

Land Application Sites

Rawlings Scott

Tyson

Farm Acreage Summary

Operator: Rawlings Scott

Location: Northampton

Landowner	Site	Latitude	Longitude	Field	Acreage		Environmentally Sensitive Soils
					Total	Usable	
Rawlings Scott	F-794 T-2158	N37° 14' 39.41"	W75° 58' 24.5"	3	21	18.43	YES
Tommy O'Conner	F-1253 T-2169	N37° 12' 51.18"	W75° 57' 20.02"	3	38.8	35.02	YES
Tommy O'Conner	F-1545 T-2170	N37° 10' 40.50"	W75° 56' 55.73"	1	10	4.22	YES
Tommy O'Conner	F-55 T-2217	N37° 12' 40.01"	W75° 57' 28.05"	1	27	23.62	YES
Tommy O'Conner	F-57 T-22001	N37° 13' 21.09"	W75° 57' 13.97"	3, 4, 5	62.6	53.89	YES
Tommy O'Conner	F-1667 T-22479	N37° 12' 21.65"	W75° 56' 57.15"	6, 7	38.5	34.2	YES

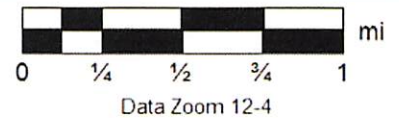
Rawlings Scott	F-1844 T-22547	N37° 13' 33.25"	W75° 57' 00.83"	3, 4, 5	39.1	32.16	YES
Preston Scott	F-1845 T-22548	N37° 13' 37.84"	W75° 56' 34.38"	3,7,10,11, 14,15,16	79.1	70.19	YES
Rawlings Scott	F-1846 T-22549	N37° 14' 18.79"	W75° 58' 51.73"	2,3,4,6,7,9	90.3	83.32	YES
Total					406.4	355.05	



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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 9/21/2020 between Preston Scott 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 Northampton 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>99-A-9</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>Preston Scott</u>	Mailing Address <u>25437 Seaside Rd</u> <u>Cape Charles, VA 22520</u>	Landowner Signature
By: <u>Preston Scott</u>	Phone No.	
Title: <u>owner</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> <u>Temperanceville, VA 23442</u>	Permittee-Authorized Representative Signature <u>Kevin Taylor</u>
Title: <u>Complex Manager</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: Northampton County
Landowner: Preston Scott

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).

Preston Scott
Landowner's Signature

9/27/2020
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.

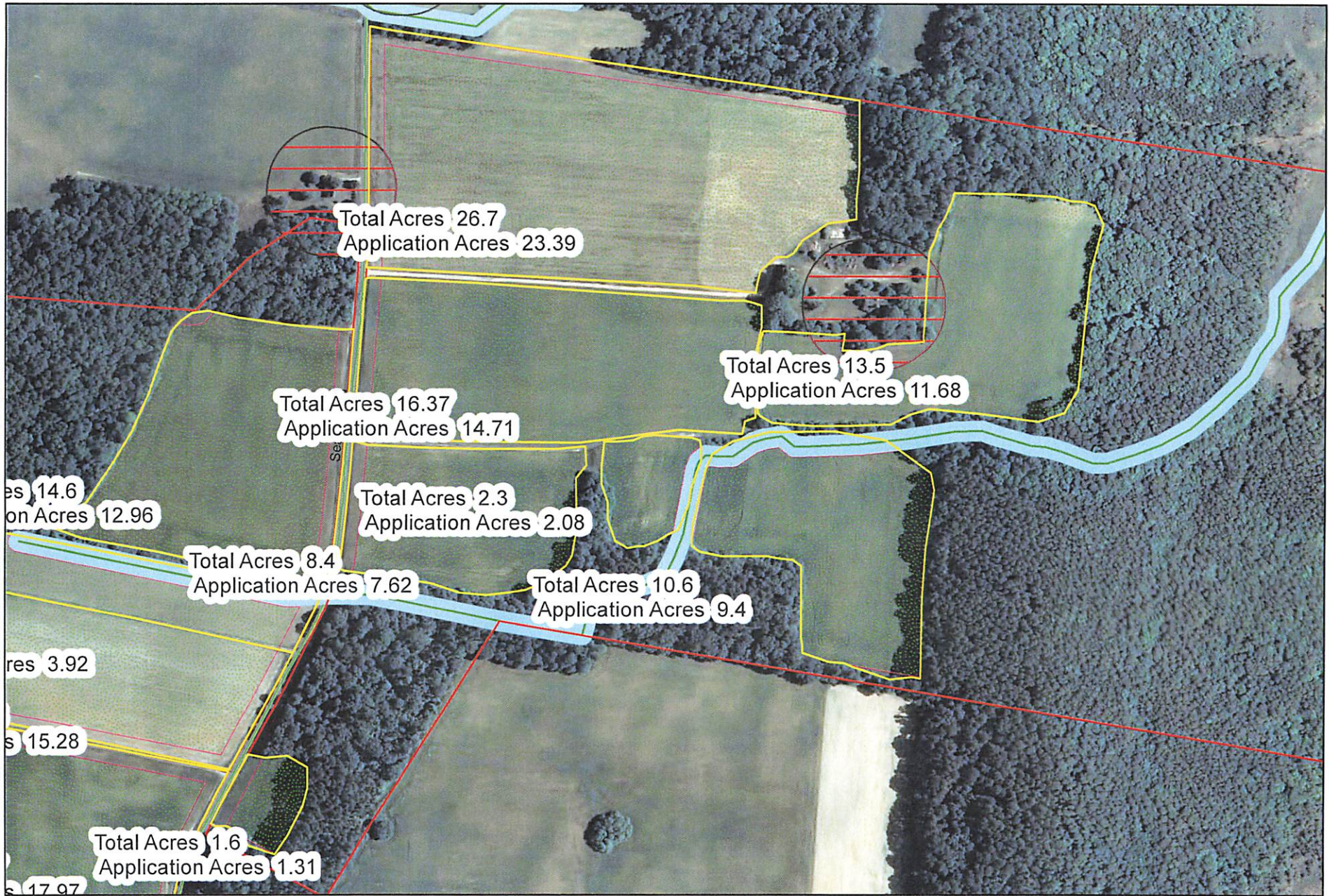
Permittee: Tyson Foods

County or City: Northampton County

Please Print

(Lendowner signatures are not required on this page)

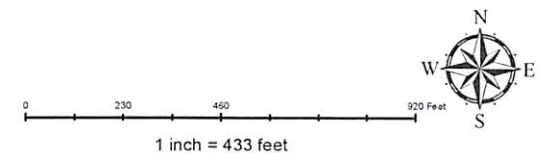
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- Legend**
- FSA Farm Tracts
 - Application Area
 - Tax Parcels
 - Occupied Dwellings 200ft Buffer

- Streams
- Bodies of Water 35ft Buffer
- Streams 35ft Buffer
- Roads
- Roads 5ft Buffer

Scott
Farm: 1845 Tract: 22548



T-22548 Tax Map



T-22548

Tax Parcel ID # 99-A-9

Operator: R. Scott

Owner: Preston H. Scott

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 9/29/2020 between Thomas O'Conner III 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 Northampton 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
99-A-16	106-A-26	T22479	
106-A-1	113-A-42	T2170	
99-A-13	113-A-43		

☐ 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>THOMAS O'CONNOR III</u>	Mailing Address <u>25112 Lankford Hwy</u> <u>Cape Charles, VA 23310</u>	Landowner Signature
By: <u>[Signature]</u>	Phone No.	
* <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> <u>Temperanceville, VA 23442</u>	Permittee- Authorized Representative Signature <u>[Signature]</u>
Title <u>Complex Manager</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: Northampton County
Landowner: Thomas O'Conner III

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.
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 - 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.
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 - 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.
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 - a. Meat producing livestock shall not be grazed for 30 days,
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 - 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 0.46 pounds/acre (0.5 kilograms/hectare).

Landowner's Signature

Date

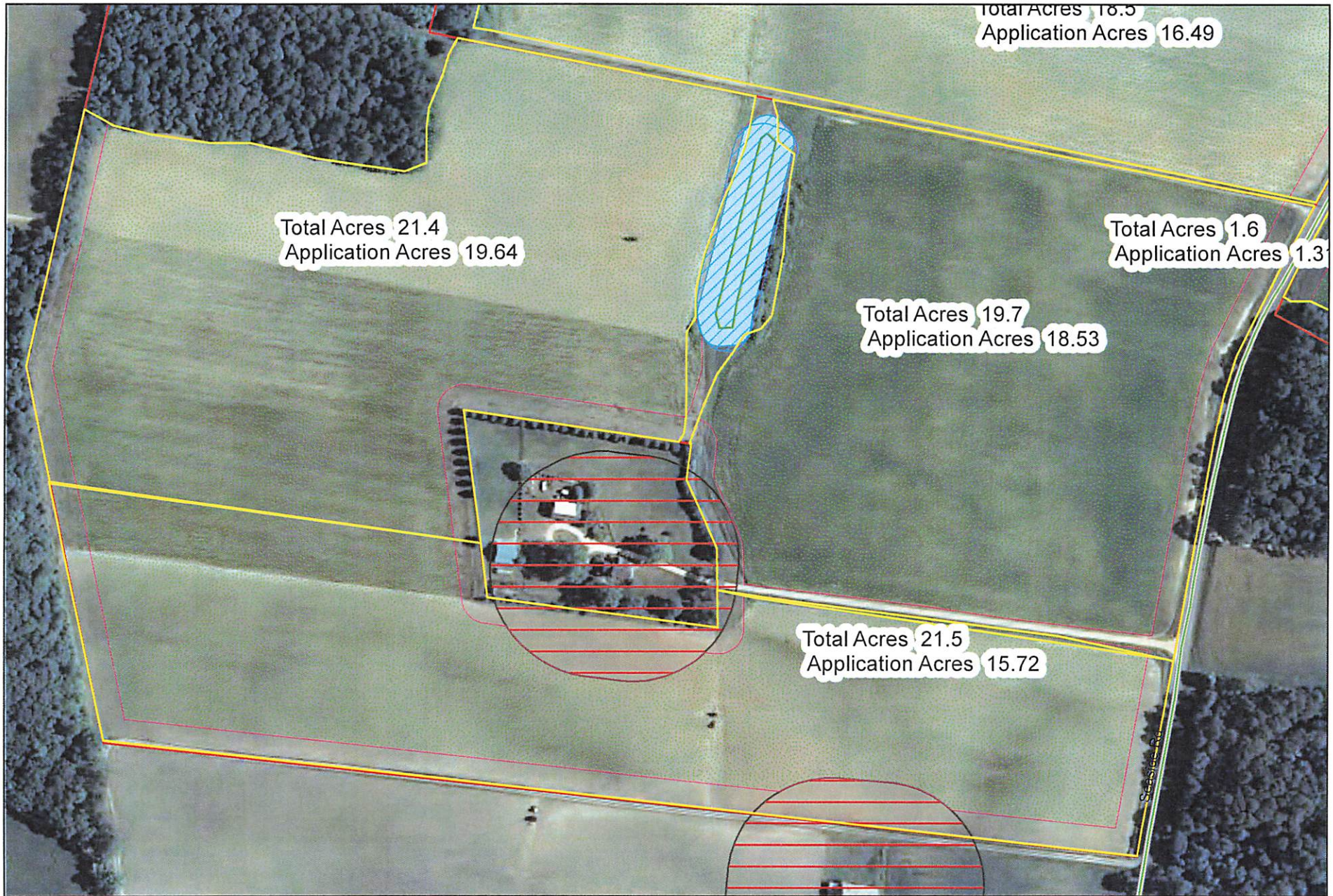
Landowner Coordination Form

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.

Permittee: Tyson Foods
County or City: Northampton County

(Landowner signatures are not required on this page)

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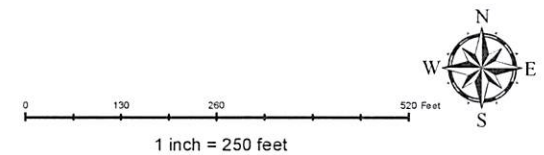


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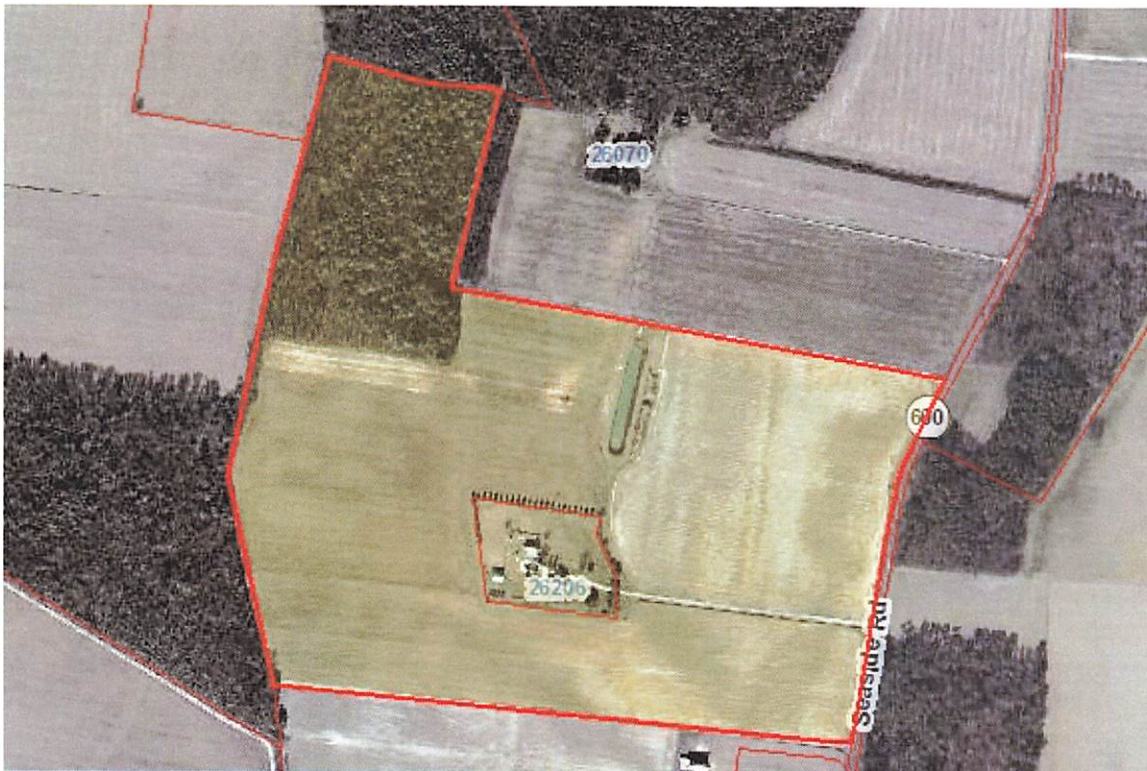
- FSA Farm Tracts
- Application Area
- Tax Parcels
- Occupied Dwellings 200ft Buffer

- Bodies of Water 35ft Buffer
- Streams
- Streams 35ft Buffer
- Roads
- Roads 5ft Buffer

Scott
Farm: 57 Tract: 22001



F-57 T-22001 Tax Map



F-57 T-22001

Operator: R. Scott

Tax Parcel ID# 99-A-13

Owner: Thomas O'Connor III

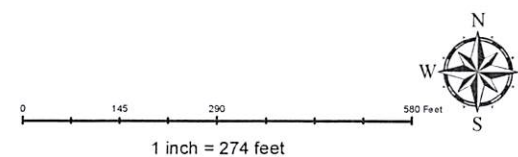


Legend

- FSA Farm Tracts
- Application Area
- Tax Parcels
- Occupied Dwellings 200ft Buffer

- Streams
- Bodies of Water 35ft Buffer
- Streams 35ft Buffer
- Roads
- Roads 5ft Buffer

Scott
Farm: 1667 Tract: 22479



F-1667 T-22479 Tax Map



F-1667 T-22479

Operator: R. Scott

Tax Parcel ID #106-A-26

Owner: Thomas O'Connor III

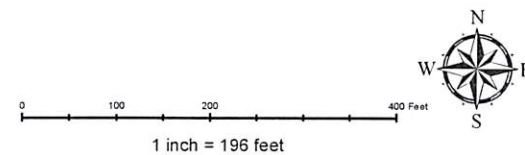


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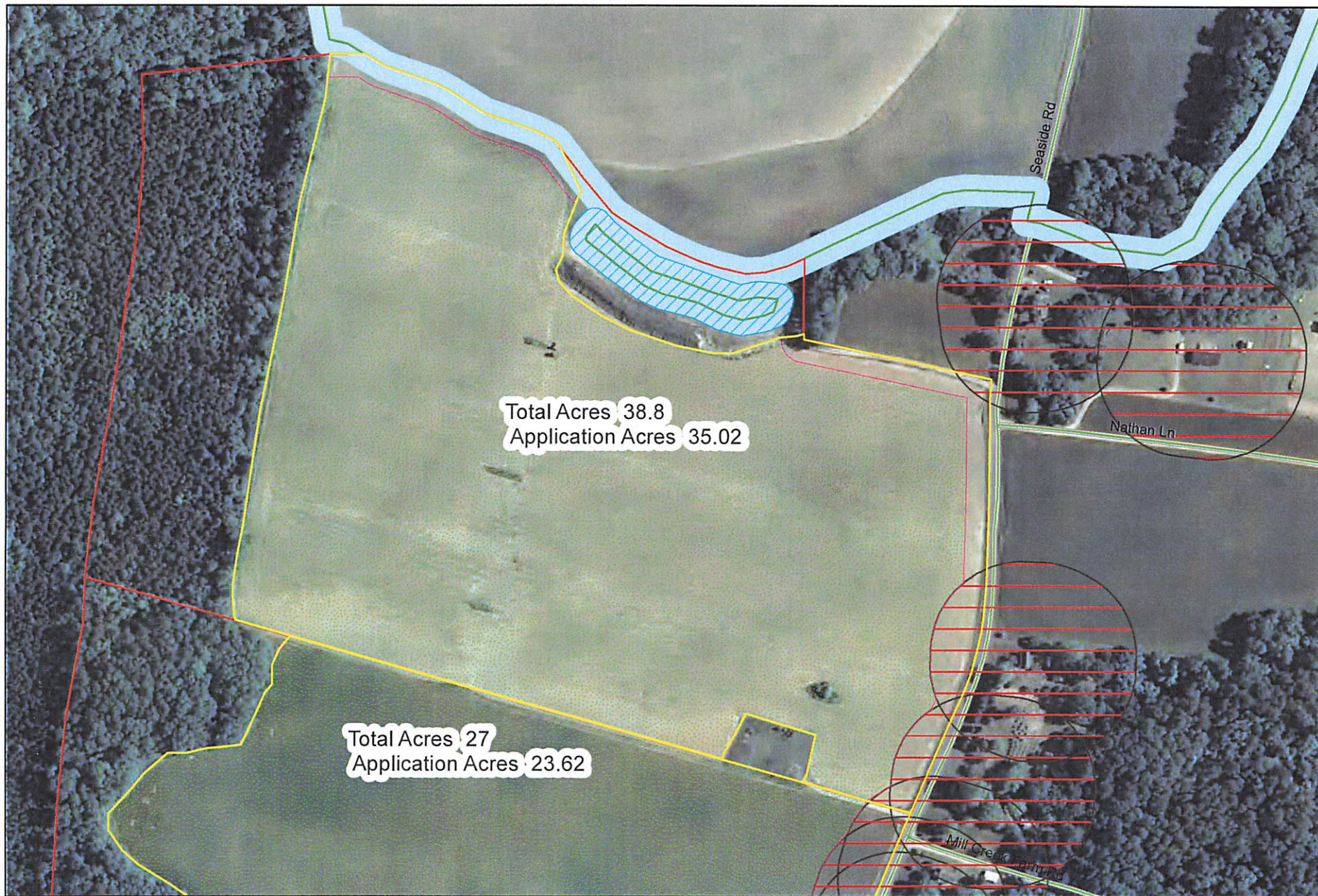
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- Occupied Dwellings 200ft Buffer

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- Streams
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- Roads
- Roads 5ft Buffer

Scott
Farm: 1545 Tract: 2170



Operator: R. Scott

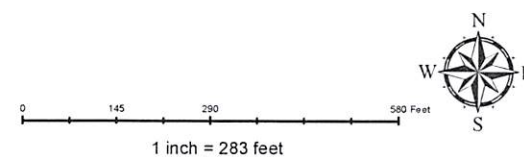


Legend

- FSA Farm Tracts
- Application Area
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- Roads
- Roads 5ft Buffer

Scott
Farm: 1253 Tract: 2169



F-1253 T-2169 Tax Map



F-1253 T-2169

Operator: R. Scott

Tax Parcel ID# 99-A-16

Owner: Thomas O'Connor III

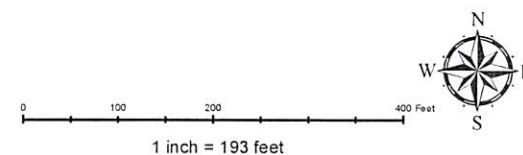


Legend

- FSA Farm Tracts
- Application Area
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- Streams
- Streams 35ft Buffer
- Roads
- Roads 5ft Buffer

Scott
Farm: 55 Tract: 2217



F-55 T-2217 Tax Map



F-55 T-2217

Operator: R. Scott

Tax Parcel ID # 106-A-1

Owner: Thomas O'Conner III

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 9/27/2020 between W. Rawlings Scott referred to here as "Landowner", and Tylen 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.

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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>91-9-5</u>	<u>91-9-7</u>	<u>91-9-3</u>	<u>98-A-3 T22549</u>
<u>91-9-4</u>	<u>91-9-1</u>	<u>91-9-2</u>	
<u>91-9-RW</u>	<u>91-9-6</u>	<u>99-A-12 T22547</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:

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

Printed name <u>W. Rawlings Scott & Gail Scott</u>	Mailing Address <u>25112 Lunkford Hwy Cape Charles, VA 23310</u>	Landowner Signature
By: <u>[Signature]</u>	Phone No.	
<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:

Tylen 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 Temperanceville, VA 23442</u>	Permittee- Authorized Representative Signature <u>[Signature]</u>
Title <u>Complex Manager</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: Northampton County
Landowner: W. Rawlings & Gail Scott

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.

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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).

W. Rawlings & Gail Scott
Landowner's Signature

9-27-2020
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.

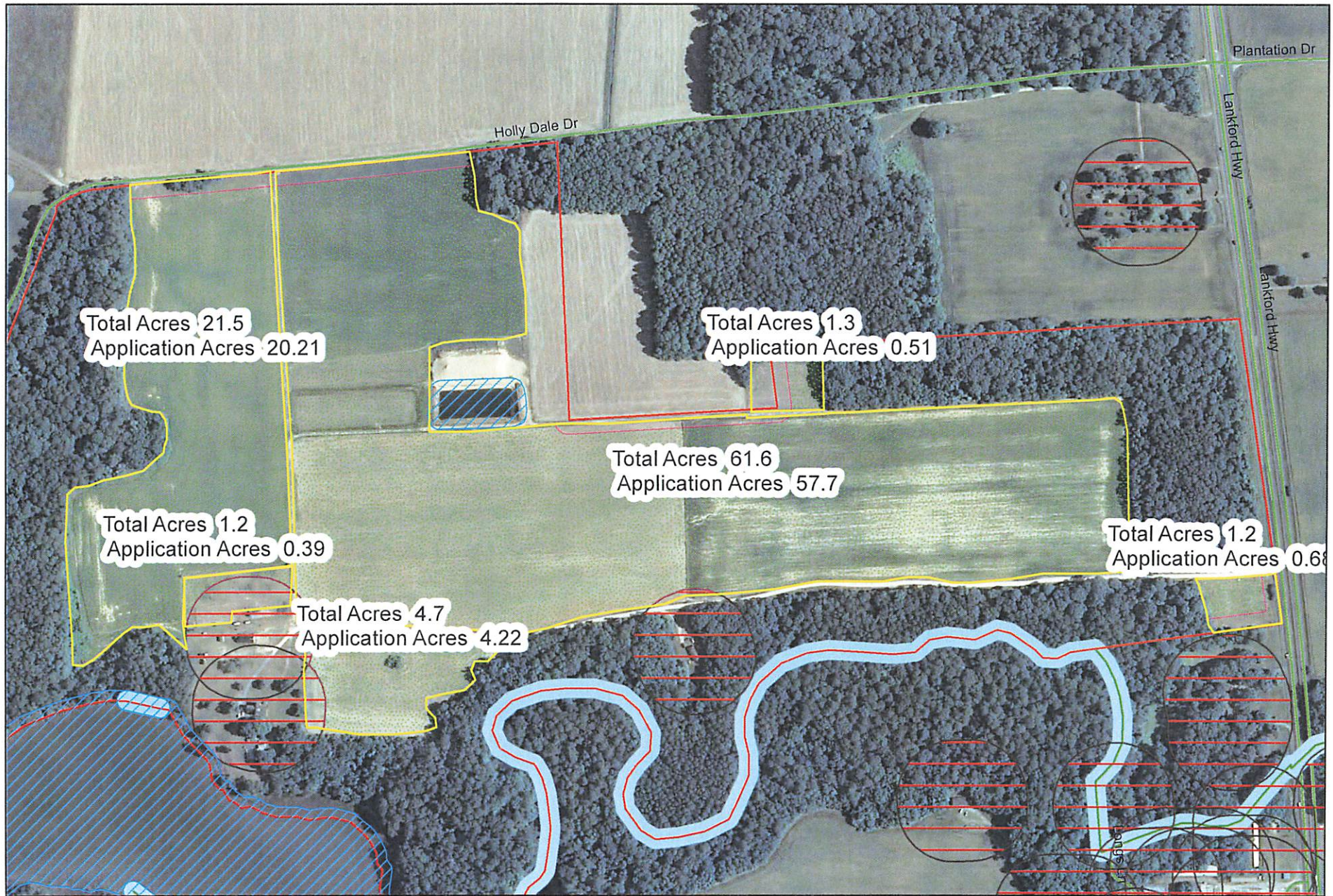
Permittee: Tyson Foods

County or City: Northampton County

Please Print

(Landowner signatures are not required on this page)

[illegible]

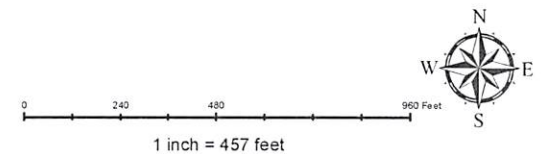


Legend

- FSA Farm Tracts
- Application Area
- Tax Parcels
- Occupied Dwellings 200ft Buffer

- Bodies of Water 35ft Buffer
- Streams
- Streams 35ft Buffer
- Roads
- Roads 5ft Buffer

Scott
Farm: 1846 Tract: 22549



T-22549 Tax Map



T-22549

Tax Parcel #98-A-3

Operator: Rawlings Scott

Owner: Rawlings Scott

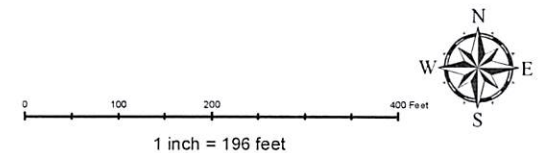


Legend

- FSA Farm Tracts
- Application Area
- Tax Parcels
- Occupied Dwellings 200ft Buffer

- Bodies of Water 35ft Buffer
- Streams
- Streams 35ft Buffer
- Roads
- Roads 5ft Buffer

Scott
Farm: 794 Tract: 2158



T-2158 Tax Map

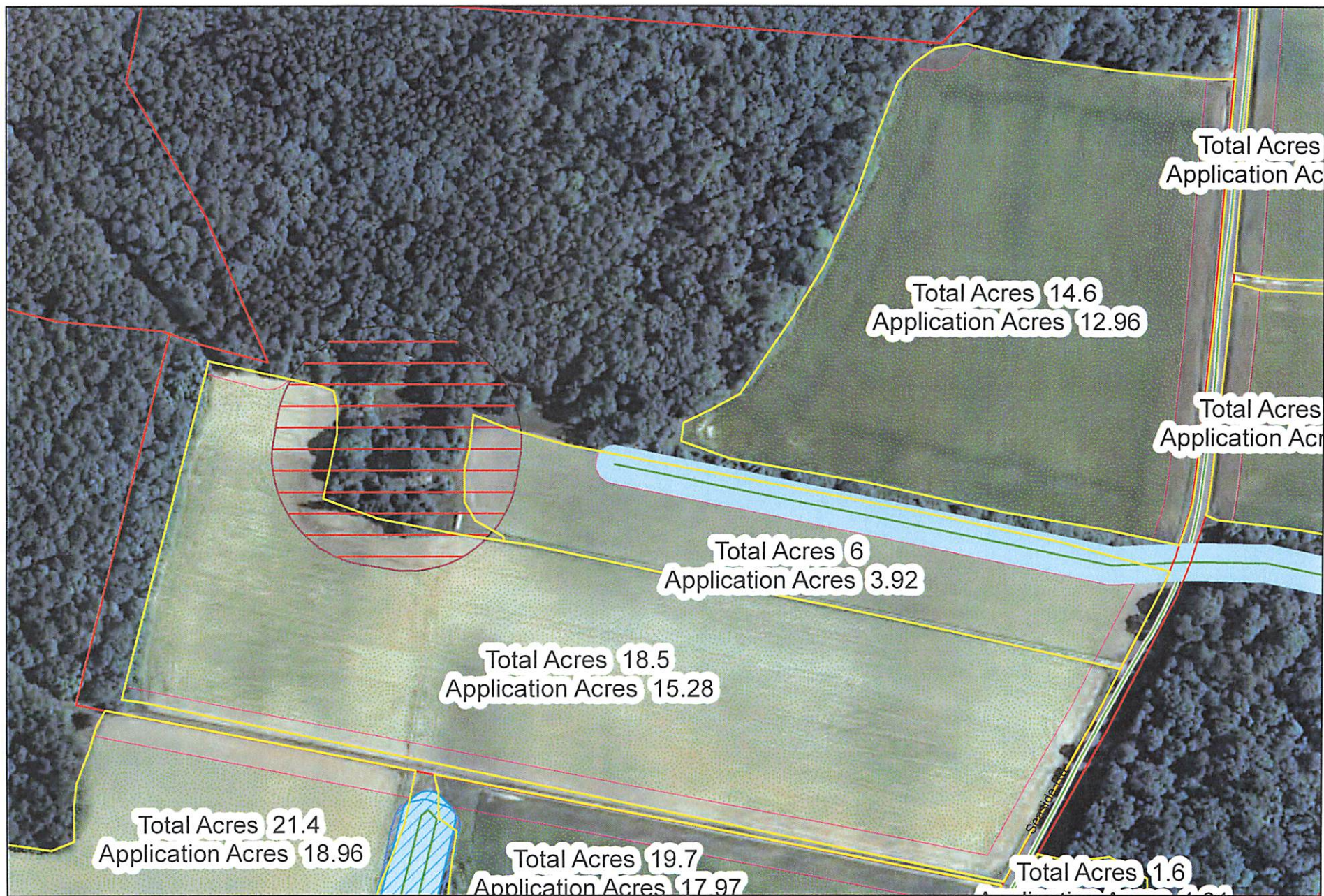


T-2158

Tax Parcel ID # 91-9-5, 91-9-4, 91-9-RW,
91-9-7, 91-9-1, 91-9-6, 91-9-3, 91-9-2

Operator: R. Scott

Owner: Rawlings & Gail Scott

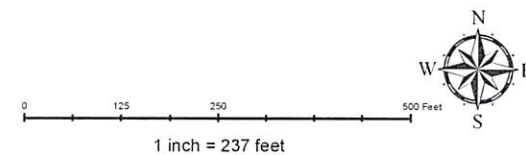


Legend

- FSA Farm Tracts
- Application Area
- Tax Parcels
- Occupied Dwellings 200ft Buffer

- Streams
- Bodies of Water 35ft Buffer
- Streams 35ft Buffer
- Roads
- Roads 5ft Buffer

Scott
Farm: 1844 Tract: 22547



T-22547 Tax Map



T-22547

Tax Parcel ID # 99-A-12

Operator: R. Scott

Owner: Rawlings & Gail Scott