

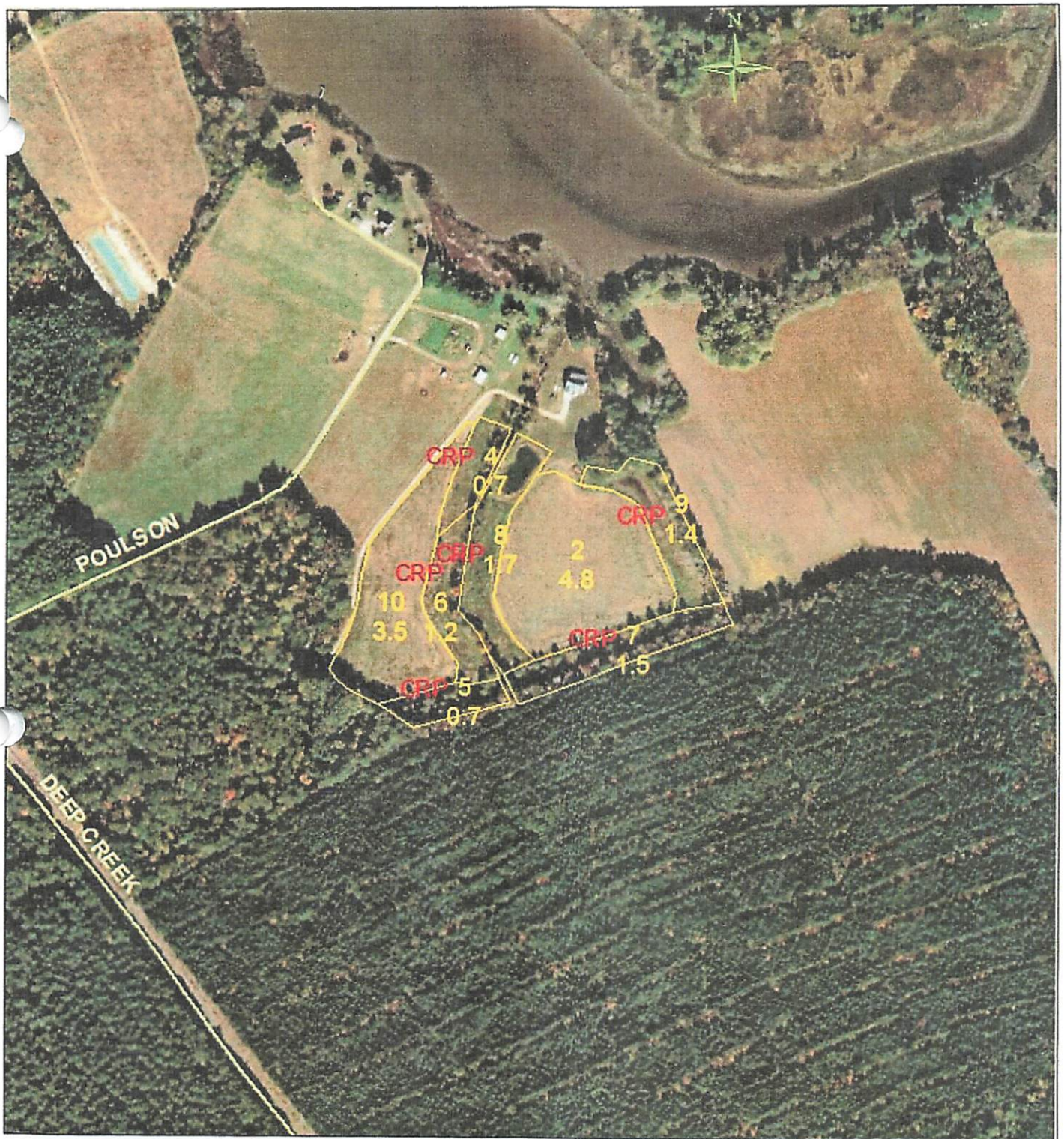
Farm Acreage Summary

Operator: Johnny Kirkpatrick

Location: Accomack

Landowner	Site	Latitude	Longitude	Field	Acreage		Environmentally Sensitive Soils
					Total	Usable	
Gill Pruitt	F-693 T-5627	N37° 44' 89"	W75° 45' 11"	2, 10	8.3	7.59	YES
Pat Hirsch	F-2461 T-76614	N37° 43' 88"	W75° 43' 90"	3, 4	8.7	6.27	YES
Ronald Denston	F-2460 T-76613	N37° 43' 89"	W75° 44' 03"	3	1.6	1.6	YES
JoAnn Kirkpatrick Life Trust	F-4577 T-6850	N37° 43' 76"	W75° 44' 85"	1-4	41.9	36.99	YES
JoAnn Kirkpatrick Life Trust	F-4576 T-6849	N37° 44' 66"	W75° 44' 83"	5, 6, 7	17.4	14.86	YES
JoAnn Kirkpatrick Life Trust	F-2429 T-6195	N37° 44' 92"	W75° 45' 79"	7	21.6	19.67	YES
Marvin Smith	F-735 T-5687	N37° 44' 07"	W75° 44' 45"	1	20.5	19.83	YES

Teresa DeGavre	F-2070 T-76453	N37° 45' 29"	W75° 44' 84"	1-7	35.5	26.49	YES
Kevin Daley	F-2445 T-5583	N37° 42' 75"	W75° 44' 87"	1	10.5	8.27	YES
Shannahan Rentals VA LLC	F-2801 T-5572	N37° 42' 77"	W75° 44' 77"	1	19.4	14.71	YES
Kelvin Pettit	F-2112 T-5289	N37° 40' 02"	W75° 44' 42"	1	15.3	10.88	YES
Kelvin Pettit	F-2112 T-5263	N37° 39' 86"	W75° 44' 22"	1	33.2	29.74	YES
Sisters 1 LLC	F-3251 T-6339	N37° 44' 06"	W75° 44' 87"	1, 2, 3	23.1	17.62	YES
Total					257	214.72	



United States Department of Agriculture
Farm Service Agency

Farm: 693
Tract: 5627

Accomack County
1:4,800

March 20, 2019

Disclaimer: Wetland identifiers do not represent the size, shape or specific determination of the area. Refer to your original determination (CPA-025 and attached maps) for exact wetland boundaries and determinations, or contact NRCS



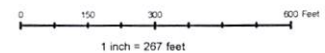
Legend

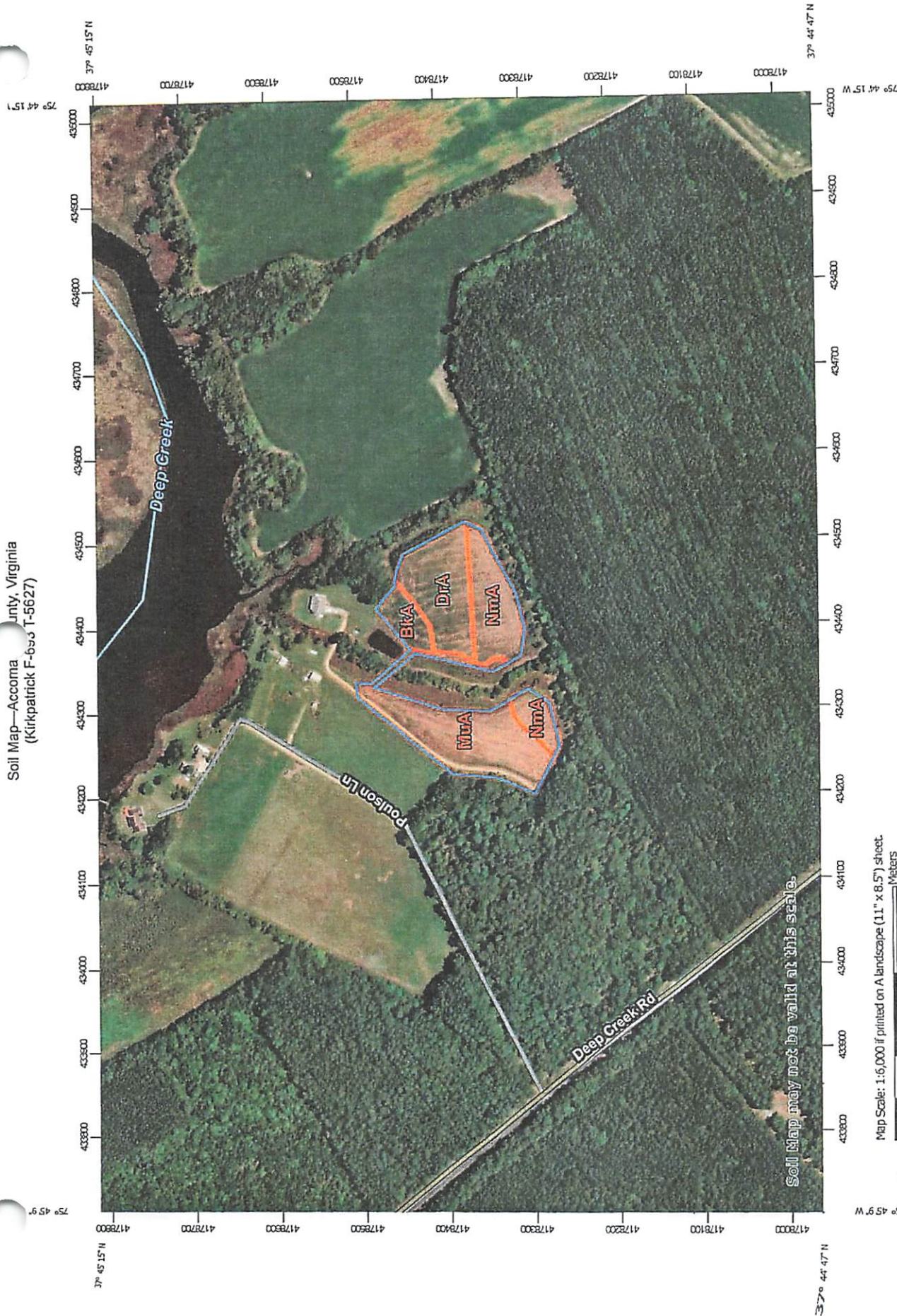
- Road 10 Ft Buffer
- Ag Ditch 10 ft Buffer
- Application Area
- 50 ft Property Buffer
- Parcel
- 35 ft Stream Buffer
- Ag Ditch
- Streams
- Occupied Dwellings
- 200 ft Occupied Dwelling Buffer
- Roads

Farm: 693
Tract: 5627

Total Field Acres:
Field 2: 4.8
Field 10: 3.5
Total: 8.3

Total Application Acres:
Field 2: 4.8
Field 10: 2.79
Total: 7.59





Map Scale: 1:6,000 if printed on A landscape (11" x 8.5") sheet.


Map projection: Web Mercator Corner coordinates: WGS84 Edge tics: UTM Zone 18N WGS84

0 50 100 200 300 400 500 600 700 800 900 1000 1100 1200 1300 1400 1500
Meters Feet

Soil Map—Accomack County, Virginia
(Kirkpatrick F-693 T-5627)

MAP LEGEND

Area of Interest (AOI)

 Area of Interest (AOI)

Soils

 Soil Map Unit Polygons

 Soil Map Unit Lines

 Soil Map Unit Points

Special Point Features



Blowout



Borrow Pit



Clay Spot



Closed Depression



Gravel Pit



Gravelly Spot



Landfill



Lava Flow



Marsh or swamp



Mine or Quarry



Miscellaneous Water



Perennial Water



Rock Outcrop



Saline Spot



Sandy Spot



Severely Eroded Spot



Sinkhole



Slide or Slip



Sodic Spot



Spoil Area



Stony Spot



Very Stony Spot



Wet Spot



Other



Special Line Features

Water Features

Streams and Canals

Transportation



Rails



Interstate Highways



US Routes



Major Roads



Local Roads

Background



Aerial Photography

MAP INFORMATION

The soil surveys that comprise your AOI were mapped at 1:15,800.

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: Accomack County, Virginia

Survey Area Data: Version 16, Jun 3, 2020

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

Date(s) aerial images were photographed: Dec 31, 2009—Sep 24, 2017

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
BkA	Bojac sandy loam, 0 to 2 percent slopes	0.7	7.7%
DrA	Dragston fine sandy loam, 0 to 2 percent slopes	2.3	25.5%
MuA	Munden sandy loam, 0 to 2 percent slopes	3.7	40.5%
NmA	Nimmo sandy loam, 0 to 2 percent slopes	2.4	26.3%
Totals for Area of Interest		9.1	100.0%

Map Unit Description (Brief, Generated)

The map units delineated on the detailed soil maps in a soil survey represent the soils or miscellaneous areas in the survey area. The map unit descriptions in this report, along with the maps, provide information on the composition of map units and properties of their components.

A map unit delineation on a soil map represents an area dominated by one or more major kinds of soil or miscellaneous areas. A map unit is identified and named according to the taxonomic classification of the dominant soils. Within a taxonomic class there are precisely defined limits for the properties of the soils. On the landscape, however, the soils are natural phenomena, and they have the characteristic variability of all natural phenomena. Thus, the range of some observed properties may extend beyond the limits defined for a taxonomic class. Areas of soils of a single taxonomic class rarely, if ever, can be mapped without including areas of other taxonomic classes. Consequently, every map unit is made up of the soils or miscellaneous areas for which it is named and some minor components that belong to taxonomic classes other than those of the major soils.

The Map Unit Description (Brief, Generated) report displays a generated description of the major soils that occur in a map unit. Descriptions of non-soil (miscellaneous areas) and minor map unit components are not included. This description is generated from the underlying soil attribute data.

Additional information about the map units described in this report is available in other Soil Data Mart reports, which give properties of the soils and the limitations, capabilities, and potentials for many uses. Also, the narratives that accompany the Soil Data Mart reports define some of the properties included in the map unit descriptions.

Report—Map Unit Description (Brief, Generated)

Accomack County, Virginia

Map Unit: BkA—Bojac sandy loam, 0 to 2 percent slopes

Component: Bojac (90%)

The Bojac component makes up 90 percent of the map unit. Slopes are 0 to 2 percent. This component is on terraces on coastal plains. The parent material consists of marine sediments. Depth to a root restrictive layer is greater than 60 inches. The natural drainage class is well drained. Water movement in the most restrictive layer is high. Available water to a depth of 60 inches (or restricted depth) is moderate. Shrink-swell potential is low. This soil is not flooded. It is not ponded. A seasonal zone of water saturation is at 60 inches during January, February, March, April, November, December. Organic matter content in the surface horizon is about 1 percent. Nonirrigated land capability classification is 1. This soil does not meet hydric criteria.

Map Unit: DrA—Dragston fine sandy loam, 0 to 2 percent slopes**Component: Dragston (90%)**

The Dragston component makes up 90 percent of the map unit. Slopes are 0 to 2 percent. This component is on terraces on coastal plains. The parent material consists of marine sediments. Depth to a root restrictive layer is greater than 60 inches. The natural drainage class is somewhat poorly drained. Water movement in the most restrictive layer is high. Available water to a depth of 60 inches (or restricted depth) is moderate. Shrink-swell potential is low. This soil is not flooded. It is not ponded. A seasonal zone of water saturation is at 21 inches during January, February, March, April, November, December. Organic matter content in the surface horizon is about 2 percent. Nonirrigated land capability classification is 2w. This soil does not meet hydric criteria.

Component: Arapahoe (3%)

Generated brief soil descriptions are created for major soil components. The Arapahoe soil is a minor component.

Map Unit: MuA—Munden sandy loam, 0 to 2 percent slopes**Component: Munden (90%)**

The Munden component makes up 90 percent of the map unit. Slopes are 0 to 2 percent. This component is on terraces on coastal plains. The parent material consists of marine sediments. Depth to a root restrictive layer is greater than 60 inches. The natural drainage class is moderately well drained. Water movement in the most restrictive layer is moderately high. Available water to a depth of 60 inches (or restricted depth) is moderate. Shrink-swell potential is low. This soil is not flooded. It is not ponded. A seasonal zone of water saturation is at 24 inches during January, February, March, April, December. Organic matter content in the surface horizon is about 2 percent. Nonirrigated land capability classification is 2w. This soil does not meet hydric criteria.

Component: Nimmo (6%)

Generated brief soil descriptions are created for major soil components. The Nimmo soil is a minor component.

Map Unit: NmA—Nimmo sandy loam, 0 to 2 percent slopes**Component: Nimmo (85%)**

The Nimmo component makes up 85 percent of the map unit. Slopes are 0 to 2 percent. This component is on terraces on coastal plains. The parent material consists of marine sediments. Depth to a root restrictive layer is greater than 60 inches. The natural drainage class is poorly drained. Water movement in the most restrictive layer is moderately high. Available water to a depth of 60 inches (or restricted depth) is low. Shrink-swell potential is low. This soil is not flooded. It is not ponded. A seasonal zone of water saturation is at 6 inches during January, February, March, April, December. Organic matter content in the surface horizon is about 2 percent. Nonirrigated land capability classification is 4w. This soil meets hydric criteria.

Component: Polawana (2%)

Generated brief soil descriptions are created for major soil components. The Polawana soil is a minor component.

Data Source Information

Soil Survey Area: Accomack County, Virginia
Survey Area Data: Version 16, Jun 3, 2020

Accomack County, Virginia

Legend

Tax Parcel #85-A-1

Owner: Gil Pruitt or Tamara Pruitt

Operator: Johnny Kirkpatrick

Map Printed from AccoMap
<https://parcelviewer.geodecisions.com/Accomack>

Feet

0 200 400 600 800
1:9,028 / 1"=752 Feet



Title: F-693 T-5627, Fields 2, 4-10

Date: 11/20/2020

DISCLAIMER: This drawing is neither a legally recorded map nor a survey and is not intended to be used as such. The information displayed is a compilation of records, information, and data obtained from various sources, and Accomack County is not responsible for its accuracy or how current it may be.

VPA PERMIT APPLICATION FORM D: MUNICIPAL EFFLUENT AND BIOSOLIDS

PART D-VI: LAND APPLICATION AGREEMENT - BIOSOLIDS AND INDUSTRIAL RESIDUALS

A. This land application agreement is made on 11/12/2012 between Gill Pruitt referred to here as "Landowner", and Tyson Foods, referred to here as the "Permittee". This agreement remains in effect until it is terminated in writing by either party or, with respect to those parcels that are retained by the Landowner in the event of a sale of one or more parcels, until ownership of all parcels changes. If ownership of individual parcels identified in this agreement changes, those parcels for which ownership has changed will no longer be authorized to receive biosolids or industrial residuals under this agreement.

Landowner:

The Landowner is the owner of record of the real property located in Accomack County, Virginia, which includes the agricultural, silvicultural or reclamation sites identified below in Table 1 and identified on the tax map(s) with county documentation identifying owners, attached as Exhibit A.

Table 1.: Parcels authorized to receive biosolids, water treatment residuals or other industrial sludges

Tax Parcel ID	Tax Parcel ID	Tax Parcel ID	Tax Parcel ID
<u>75627</u>			
<u>#85-A-1</u>			

☐ Additional parcels containing Land Application Sites are identified on Supplement A (check if applicable)

Check one: ☒ The Landowner is the sole owner of the properties identified herein.
☐ The Landowner is one of multiple owners of the properties identified herein.

In the event that the Landowner sells or transfers all or part of the property to which biosolids have been applied within 38 months of the latest date of biosolids application, the Landowner shall:

1. Notify the purchaser or transferee of the applicable public access and crop management restrictions no later than the date of the property transfer; and
2. Notify the Permittee of the sale within two weeks following property transfer.

The Landowner has no other agreements for land application on the fields identified herein. The Landowner will notify the Permittee immediately if conditions change such that the fields are no longer available to the Permittee for application or any part of this agreement becomes invalid or the information herein contained becomes incorrect.

The Landowner hereby grants permission to the Permittee to land apply residuals as specified below, on the agricultural sites identified above and in Exhibit A. The Landowner also grants permission for DEQ staff to conduct inspections on the land identified above, before, during or after land application of permitted residuals for the purpose of determining compliance with regulatory requirements applicable to such application.

Class B biosolids ☐ Yes ☒ No Water treatment residuals ☐ Yes ☒ No Food processing waste ☒ Yes ☐ No Other industrial sludges ☐ Yes ☒ No

Printed name <u>Gill Pruitt</u>	Mailing Address <u>21407 Pruitt Lane</u>	Landowner Signature <u>Gill Pruitt</u>
By: Title*	<u>Accomack Co</u> Phone No. <u>23417</u>	
<input checked="" type="checkbox"/> I certify that I have authority to sign for the landowner as indicated by my title as Executor, Trustee or Power of attorney, etc. <input type="checkbox"/> I certify that I am a responsible official [or officer] authorized to act on behalf of the corporation, partnership, proprietorship, LLC, municipality, state or federal agency, etc.		

Permittee:

Tyson Foods, the Permittee, agrees to apply biosolids and/or industrial residuals on the Landowner's land in the manner authorized by the VPA Permit Regulation and in amounts not to exceed the rates identified in the nutrient management plan prepared for each land application field by a person certified in accordance with §10.1-104.2 of the Code of Virginia. The Permittee agrees to notify the Landowner or the Landowner's designee of the proposed schedule for land application and specifically prior to any particular application to the Landowner's land. Notice shall include the source of residuals to be applied.

Printed name <u>Kevin Taylor</u>	Mailing Address <u>P.O. Box 8</u>	Permittee- Authorized Representative Signature <u>Kevin Taylor</u>
Title <u>Complex Manager</u>	<u>Temperanceville, VA 23442</u> Phone No. <u>757-824-3471</u>	

VIRGINIA POLLUTION ABATEMENT PERMIT APPLICATION: PART D-VI LAND APPLICATION AGREEMENT

Permittee: Tyson Foods

County or City: Accomack County

Landowner: Gill Bruihl

Landowner Site Management Requirements:

I, the Landowner, I have received a DEQ Biosolids Fact Sheet that includes information regarding regulations governing the land application of biosolids, the components of biosolids and proper handling and land application of biosolids.

I have also been expressly advised by the Permittee that the site management requirements and site access restrictions identified below must be complied with after biosolids have been applied on my property in order to protect public health, and that I am responsible for the implementation of these practices.

I agree to implement the following site management practices at each site under my ownership following the land application of biosolids at the site:

1. Notification Signs: I will not remove any signs posted by the Permittee for the purpose of identifying my field as a biosolids land application site, unless requested by the Permittee, until at least 30 days after land application at that site is completed.
2. Public Access
 - a. Public access to land with a high potential for public exposure shall be restricted for at least one year following any application of biosolids.
 - b. Public access to land with a low potential for public exposure shall be restricted for at least 30 days following any application of biosolids. No biosolids amended soil shall be excavated or removed from the site during this same period of time unless adequate provisions are made to prevent public exposure to soil, dusts or aerosols;
 - c. Turf grown on land where biosolids are applied shall not be harvested for one year after application of biosolids when the harvested turf is placed on either land with a high potential for public exposure or a lawn, unless otherwise specified by DEQ.
3. Crop Restrictions:
 - a. Food crops with harvested parts that touch the biosolids/soil mixture and are totally above the land surface shall not be harvested for 14 months after the application of biosolids.
 - b. Food crops with harvested parts below the surface of the land shall not be harvested for 20 months after the application of biosolids when the biosolids remain on the land surface for a time period of four (4) or more months prior to incorporation into the soil,
 - c. Food crops with harvested parts below the surface of the land shall not be harvested for 38 months when the biosolids remain on the land surface for a time period of less than four (4) months prior to incorporation.
 - d. Other food crops and fiber crops shall not be harvested for 30 days after the application of biosolids;
 - e. Feed crops shall not be harvested for 30 days after the application of biosolids (60 days if fed to lactating dairy animals).
4. Livestock Access Restrictions:

Following biosolids application to pasture or hayland sites:

 - a. Meat producing livestock shall not be grazed for 30 days,
 - b. Lactating dairy animals shall not be grazed for a minimum of 60 days.
 - c. Other animals shall be restricted from grazing for 30 days;
5. Supplemental commercial fertilizer or manure applications will be coordinated with the biosolids and industrial residuals applications such that the total crop needs for nutrients are not exceeded as identified in the nutrient management plan developed by a person certified in accordance with §10.1-104.2 of the Code of Virginia;
6. Tobacco, because it has been shown to accumulate cadmium, should not be grown on the Landowner's land for three years following the application of biosolids or industrial residuals which bear cadmium equal to or exceeding 0.45 pounds/acre (0.5 kilograms/hectare).

Gemma Schi H
Landowner's Signature

11/12/2020
Date

VIRGINIA POLLUTION ABATEMENT PERMIT APPLICATION: PART D-VI LAND APPLICATION AGREEMENT

Landowner Coordination Form

This form is used by the Permittee to identify properties (tax parcels) that are authorized to receive biosolids and/or industrial residuals, and each of the legal landowners of those tax parcels. A *Land Application Agreement - Biosolids and Industrial Residuals* form with original signature must be attached for each legal landowner identified below prior to land application at the identified parcels.

Submission of completed Form D VPA Permit Application Workbook, Tabs 14.a and/or 14.b, supersedes the need to complete this Landowner Coordination Form.

Permittee: Tyson Foods

County or City: Accomack County

Please Print

(Landowner signatures are not required on this page)

[illegible]



United States Department of Agriculture
Farm Service Agency

Farm: 2461
Tract: 76614

Accomack County
1:4,800

March 21, 2019

Disclaimer: Wetland identifiers do not represent the size, shape or specific determination of the area.
Refer to your original determination (CPA-026 and attached maps) for exact wetland
boundaries and determinations, or contact NRCS.



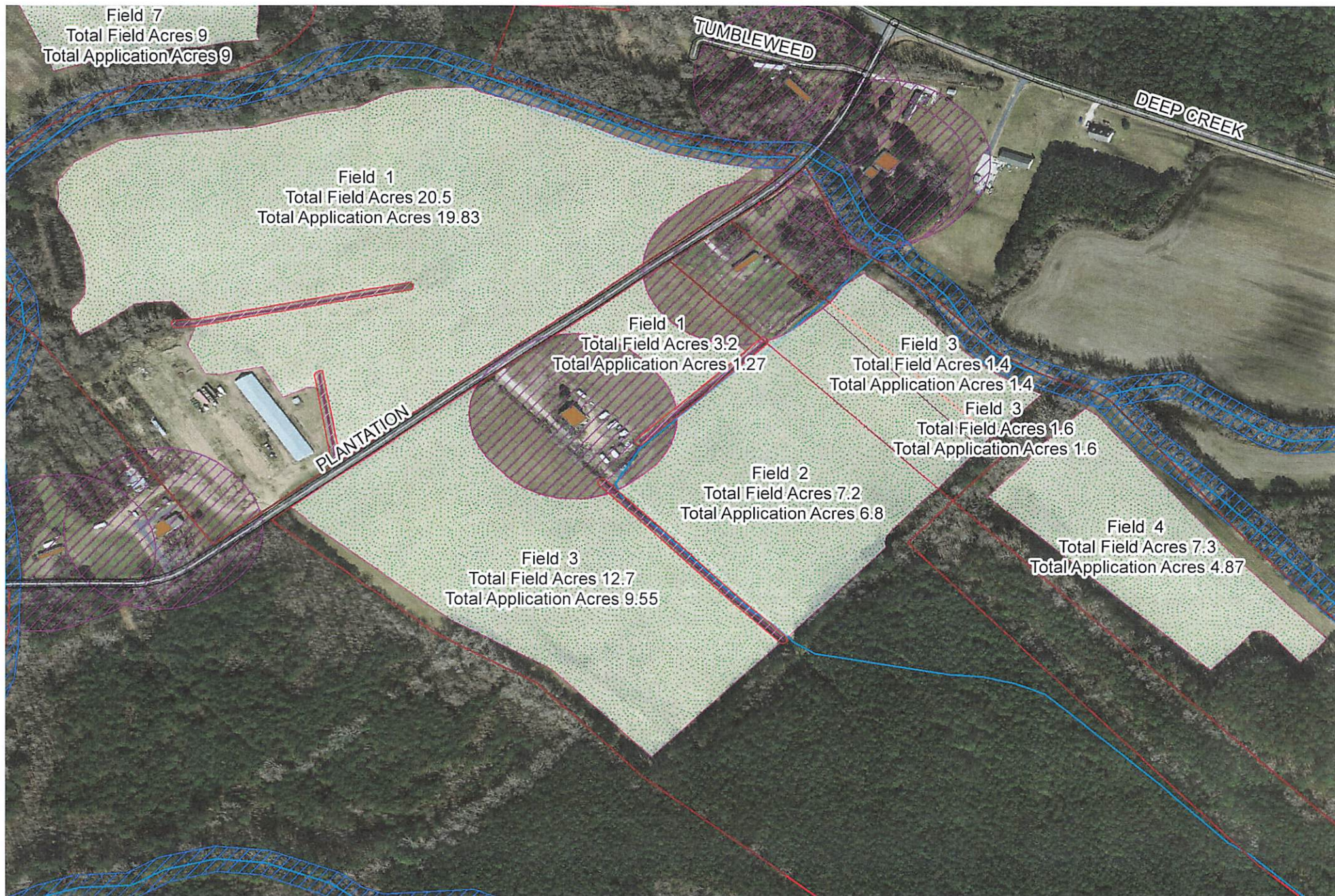
United States Department of Agriculture
Farm Service Agency

Farm: 2460
Tract: 76613

Accomack County
1:4,800

March 21, 2019

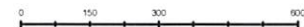
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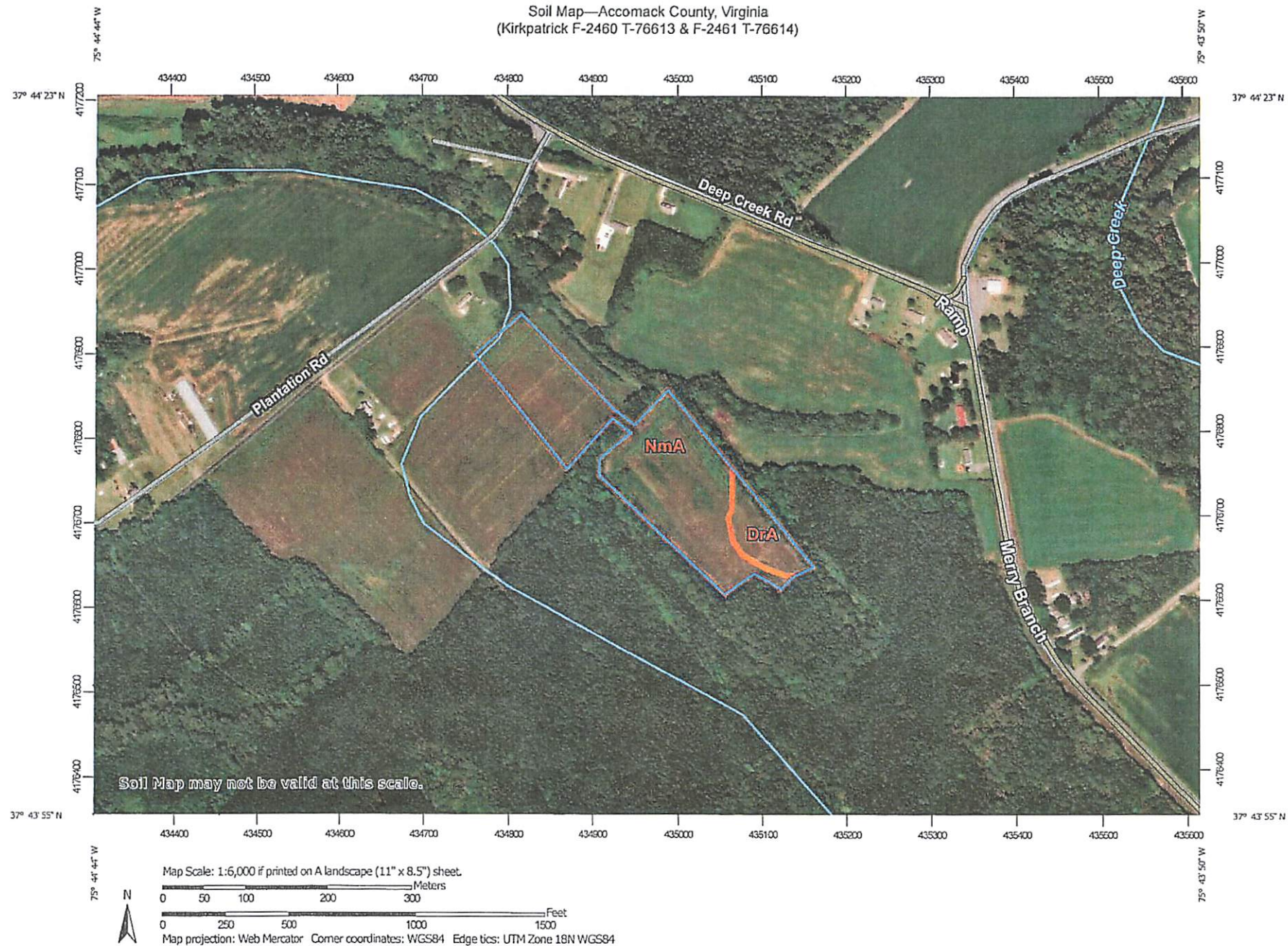
Farm: 2460, 2461, 3521, 735
Tract: 76613, 76614, 6339,

Total Field Acres:
T5687 Field 1: 20.5
T6339 Field 1: 3.2
T6339 Field 2: 7.2
T76613 Field 3: 1.6
T76614 Field 3: 1.4
T6339 Field 3: 12.7

Total Application Acres:
Field 1: 19.83
Field 1: 1.27
Field 2: 6.8
Field 3: 1.6
Field 3: 1.4
Field 3: 9.55



Soil Map—Accomack County, Virginia
(Kirkpatrick F-2460 T-76613 & F-2461 T-76614)



Natural Resources
Conservation Service


Web Soil Survey
National Cooperative Soil Survey

11/23/2020
Page 1 of 3

Soil Map—Accomack County, Virginia
(Kirkpatrick F-2460 T-76613 & F-2461 T-76614)

MAP LEGEND

Area of Interest (AOI)

 Area of Interest (AOI)


Soils


 Soil Map Unit Polygons

 Soil Map Unit Lines


 Soil Map Unit Points

Special Point Features

 Blowout

 Borrow Pit


 Clay Spot

 Closed Depression

 Gravel Pit

 Gravelly Spot

 Landfill

 Lava Flow

 Marsh or swamp

 Mine or Quarry


 Miscellaneous Water


 Perennial Water

 Rock Outcrop

 Saline Spot

 Sandy Spot

 Severely Eroded Spot

 Sinkhole

 Slide or Slip

 Sodic Spot

 Spoil Area

 Stony Spot


 Very Stony Spot

 Wet Spot

 Other

 Special Line Features

Water Features

 Streams and Canals

Transportation

 Rails

 Interstate Highways

 US Routes

 Major Roads

 Local Roads

Background

 Aerial Photography

MAP INFORMATION

The soil surveys that comprise your AOI were mapped at 1:15,800.

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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.

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Soil Survey Area: Accomack County, Virginia

Survey Area Data: Version 16, Jun 3, 2020

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

Date(s) aerial images were photographed: Dec 31, 2009—Sep 24, 2017

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
DrA	Dragston fine sandy loam, 0 to 2 percent slopes	1.4	13.7%
NmA	Nimmo sandy loam, 0 to 2 percent slopes	8.9	86.3%
Totals for Area of Interest		10.3	100.0%

Map Unit Description (Brief, Generated)

The map units delineated on the detailed soil maps in a soil survey represent the soils or miscellaneous areas in the survey area. The map unit descriptions in this report, along with the maps, provide information on the composition of map units and properties of their components.

A map unit delineation on a soil map represents an area dominated by one or more major kinds of soil or miscellaneous areas. A map unit is identified and named according to the taxonomic classification of the dominant soils. Within a taxonomic class there are precisely defined limits for the properties of the soils. On the landscape, however, the soils are natural phenomena, and they have the characteristic variability of all natural phenomena. Thus, the range of some observed properties may extend beyond the limits defined for a taxonomic class. Areas of soils of a single taxonomic class rarely, if ever, can be mapped without including areas of other taxonomic classes. Consequently, every map unit is made up of the soils or miscellaneous areas for which it is named and some minor components that belong to taxonomic classes other than those of the major soils.

The Map Unit Description (Brief, Generated) report displays a generated description of the major soils that occur in a map unit. Descriptions of non-soil (miscellaneous areas) and minor map unit components are not included. This description is generated from the underlying soil attribute data.

Additional information about the map units described in this report is available in other Soil Data Mart reports, which give properties of the soils and the limitations, capabilities, and potentials for many uses. Also, the narratives that accompany the Soil Data Mart reports define some of the properties included in the map unit descriptions.

Report—Map Unit Description (Brief, Generated)

Accomack County, Virginia

Map Unit: DrA—Dragston fine sandy loam, 0 to 2 percent slopes

Component: Dragston (90%)

The Dragston component makes up 90 percent of the map unit. Slopes are 0 to 2 percent. This component is on terraces on coastal plains. The parent material consists of marine sediments. Depth to a root restrictive layer is greater than 60 inches. The natural drainage class is somewhat poorly drained. Water movement in the most restrictive layer is high. Available water to a depth of 60 inches (or restricted depth) is moderate. Shrink-swell potential is low. This soil is not flooded. It is not ponded. A seasonal zone of water saturation is at 21 inches during January, February, March, April, November, December. Organic matter content in the surface horizon is about 2 percent. Nonirrigated land capability classification is 2w. This soil does not meet hydric criteria.

Component: Arapahoe (3%)

Generated brief soil descriptions are created for major soil components. The Arapahoe soil is a minor component.

Map Unit: NmA—Nimmo sandy loam, 0 to 2 percent slopes

Component: Nimmo (85%)

The Nimmo component makes up 85 percent of the map unit. Slopes are 0 to 2 percent. This component is on terraces on coastal plains. The parent material consists of marine sediments. Depth to a root restrictive layer is greater than 60 inches. The natural drainage class is poorly drained. Water movement in the most restrictive layer is moderately high. Available water to a depth of 60 inches (or restricted depth) is low. Shrink-swell potential is low. This soil is not flooded. It is not ponded. A seasonal zone of water saturation is at 6 inches during January, February, March, April, December. Organic matter content in the surface horizon is about 2 percent. Nonirrigated land capability classification is 4w. This soil meets hydric criteria.

Component: Polawana (2%)

Generated brief soil descriptions are created for major soil components. The Polawana soil is a minor component.

Data Source Information

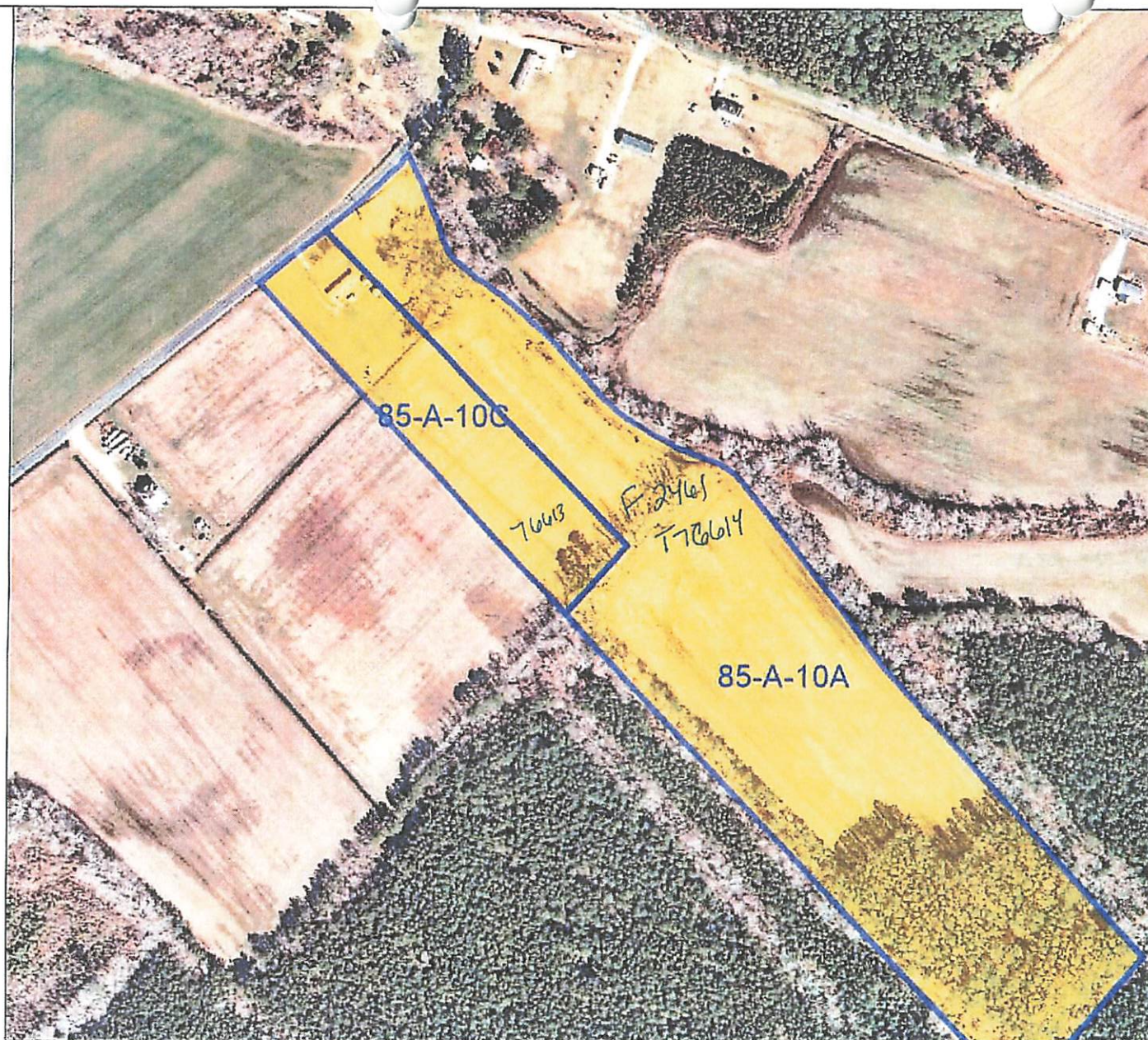
Soil Survey Area: Accomack County, Virginia
Survey Area Data: Version 16, Jun 3, 2020

Legend

Tax Parcel #/Owner:

85-A-10A: Pat Hirsch

85-A-10C: Ronald Denston



Map Printed from AccoMap
<http://accomack.mapsdirect.net/>

Feet

0 100 200 300 400
1:4,514 / 1"=376 Feet

Title: Kirkpatrick Hirsch Denston Field 1

Date: 9/14/2016

DISCLAIMER: This drawing is neither a legally recorded map nor a survey and is not intended to be used as such. The information displayed is a compilation of records, information, and data obtained from various sources, and Accomack is not responsible for its accuracy or how current it may be.

F2461 T76614
F2460 T76613

VPA PERMIT APPLICATION FORM D: MUNICIPAL EFFLUENT AND BIOSOLIDS

PART D-VI: LAND APPLICATION AGREEMENT - BIOSOLIDS AND INDUSTRIAL RESIDUALS

A. This land application agreement is made on 11/14/2020 between Ronald Denston referred to here as "Landowner", and Tyson Foods, referred to here as the "Permittee". This agreement remains in effect until it is terminated in writing by either party or, with respect to those parcels that are retained by the Landowner in the event of a sale of one or more parcels, until ownership of all parcels changes. If ownership of individual parcels identified in this agreement changes, those parcels for which ownership has changed will no longer be authorized to receive biosolids or industrial residuals under this agreement.

Landowner:

The Landowner is the owner of record of the real property located in Accomack County, Virginia, which includes the agricultural, silvicultural or reclamation sites identified below in Table 1 and identified on the tax map(s) with county documentation identifying owners, attached as Exhibit A.

Table 1.: Parcels authorized to receive biosolids, water treatment residuals or other industrial sludges

Tax Parcel ID	Tax Parcel ID	Tax Parcel ID	Tax Parcel ID
<u>85-A-10C</u>			

☐ Additional parcels containing Land Application Sites are identified on Supplement A (check if applicable)

Check one: ☒ The Landowner is the sole owner of the properties identified herein.
☐ The Landowner is one of multiple owners of the properties identified herein.

In the event that the Landowner sells or transfers all or part of the property to which biosolids have been applied within 38 months of the latest date of biosolids application, the Landowner shall:

1. Notify the purchaser or transferee of the applicable public access and crop management restrictions no later than the date of the property transfer; and
2. Notify the Permittee of the sale within two weeks following property transfer.

The Landowner has no other agreements for land application on the fields identified herein. The Landowner will notify the Permittee immediately if conditions change such that the fields are no longer available to the Permittee for application or any part of this agreement becomes invalid or the information herein contained becomes incorrect.

The Landowner hereby grants permission to the Permittee to land apply residuals as specified below, on the agricultural sites identified above and in Exhibit A. The Landowner also grants permission for DEQ staff to conduct inspections on the land identified above, before, during or after land application of permitted residuals for the purpose of determining compliance with regulatory requirements applicable to such application.

Class B biosolids
☐ Yes ☒ No

Water treatment residuals
☐ Yes ☒ No

Food processing waste
☒ Yes ☐ No

Other industrial sludges
☐ Yes ☒ No

Printed name	Mailing Address <u>MEIFA VA</u>	Landowner Signature
By:	<u>19554 Boll St</u>	<u>X Yvonne Denston</u>
Title*	Phone No. <u>234/10</u>	
* <input type="checkbox"/> I certify that I have authority to sign for the landowner as indicated by my title as Executor, Trustee or Power of attorney, etc.		
* <input type="checkbox"/> I certify that I am a responsible official [or officer] authorized to act on behalf of the corporation, partnership, proprietorship, LLC, municipality, state or federal agency, etc.		

Permittee:

Tyson Foods, the Permittee, agrees to apply biosolids and/or industrial residuals on the Landowner's land in the manner authorized by the VPA Permit Regulation and in amounts not to exceed the rates identified in the nutrient management plan prepared for each land application field by a person certified in accordance with §10.1-104.2 of the Code of Virginia.

The Permittee agrees to notify the Landowner or the Landowner's designee of the proposed schedule for land application and specifically prior to any particular application to the Landowner's land. Notice shall include the source of residuals to be applied.

Printed name	Mailing Address <u>P.O. Box 8</u>	Permittee-Authorized Representative
<u>Kevin Taylor</u>	<u>Temperanceville, VA 23442</u>	Signature
Title <u>Complex Manager</u>	Phone No. <u>257-824-3471</u>	<u>Kevin Taylor</u>

VIRGINIA POLLUTION ABATEMENT PERMIT APPLICATION: PART D-VI LAND APPLICATION AGREEMENT

Permittee: Tyson Foods

County or City: Accomack County

Landowner: Ronald Denston

Landowner Site Management Requirements:

I, the Landowner, I have received a DEQ Biosolids Fact Sheet that includes information regarding regulations governing the land application of biosolids, the components of biosolids and proper handling and land application of biosolids.

I have also been expressly advised by the Permittee that the site management requirements and site access restrictions identified below must be complied with after biosolids have been applied on my property in order to protect public health, and that I am responsible for the implementation of these practices.

I agree to implement the following site management practices at each site under my ownership following the land application of biosolids at the site:

1. Notification Signs: I will not remove any signs posted by the Permittee for the purpose of identifying my field as a biosolids land application site, unless requested by the Permittee, until at least 30 days after land application at that site is completed.
2. Public Access
 - a. Public access to land with a high potential for public exposure shall be restricted for at least one year following any application of biosolids.
 - b. Public access to land with a low potential for public exposure shall be restricted for at least 30 days following any application of biosolids. No biosolids amended soil shall be excavated or removed from the site during this same period of time unless adequate provisions are made to prevent public exposure to soil, dusts or aerosols;
 - c. Turf grown on land where biosolids are applied shall not be harvested for one year after application of biosolids when the harvested turf is placed on either land with a high potential for public exposure or a lawn, unless otherwise specified by DEQ.
3. Crop Restrictions:
 - a. Food crops with harvested parts that touch the biosolids/soil mixture and are totally above the land surface shall not be harvested for 14 months after the application of biosolids.
 - b. Food crops with harvested parts below the surface of the land shall not be harvested for 20 months after the application of biosolids when the biosolids remain on the land surface for a time period of four (4) or more months prior to incorporation into the soil,
 - c. Food crops with harvested parts below the surface of the land shall not be harvested for 38 months when the biosolids remain on the land surface for a time period of less than four (4) months prior to incorporation.
 - d. Other food crops and fiber crops shall not be harvested for 30 days after the application of biosolids;
 - e. Feed crops shall not be harvested for 30 days after the application of biosolids (60 days if fed to lactating dairy animals).
4. Livestock Access Restrictions:

Following biosolids application to pasture or hayland sites:

 - a. Meat producing livestock shall not be grazed for 30 days,
 - b. Lactating dairy animals shall not be grazed for a minimum of 60 days.
 - c. Other animals shall be restricted from grazing for 30 days;
5. Supplemental commercial fertilizer or manure applications will be coordinated with the biosolids and industrial residuals applications such that the total crop needs for nutrients are not exceeded as identified in the nutrient management plan developed by a person certified in accordance with §10.1-104.2 of the Code of Virginia;
6. Tobacco, because it has been shown to accumulate cadmium, should not be grown on the Landowner's land for three years following the application of biosolids or industrial residuals which bear cadmium equal to or exceeding 0.45 pounds/acre (0.5 kilograms/hectare).

X Gronne Denston
Landowner's Signature

11/14/2020
Date

Landowner Coordination Form

Submission of completed Form D VPA Permit Application Workbook, Tabs 14.a and/or 14.b, supersedes the need to complete this Landowner Coordination Form.

County or City: Accomack County

Please Print

(Landowner signatures are not required on this page)

[illegible]

VPA PERMIT APPLICATION FORM D: MUNICIPAL EFFLUENT AND BIOSOLIDS

PART D-VI: LAND APPLICATION AGREEMENT - BIOSOLIDS AND INDUSTRIAL RESIDUALS

A. This land application agreement is made on 11/14/2020 between Pat Hirsch referred to here as "Landowner", and Tyson Foods, referred to here as the "Permittee". This agreement remains in effect until it is terminated in writing by either party or, with respect to those parcels that are retained by the Landowner in the event of a sale of one or more parcels, until ownership of all parcels changes. If ownership of individual parcels identified in this agreement changes, those parcels for which ownership has changed will no longer be authorized to receive biosolids or industrial residuals under this agreement.

Landowner:

The Landowner is the owner of record of the real property located in Accomack County, Virginia, which includes the agricultural, silvicultural or reclamation sites identified below in Table 1 and identified on the tax map(s) with county documentation identifying owners, attached as Exhibit A.

Table 1.: Parcels authorized to receive biosolids, water treatment residuals or other industrial sludges

Tax Parcel ID	Tax Parcel ID	Tax Parcel ID	Tax Parcel ID
<u>85-A-10A</u>			

☐ Additional parcels containing Land Application Sites are identified on Supplement A (check if applicable)

Check one: ☒ The Landowner is the sole owner of the properties identified herein.
☐ The Landowner is one of multiple owners of the properties identified herein.

In the event that the Landowner sells or transfers all or part of the property to which biosolids have been applied within 38 months of the latest date of biosolids application, the Landowner shall:

1. Notify the purchaser or transferee of the applicable public access and crop management restrictions no later than the date of the property transfer; and
2. Notify the Permittee of the sale within two weeks following property transfer.

The Landowner has no other agreements for land application on the fields identified herein. The Landowner will notify the Permittee immediately if conditions change such that the fields are no longer available to the Permittee for application or any part of this agreement becomes invalid or the information herein contained becomes incorrect.

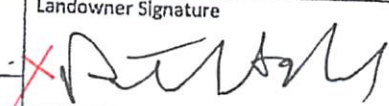
The Landowner hereby grants permission to the Permittee to land apply residuals as specified below, on the agricultural sites identified above and in Exhibit A. The Landowner also grants permission for DEQ staff to conduct inspections on the land identified above, before, during or after land application of permitted residuals for the purpose of determining compliance with regulatory requirements applicable to such application.

Class B biosolids
☐ Yes ☒ No

Water treatment residuals
☐ Yes ☒ No

Food processing waste
☒ Yes ☐ No

Other industrial sludges
☐ Yes ☒ No

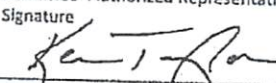
Printed name	Mailing Address	Landowner Signature
By:		
Title*	Phone No.	
<input type="checkbox"/> I certify that I have authority to sign for the landowner as indicated by my title as Executor, Trustee or Power of attorney, etc. <input type="checkbox"/> I certify that I am a responsible official [or officer] authorized to act on behalf of the corporation, partnership, proprietorship, LLC, municipality, state or federal agency, etc.		

Permittee:

Tyson Foods

, the Permittee, agrees to apply biosolids and/or industrial residuals on the Landowner's land in the manner authorized by the VPA Permit Regulation and in amounts not to exceed the rates identified in the nutrient management plan prepared for each land application field by a person certified in accordance with §10.1-104.2 of the Code of Virginia.

The Permittee agrees to notify the Landowner or the Landowner's designee of the proposed schedule for land application and specifically prior to any particular application to the Landowner's land. Notice shall include the source of residuals to be applied.

Printed name	Mailing Address	Permittee-Authorized Representative Signature
<u>Kevin Taylor</u>	<u>P.O. Box 8</u>	
Title <u>Complex Manager</u>	<u>Temperanceville, VA 23442</u> Phone No. <u>257-824-3471</u>	

VIRGINIA POLLUTION ABATEMENT PERMIT APPLICATION: PART D-VI LAND APPLICATION AGREEMENT

Permittee: Tyson Foods

County or City: Accomack County

Landowner: Pat Hirsch

Landowner Site Management Requirements:

I, the Landowner, I have received a DEQ Biosolids Fact Sheet that includes information regarding regulations governing the land application of biosolids, the components of biosolids and proper handling and land application of biosolids.

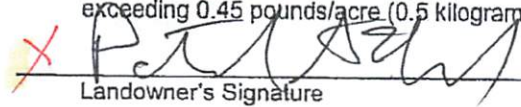
I have also been expressly advised by the Permittee that the site management requirements and site access restrictions identified below must be complied with after biosolids have been applied on my property in order to protect public health, and that I am responsible for the implementation of these practices.

I agree to implement the following site management practices at each site under my ownership following the land application of biosolids at the site:

1. Notification Signs: I will not remove any signs posted by the Permittee for the purpose of identifying my field as a biosolids land application site, unless requested by the Permittee, until at least 30 days after land application at that site is completed.
2. Public Access
 - a. Public access to land with a high potential for public exposure shall be restricted for at least one year following any application of biosolids.
 - b. Public access to land with a low potential for public exposure shall be restricted for at least 30 days following any application of biosolids. No biosolids amended soil shall be excavated or removed from the site during this same period of time unless adequate provisions are made to prevent public exposure to soil, dusts or aerosols;
 - c. Turf grown on land where biosolids are applied shall not be harvested for one year after application of biosolids when the harvested turf is placed on either land with a high potential for public exposure or a lawn, unless otherwise specified by DEQ.
3. Crop Restrictions:
 - a. Food crops with harvested parts that touch the biosolids/soil mixture and are totally above the land surface shall not be harvested for 14 months after the application of biosolids.
 - b. Food crops with harvested parts below the surface of the land shall not be harvested for 20 months after the application of biosolids when the biosolids remain on the land surface for a time period of four (4) or more months prior to incorporation into the soil.
 - c. Food crops with harvested parts below the surface of the land shall not be harvested for 38 months when the biosolids remain on the land surface for a time period of less than four (4) months prior to incorporation.
 - d. Other food crops and fiber crops shall not be harvested for 30 days after the application of biosolids;
 - e. Feed crops shall not be harvested for 30 days after the application of biosolids (60 days if fed to lactating dairy animals).
4. Livestock Access Restrictions:

Following biosolids application to pasture or hayland sites:

 - a. Meat producing livestock shall not be grazed for 30 days,
 - b. Lactating dairy animals shall not be grazed for a minimum of 60 days.
 - c. Other animals shall be restricted from grazing for 30 days;
5. Supplemental commercial fertilizer or manure applications will be coordinated with the biosolids and industrial residuals applications such that the total crop needs for nutrients are not exceeded as identified in the nutrient management plan developed by a person certified in accordance with §10.1-104.2 of the Code of Virginia;
6. Tobacco, because it has been shown to accumulate cadmium, should not be grown on the Landowner's land for three years following the application of biosolids or industrial residuals which bear cadmium equal to or exceeding 0.45 pounds/acre (0.5 kilograms/hectare).

 Landowner's Signature

11/14/2020
Date

VIRGINIA POLLUTION ABATEMENT PERMIT APPLICATION: PART D-VI LAND APPLICATION AGREEMENT

Landowner Coordination Form

This form is used by the Permittee to identify properties (tax parcels) that are authorized to receive biosolids and/or industrial residuals, and each of the legal landowners of those tax parcels. A *Land Application Agreement - Biosolids and Industrial Residuals* form with original signature must be attached for each legal landowner identified below prior to land application at the identified parcels.

Submission of completed Form D VPA Permit Application Workbook, Tabs 14.a and/or 14.b, supersedes the need to complete this Landowner Coordination Form.

Permittee: Tyson Foods

County or City: Accomack County

Please Print

(Landowner signatures are not required on this page

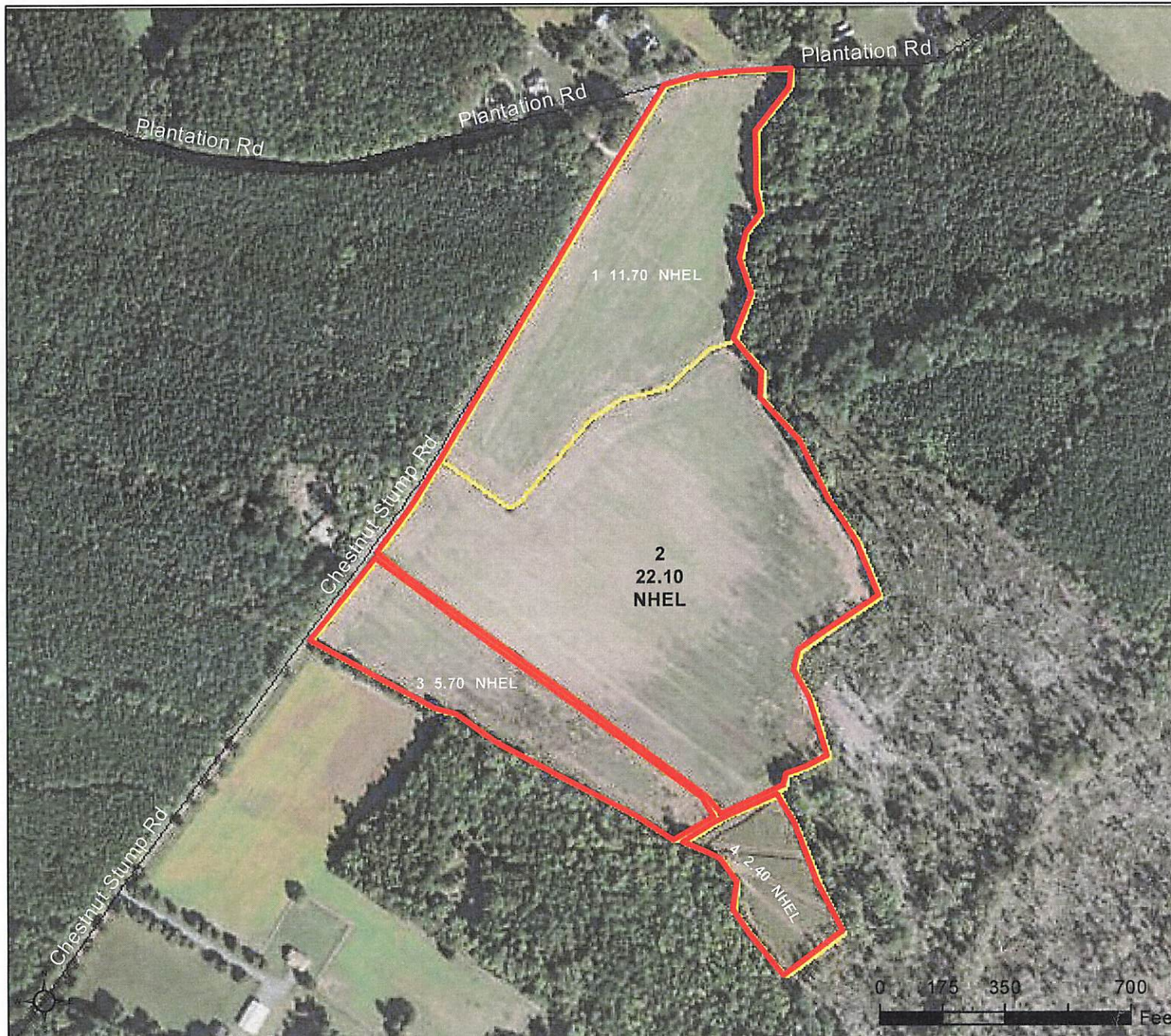
[illegible]



United States
Department of
Agriculture

Accomack County, Virginia

Hutch



Farm 4577 Tract 6850

2023 Program Year

Map Created June 27, 2023

Wetland Determination Identifiers

- Restricted Use
- ▼ Limited Restrictions
- Exempt from Conservation Compliance Provisions

Tract Cropland Total: 41.90 acres

31.84

United States Department of Agriculture (USDA) Farm Service Agency (FSA) maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or National Agricultural Imagery Program (NAIP) imagery. The producer accepts the data 'as is' and assumes all risks associated with its use. USDA-FSA assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA Programs. Wetland identifiers do not represent the size, shape, or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact boundaries and determinations or contact USDA Natural Resources Conservation Service (NRCS).



Legend

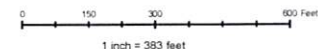
- Road 10 Ft Buffer
- Ag Ditch 10 ft Buffer
- Application Area
- 50 ft Property Buffer
- Parcel
- 35 ft Stream Buffer
- Ag Ditch
- Streams
- Occupied Dwellings
- 200 ft Occupied Dwelling Buffer
- Roads

Kirkpatrick

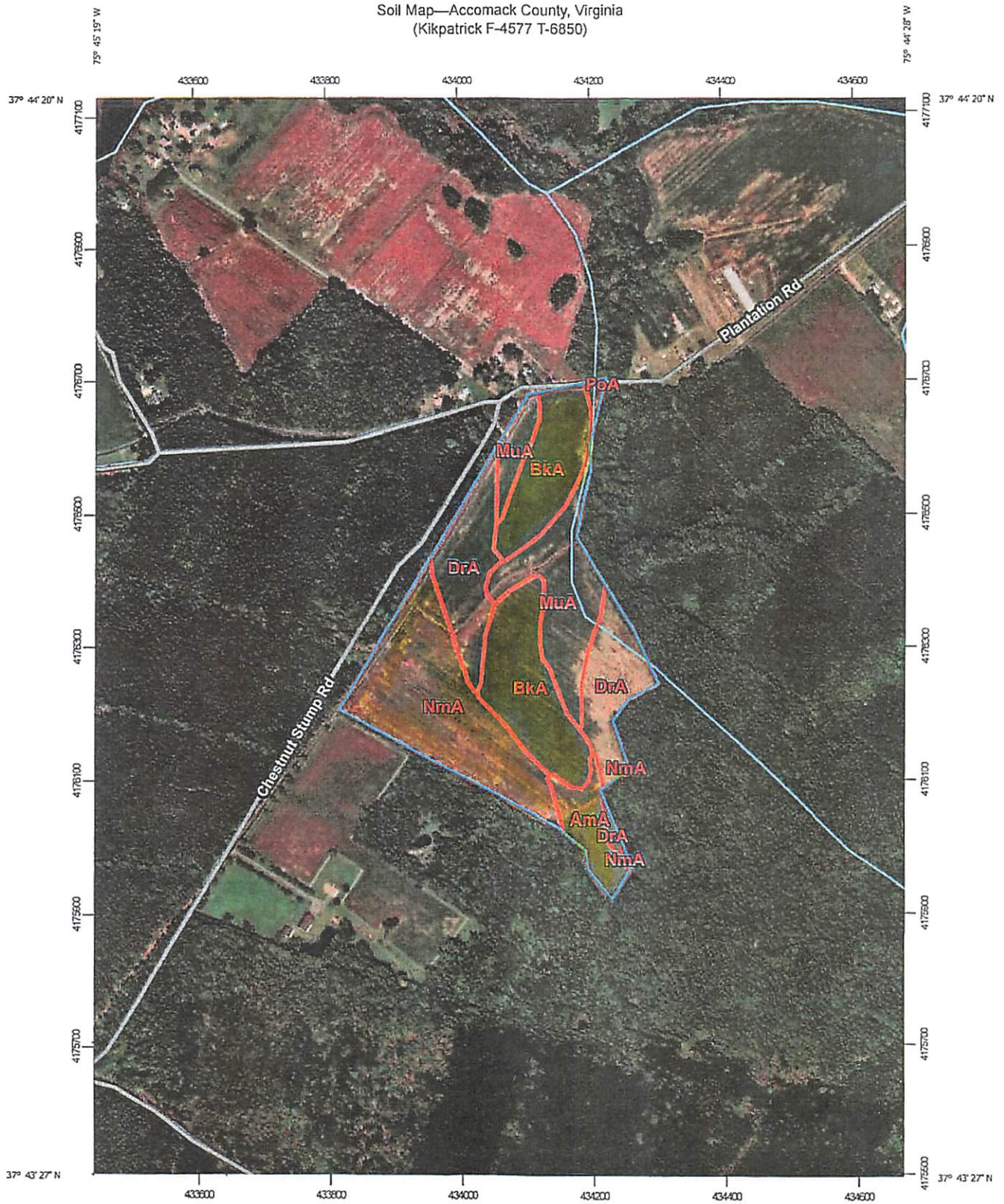
Farm: 4577
Tract: 6850

Total Field Acres:
Field 1: 11.7
Field 2: 22.1
Field 3: 5.7
Field 4: 2.4
Total: 41.9

Total Application Acres:
Field 1: 9.26
Field 2: 21.19
Field 3: 4.29
Field 4: 2.25
Total: 36.99



Soil Map—Accomack County, Virginia
(Kikpatrick F-4577 T-6850)



Map Scale: 1:7,920 if printed on A portrait (8.5" x 11") sheet.



Map projection: Web Mercator Corner coordinates: WGS84 Edge tics: UTM Zone 18N WGS84

Environmentally
Sensitive



Natural Resources
Conservation Service


Web Soil Survey
National Cooperative Soil Survey

11/23/2020
Page 1 of 3

Soil Map—Accomack County, Virginia
(Kikpatrick F-4577 T-6850)

MAP LEGEND


Area of Interest (AOI)

 Area of Interest (AOI)

Soils

 Soil Map Unit Polygons

 Soil Map Unit Lines

 Soil Map Unit Points

Special Point Features



Blowout



Borrow Pit



Clay Spot



Closed Depression



Gravel Pit



Gravelly Spot



Landfill



Lava Flow



Marsh or swamp



Mine or Quarry



Miscellaneous Water



Perennial Water



Rock Outcrop



Saline Spot



Sandy Spot



Severely Eroded Spot



Sinkhole



Slide or Slip



Sodic Spot



Spoil Area



Stony Spot



Very Stony Spot



Wet Spot



Other



Special Line Features

Water Features

Streams and Canals

Transportation



Rails



Interstate Highways



US Routes



Major Roads



Local Roads

Background



Aerial Photography

MAP INFORMATION

The soil surveys that comprise your AOI were mapped at 1:15,800.

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: Accomack County, Virginia

Survey Area Data: Version 16, Jun 3, 2020

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

Date(s) aerial images were photographed: Dec 31, 2009—Sep 24, 2017

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
AmA	Arapahoe-Melfa complex, 0 to 2 percent slopes, frequently flooded	2.6	5.9%
BkA	Bojac sandy loam, 0 to 2 percent slopes	11.9	27.1%
DrA	Dragston fine sandy loam, 0 to 2 percent slopes	9.5	21.7%
MuA	Munden sandy loam, 0 to 2 percent slopes	8.1	18.5%
NmA	Nimmo sandy loam, 0 to 2 percent slopes	11.7	26.8%
PoA	Polawana mucky sandy loam, 0 to 2 percent slopes, frequently flooded	0.0	0.1%
Totals for Area of Interest		43.7	100.0%

Map Unit Description (Brief, Generated)

The map units delineated on the detailed soil maps in a soil survey represent the soils or miscellaneous areas in the survey area. The map unit descriptions in this report, along with the maps, provide information on the composition of map units and properties of their components.

A map unit delineation on a soil map represents an area dominated by one or more major kinds of soil or miscellaneous areas. A map unit is identified and named according to the taxonomic classification of the dominant soils. Within a taxonomic class there are precisely defined limits for the properties of the soils. On the landscape, however, the soils are natural phenomena, and they have the characteristic variability of all natural phenomena. Thus, the range of some observed properties may extend beyond the limits defined for a taxonomic class. Areas of soils of a single taxonomic class rarely, if ever, can be mapped without including areas of other taxonomic classes. Consequently, every map unit is made up of the soils or miscellaneous areas for which it is named and some minor components that belong to taxonomic classes other than those of the major soils.

The Map Unit Description (Brief, Generated) report displays a generated description of the major soils that occur in a map unit. Descriptions of non-soil (miscellaneous areas) and minor map unit components are not included. This description is generated from the underlying soil attribute data.

Additional information about the map units described in this report is available in other Soil Data Mart reports, which give properties of the soils and the limitations, capabilities, and potentials for many uses. Also, the narratives that accompany the Soil Data Mart reports define some of the properties included in the map unit descriptions.

Report—Map Unit Description (Brief, Generated)

Accomack County, Virginia

Map Unit: MuA—Munden sandy loam, 0 to 2 percent slopes

Component: Munden (90%)

The Munden component makes up 90 percent of the map unit. Slopes are 0 to 2 percent. This component is on terraces on coastal plains. The parent material consists of marine sediments. Depth to a root restrictive layer is greater than 60 inches. The natural drainage class is moderately well drained. Water movement in the most restrictive layer is moderately high. Available water to a depth of 60 inches (or restricted depth) is moderate. Shrink-swell potential is low. This soil is not flooded. It is not ponded. A seasonal zone of water saturation is at 24 inches during January, February, March, April, December. Organic matter content in the surface horizon is about 2 percent. Nonirrigated land capability classification is 2w. This soil does not meet hydric criteria.

Component: Nimmo (6%)

Generated brief soil descriptions are created for major soil components. The Nimmo soil is a minor component.

Map Unit: NmA—Nimmo sandy loam, 0 to 2 percent slopes

Component: Nimmo (85%)

The Nimmo component makes up 85 percent of the map unit. Slopes are 0 to 2 percent. This component is on terraces on coastal plains. The parent material consists of marine sediments. Depth to a root restrictive layer is greater than 60 inches. The natural drainage class is poorly drained. Water movement in the most restrictive layer is moderately high. Available water to a depth of 60 inches (or restricted depth) is low. Shrink-swell potential is low. This soil is not flooded. It is not ponded. A seasonal zone of water saturation is at 6 inches during January, February, March, April, December. Organic matter content in the surface horizon is about 2 percent. Nonirrigated land capability classification is 4w. This soil meets hydric criteria.

Component: Polawana (2%)

Generated brief soil descriptions are created for major soil components. The Polawana soil is a minor component.

Map Unit: PoA—Polawana mucky sandy loam, 0 to 2 percent slopes, frequently flooded

Component: Polawana (95%)

The Polawana component makes up 95 percent of the map unit. Slopes are 0 to 2 percent. This component is on drainageways on coastal plains. The parent material consists of marine sediments. Depth to a root restrictive layer is greater than 60 inches. The natural drainage class is very poorly drained. Water movement in the most restrictive layer is high. Available water to a depth of 60 inches (or restricted depth) is moderate. Shrink-swell potential is low. This soil is frequently flooded. It is frequently ponded. A seasonal zone of water saturation is at 0 inches during January, February, March, April, November, December. Organic matter content in the surface horizon is about 12 percent. Nonirrigated land capability classification is 6w. This soil meets hydric criteria.

Component: Nimmo (2%)

Generated brief soil descriptions are created for major soil components. The Nimmo soil is a minor component.

Data Source Information

Soil Survey Area: Accomack County, Virginia

Survey Area Data: Version 16, Jun 3, 2020

Legend

Owner:

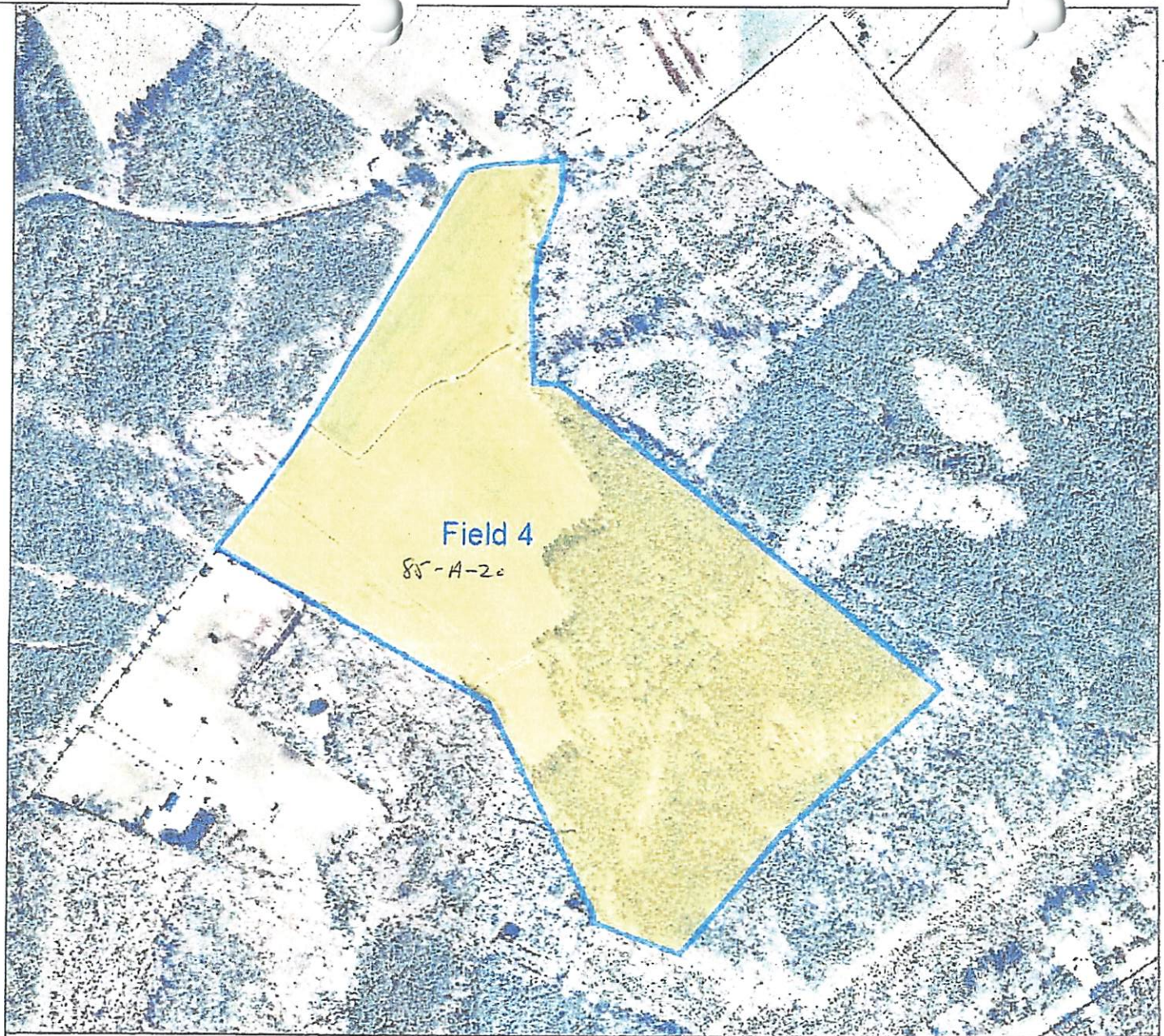
JoAnn Kirkpatrick
18192 Robbins Lane
Onancock, VA 23417

Operator:

Johnny Kirkpatrick

Tax Parcel:

85-A-20



4915+

Map Printed from AccoMap
<http://accomack.mapsdirect.net/>

Feet

0 200 400 600 800
1:9,028 / 1"=752 Feet

Title: Kirkpatrick Field 4 F4577 T6850

Date: 8/10/2016

DISCLAIMER: This drawing is neither a legally recorded map nor a survey and is not intended to be used as such. The information displayed is a compilation of records, information, and data obtained from various sources, and Accomack is not responsible for its accuracy or how current it may be.

VPA PERMIT APPLICATION FORM D: MUNICIPAL EFFLUENT AND BIOSOLIDS

PART D-VI: LAND APPLICATION AGREEMENT - BIOSOLIDS AND INDUSTRIAL RESIDUALS

A. This land application agreement is made on 1/15/20 between JoAnn Kirkpatrick Trust referred to here as "Landowner", and Tyson Foods, referred to here as the "Permittee". This agreement remains in effect until it is terminated in writing by either party or, with respect to those parcels that are retained by the Landowner in the event of a sale of one or more parcels, until ownership of all parcels changes. If ownership of individual parcels identified in this agreement changes, those parcels for which ownership has changed will no longer be authorized to receive biosolids or industrial residuals under this agreement.

Landowner:

The Landowner is the owner of record of the real property located in Accomack County, Virginia, which includes the agricultural, silvicultural or reclamation sites identified below in Table 1 and identified on the tax map(s) with county documentation identifying owners, attached as Exhibit A.

Table 1.: Parcels authorized to receive biosolids, water treatment residuals or other industrial sludges

Tax Parcel ID	Tax Parcel ID	Tax Parcel ID	Tax Parcel ID
<u>84-A-44 T-6195</u>			
<u>85A-20 T-6850</u>			
<u>85-A-13 T-6849</u>			

☐ Additional parcels containing Land Application Sites are identified on Supplement A (check if applicable)

Check one: ☒ The Landowner is the sole owner of the properties identified herein.
☐ The Landowner is one of multiple owners of the properties identified herein.

In the event that the Landowner sells or transfers all or part of the property to which biosolids have been applied within 38 months of the latest date of biosolids application, the Landowner shall:

1. Notify the purchaser or transferee of the applicable public access and crop management restrictions no later than the date of the property transfer; and
2. Notify the Permittee of the sale within two weeks following property transfer.

The Landowner has no other agreements for land application on the fields identified herein. The Landowner will notify the Permittee immediately if conditions change such that the fields are no longer available to the Permittee for application or any part of this agreement becomes invalid or the information herein contained becomes incorrect.

The Landowner hereby grants permission to the Permittee to land apply residuals as specified below, on the agricultural sites identified above and in Exhibit A. The Landowner also grants permission for DEQ staff to conduct inspections on the land identified above, before, during or after land application of permitted residuals for the purpose of determining compliance with regulatory requirements applicable to such application.

Class B biosolids
☐ Yes ☒ No

Water treatment residuals
☐ Yes ☒ No

Food processing waste
☒ Yes ☐ No

Other industrial sludges
☐ Yes ☒ No

Printed name	Mailing Address	Landowner Signature
By:		<u>JoAnn Kirkpatrick</u>
Title*	Phone No.	<u>Trust</u>
* <input type="checkbox"/> I certify that I have authority to sign for the landowner as indicated by my title as Executor, Trustee or Power of attorney, etc.		
* <input type="checkbox"/> I certify that I am a responsible official [or officer] authorized to act on behalf of the corporation, partnership, proprietorship, LLC, municipality, state or federal agency, etc.		

Permittee:

Tyson Foods, the Permittee, agrees to apply biosolids and/or industrial residuals on the Landowner's land in the manner authorized by the VPA Permit Regulation and in amounts not to exceed the rates identified in the nutrient management plan prepared for each land application field by a person certified in accordance with §10.1-104.2 of the Code of Virginia. The Permittee agrees to notify the Landowner or the Landowner's designee of the proposed schedule for land application and specifically prior to any particular application to the Landowner's land. Notice shall include the source of residuals to be applied.

Printed name	Mailing Address	Permittee- Authorized Representative Signature
<u>Kevin Taylor</u>	<u>P.O. Box 8</u>	
Title <u>Complex Manager</u>	<u>Temperanceville, VA 23442</u>	<u>Kevin Taylor</u>
	Phone No. <u>757-824-3471</u>	

VIRGINIA POLLUTION ABATEMENT PERMIT APPLICATION: PART D-VI LAND APPLICATION AGREEMENT

Permittee: Tyson Foods

County or City: Accomack County

Landowner: Jo Ann Kirkpatrick Life Trust

Landowner Site Management Requirements:

I, the Landowner, I have received a DEQ Biosolids Fact Sheet that includes information regarding regulations governing the land application of biosolids, the components of biosolids and proper handling and land application of biosolids.

I have also been expressly advised by the Permittee that the site management requirements and site access restrictions identified below must be complied with after biosolids have been applied on my property in order to protect public health, and that I am responsible for the implementation of these practices.

I agree to implement the following site management practices at each site under my ownership following the land application of biosolids at the site:

1. Notification Signs: I will not remove any signs posted by the Permittee for the purpose of identifying my field as a biosolids land application site, unless requested by the Permittee, until at least 30 days after land application at that site is completed.
2. Public Access
 - a. Public access to land with a high potential for public exposure shall be restricted for at least one year following any application of biosolids.
 - b. Public access to land with a low potential for public exposure shall be restricted for at least 30 days following any application of biosolids. No biosolids amended soil shall be excavated or removed from the site during this same period of time unless adequate provisions are made to prevent public exposure to soil, dusts or aerosols;
 - c. Turf grown on land where biosolids are applied shall not be harvested for one year after application of biosolids when the harvested turf is placed on either land with a high potential for public exposure or a lawn, unless otherwise specified by DEQ.
3. Crop Restrictions:
 - a. Food crops with harvested parts that touch the biosolids/soil mixture and are totally above the land surface shall not be harvested for 14 months after the application of biosolids.
 - b. Food crops with harvested parts below the surface of the land shall not be harvested for 20 months after the application of biosolids when the biosolids remain on the land surface for a time period of four (4) or more months prior to incorporation into the soil.
 - c. Food crops with harvested parts below the surface of the land shall not be harvested for 38 months when the biosolids remain on the land surface for a time period of less than four (4) months prior to incorporation.
 - d. Other food crops and fiber crops shall not be harvested for 30 days after the application of biosolids;
 - e. Feed crops shall not be harvested for 30 days after the application of biosolids (60 days if fed to lactating dairy animals).
4. Livestock Access Restrictions:

Following biosolids application to pasture or hayland sites:

 - a. Meat producing livestock shall not be grazed for 30 days,
 - b. Lactating dairy animals shall not be grazed for a minimum of 60 days.
 - c. Other animals shall be restricted from grazing for 30 days;
5. Supplemental commercial fertilizer or manure applications will be coordinated with the biosolids and industrial residuals applications such that the total crop needs for nutrients are not exceeded as identified in the nutrient management plan developed by a person certified in accordance with §10.1-104.2 of the Code of Virginia;
6. Tobacco, because it has been shown to accumulate cadmium, should not be grown on the Landowner's land for three years following the application of biosolids or industrial residuals which bear cadmium equal to or exceeding 0.45 pounds/acre (0.5 kilograms/hectare).

Jo Ann Kirkpatrick
Landowner's Signature

11/15/20
Date

VIRGINIA POLLUTION ABATEMENT PERMIT APPLICATION: PART D-VI LAND APPLICATION AGREEMENT

Landowner Coordination Form

This form is used by the Permittee to identify properties (tax parcels) that are authorized to receive biosolids and/or industrial residuals, and each of the legal landowners of those tax parcels. A *Land Application Agreement - Biosolids and Industrial Residuals* form with original signature must be attached for each legal landowner identified below prior to land application at the identified parcels.

Submission of completed Form D VPA Permit Application Workbook, Tabs 14.a and/or 14.b, supersedes the need to complete this Landowner Coordination Form.

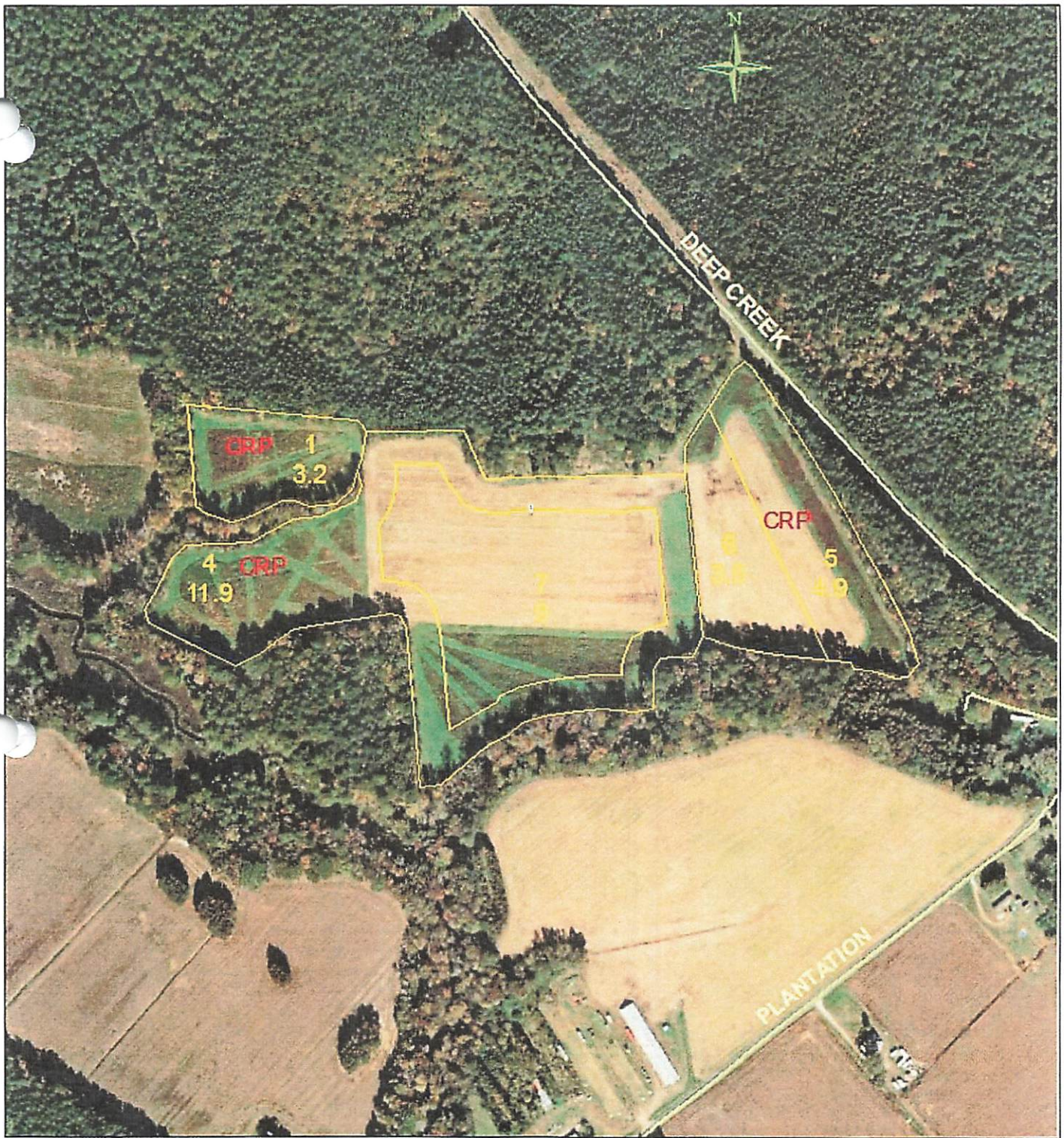
Permittee: Tyson Foods

County or City: Accomack County

Please Print

(Landowner signatures are not required on this page

[illegible]



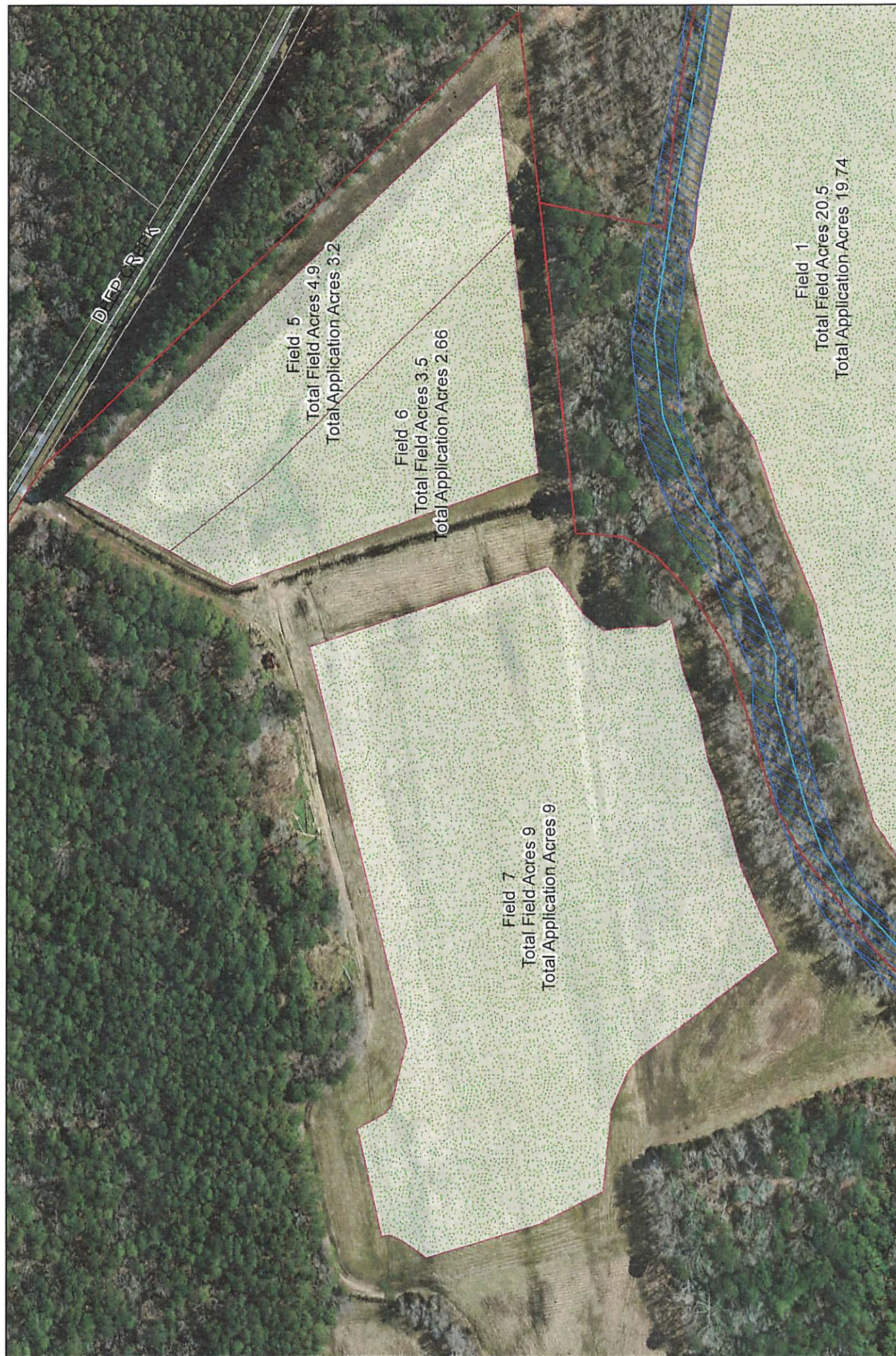
United States Department of Agriculture
Farm Service Agency

Farm: 4576
Tract: 6849

Accomack County
1:4,800

March 25, 2019

Disclaimer: Wetland identifiers do not represent the size, shape or specific determination of the area.
Refer to your original determination (CPA-026 and attached maps) for exact wetland
boundaries and determinations, or contact NRCS.



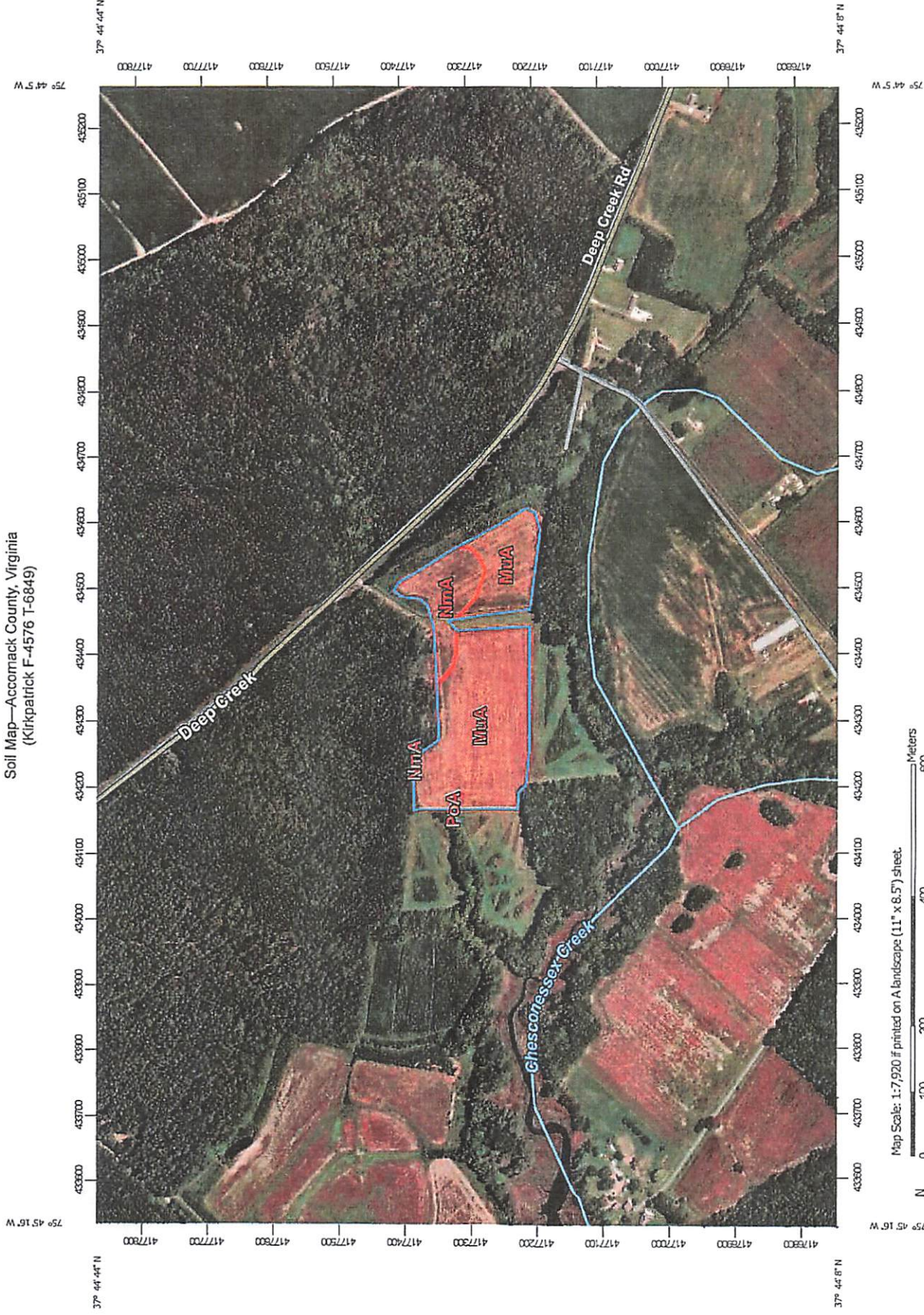
Farm: 4576
Tract: 6849

Total Field Acres:
Field 5: 4.9
Field 6: 3.5
Field 7: 9

Total Application Acres:
Field 5: 3.2
Field 6: 2.66
Field 7: 9

Liv Upatrick

Soil Map—Accomack County, Virginia
(Kirkpatrick F-4576 T-6849)




Map Scale: 1:7,920 if printed on A landscape (11" x 8.5") sheet.

Map projection: Web Mercator Corner coordinates: WGS84 Edge tics: UTM Zone 18N WGS84

Soil Map—Accomack County, Virginia
(Kirkpatrick F-4576 T-6849)

MAP LEGEND

Area of Interest (AOI)

 Area of Interest (AOI)

Soils

 Soil Map Unit Polygons

 Soil Map Unit Lines

 Soil Map Unit Points

Special Point Features



Blowout



Borrow Pit



Clay Spot



Closed Depression



Gravel Pit



Gravelly Spot



Landfill



Lava Flow



Marsh or swamp



Mine or Quarry



Miscellaneous Water



Perennial Water



Rock Outcrop



Saline Spot



Sandy Spot



Severely Eroded Spot



Sinkhole



Slide or Slip



Sodic Spot



Spoil Area



Stony Spot



Very Stony Spot



Wet Spot



Other



Special Line Features

Water Features

Streams and Canals

Transportation



Rails



Interstate Highways



US Routes



Major Roads

Local Roads

Background



Aerial Photography

MAP INFORMATION

The soil surveys that comprise your AOI were mapped at 1:15,800.

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: Accomack County, Virginia

Survey Area Data: Version 16, Jun 3, 2020

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

Date(s) aerial images were photographed: Dec 31, 2009—Sep 24, 2017

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
MuA	Munden sandy loam, 0 to 2 percent slopes	12.8	81.6%
NmA	Nimmo sandy loam, 0 to 2 percent slopes	2.9	18.4%
PoA	Polawana mucky sandy loam, 0 to 2 percent slopes, frequently flooded	0.0	0.0%
Totals for Area of Interest		15.6	100.0%

1

Map Unit Description (Brief, Generated)

The map units delineated on the detailed soil maps in a soil survey represent the soils or miscellaneous areas in the survey area. The map unit descriptions in this report, along with the maps, provide information on the composition of map units and properties of their components.

A map unit delineation on a soil map represents an area dominated by one or more major kinds of soil or miscellaneous areas. A map unit is identified and named according to the taxonomic classification of the dominant soils. Within a taxonomic class there are precisely defined limits for the properties of the soils. On the landscape, however, the soils are natural phenomena, and they have the characteristic variability of all natural phenomena. Thus, the range of some observed properties may extend beyond the limits defined for a taxonomic class. Areas of soils of a single taxonomic class rarely, if ever, can be mapped without including areas of other taxonomic classes. Consequently, every map unit is made up of the soils or miscellaneous areas for which it is named and some minor components that belong to taxonomic classes other than those of the major soils.

The Map Unit Description (Brief, Generated) report displays a generated description of the major soils that occur in a map unit. Descriptions of non-soil (miscellaneous areas) and minor map unit components are not included. This description is generated from the underlying soil attribute data.

Additional information about the map units described in this report is available in other Soil Data Mart reports, which give properties of the soils and the limitations, capabilities, and potentials for many uses. Also, the narratives that accompany the Soil Data Mart reports define some of the properties included in the map unit descriptions.

Report—Map Unit Description (Brief, Generated)

Accomack County, Virginia

Map Unit: MuA—Munden sandy loam, 0 to 2 percent slopes

Component: Munden (90%)

The Munden component makes up 90 percent of the map unit. Slopes are 0 to 2 percent. This component is on terraces on coastal plains. The parent material consists of marine sediments. Depth to a root restrictive layer is greater than 60 inches. The natural drainage class is moderately well drained. Water movement in the most restrictive layer is moderately high. Available water to a depth of 60 inches (or restricted depth) is moderate. Shrink-swell potential is low. This soil is not flooded. It is not ponded. A seasonal zone of water saturation is at 24 inches during January, February, March, April, December. Organic matter content in the surface horizon is about 2 percent. Nonirrigated land capability classification is 2w. This soil does not meet hydric criteria.

Component: Nimmo (6%)

Generated brief soil descriptions are created for major soil components. The Nimmo soil is a minor component.

Map Unit: NmA—Nimmo sandy loam, 0 to 2 percent slopes

Component: Nimmo (85%)

The Nimmo component makes up 85 percent of the map unit. Slopes are 0 to 2 percent. This component is on terraces on coastal plains. The parent material consists of marine sediments. Depth to a root restrictive layer is greater than 60 inches. The natural drainage class is poorly drained. Water movement in the most restrictive layer is moderately high. Available water to a depth of 60 inches (or restricted depth) is low. Shrink-swell potential is low. This soil is not flooded. It is not ponded. A seasonal zone of water saturation is at 6 inches during January, February, March, April, December. Organic matter content in the surface horizon is about 2 percent. Nonirrigated land capability classification is 4w. This soil meets hydric criteria.

Component: Polawana (2%)

Generated brief soil descriptions are created for major soil components. The Polawana soil is a minor component.

Map Unit: PoA—Polawana mucky sandy loam, 0 to 2 percent slopes, frequently flooded

Component: Polawana (95%)

The Polawana component makes up 95 percent of the map unit. Slopes are 0 to 2 percent. This component is on drainageways on coastal plains. The parent material consists of marine sediments. Depth to a root restrictive layer is greater than 60 inches. The natural drainage class is very poorly drained. Water movement in the most restrictive layer is high. Available water to a depth of 60 inches (or restricted depth) is moderate. Shrink-swell potential is low. This soil is frequently flooded. It is frequently ponded. A seasonal zone of water saturation is at 0 inches during January, February, March, April, November, December. Organic matter content in the surface horizon is about 12 percent. Nonirrigated land capability classification is 6w. This soil meets hydric criteria.

Component: Nimmo (2%)

Generated brief soil descriptions are created for major soil components. The Nimmo soil is a minor component.

Data Source Information

Soil Survey Area: Accomack County, Virginia

Survey Area Data: Version 16, Jun 3, 2020

Legend

Tax Parcel#/Owner:

85-A-13: JoAnn Kirkpatrick

Reserve Lane

Map Printed from AccoMap
<http://acco.mapdirect.net/>

Feet

0 100 200 300 400
1:4,514 / 1"=376 Feet



Title: Kirkpatrick Kirkpatrick Field 3

F 4576T-6849

Date: 9/14/2016

DISCLAIMER: This drawing is neither a legally recorded map nor a survey and is not intended to be used as such. The information displayed is a compilation of records, information, and data obtained from various sources, and AccoMap is not responsible for its accuracy or how current it may be.

VPA PERMIT APPLICATION FORM D: MUNICIPAL EFFLUENT AND BIOSOLIDS

PART D-VI: LAND APPLICATION AGREEMENT - BIOSOLIDS AND INDUSTRIAL RESIDUALS

A. This land application agreement is made on 11/15/20 between JoAnn Kirkpatrick Trust referred to here as "Landowner", and Tyson Foods referred to here as the "Permittee". This agreement remains in effect until it is terminated in writing by either party or, with respect to those parcels that are retained by the Landowner in the event of a sale of one or more parcels, until ownership of all parcels changes. If ownership of individual parcels identified in this agreement changes, those parcels for which ownership has changed will no longer be authorized to receive biosolids or industrial residuals under this agreement.

Landowner:

The Landowner is the owner of record of the real property located in Accomack County, Virginia, which includes the agricultural, silvicultural or reclamation sites identified below in Table 1 and identified on the tax map(s) with county documentation identifying owners, attached as Exhibit A.

Table 1.: Parcels authorized to receive biosolids, water treatment residuals or other industrial sludges

Tax Parcel ID	Tax Parcel ID	Tax Parcel ID	Tax Parcel ID
<u>84-A-44 T-6195</u>			
<u>85A-20 T-6850</u>			
<u>85-A-13 T-6849</u>			

☐ Additional parcels containing Land Application Sites are identified on Supplement A (check if applicable)

Check one: ☒ The Landowner is the sole owner of the properties identified herein.
☐ The Landowner is one of multiple owners of the properties identified herein.

In the event that the Landowner sells or transfers all or part of the property to which biosolids have been applied within 38 months of the latest date of biosolids application, the Landowner shall:

1. Notify the purchaser or transferee of the applicable public access and crop management restrictions no later than the date of the property transfer; and
2. Notify the Permittee of the sale within two weeks following property transfer.

The Landowner has no other agreements for land application on the fields identified herein. The Landowner will notify the Permittee immediately if conditions change such that the fields are no longer available to the Permittee for application or any part of this agreement becomes invalid or the information herein contained becomes incorrect.

The Landowner hereby grants permission to the Permittee to land apply residuals as specified below, on the agricultural sites identified above and in Exhibit A. The Landowner also grants permission for DEQ staff to conduct inspections on the land identified above, before, during or after land application of permitted residuals for the purpose of determining compliance with regulatory requirements applicable to such application.

Class B biosolids

☐ Yes ☒ No

Water treatment residuals

☐ Yes ☒ No

Food processing waste

☒ Yes ☐ No

Other industrial sludges

☐ Yes ☒ No

Printed name	Mailing Address	Landowner Signature
By:		<u>JoAnn Kirkpatrick</u>
Title*	Phone No.	<u>Life Trust</u>
* <input type="checkbox"/> I certify that I have authority to sign for the landowner as indicated by my title as Executor, Trustee or Power of attorney, etc.		
* <input type="checkbox"/> I certify that I am a responsible official [or officer] authorized to act on behalf of the corporation, partnership, proprietorship, LLC, municipality, state or federal agency, etc.		

Permittee:

Tyson Foods, the Permittee, agrees to apply biosolids and/or industrial residuals on the Landowner's land in the manner authorized by the VPA Permit Regulation and in amounts not to exceed the rates identified in the nutrient management plan prepared for each land application field by a person certified in accordance with §10.1-104.2 of the Code of Virginia. The Permittee agrees to notify the Landowner or the Landowner's designee of the proposed schedule for land application and specifically prior to any particular application to the Landowner's land. Notice shall include the source of residuals to be applied.

Printed name	Mailing Address	Permittee- Authorized Representative Signature
<u>Kevin Taylor</u>	<u>P.O. Box 8</u>	
Title <u>Complex Manager</u>	<u>Temperanceville, VA 23442</u>	<u>Kevin Taylor</u>
	Phone No. <u>257-824-3471</u>	

VIRGINIA POLLUTION ABATEMENT PERMIT APPLICATION: PART D-VI LAND APPLICATION

Permittee: Tyson Foods
 Landowner: John Kirkpatrick, Jr. Trust
 County or City: Accomack County

Landowner Site Management Requirements:

I, the Landowner, I have received a DEQ Biosolids Fact Sheet that includes information regarding regulations governing the land application of biosolids, the components of biosolids and proper handling and land application of biosolids.
 I have also been expressly advised by the Permittee that the site management requirements and site access restrictions identified below must be complied with after biosolids have been applied on my property in order to protect public health, and that I am responsible for the implementation of these practices.
 I agree to implement the following site management practices at each site under my ownership following the land application of biosolids at the site:
 1. Notification Signs: I will not remove any signs posted by the Permittee for the purpose of identifying my field as a biosolids land application site, unless requested by the Permittee, until at least 30 days after land application at that site is completed.

2. Public Access
 - a. Public access to land with a high potential for public exposure shall be restricted for at least one year following any application of biosolids.
 - b. Public access to land with a low potential for public exposure shall be restricted for at least 30 days following any application of biosolids. No biosolids amended soil shall be excavated or removed from the site during this same period of time unless adequate provisions are made to prevent public exposure to soil, dusts or aerosols;
 - c. Turf grown on land where biosolids are applied shall not be harvested for one year after application of biosolids when the harvested turf is placed on either land with a high potential for public exposure or a lawn, unless otherwise specified by DEQ.

3. Crop Restrictions:
 - a. Food crops with harvested parts that touch the biosolids/soil mixture and are totally above the land surface shall not be harvested for 14 months after the application of biosolids.
 - b. Food crops with harvested parts below the surface of the land shall not be harvested for 20 months after the application of biosolids when the biosolids remain on the land surface for a time period of four (4) or more months prior to incorporation into the soil.
 - c. Food crops with harvested parts below the surface of the land shall not be harvested for 38 months when the biosolids remain on the land surface for a time period of less than four (4) months prior to incorporation.
 - d. Other food crops and fiber crops shall not be harvested for 30 days after the application of biosolids;
 - e. Feed crops shall not be harvested for 30 days after the application of biosolids (60 days if fed to lactating dairy animals).

4. Livestock Access Restrictions:
 - a. Meat producing livestock shall not be grazed for 30 days;
 - b. Lactating dairy animals shall not be grazed for a minimum of 60 days.
 - c. Other animals shall be restricted from grazing for 30 days;
5. Supplemental commercial fertilizer or manure applications will be coordinated with the biosolids and industrial residuals applications such that the total crop needs for nutrients are not exceeded as identified in the nutrient management plan developed by a person certified in accordance with §10.1-104.2 of the Code of Virginia;
6. Tobacco, because it has been shown to accumulate cadmium, should not be grown on the Landowner's land for three years following the application of biosolids or industrial residuals which bear cadmium equal to or exceeding 0.45 pounds/acre (0.5 kilograms/hectare).

Landowner's Signature: John Kirkpatrick, Jr.

Date: 11/15/20

VIRGINIA POLLUTION ABATEMENT PERMIT APPLICATION: PART D-VI LAND APPLICATION AGREEMENT

Landowner Coordination Form

This form is used by the Permittee to identify properties (tax parcels) that are authorized to receive biosolids and/or industrial residuals, and each of the legal landowners of those tax parcels. A *Land Application Agreement - Biosolids and Industrial Residuals* form with original signature must be attached for each legal landowner identified below prior to land application at the identified parcels.

Submission of completed Form D VPA Permit Application Workbook, Tabs 14.a and/or 14.b, supersedes the need to complete this Landowner Coordination Form.

Permittee: Tyson Foods

County or City: Accomack County

Please Print

(Landowner signatures are not required on this page)

[illegible]



United States
Department of
Agriculture

Accomack County, Virginia

Hutch

deep creek road

Farm 2429
Tract 6195

Only
FSA



2023 Program Year

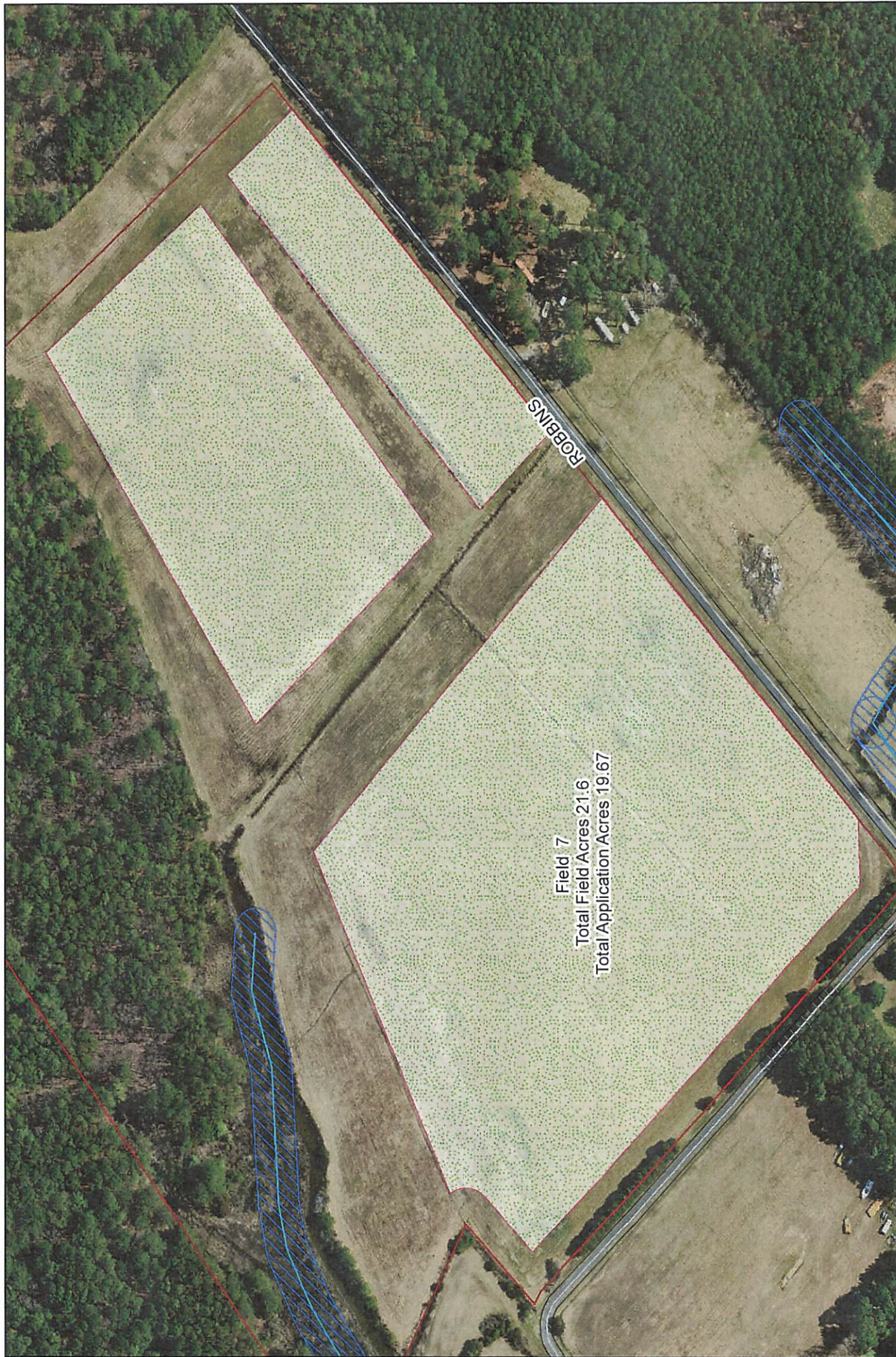
Map Created June 27, 2023

Wetland Determination Identifiers

- Restricted Use
- ▲ Limited Restrictions
- Exempt from Conservation
- Compliance Provisions

21.6 / 19.67
Tract Cropland Total: 44.00 acres

United States Department of Agriculture (USDA) Farm Service Agency (FSA) maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or National Agricultural Imagery Program (NAIP) imagery. The producer accepts the data 'as is' and assumes all risks associated with its use. USDA-FSA assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA Programs. Wetland identifiers do not represent the size, shape, or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact boundaries and determinations or contact USDA Natural Resources Conservation Service (NRCS).



Legend

- Road 10 Ft Buffer
- Streams
- Occupied Dwellings
- Ag Ditch 10 ft Buffer
- Application Area
- 200 ft Occupied Dwelling Buffer
- 50 ft Property Buffer
- Roads
- Parcel
- 35 ft Stream Buffer
- Ag Ditch

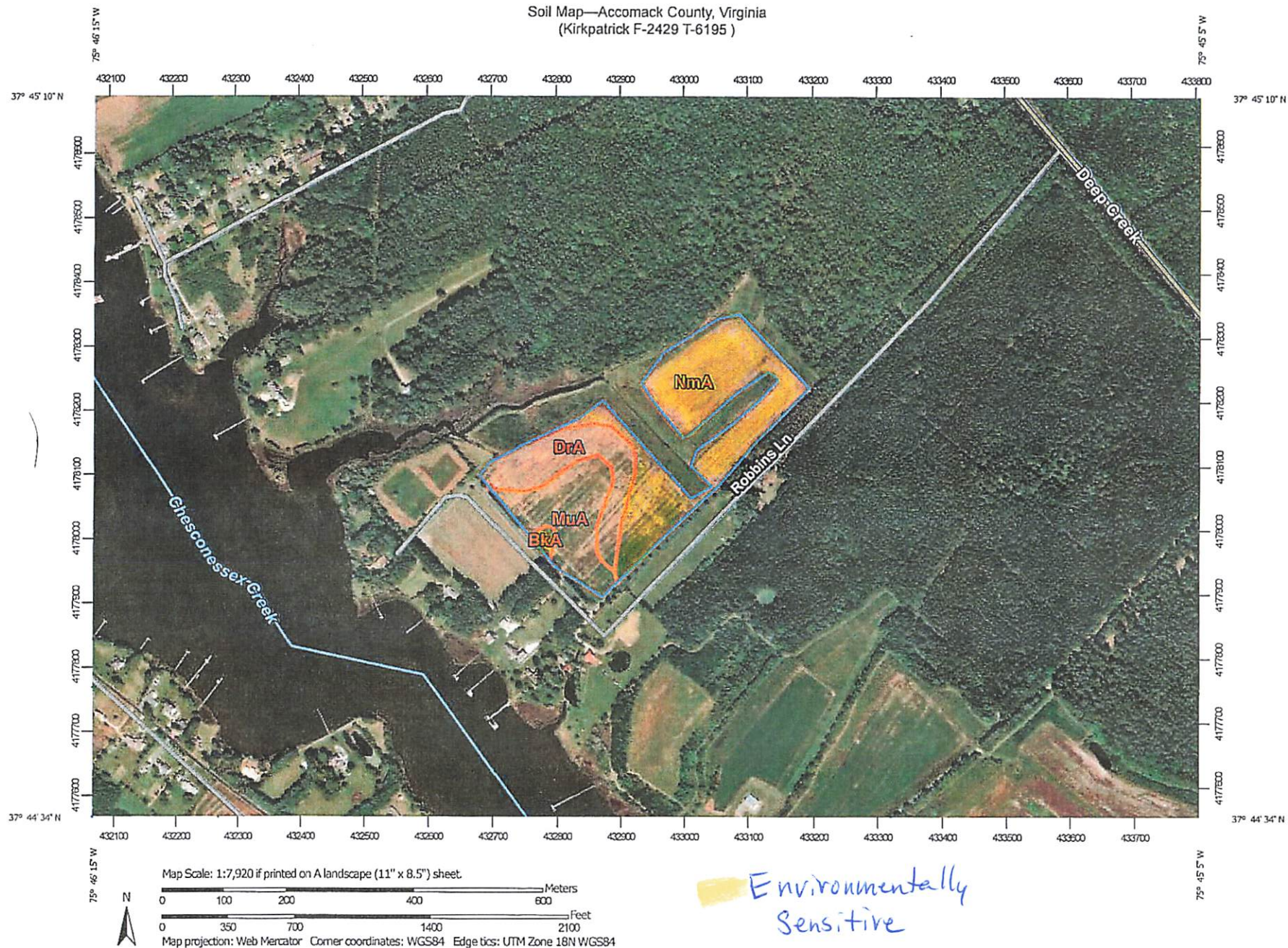
Total Field Acres:
Field 7: 21.6

Total Application Acres:
Field 7: 19.672

Farm: 2429
Tract: 6195



Soil Map—Accomack County, Virginia
(Kirkpatrick F-2429 T-6195)



Natural Resources
Conservation Service


Web Soil Survey
National Cooperative Soil Survey

11/23/2020
Page 1 of 3

Soil Map—Accomack County, Virginia
(Kirkpatrick F-2429 T-6195)

MAP LEGEND

Area of Interest (AOI)

 Area of Interest (AOI)

Soils

 Soil Map Unit Polygons

 Soil Map Unit Lines

 Soil Map Unit Points

Special Point Features



Blowout



Borrow Pit



Clay Spot



Closed Depression



Gravel Pit



Gravelly Spot



Landfill



Lava Flow



Marsh or swamp



Mine or Quarry



Miscellaneous Water



Perennial Water



Rock Outcrop



Saline Spot



Sandy Spot



Severely Eroded Spot



Sinkhole



Slide or Slip



Sodic Spot



Spoil Area



Stony Spot



Very Stony Spot



Wet Spot



Other



Special Line Features

Water Features

Streams and Canals

Transportation



Rails



Interstate Highways



US Routes



Major Roads



Local Roads

Background



Aerial Photography

MAP INFORMATION

The soil surveys that comprise your AOI were mapped at 1:15,800.

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: Accomack County, Virginia

Survey Area Data: Version 16, Jun 3, 2020

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

Date(s) aerial images were photographed: Dec 31, 2009—Sep 24, 2017

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
BkA	Bojac sandy loam, 0 to 2 percent slopes	0.3	1.3%
DrA	Dragston fine sandy loam, 0 to 2 percent slopes	4.7	21.3%
MuA	Munden sandy loam, 0 to 2 percent slopes	4.9	22.4%
NmA	Nimmo sandy loam, 0 to 2 percent slopes	12.1	54.9%
Totals for Area of Interest		21.9	100.0%

Map Unit Description (Brief, Generated)

The map units delineated on the detailed soil maps in a soil survey represent the soils or miscellaneous areas in the survey area. The map unit descriptions in this report, along with the maps, provide information on the composition of map units and properties of their components.

A map unit delineation on a soil map represents an area dominated by one or more major kinds of soil or miscellaneous areas. A map unit is identified and named according to the taxonomic classification of the dominant soils. Within a taxonomic class there are precisely defined limits for the properties of the soils. On the landscape, however, the soils are natural phenomena, and they have the characteristic variability of all natural phenomena. Thus, the range of some observed properties may extend beyond the limits defined for a taxonomic class. Areas of soils of a single taxonomic class rarely, if ever, can be mapped without including areas of other taxonomic classes. Consequently, every map unit is made up of the soils or miscellaneous areas for which it is named and some minor components that belong to taxonomic classes other than those of the major soils.

The Map Unit Description (Brief, Generated) report displays a generated description of the major soils that occur in a map unit. Descriptions of non-soil (miscellaneous areas) and minor map unit components are not included. This description is generated from the underlying soil attribute data.

Additional information about the map units described in this report is available in other Soil Data Mart reports, which give properties of the soils and the limitations, capabilities, and potentials for many uses. Also, the narratives that accompany the Soil Data Mart reports define some of the properties included in the map unit descriptions.

Report—Map Unit Description (Brief, Generated)

Accomack County, Virginia

Map Unit: BkA—Bojac sandy loam, 0 to 2 percent slopes

Component: Bojac (90%)

The Bojac component makes up 90 percent of the map unit. Slopes are 0 to 2 percent. This component is on terraces on coastal plains. The parent material consists of marine sediments. Depth to a root restrictive layer is greater than 60 inches. The natural drainage class is well drained. Water movement in the most restrictive layer is high. Available water to a depth of 60 inches (or restricted depth) is moderate. Shrink-swell potential is low. This soil is not flooded. It is not ponded. A seasonal zone of water saturation is at 60 inches during January, February, March, April, November, December. Organic matter content in the surface horizon is about 1 percent. Nonirrigated land capability classification is 1. This soil does not meet hydric criteria.

Map Unit: MuA—Munden sandy loam, 0 to 2 percent slopes

Component: Munden (90%)

The Munden component makes up 90 percent of the map unit. Slopes are 0 to 2 percent. This component is on terraces on coastal plains. The parent material consists of marine sediments. Depth to a root restrictive layer is greater than 60 inches. The natural drainage class is moderately well drained. Water movement in the most restrictive layer is moderately high. Available water to a depth of 60 inches (or restricted depth) is moderate. Shrink-swell potential is low. This soil is not flooded. It is not ponded. A seasonal zone of water saturation is at 24 inches during January, February, March, April, December. Organic matter content in the surface horizon is about 2 percent. Nonirrigated land capability classification is 2w. This soil does not meet hydric criteria.

Component: Nimmo (6%)

Generated brief soil descriptions are created for major soil components. The Nimmo soil is a minor component.

Map Unit: NmA—Nimmo sandy loam, 0 to 2 percent slopes

Component: Nimmo (85%)

The Nimmo component makes up 85 percent of the map unit. Slopes are 0 to 2 percent. This component is on terraces on coastal plains. The parent material consists of marine sediments. Depth to a root restrictive layer is greater than 60 inches. The natural drainage class is poorly drained. Water movement in the most restrictive layer is moderately high. Available water to a depth of 60 inches (or restricted depth) is low. Shrink-swell potential is low. This soil is not flooded. It is not ponded. A seasonal zone of water saturation is at 6 inches during January, February, March, April, December. Organic matter content in the surface horizon is about 2 percent. Nonirrigated land capability classification is 4w. This soil meets hydric criteria.

Component: Polawana (2%)

Generated brief soil descriptions are created for major soil components. The Polawana soil is a minor component.

Data Source Information

Soil Survey Area: Accomack County, Virginia
Survey Area Data: Version 16, Jun 3, 2020

Accomack County, Virginia

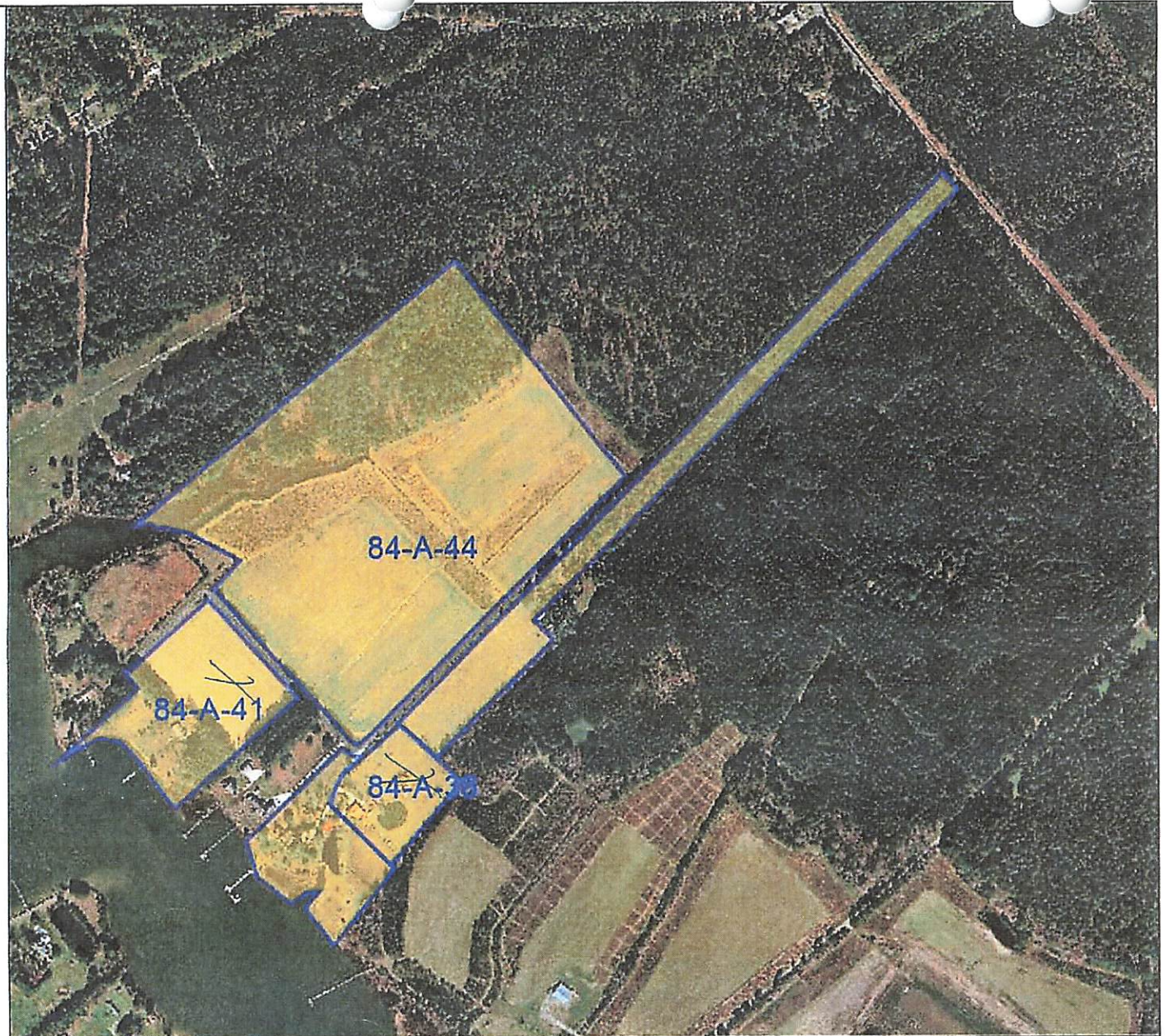
Legend

Tax Parcel 84-A-41
Owner: Darryl or Jackie Lilliston

Tax Parcel 84-A-38
Owner: Sisters 8 LLC

Tax Parcel 84-A-44
Owner: JoAnn Kirkpatrick Trust

home



Map Printed from AccoMap
<http://accomack.mapsdirect.net/>

Feet
0 200 400 600 800

Title: Farm 2429 Tract 6195 Field 3-7

Date: 9/14/2020

DISCLAIMER: This drawing is neither a legally recorded map nor a survey and is not intended to be used as such. The information displayed is a compilation of records, information, and data obtained from various sources, and Accomack County is not responsible for its accuracy or how current it may be.

VPA PERMIT APPLICATION FORM D: MUNICIPAL EFFLUENT AND BIOSOLIDS

PART D-VI: LAND APPLICATION AGREEMENT - BIOSOLIDS AND INDUSTRIAL RESIDUALS

A. This land application agreement is made on 11/15/20 between JoAnn Kirkpatrick Trust referred to here as "Landowner", and Tyson Foods referred to here as the "Permittee". This agreement remains in effect until it is terminated in writing by either party or, with respect to those parcels that are retained by the Landowner in the event of a sale of one or more parcels, until ownership of all parcels changes. If ownership of individual parcels identified in this agreement changes, those parcels for which ownership has changed will no longer be authorized to receive biosolids or industrial residuals under this agreement.

Landowner:

The Landowner is the owner of record of the real property located in Arlington County, Virginia, which includes the agricultural, silvicultural or reclamation sites identified below in Table 1 and identified on the tax map(s) with county documentation identifying owners, attached as Exhibit A.

Table 1.: Parcels authorized to receive biosolids, water treatment residuals or other industrial sludges

Tax Parcel ID	Tax Parcel ID	Tax Parcel ID	Tax Parcel ID
<u>84-A-44 T-6195</u>			
<u>85-A-20 T-6850</u>			
<u>85-A-13 T-6849</u>			

☐ Additional parcels containing Land Application Sites are identified on Supplement A (check if applicable)

Check one: ☒ The Landowner is the sole owner of the properties identified herein.
☐ The Landowner is one of multiple owners of the properties identified herein.

In the event that the Landowner sells or transfers all or part of the property to which biosolids have been applied within 38 months of the latest date of biosolids application, the Landowner shall:

1. Notify the purchaser or transferee of the applicable public access and crop management restrictions no later than the date of the property transfer; and
2. Notify the Permittee of the sale within two weeks following property transfer.

The Landowner has no other agreements for land application on the fields identified herein. The Landowner will notify the Permittee immediately if conditions change such that the fields are no longer available to the Permittee for application or any part of this agreement becomes invalid or the information herein contained becomes incorrect.

The Landowner hereby grants permission to the Permittee to land apply residuals as specified below, on the agricultural sites identified above and in Exhibit A. The Landowner also grants permission for DEQ staff to conduct inspections on the land identified above, before, during or after land application of permitted residuals for the purpose of determining compliance with regulatory requirements applicable to such application.

Class B biosolids

☐ Yes ☒ No

Water treatment residuals

☐ Yes ☒ No

Food processing waste

☒ Yes ☐ No

Other industrial sludges

☐ Yes ☒ No

Printed name	Mailing Address	Landowner Signature
By:		<u>JoAnn Kirkpatrick Trust</u>
Title*	Phone No.	
* <input type="checkbox"/> I certify that I have authority to sign for the landowner as indicated by my title as Executor, Trustee or Power of attorney, etc.		
* <input type="checkbox"/> I certify that I am a responsible official [or officer] authorized to act on behalf of the corporation, partnership, proprietorship, LLC, municipality, state or federal agency, etc.		

Permittee:

Tyson Foods, the Permittee, agrees to apply biosolids and/or industrial residuals on the Landowner's land in the manner authorized by the VPA Permit Regulation and in amounts not to exceed the rates identified in the nutrient management plan prepared for each land application field by a person certified in accordance with §10.1-104.2 of the Code of Virginia. The Permittee agrees to notify the Landowner or the Landowner's designee of the proposed schedule for land application and specifically prior to any particular application to the Landowner's land. Notice shall include the source of residuals to be applied.

Printed name	Mailing Address	Permittee-Authorized Representative Signature
<u>Kevin Taylor</u>	<u>P.O. Box 8</u>	
Title <u>Complex Manager</u>	<u>Temperanceville, VA 23442</u>	
	Phone No. <u>257-824-3471</u>	

VIRGINIA POLLUTION ABATEMENT PERMIT APPLICATION: PART D-VI LAND APPLICATION AGREEMENT

Permittee: Tyson Foods

County or City: Accomack County

Landowner: Jo Ann Kirkpatrick Life Trust

Landowner Site Management Requirements:

I, the Landowner, I have received a DEQ Biosolids Fact Sheet that includes information regarding regulations governing the land application of biosolids, the components of biosolids and proper handling and land application of biosolids.

I have also been expressly advised by the Permittee that the site management requirements and site access restrictions identified below must be complied with after biosolids have been applied on my property in order to protect public health, and that I am responsible for the implementation of these practices.

I agree to implement the following site management practices at each site under my ownership following the land application of biosolids at the site:

1. Notification Signs: I will not remove any signs posted by the Permittee for the purpose of identifying my field as a biosolids land application site, unless requested by the Permittee, until at least 30 days after land application at that site is completed.
2. Public Access
 - a. Public access to land with a high potential for public exposure shall be restricted for at least one year following any application of biosolids.
 - b. Public access to land with a low potential for public exposure shall be restricted for at least 30 days following any application of biosolids. No biosolids amended soil shall be excavated or removed from the site during this same period of time unless adequate provisions are made to prevent public exposure to soil, dusts or aerosols;
 - c. Turf grown on land where biosolids are applied shall not be harvested for one year after application of biosolids when the harvested turf is placed on either land with a high potential for public exposure or a lawn, unless otherwise specified by DEQ.
3. Crop Restrictions:
 - a. Food crops with harvested parts that touch the biosolids/soil mixture and are totally above the land surface shall not be harvested for 14 months after the application of biosolids.
 - b. Food crops with harvested parts below the surface of the land shall not be harvested for 20 months after the application of biosolids when the biosolids remain on the land surface for a time period of four (4) or more months prior to incorporation into the soil.
 - c. Food crops with harvested parts below the surface of the land shall not be harvested for 38 months when the biosolids remain on the land surface for a time period of less than four (4) months prior to incorporation.
 - d. Other food crops and fiber crops shall not be harvested for 30 days after the application of biosolids;
 - e. Feed crops shall not be harvested for 30 days after the application of biosolids (60 days if fed to lactating dairy animals).
4. Livestock Access Restrictions:

Following biosolids application to pasture or hayland sites:

 - a. Meat producing livestock shall not be grazed for 30 days,
 - b. Lactating dairy animals shall not be grazed for a minimum of 60 days.
 - c. Other animals shall be restricted from grazing for 30 days;
5. Supplemental commercial fertilizer or manure applications will be coordinated with the biosolids and industrial residuals applications such that the total crop needs for nutrients are not exceeded as identified in the nutrient management plan developed by a person certified in accordance with §10.1-104.2 of the Code of Virginia;
6. Tobacco, because it has been shown to accumulate cadmium, should not be grown on the Landowner's land for three years following the application of biosolids or industrial residuals which bear cadmium equal to or exceeding 0.45 pounds/acre (0.5 kilograms/hectare).

Jo Ann Kirkpatrick
Landowner's Signature

11/15/20
Date

VIRGINIA POLLUTION ABATEMENT PERMIT APPLICATION: PART D-VI LAND APPLICATION AGREEMENT

Landowner Coordination Form

This form is used by the Permittee to identify properties (tax parcels) that are authorized to receive biosolids and/or industrial residuals, and each of the legal landowners of those tax parcels. A *Land Application Agreement - Biosolids and Industrial Residuals* form with original signature must be attached for each legal landowner identified below prior to land application at the identified parcels.

Submission of completed Form D VPA Permit Application Workbook, Tabs 14.a and/or 14.b, supersedes the need to complete this Landowner Coordination Form.

Permittee: Tyson Foods

County or City: Accomack County

Please Print

(Landowner signatures are not required on this page)

[illegible]