title

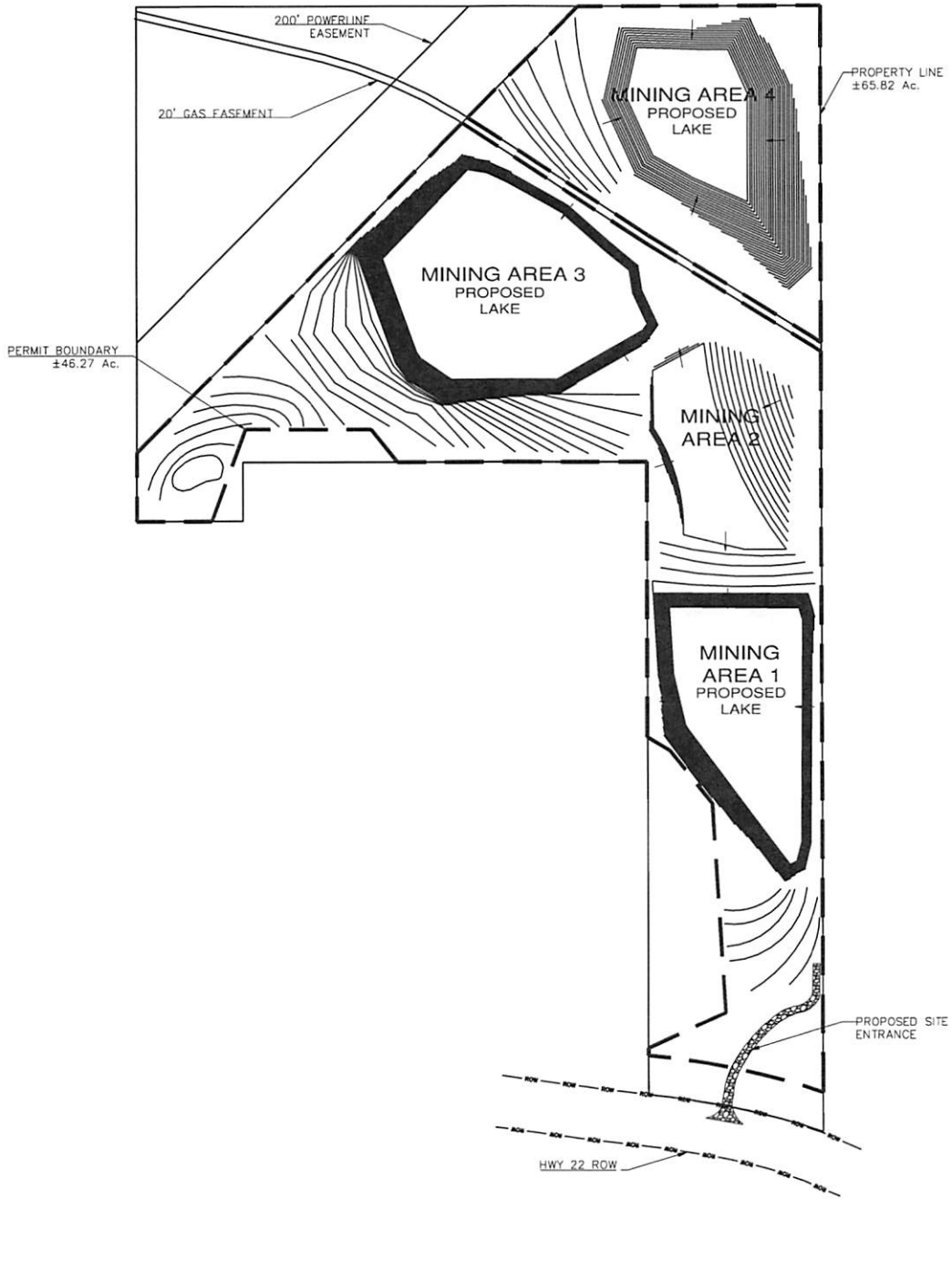
MADISON COUNTY
HWY 22 MINING SITE




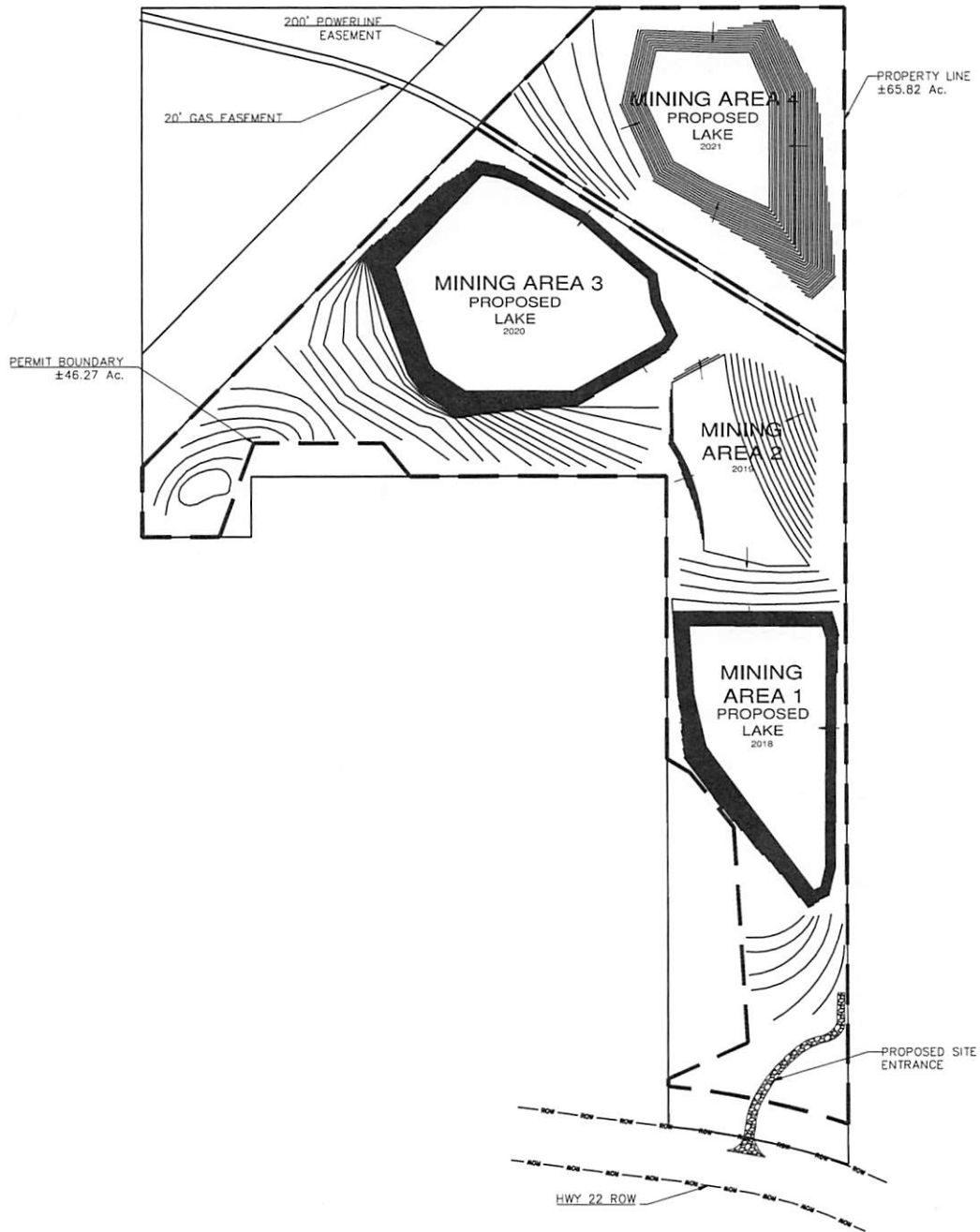
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				U.S.G.S TOPO MAP	BRAD PEPPER				
				PROJECT TITLE:					
				PROPOSED MINING SITE					
				Guest Consultants, Inc. CONSULTING ENGINEERS & LAND SURVEYORS TWENTY SIX EASTGATE DRIVE • P.O. BOX 1225 • BRANCOH, MS 39043 TELEPHONE (601) 825-5341 FAX (601) 825-5032 www.GuestConsultants.com					
				DRAN BY:	CHECKED BY:	SCALE:	1" = 150'		DADO FILE:
				CC	MM			19-022Bose.dwg	



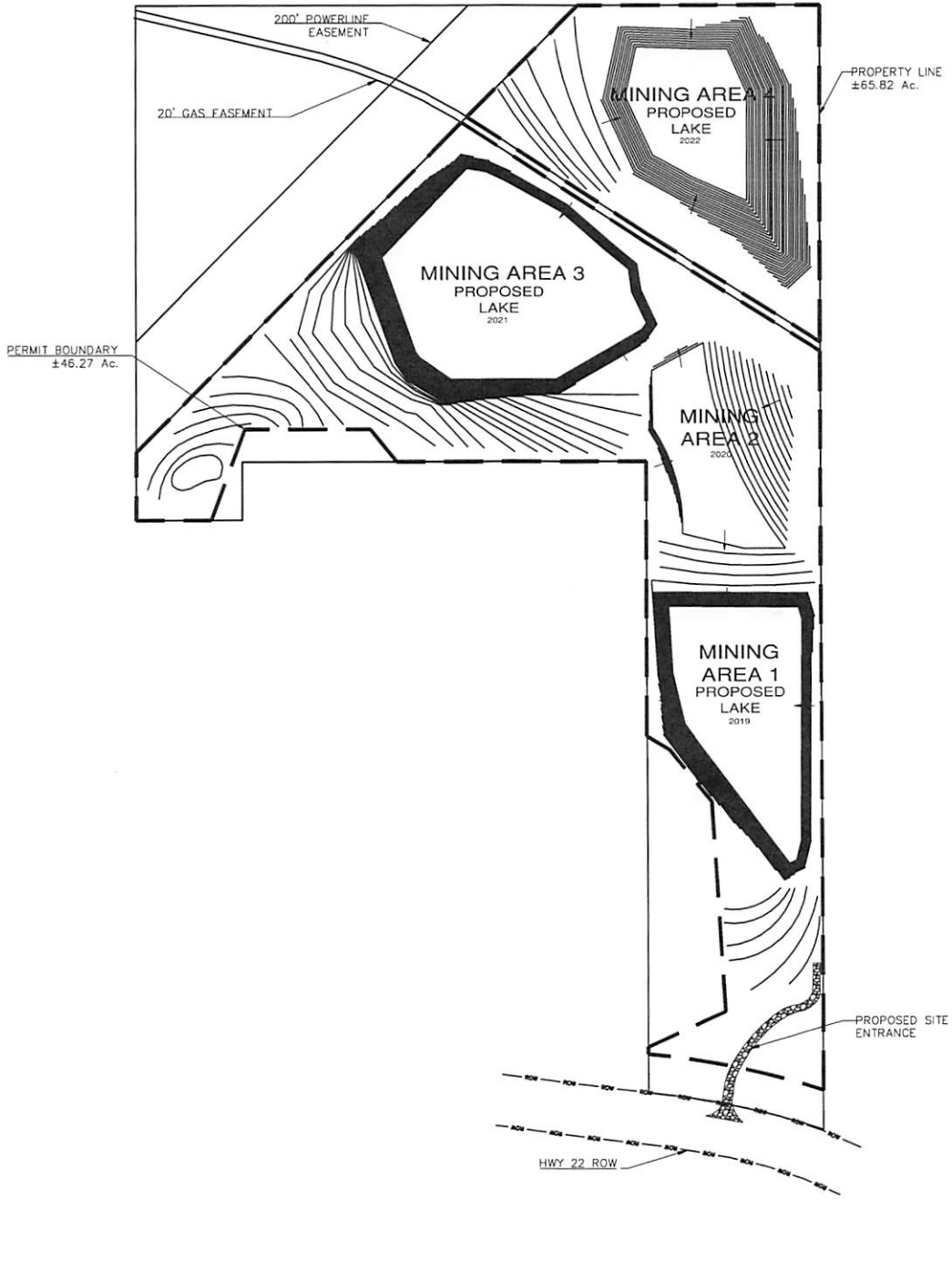
2	SHEET NO.	DATE: 19-02-22	PROJ. NO. 19-022	DRAWING TITLE: GENERAL SITE PLAN MAP	CLIENT: BRAD PEPPER	REV DATE DESCRIPTION			CREATED BY: Guest Consultants, Inc. CONSULTING ENGINEERS & LAND SURVEYORS TWENTY SIX EASTGATE DRIVE • P.O. BOX 1225 • BRANSON, MO 65604 TELEPHONE (605) 825-8341 FAX (605) 825-3032 www.GuestConsultants.com
						PROJECT TITLE: PROPOSED MINING SITE			



3	SHEET NO. DATE: 3/13/2019 PROJECT NO.: 19-022	DRAWING TITLE:	CLIENT:	REV	DATE	DESCRIPTION	CREATED BY:	Guest Consultants, Inc. CONSULTING ENGINEERS & LAND SURVEYORS TWENTY SIX EASTGATE DRIVE • P.O. BOX 1225 • BRANDOL, MS 39043 TELEPHONE (601) 825-8341 FAX (601) 825-3632 www.GuestConsultants.com		
		GENERAL SITE PLAN	BRAD PEPPER							
			PROJECT TITLE:				DRAWN BY:	CHECKED BY:	SCALE:	DATE:
			PROPOSED MINING SITE				GC	MM	1" = 400'	19-022Base.dwg



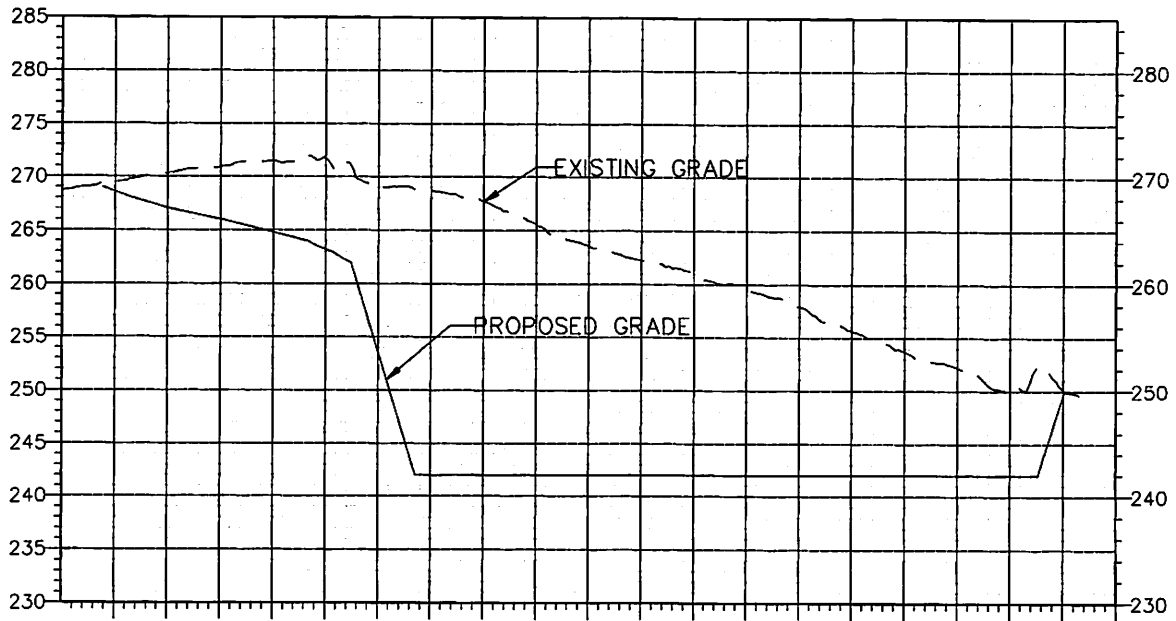
4	SHEET NO.	DATE: 7/13/2019	PROJ. NO.: 19-022	DRAWING TITLE:			CLIENT:	BRAD PEPPER			REV	DATE	DESCRIPTION	CREATED BY:	Guest Consultants, Inc. CONSULTING ENGINEERS • LAND SURVEYORS TWENTY SIX EASTGATE DRIVE • P.O. BOX 1225 • BRANDON, MS 39043 TELEPHONE (601) 825-8341 FAX (601) 825-3032 www.GuestConsultants.com		
				YEARLY MINING PLAN				PROJECT TITLE:							PROPOSED MINING SITE		
														1" = 400'	19-022Base.dwg		



5	SHEET NO.	DATE: 7/17/2019	PROJ. NO.: 19-022	DRAWING TITLE:	CLIENT:	REV	DATE	DESCRIPTION	CREATED BY:	Guest Consultants, Inc. CONSULTING ENGINEERS & LAND SURVEYORS TWENTY SIX EASTGATE DRIVE • P.O. BOX 1225 • BRANDON, MS 39043 TELEPHONE (601) 825-8341 / FAX (601) 825-3032 www.GuestConsultants.com	
				YEARLY RECLAMATION PLAN	BRAD PEPPER						
				PROJECT TITLE:	PROPOSED MINING SITE						



6	DRAWING TITLE: PROFILES	CLIENT: BRAD PEPPER	REV DATE _____	DESCRIPTION _____	CREATED BY: Guest Consultants, Inc. CONSULTING ENGINEERS & LAND SURVEYORS TWENTY SIX LASTGATE DRIVE • P.O. BOX 1225 • BRANSON, MISSOURI 65616 TELEPHONE (601) 825-8341 FAX (601) 825-3032 www.GuestConsultants.com
		PROJECT TITLE: PROPOSED MINING SITE	DRAWN BY: CC	CHECKED BY: MM	

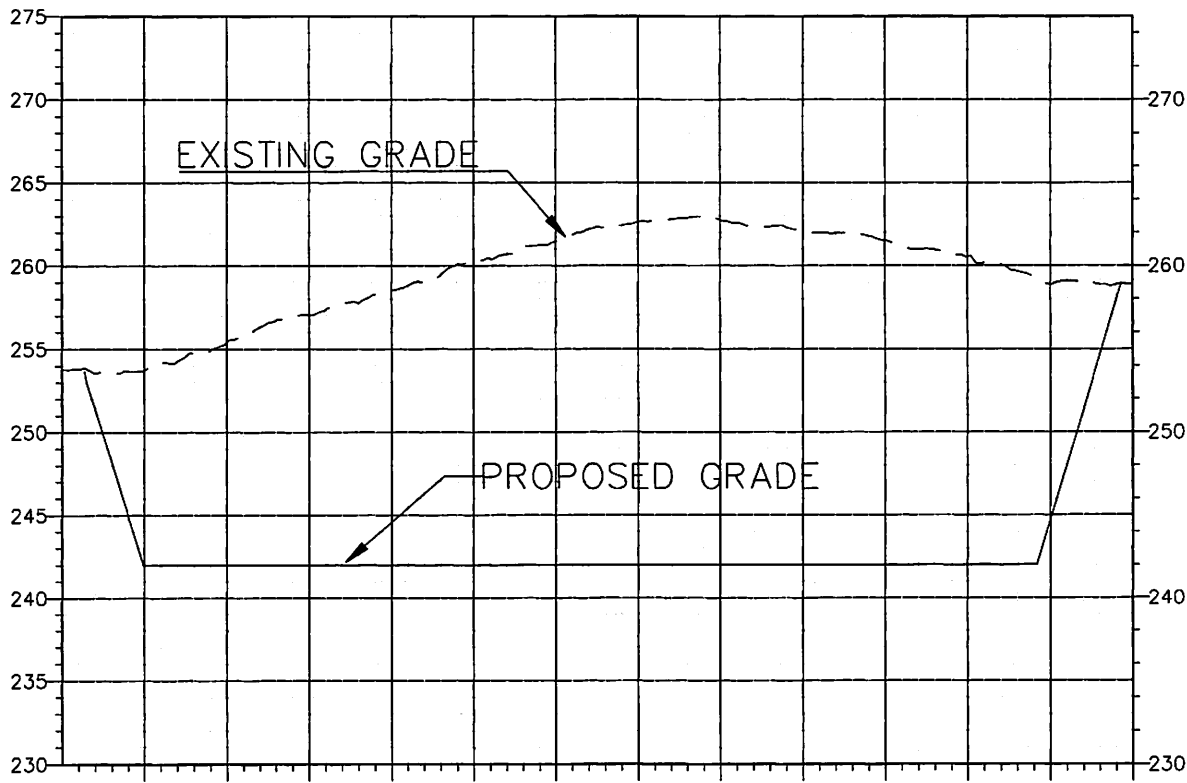


269.44	268.577	270.30	267.061	270.89	266.014	271.51	264.816	271.71	263.232	268.98	253.493	266.70	242.000	267.71	242.000	265.54	242.000	263.58	242.000	262.26	242.000	261.10	242.000	259.64	242.000	257.93	242.000	255.67	242.000	253.74	242.000	252.20	242.000	250.42	242.000	250.13	249.631
--------	---------	--------	---------	--------	---------	--------	---------	--------	---------	--------	---------	--------	---------	--------	---------	--------	---------	--------	---------	--------	---------	--------	---------	--------	---------	--------	---------	--------	---------	--------	---------	--------	---------	--------	---------	--------	---------

10+50 11+00 11+50 12+00 12+50 13+00 13+50 14+00 14+50 15+00 15+50 16+00 16+50 17+00 17+50 18+00 18+50 19+00 19+50



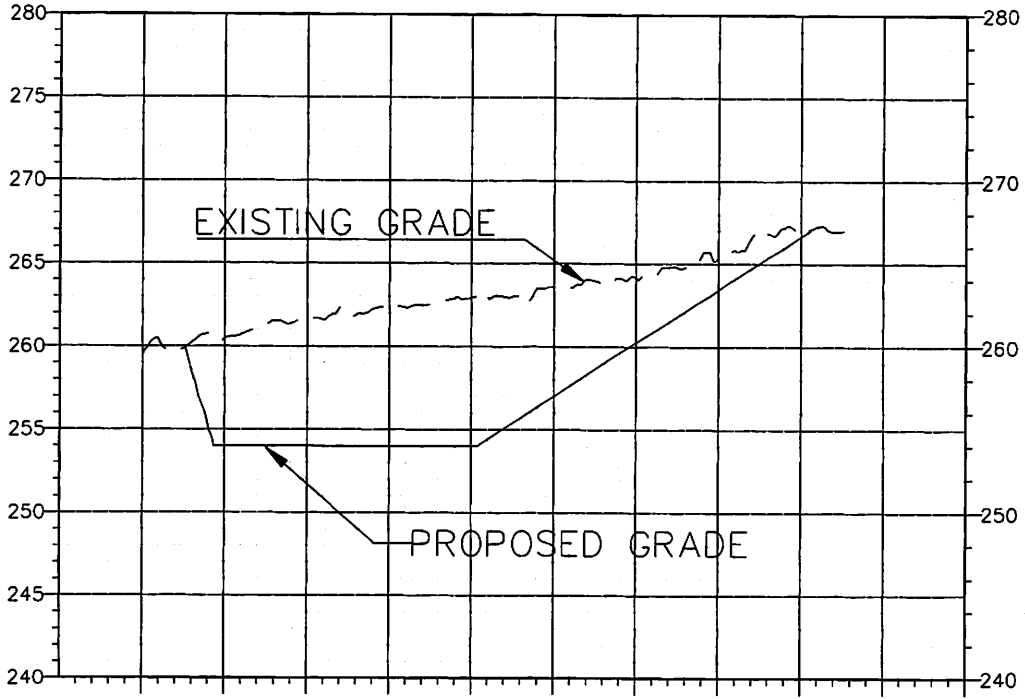
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CLIENT: BRAD PEPPER	
PROJECT TITLE: PROPOSED MINING SITE	
DRAWING TITLE: PROFILE A	
PROJ. NO: 19-022	DATE: 3/13/2019
SHEET NO.: 7	
SCALE: 1" = 12'	



253.72	255.42	257.05	258.50	260.15	261.47	262.63	262.76	262.12	261.52	260.53	258.86
242.000	242.000	242.000	242.000	242.000	242.000	242.000	242.000	242.000	242.000	242.000	244.735
10+50	11+00	11+50	12+00	12+50	13+00	13+50	14+00	14+50	15+00	15+50	16+00



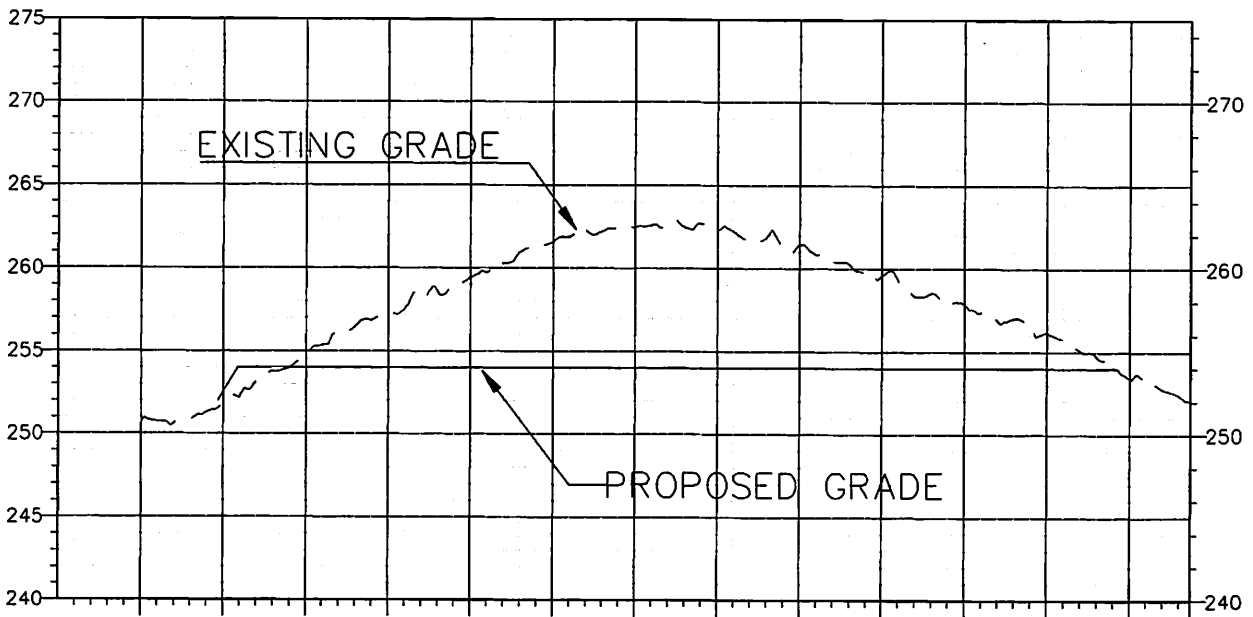
<p>Guest Consultants, Inc. <small>19010 S. 100th St., Suite 100, Kent, WA 98049 (206) 835-8800 www.guestconsultants.com</small></p>																
<table border="1"> <tr><th>REV</th><th>DATE</th><th>DESCRIPTION</th></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </table>	REV	DATE	DESCRIPTION													<p>CLIENT: BRAD PEPPER PROJECT TITLE: PROPOSED MINING SITE</p>
REV	DATE	DESCRIPTION														
<p>PROJECT TITLE: PROFILE B</p>																
<p>DATE: 3/13/2019</p>	<p>SHEET NO: 08</p>															
<p>SCALE: 1" = 40'</p>																



259.48	260.47	261.76	262.25	262.93	263.57	264.14	265.38	266.95	
10+00	10+50	11+00	11+50	12+00	12+50	13+00	13+50	14+00	14+50



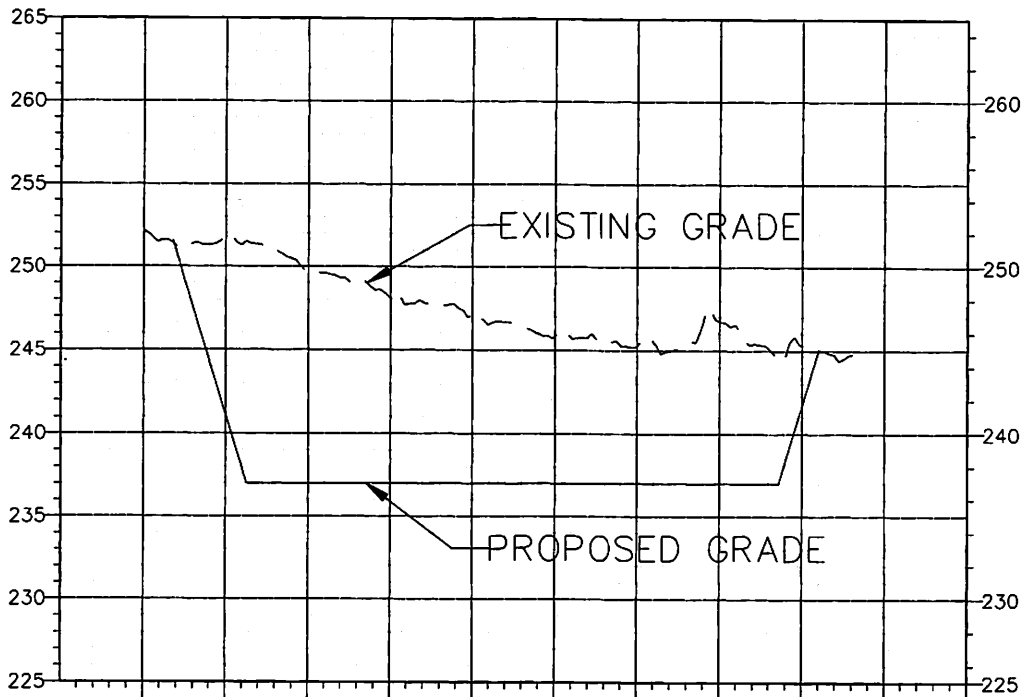
DRAWING TITLE: PROFILE C		CLIENT: BRAD PEPPER		PROJECT TITLE: PROPOSED MINING SITE	
DATE: 3/13/2019	SHEET NO. 9	SCALE: 1" = 40'	DRAWN BY: [Signature]	CHECKED BY: [Signature]	DATE PLOTTED: 3/13/2019
CONSULTANT: WEST CONSULTANTS, INC. 1900 S. 1000 E. SUITE 200 TONOPAH, NEVADA 89401 PHONE: (775) 785-1100 FAX: (775) 785-1101 WWW.WESTCONSULTANTS.COM					



250.71	251.85	252.542	254.73	254.000	257.21	254.000	259.43	254.000	261.58	254.000	262.46	254.000	262.31	254.000	261.45	254.000	259.59	254.000	257.86	254.000	256.17	254.000	253.40
10+00	10+50	11+00	11+50	12+00	12+50	13+00	13+50	14+00	14+50	15+00	15+50	16+00											



DRAWING TITLE: PROFILE D		CLIENT: BRAD PEPPER		PROJECT TITLE: PROPOSED MINING SITE	
PROJ. NO. 19-022	DATE: 3/13/2019	SHEET NO. 10	SCALE: 1" = 80'	DRAWN BY: [Signature]	CHECKED BY: [Signature]
CONSULTANT: West Consultants, Inc. 10000 10th Street, Suite 100 Denver, CO 80231 TEL: 303.733.8888 FAX: 303.733.8889 WWW.WESTCONSULTANTS.COM					

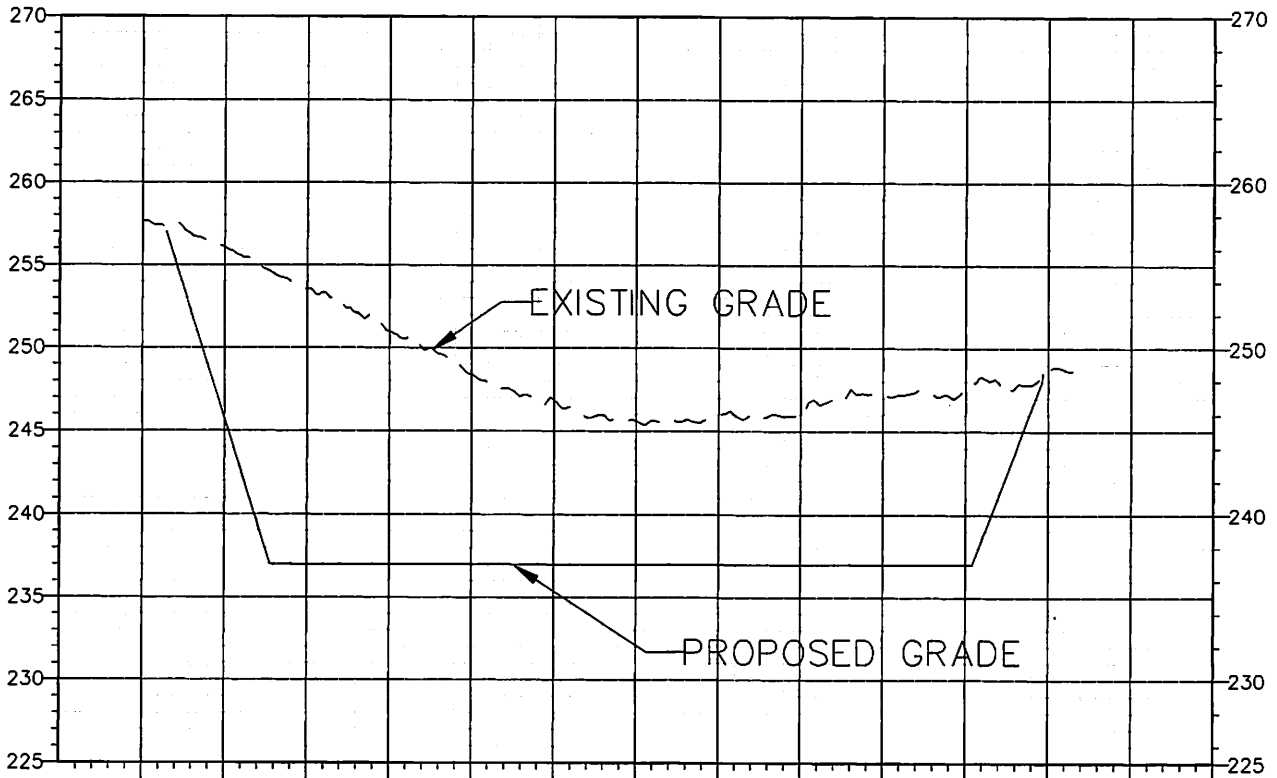


252.18	251.88	241.116	249.71	237.000	248.12	237.000	247.28	237.000	245.84	237.000	245.28	237.000	246.73	237.000	245.32	241.712	
10+00	10+50	11+00	11+50	12+00	12+50	13+00	13+50	14+00	14+50								



DRAWING TITLE: PROFILE E		CLIENT: BRAD PEPPER		PROJECT TITLE: PROPOSED MINING SITE	
PROJ. NO. 19-022		DATE: 3/13/2019		SHEET NO. 11	
DRAWING BY: [Signature]		CHECKED BY: [Signature]		SCALE: 1" = 60'	
DRAWING DATE: 3/13/2019		PROJECT NO.: 19-022		SHEET TOTAL: 11 OF 11	

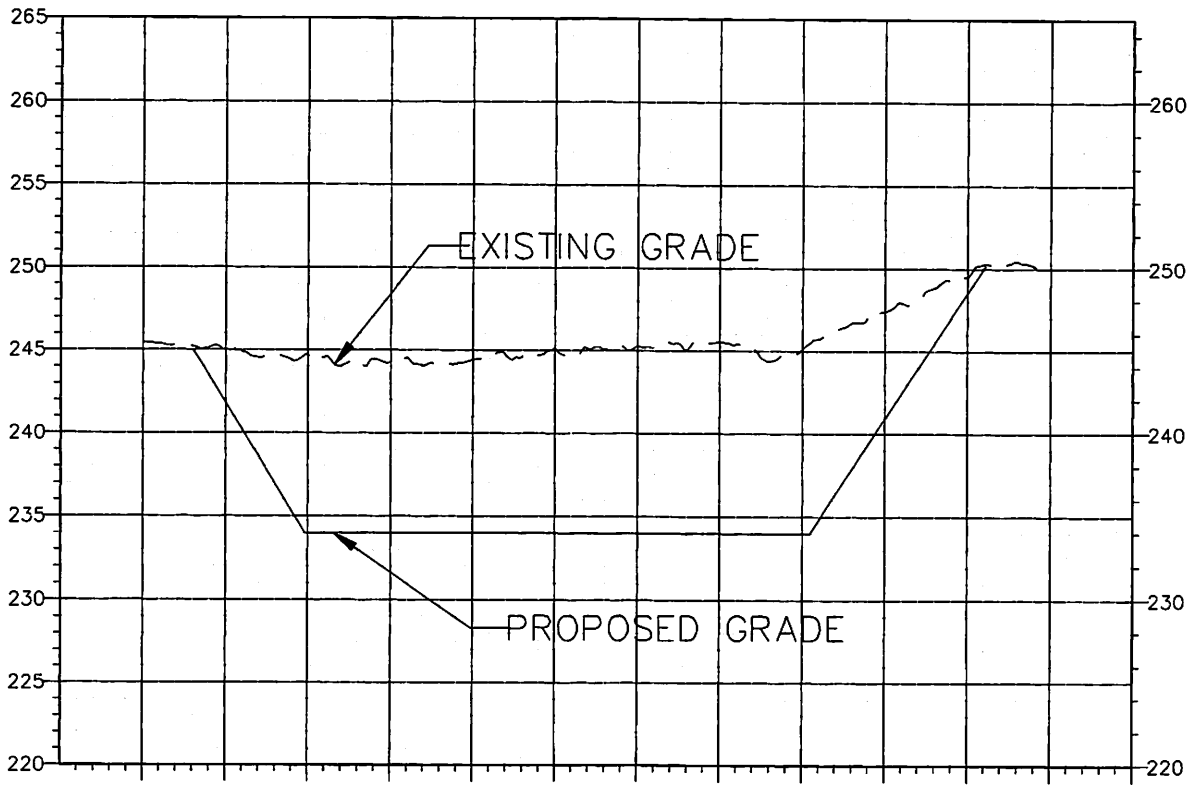
Guest Consultants, Inc.
 10000 S. 100th St., Suite 100
 Kent, WA 98032
 Phone: (206) 835-1100
 Fax: (206) 835-1101
 Email: info@guestconsultants.com
 www.guestconsultants.com



257.68	256.08	245.746	253.57	237.000	250.97	237.000	248.40	237.000	246.85	237.000	245.61	237.000	245.94	237.000	245.89	237.000	247.20	237.000	247.63	237.000	248.61	
10+00	10+50	11+00	11+50	12+00	12+50	13+00	13+50	14+00	14+50	15+00	15+50	16+00										



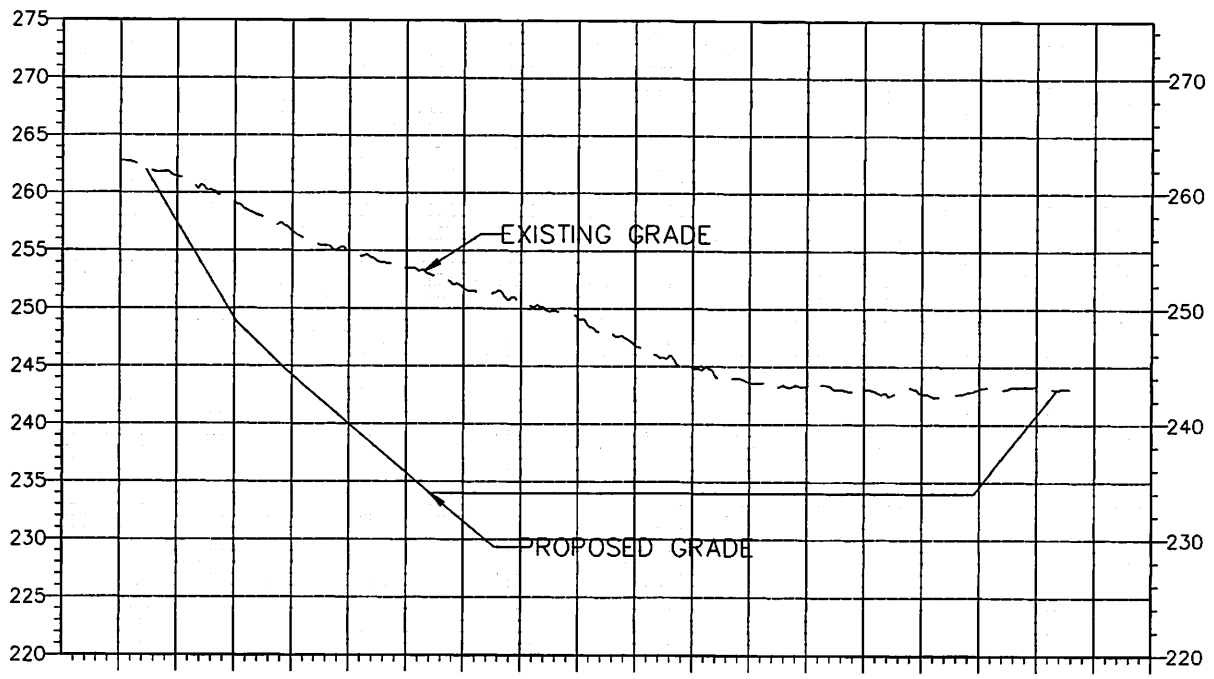
CLIENT: BRAD PEPPER PROJECT TITLE: PROPOSED MINING SITE		DRAWING TITLE: PROFILE F
DATE: 3/13/2019 SHEET NO. 12	PROJECT NO. 19-022	SCALE: 1" = 80' DRAWN BY: [blank] CHECKED BY: [blank]
CONSULTANT: West Consultants, Inc. 10000 W. 10th Street, Suite 100, Denver, CO 80202 TEL: 303.733.8800 FAX: 303.733.8801		



245.46	244.94	241.807	244.69	234.000	244.28	234.000	244.42	234.000	245.14	234.000	245.24	234.000	245.56	234.000	245.12	234.000	247.40	240.923	249.53	248.540	
10+00	10+50	11+00	11+50	12+00	12+50	13+00	13+50	14+00	14+50	15+00	15+50										



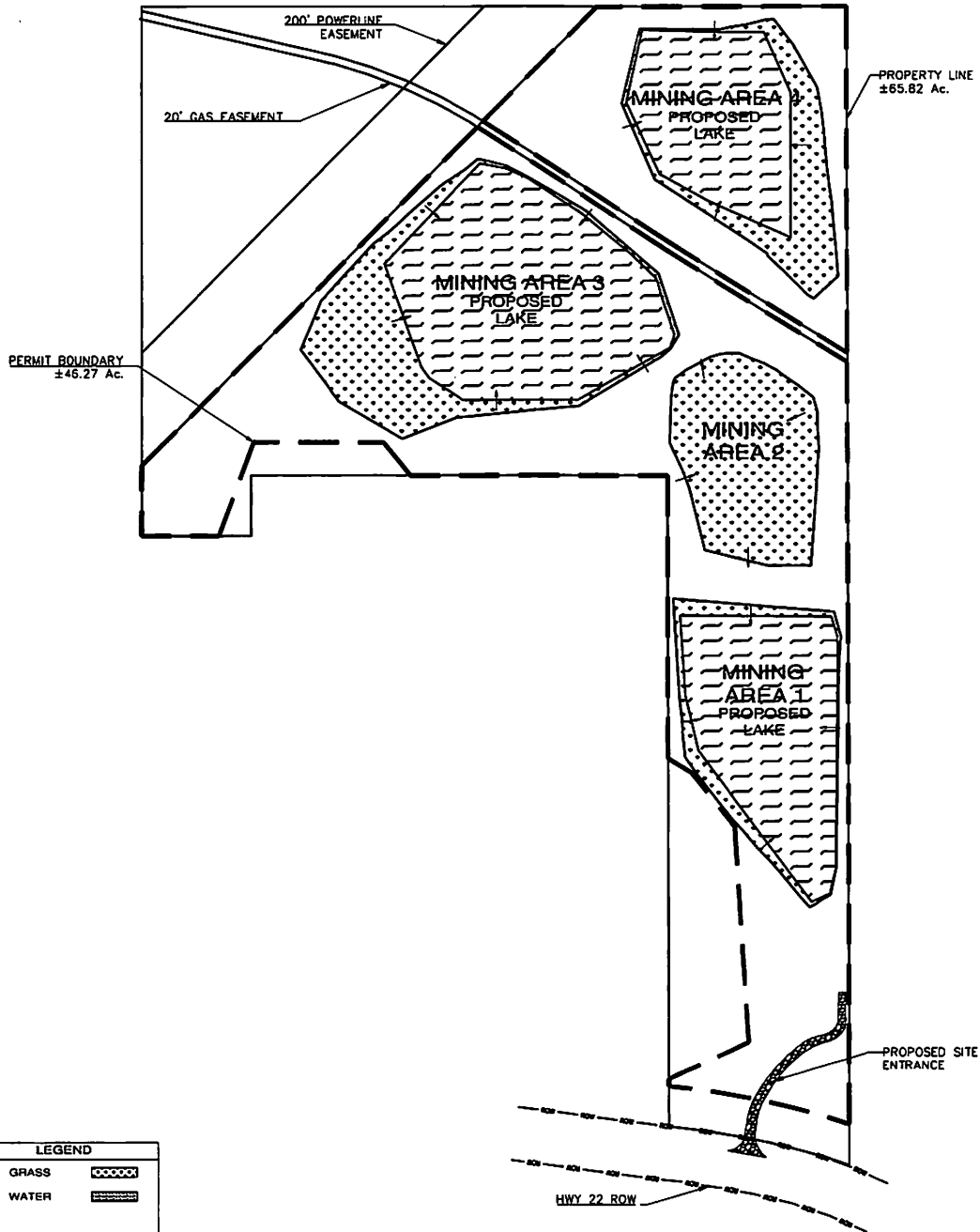
CLIENT: BRAD PEPPER PROJECT TITLE: PROPOSED MINING SITE	
DRAWING TITLE: PROFILE G	
PROJECT NO.: 19-022	DATE: 3/12/2019
SHEET NO.: 13	
CONSULTANT: West Consultants, Inc. 10000 W. 10th Street, Suite 100, Denver, CO 80202 PHONE: (303) 750-1000 FAX: (303) 750-1001 WWW: www.westconsultants.com	
SCALE: 1" = 40'	SHEET: 13 OF 13



262.74	261.41	257.418	258.16	249.141	256.66	244.238	254.84	239.992	253.49	235.747	251.77	234.000	250.31	234.000	249.19	234.000	246.79	234.000	244.87	234.000	243.64	234.000	243.32	234.000	242.90	234.000	242.65	234.000	243.10	234.631	243.28	240.838
10+00	10+50	11+00	11+50	12+00	12+50	13+00	13+50	14+00	14+50	15+00	15+50	16+00	16+50	17+00	17+50	18+00	18+50															



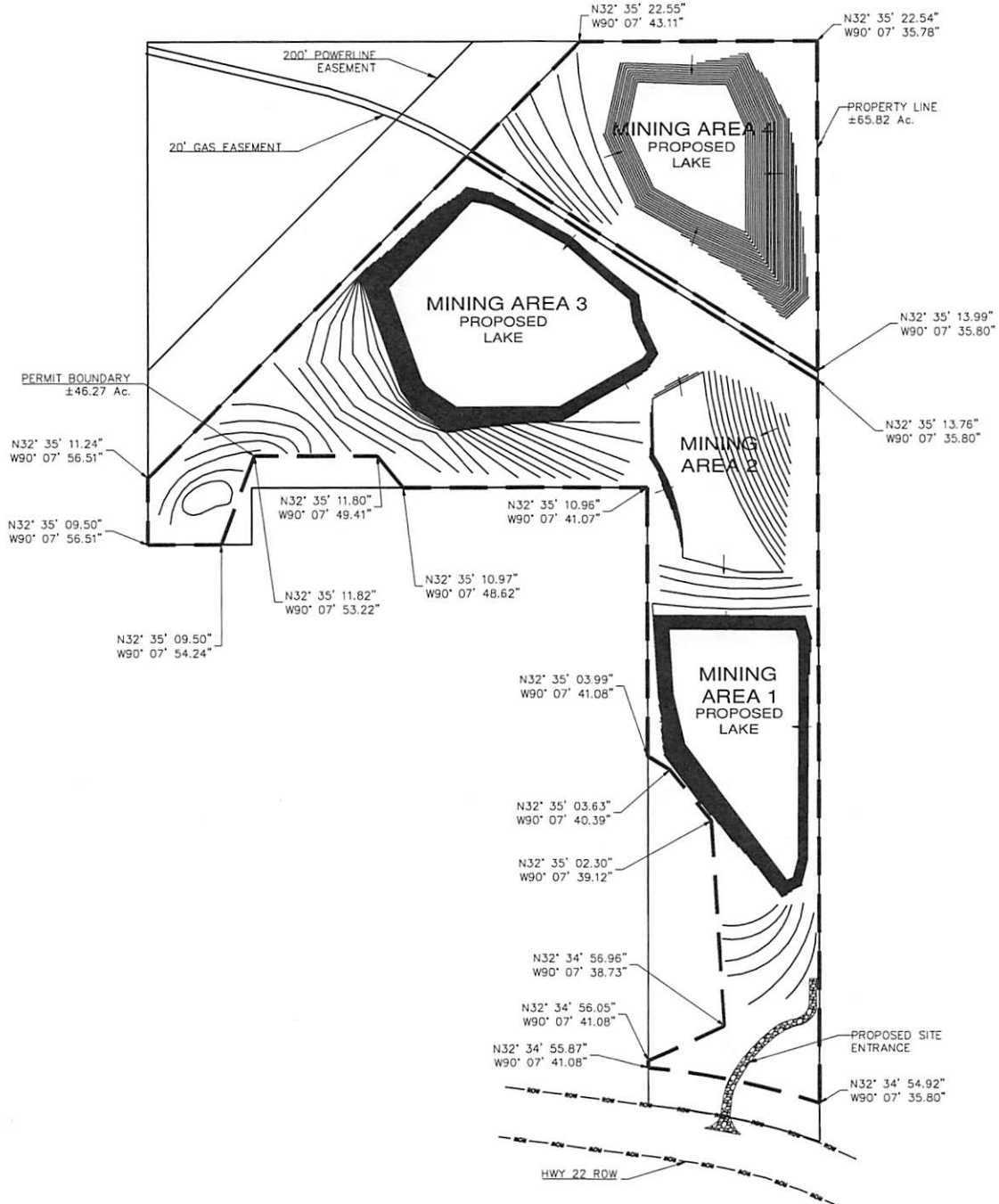
DRAWING TITLE: BRAD PEPPER PROPOSED MINING SITE	
CLIENT: BRAD PEPPER	PROJECT TITLE: PROPOSED MINING SITE
DRAWING TITLE: PROFILE H	
DATE: 3/13/2019	SHEET NO: 14
CONSULTANT: WEST CONSULTANTS, INC. 1000 W. 10TH AVENUE, SUITE 1000, DENVER, CO 80202 PHONE: 303.733.1111 FAX: 303.733.1112 WWW: WESTCONSULTANTS.COM	



LEGEND	
GRASS	
WATER	



15	SHEET NO.	DATE: 7/13/2019	PROJ. NO.: 19-022	DRAWING TITLE: POST-MINING RECLAMATION	CLIENT: BRAD PEPPER	REV	DATE	DESCRIPTION	CREATED BY:	Guest Consultants, Inc. CONSULTING ENGINEERS & LAND SURVEYORS TWENTY ONE EASTMAN DRIVE • P.O. BOX 1722 • BRANFORD, NH 03041 TELEPHONE (603) 852-8341 FAX (603) 852-3032 www.GuestConsultants.com	
					PROJECT TITLE: PROPOSED MINING SITE				CC		



16	SHEET NO.	DATE: 7/13/2018	PROJ. NO.: 19-022	DRAWING TITLE: GPS POINTS	CLIENT: BRAD PEPPER	REV	DATE	DESCRIPTION	CREATED BY:		
					PROJECT TITLE: PROPOSED MINING SITE						Guest Consultants, Inc. CONSULTING ENGINEERS & LAND SURVEYORS TWENTY SIX EASTGATE DRIVE • P.O. BOX 1225 • BRANSON, MO 65604 TELEPHONE (601) 825-8341 FAX (601) 825-3032 www.GuestConsultants.com
					DRAWN BY: GC CHECKED BY: MM SCALE: 1" = 400' CAD FILE: 19-022Base.dwg						