



BEVANS OYSTER COMPANY, INC.
FRESH SHUCKED, FROZEN & SHELL OYSTERS
FROZEN BAIT

Robo

RECEIVED
OCT 07 2010
MARINE RESOURCES
COMMISSION

1090 SKIPJACK ROAD • KINSALE, VIRGINIA 22488 • (804) 472-2331 • www.bevansoyster.com

October 4, 2010

Steven G. Bowman, Commissioner
Virginia Marine Resources Commission
2600 Washington Avenue
Newport News, VA 23607

Dear Commissioner Bowman:

We are submitting this notification under 4VAC20-1130-10, General Permit #4, for the temporary placement of protective aquaculture structures for culturing oysters. We request permission to deploy aquaculture structures in the Yeocomico River, Westmoreland County. We propose to deploy structures on hard slate oyster planting ground that is void of marked navigational waterways and significantly offshore from private or commercial interests.

Name:
Bevans Oyster Company

Address:
1090 Skipjack Road, Kinsale, VA 22488

Phone:
804.761.9408 (mobile)
804.472.2331 (office)

Location:
The two proposed deployment locations are in the Yeocomico River, Westmoreland County, both approximately 600 feet from the nearest shoreline and void of any marked navigational waterways. Both areas contain hard slate oyster ground that will support the placement of protective aquaculture structures.

Plat file #17645 leased by Bevans Oyster Company is located adjacent to Public Grounds #1 and #2, to the east of Parkers Creek and to the south of Lynch's Point.

Plat file #15181 leased by Mundy Point & Watts Point Farms, Inc. (see enclosed use agreement) is located between Public Grounds #1 and #2 to the south of Lynch's Point and to the northeast of Parkers Creek.

Bevans Oyster Co., General Permit #4 request

Size:

Plat file #17645 = approximately 50 acres indicated on enclosed maps by vertical lines.
Plat file #15181 = approximately 37 acres indicated on enclosed maps by horizontal lines.

Number of structures:

The average maximum density of 250 cages/acre will be followed.

Description of structure:

Four (4) foot wide by six (6) foot long by one (1) foot high, individually buoyed, oyster aquaculture cages made with a steel frame containing a wire mesh basket and top.

Species to be cultured:

These cages will be used to culture shellfish currently allowed by Virginia law.

Description of the area:

Plat file # 17645 is leased oyster ground under Bevans Oyster Company located in the Yeocomico River, Westmoreland County on the northern side of the river. This oyster planting ground is hard slate bottom that will support the temporary aquaculture structures. We propose to remain a minimum of 600' offshore, where the slate bottom is located, slightly inshore of Public Grounds #1 and #2. The marked navigable waterway is well offshore of the proposed deployment area. Deployment is proposed at minus 2' to minus 6' mean low water.

Plat file #15181 is leased oyster ground under Mundy Point & Watts Point Farms, Inc in the Yeocomico River, Westmoreland County on the northern side of the river. Enclosed is a user agreement that has been signed by both parties to allow Bevans Oyster Company to plant this leased ground. This oyster planting ground is hard slate bottom that will support the temporary aquaculture structures. We propose to remain a minimum of 600' offshore, where the slate bottom is located, between Public Grounds #1 and #2. The marked navigable waterway is well offshore of the proposed deployment area. Deployment is proposed at minus 2' to minus 6' mean low water.

Submerged Aquatic Vegetation (SAV):

Conflict with SAV is not an issue for the proposed deployment area; historic and recent surveys have not detected SAV beds.

Date of placement:

We propose to begin deployment of structures as soon as possible, post issuance of the appropriate permit(s).

Permit fee:

Due to previously issued permits we currently have over 2,500 cages and therefore pay \$1,000.00 annually.

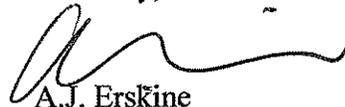
Bevans Oyster Co., General Permit #4 request

Adjacent Property Owner Addresses:

None. The proposed deployment areas are located well offshore, however not within any marked channel, with a minimum of 600 feet from the nearest shoreline.

Thank you for your time and consideration of this General Permit notification for the placement of temporary protective enclosures for oyster culture in the Yeocomico River, Westmoreland County. Please don't hesitate to contact me should you have any questions or require additional information.

Sincerely,



A.J. Erskine

Bevans Oyster Co.

ajerskine@bevansoyster.com

804.761.9408



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FROZEN BAIT

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September 30, 2010

Mundy Point & Watts Point Farms, Inc.
Attention: Julia Middleton

RE: Use agreement between Mundy Point & Watts Point Farms, Inc. and Bevans Oyster Company to allow Bevans Oyster Company to plant Plat file #15181

By way of the signatures below both parties agree to allow Bevans Oyster Company access to the oyster planting ground Plat File #15181 (37 acres) located in the Yeocomico River, Westmoreland County, south of Lynch's Point, adjoining Public Ground No. 1 and No. 2.

This use agreement will become effective on the date stated above and will not terminate until either party confirms in writing their intent to terminate, giving the other party a minimum of 60 days to remove all associated oyster products.

Julia C. Middleton
Julia Middleton
Mundy Point & Watts Point Farms, Inc.

Ronald W. Bevans
Ronald W. Bevans
Bevans Oyster Company



Legend

 Baylor Grounds (Public Oyster Grounds)

 Private Oyster Leases

10/4/10 BEVANS OYSTER CO.
 GP #4 REQUEST TO PLACE
 TEMPORARY AQUACULTURE
 STRUCTURES ON PRIVATE
 LEASED GROUND
 - PF #17645 + PF#15181
 YEDCOMICO RIVER,
 WESTMORELAND COUNTY



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10/4/10 BEVANS OYSTER CO.

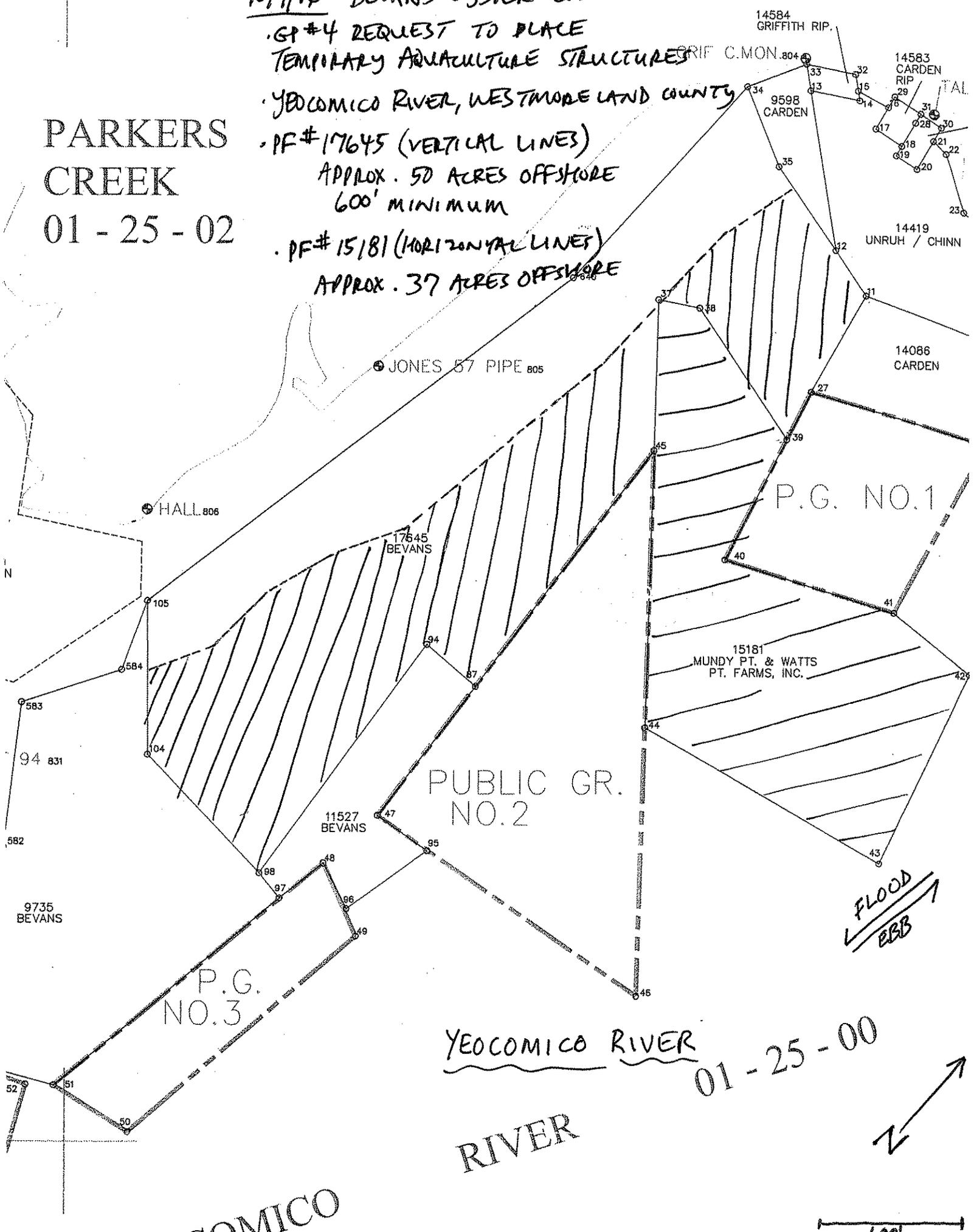
GP #4 REQUEST TO PLACE
TEMPORARY AQUACULTURE STRUCTURES

YECOMICO RIVER, WESTMORELAND COUNTY

PF # 17645 (VERTICAL LINES)
APPROX. 50 ACRES OFFSHORE
600' MINIMUM

PF # 15181 (HORIZONTAL LINES)
APPROX. 37 ACRES OFFSHORE

PARKERS
CREEK
01 - 25 - 02



YECOMICO RIVER

01 - 25 - 00

RIVER

FLOOD
BEB

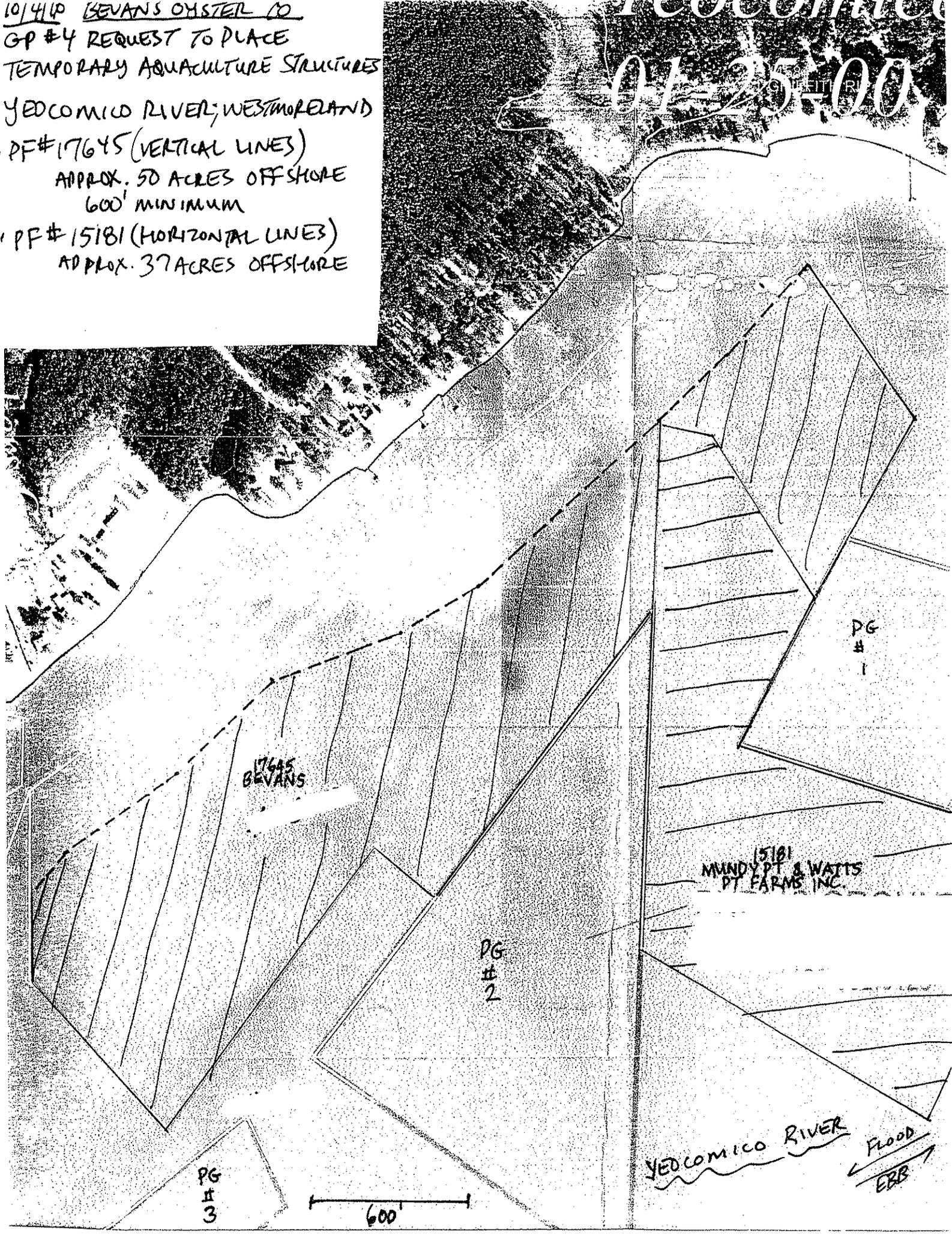


600'

COMICO

10/4/10 BEVANS OYSTER CO
GP #4 REQUEST TO PLACE
TEMPORARY AQUACULTURE STRUCTURES
YEDCOMICO RIVER; WESTMORELAND
PF#17645 (VERTICAL LINES)
APPROX. 50 ACRES OFFSHORE
600' MINIMUM
PF#15181 (HORIZONTAL LINES)
APPROX. 37 ACRES OFFSHORE

01-25-00



17645
BEVANS

PG

1

15181
MUNDY PT & WATTS
PT FARMS INC.

PG

2

PG

3

600'

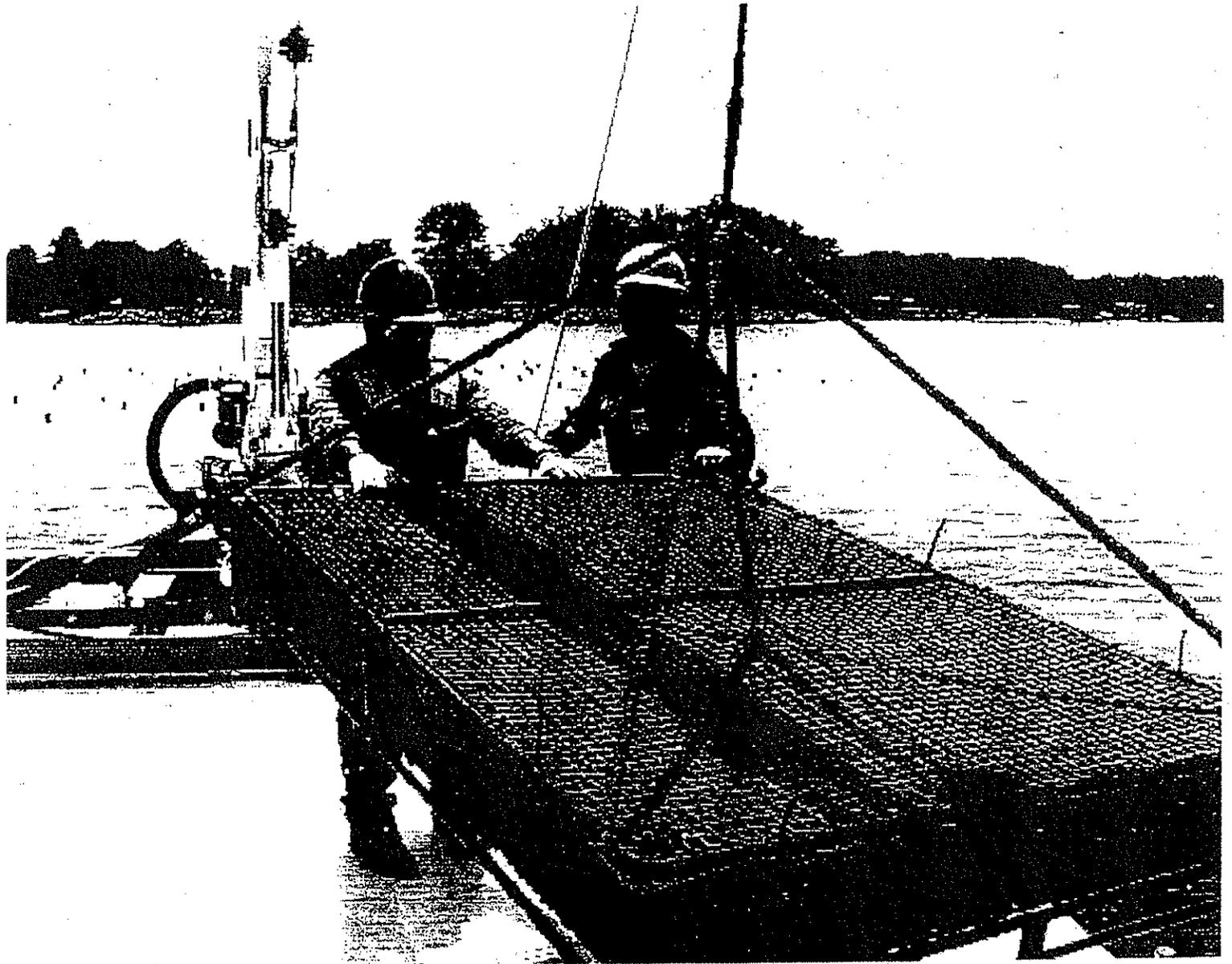
YEDCOMICO RIVER
← FLOOD
EBB →

10/4/10

BEVANS OYSTER CO.

• NOTIFICATION TO REQUEST APPROVAL TO
DEPLOY OYSTER STRUCTURES ON LEASED
GROUND IN YEOCOMICO RIVER, WESTMORELAND COUNTY
PF#17645, PF#15181

• PHOTO OF OYSTER AQUACULTURE CAGE CURRENTLY BEING
USED ON LEASED GROUND IN COAN RIVER.



10/4/10 BEVANS OYSTER CO.

NOTIFICATION TO REQUEST APPRAVAL
TO DEPLOY OYSTER STRUCTURES ON
YEOCOMICO RIVER, WESTMORELAND COUNTY
PF #17645, PF #15181

DRAWING OF OYSTER AQUACULTURE CASE

