

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

**NOTICE OF EXEMPT OPERATION**

This form shall be filed with the Office of Geology, Mining and Reclamation Division **only** for operations affecting 4 acres or less **and greater** than 1320 feet from another mine. **NOTE:** Local, county, federal or other state agencies may also require permits before mining can be done on your site. This is *your* responsibility.

Name of applicant/operator: Old South Excavation, LLC  
Mailing address: P.O. Box 1287  
Brandon, MS 39043  
Telephone number: 769-798-0547

Do you have any **other** exempt mining operations on file? [ ] yes [X] no  
Do you plan to file for a **permit** and expand this site later? [ ] yes [X] no

**LOCATION**

NE 1/4 of NW 1/4 of Section 17, Township 05 Range 04 County Rankin

**Include a map or aerial photo marked with site location with this form.**

Name of land owner: Tom Cooley  
Mailing address: 410 5th Street  
Benton, LA 71006  
Telephone number: 318-518-4005

Date operation to begin 2-1-25 Date operation to end (estimated) 12-31-25  
Material to be mined Dirt Number of acres to be mined 4 (A)\*  
**Total acres** to be affected by operation (mine, roads, storage, etc.) 4 (B)\*  
Is operation **closer** than 1,320 feet (1/4 mile) to another mine? [X] no [ ] yes\*

**\*If items A or B exceed 4 acres or you answered YES above, you need to apply for a MINING PERMIT.**

Applicant/operator: Old South Excavation By Apekar Banks  
Signature

Date: 12-11-24 Position Member / Manager

For Office of Geology use only

Date: \_\_\_\_\_ By \_\_\_\_\_  
Division Director  
Mining and Reclamation Division

AI: 87926

Rec'd via email:  
12/12/2024

MSR32 3068

(NUMBER TO BE ASSIGNED BY STATE)

APPLICANT IS THE:  OWNER  OPERATOR

OWNER CONTACT INFORMATION

OWNER CONTACT PERSON: Tom Coday

OWNER COMPANY LEGAL NAME: \_\_\_\_\_

OWNER STREET OR P. O. BOX: 410 Fifth St

OWNER CITY: Benton STATE: LA ZIP: 71006

OWNER PHONE #: (318) 518-4005 OWNER EMAIL: Tcoday@yahoo.com

OPERATOR CONTACT INFORMATION

OPERATOR CONTACT PERSON: Spencer Beckwith

OPERATOR COMPANY LEGAL NAME: OLD SOUTH EXCAVATION, LLC.

OPERATOR STREET OR P. O. BOX: P.O. Box 1287

OPERATOR CITY: Brandon STATE: Ms ZIP: 39043

OPERATOR PHONE #: (769) 798-0517 OPERATOR EMAIL: spencerbeckwith@gmail.com

MINE INFORMATION

MINE NAME: Coday Mine

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

Street: Bridges Rd  
City: Brandon State: Ms County: Kankin Zip: 39043

NE 1/4 OF NW 1/4 OF SECTION 17, TOWNSHIP 5N, RANGE 4E

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

ATTACH A USGS QUAD MAP, EXTENDING 1/2 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 16 minutes 36 seconds LONGITUDE: 89 degrees 55 minutes 01 seconds

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

TOTAL ACREAGE: 4.0 MATERIAL TO BE MINED: Dirt

WILL HYDRAULIC DREDGING BE USED?  YES  NO

WASHING OF SAND/GRAVEL?  YES  NO



ESTIMATED START DATE: 2025-02-01  
YYYY-MM-DD

ESTIMATED END DATE: 2025-12-31  
YYYY-MM-DD

SIC CODE \_\_\_\_\_

NAICS CODE \_\_\_\_\_

**RECEIVING STREAM INFORMATION**

NEAREST NAMED RECEIVING STREAM: Rickland Creek

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](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): \_\_\_\_\_ (FT<sup>3</sup>)

**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. \_\_\_\_\_

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.

Spencer Beckwith \_\_\_\_\_ Date 12-11-24

Authorized Signature<sup>1</sup> Date

Spencer Beckwith \_\_\_\_\_ Title Manager/Member

Printed Name Title

<sup>1</sup>This 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




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Map Key

 Parcels

 - Gravel Construction Entrance

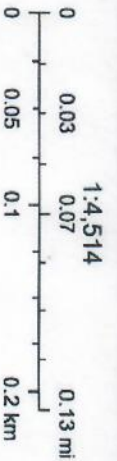
 - Silt Fence

 - Brush Barriers

 - Perimeter of Mine

White Line - Perimeter of Mine

Scale: 1:4,514



Envl. HERE, Geomir, iPC, Maxar



**Storm Water Pollution Prevention Plan  
4.0 – Acre Exempt Site**

**Rankin County, Mississippi**

**Old South Excavation, LLC  
P.O. Box 1287  
Brandon, MS 39043**



## 4.0 – Acre Exempt Site, SWPPP

### Site Information

This project is a 4.0 – acre exempt site for mining fill material in Section 17, Township 5 North, Range 4 East, Rankin County, Mississippi. According to the USDA Soil Survey of Rankin County, the majority of soil on site is Savannah loam, undulating, which are deep, moderately well drained, gently sloping soils on uplands. Natural drainage from the site runs into a tributary of Richland Creek. Richland Creek is on the 303 (d) list for sediment, total nitrogen and phosphorus and low DO/organic enrichment. The BMPs that are discussed below will be implemented in order to ensure that the TMDLs of Richland Creek will not be exceeded due to the operation of this mine.

### Controls

**Vegetative Controls:** All diversions will be seeded and topsoil will be stockpiled for use in landscaping. All 3:1 cut slopes will be roughened by disks prior to seeding. After final grading, all disturbed areas will be seeded with permanent seeding within seven calendar days.

**Structural Controls:** Upslope waters will be diverted around disturbed areas where possible. All cut slopes will be at or below a 3:1 grade. The following BMP's will be used on this project:

- **Gravel construction entrance** – will be built and any accumulation of mud on vehicle tires will be washed, if needed, during muddy conditions.
- **Brush barriers** – will be used at various locations along the perimeter of the 4 acre project to contain sediment.
- **Silt fence** – silt fence will be used at necessary locations to keep sediment from leaving the site.

**Housekeeping Practices:** All equipment maintenance and repair will be done offsite. Potentially toxic materials will not be stored on site. Portable sanitary facilities will be provided for construction workers. Regular collection of waste from trash cans, and regular maintenance of sanitary facilities will be provided.



## **Implementation Sequence**

1/ build gravel construction entrance/exit. 2/ install needed silt fence and brush barriers. 3/ rough grade site, stockpile topsoil and install silt fence around stockpile. 4/ plant needed temporary vegetation on disturbed areas. 5/ finish slopes, roughen slopes and vegetate. 6/ after site stabilization, remove all temporary measures, re-grade and vegetate these areas.

## **Maintenance Plan**

Check all disturbed areas, erosion and sediment controls after each significant rainfall but not less than once per week. Make needed repairs within 24 hours. Remove sediment from the check dams, silt fences, and wattles, when accumulated sediment has reached 1/3 to 1/2 the height of the control. Replace non-functional silt fences. Maintain all vegetated areas to provide proper ground cover – reseed, fertilize, and mulch as needed.