



# Appendix L - Limited Environmental Record Research

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# LETTER OF TRANSMITTAL

<b>TO:</b>	Blair Goodman Wade, Environmental Specialist HDR Inc.
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<b>DATE:</b>	11/24/2015	<b>F&amp;ME NO.:</b>	G5396.000
<b>ATTN:</b>	Blair Wade		
<b>RE:</b>	US 21 RBO Harbor River Bridge Limit Records Research		

<b>WE ARE SENDING YOU THE FOLLOWING:</b>	<b>VIA:</b> <u>U.S. Mail</u>
<input type="checkbox"/> AGREEMENT <input type="checkbox"/> INVOICE <input type="checkbox"/> PHOTOS <input type="checkbox"/> PLANS <input type="checkbox"/> PROPOSAL <input checked="" type="checkbox"/> RECORDS <input type="checkbox"/> REPORTS <input type="checkbox"/> SAMPLES <input type="checkbox"/> SPECIFICATIONS <input type="checkbox"/> SUBMITTAL <input checked="" type="checkbox"/> OTHER <u>Table of pertinent information pursuant to Scope of Work (SOW).</u>	

COPIES	DATE	DESCRIPTION
2	11/24/15	Transmittal of property records information and summary table pursuant to SOW.

<b>THESE ARE TRANSMITTED AS CHECKED BELOW:</b>
<input checked="" type="checkbox"/> AS REQUESTED <input type="checkbox"/> CORRECTED COPY <input type="checkbox"/> FOR YOUR USE <input type="checkbox"/> RESUBMITTED <input type="checkbox"/> OTHER _____

<p><b>COMMENTS:</b></p> <p>This transmittal contains a Table entitled "Harbor River Limited Environmental Records Research". The Table includes all pertinent informtion obtained from FOI and EDR as agreed to in the SOW. All of the raw data from FOI and EDR is also included as an attachment in this transmittal.</p>
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**SIGNED:** \_\_\_\_\_  
Rodney W. Wingard, Enviromental Manager

## Harbor River Limited Environmental Records Research

Parcel	Physical Address of Property	Owner(s)	Tax Map Parcel Number	Approximate Easting NAD83 SC State Plane (feet)	Approximate Northing NAD83 SC State Plane (feet)	Brief Property Description	Recognized Environmental Concern (REC)
A	1929 Sea Island Parkway Saint Helena Island SC 29920	Ward Creek, LLC	R300 013 000 088A 0000	2,161,156.62	211,109.65	On the west side of the Harbor River Bridge, just off of Sea Island Parkway, Gay Fish Co. Road leads to Gay Fish Company along Wards Creek. Large docks wrap around the building for shrimp boats. Said to be the location for filming Bubba Gump Fish Company for movie Forrest Gump.	no
B	1999 Sea Island Parkway Saint Helena Island SC 29920	County of Beaufort	R300 019 000 0008 0000	2,164,375.73	209,842.15	Butchers Island. Butchs Road leads to a boat landing on Wards Creek. EDR shows a history of a shallow well on the property. The well information comes from the State database Site ID Number SCWC40000001673.	no
C	2012 Sea Island Parkway Saint Helena Island SC 29920	County of Beaufort	R300 020 00B 0030 0000	2,169,672.16	207,737.65	Property on the east side of Harbor River on Harbor Island where bridge ends. Said to be Beaufort County Boat Landing however there does not appear to be ramp at this location. Evidence of cars parking at this location, possibly for fishing.	no
D	2076 Sea Island Parkway Saint Helena Island SC 29920	Harbor Island Owners Association	R300 020 00A 0119 0000	2,172,104.98	206,071.19	Property appears to be an undeveloped island in the marsh. It is owned by the community home owners association.	no
E	2 Harbor Drive Harbor Island SC 29920	C. Coleman White and Todd W. McDaniel	R300 020 00B 0036 0000	2,171,947.93	206,251.93	Harbor Island Sales office. DHEC FOI information shows Harbor Island Utilities Inc. was granted a Land Application Discharge Permit on September 17, 2012 through September 30, 2022 for discharge of treated wastewater from the facility.	no
F	2087 Sea Island Parkway Saint Helena Island SC 29920	Carolina Recreational Concepts, LLC	R300 020 00B 0032 0000	2,171,829.04	206,813.09	Beaufort County identifies the legal description for this property as a "Restaurant Site Harbor Island PB30P96". However the name of the restaurant is unknown.	no
G	5 Harbor Drive Harbor Island SC 29920	Theresa A. Morris	R300 020 00B 0037 0000	2,171,933.77	206,445.57	Beaufort County identifies this property with the legal description "Causeway Pedestal Site #3 Harbor Island". This property is an undeveloped greenway adjacent to the guard house and gate.	no

<b>H and X</b>	2067 Sea Island Parkway Saint Helena Island SC 29920	Harbor Island Utilities Inc.	R300 020 00B 0034 0000	2,172,251.12	206,274.58	Harbor Island Sewer Treatment Plant Lift Station. Sewer Site and easement. DHEC FOI information revealed an enforcement conference was held on November 21, 2013. The memo to file from the Bureau of Water indicated that the Utility was voluntarily monitoring ammonia levels to prevent future noncompliance.	no
<b>I</b>	2123 Sea Island Parkway Saint Helena Island SC 29920	Harbour Key Community Association Inc.	R300 020 00C 0153 0000	2,171,297.95	207,335.37	Open space greenway in Harbor Key.	no
<b>J</b>	Lot Number 1 Harbor Drive Saint Helena Island SC 29920	Preferrred Island Properties	R300 020 00B 0043 0000	2,172,021.97	206,542.20	Vacant Property.	no
<b>K</b>	Lot Number 2 Harbor Drive Saint Helena Island SC 29920	Preferrred Island Properties	R300 020 00B 0044 0000	2,172,105.97	206,626.70	Vacant Property.	no
<b>L</b>	Lot Number 3 Harbor Drive Saint Helena Island SC 29920	Preferrred Island Properties	R300 020 00B 0045 0000	2,172,180.05	206,706.20	Vacant Property.	no
<b>M</b>	Lot Number 4 Harbor Drive Saint Helena Island SC 29920	Harbor Island Owners Association	R300 020 00B 0046 0000	2,172,289.95	206,802.46	Open Space the causeway cottage annex.	no
<b>N</b>	7 Harbor Drive Harbor Island SC 29920	Harbor Island Owners Association	R300 020 00B 0041 0000	2,172,260.04	206,585.45	Open space greenway in Harbor Key.	no

Note: The properties listed in the table above were provided to F&ME by HDR for evaluation within the project study corridor.

**South Carolina Department of Health  
and Environmental Control (DHEC)  
Freedom of Information (FOI) Office  
Documents Provided**

# F&ME CONSULTANTS

October 22, 2015

Ms. Karla York, Director  
Freedom of Information  
SC Department of Health and Environmental Control  
2600 Bull Street  
Columbia, South Carolina 29201

Re: Request for information pertaining to environmental issues for various attached addresses

Dear Ms. <sup>KARLA</sup>York:

This is a request for information pertaining to any environmental issues that may have been registered with DHEC for the attached addresses. Any information pertaining to environmental problems may consist of the following:

- 1) Information pertaining to the removal or installation of above ground and underground storage tanks;
- 2) Issuance of any environmentally related permit(s) and well record(s);
- 3) Issuance of any license(s) (or complaints against) to store hazardous substances and/or petroleum products on the subject properties or adjacent properties and any action taken;
- 4) Issuance of any license(s) (or complaints) regarding waste disposal on the subject properties or adjacent properties; and
- 5) Brownfield site(s) on the subject properties or adjacent properties.

If you have any questions, please do not hesitate to contact us. We would appreciate your response as soon as is convenient.

Regards,



Rodney W. Wingard  
Environmental Manager  
F&ME CONSULTANTS

**PROPERTY ADDRESSES**

NUMBER	ADDRESS	OWNERS
1	1929 SEA ISLAND PKWY SAINT HELENA ISLAND SC 29920	WARD CREEK, LLC
2	1999 SEA ISLAND PARKWAY SAINT HELENA ISLAND SC 29920	COUNTY OF BEAUFORT
3	2012 SEA ISLAND PARKWAY SAINT HELENA ISLAND SC 29920 BOAT LANDINGHARBOR RIVER	COUNTY OF BEAUFORT
4	2076 SEA ISLAND PARKWAY SAINT HELENA ISLAND SC 29920-5016	HARBOR ISLAND OWNERS ASSOCIATION
5	2 HARBOR DRIVE HARBOR ISLAND SC 29920	C. Coleman White, et al (see deed)
6	2087 Sea Island Parkway SAINT HELENA ISLAND SC 29920	Carolina Recreational Concepts, LLC
7	5 HARBOR DRIVE HARBOR ISLAND SC 29920	THERESA A. MORRIS
8	2067 SEA ISLAND PARKWAY SAINT HELENA ISLAND SC 29920 HARBOR ISLAND SEWER TREATMENT PLANT LIFT STATION	HARBOR ISLAND UTILITIES INC
9	2123 SEA ISLAND PARKWAY HARBOR ISLAND SC 29920	HARBOUR KEY COMMUNITY ASSOCIATION INC
10	LOT NUMBER 1 HARBOR DRIVE HARBOR ISLAND SC 29920	PREFERRED ISLAND PROPERTIES
11	LOT NUMBER 2 HARBOR DRIVE HARBOR ISLAND SC 29920	PREFERRED ISLAND PROPERTIES
12	LOT NUMBER 3 HARBOR DRIVE HARBOR ISLAND SC 29920	PREFERRED ISLAND PROPERTIES
13	LOT NUMBER 4 HARBOR DR HARBOR ISLAND SC 29920	HARBOR ISLAND OWNERS ASSOCIATION
14	7 HARBOR DR HARBOR ISLAND SC 29920	HARBOR ISLAND OWNERS ASSOCIATION



**Freedom of Information Request Form**  
Customer Service: (803) 898-3882

Date: \_\_\_\_\_

Internal request number: \_\_\_\_\_

**Contact information**

Name: \_\_\_\_\_ Company/Organization: \_\_\_\_\_

Street address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_

Phone number: \_\_\_\_\_ Email address: \_\_\_\_\_

**Request information**

I'm requesting:  Specific documents  File review

Facility or project name: \_\_\_\_\_

Facility address: \_\_\_\_\_

County: \_\_\_\_\_

DHEC file custodian/staff contact if known: \_\_\_\_\_

Description of documents or files requested:

**Family Privacy Protection Act statement**

The Family Privacy Protection Act, SC Code Section 30-2-50, prohibits any person or private entity from knowingly obtaining or using any personal information obtained from our agency for commercial solicitation directed to any person in the State. Violation of this law is a crime.

I have read and understand this statement. I am not requesting personal information for the purposes of commercial solicitation or in violation of law.

Signed: \_\_\_\_\_

**Submit requests: Email: [foi@dhec.sc.gov](mailto:foi@dhec.sc.gov) • Fax: (803) 898-3816 • Mail: FOI Office, 2600 Bull St., Columbia, S.C. 29201**

**Office Use Only:** Date completed: \_\_\_\_\_

**Billing info:** Research: Time: \_\_\_\_\_ Cost: \_\_\_\_\_

Description: \_\_\_\_\_

\_\_\_\_\_

Services:  Scan #: \_\_\_\_\_  WebX documents #: \_\_\_\_\_  Hard copies #: \_\_\_\_\_  CD duplication #: \_\_\_\_\_

Other: \_\_\_\_\_

Delivery options:  Pick up  Emailed  Mailed  Other: \_\_\_\_\_ **Total charge:** \_\_\_\_\_

## Instructions for Completing DHEC Form 2295

**Purpose:** This form is used to obtain records under of the SC Freedom of Information Act

**Who completes the form:** Any person seeking review or copies of public records of the Department.

### Instructions:

1. Fill out the top portion of the form by providing complete contact information. We may contact you to obtain additional information necessary to fulfill your request. Please provide a telephone number where you can be reached between 8:30 a.m. to 5 p.m., Monday through Friday.
2. Provide as much information about the desired documents as possible.
3. Read and sign the Family Privacy Protection Act statement.

**Submit the form:** E-mail, fax or mail completed form to staff in the FOI Office.

### Fee Schedule

Freedom of Information Center

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1. Search Fee.....	\$20.00 per hour
2. Redaction Fee .....	\$20.00 per hour
3. Off-site/Archive Retrieval Fee.....	\$15.00 per box
4. Copies	
25 pages or less.....	Free
26 pages or more.....	\$.10 per page

### Contact Information

For additional information, contact the:  
Freedom of Information Center  
South Carolina Department of Health and Environmental Control (DHEC)  
2600 Bull Street  
Columbia, SC 29201  
(803) 898-3882



South Carolina Department of Health  
and Environmental Control

Freedom of Information Center / Sims/Aycock Building  
2600 Bull St, Columbia, SC 29201

Mr. Rodney Wingard  
F&ME CONSULTANTS  
3112 DEVINE ST  
COLUMBIA, SC 29205

10/23/2015

Request Number: 1510226

Re: Information pertaining to environmental issues for various address.

Dear Mr. Rodney Wingard,

Your request for the above referenced information has been received by the Freedom of Information Center. The Freedom of Information staff are currently researching and compiling this information. You will be notified by our office when the research process is complete. DHEC will make the requested information available for review and copying to the extent it is not protected from disclosure pursuant to section 30-4-30 of the Freedom of Information Act.

If we are unable to locate files on a facility, based on the information submitted, you will be notified by mail.

Further inquiries regarding your request should include your above mentioned Freedom of Information Request Number. We can be reached at (803) 898 - 3882.

Sincerely,

  
Karla York, Director  
Freedom of Information Office

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South Carolina Department of Health and Environmental Control

2600 Bull Street ~ Columbia, SC 29201 ~ Phone (803) 898-3432 ~www.scdhec.gov

**From:** [York, Karla A.](#)  
**To:** [Rodney Wingard](#)  
**Subject:** Re:  
**Date:** Tuesday, November 17, 2015 9:22:25 AM  
**Attachments:** [ND0088013-file1.pdf](#)  
[ND0088013-file2.pdf](#)

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Rodney,

Attached are the two files we had. Please let me know if you need anything else.

Have a great day!!

**Karla A. York, Director**

SC Department of Health & Environmental Control  
Freedom of Information Office  
(803) 898-3817 Phone  
(803) 898-3816 Fax

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**From:** Rodney Wingard <[rwingard@fmecol.com](mailto:rwingard@fmecol.com)>  
**Sent:** Friday, November 13, 2015 9:33 AM  
**To:** York, Karla A.  
**Subject:** RE:

That would be awesome! Can we get that electronically on CD maybe?

Thanks Karla!

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**From:** York, Karla A. [<mailto:YORKKA@dhec.sc.gov>]  
**Sent:** Friday, November 13, 2015 9:00 AM  
**To:** Rodney Wingard <[rwingard@fmecol.com](mailto:rwingard@fmecol.com)>  
**Subject:**

Rodney,

I located 1 file for all the sites you had listed. Do you want me to order it and then let you know when its available? Should be by early next week.

**Karla A. York, Director**

SC Department of Health & Environmental Control

Freedom of Information Office

(803) 898-3817 Phone

(803) 898-3816 Fax

# Land Application Discharge Permit

This State Permit Certifies That

***HARBOR ISLAND UTILITIES, INC.***

has been granted permission to discharge treated wastewater from a facility located at

***2 Harbor Drive  
Harbor Island  
Beaufort County***

to property located at

***106 acres Ocean Point Golf Course on Fripp Island***

in accordance with effluent limitations, monitoring requirements and other conditions set forth in Parts I, II, III, IV and V hereof. This permit is issued in accordance with the provisions of the Pollution Control Act of South Carolina (S.C. Code Sections 48-1-10 et seq., 1976), Regulation 61-9 and with the provisions of the Federal Clean Water Act (PL 92-500), as amended, 33 U.S.C. 1251 et seq., the "Act."

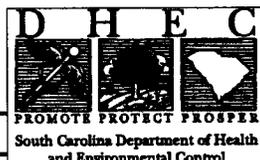
  
\_\_\_\_\_  
Jeffrey P. deBessonet, P.E., Director  
Water Facilities Permitting Division  
Bureau of Water

**Issued:** September 17, 2012

**Expires:** September 30, 2022

**Effective:** November 01, 2012

**Permit No.:** ND0088013



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## **PART I. Definitions**

Any term not defined in this Part has the definition stated in the South Carolina Pollution Control Act (PCA) or in "Water Pollution Control Permits", R.61-9 or its normal meaning.

- A. The "Act", or CWA shall refer to the Clean Water Act (Formerly referred to as the Federal Water Pollution Control Act) Public Law 92-500, as amended means the Clean Water Act (formerly referred to as the Federal Water Pollution Control Act or Federal Water Pollution Control Act Amendments of 1972) Pub. L. 92-500, as amended by Pub. L. 95-217, Pub. L. 95-576, Pub. L. 96-483, and Pub. L. 97-117, 33 U.S.C. 1251 et seq. Specific references to sections within the CWA will be according to Pub. L. 92-500 notation.
- B. The "arithmetic mean" of any set of values is the summation of the individual values divided by the number of individual values.
- C. "Bypass" means the intentional diversion of waste streams from any portion of a treatment facility.
- D. A "composite sample" shall be defined as one of the following four types:
  - 1. An influent or effluent portion collected continuously over a specified period of time at a rate proportional to the flow.
  - 2. A combination of not less than 8 influent or effluent grab samples collected at regular (equal) intervals over a specified period of time and composited by increasing the volume of each aliquot in proportion to flow. If continuous flow measurement is not used to composite in proportion to flow, the following method will be used: An instantaneous flow measurement should be taken each time a grab sample is collected. At the end of the sampling period, the instantaneous flow measurements should be summed to obtain a total flow. The instantaneous flow measurement can then be divided by the total flow to determine the percentage of each grab sample to be combined. These combined samples form the composite sample.
  - 3. A combination of not less than 8 influent or effluent grab samples of equal volume but at variable time intervals that are inversely proportional to the volume of the flow. In other words, the time interval between aliquots is reduced as the volume of flow increases.
  - 4. If the effluent flow varies by less than 15 percent, a combination of not less than 8 influent or effluent grab samples of constant (equal) volume collected at regular (equal) time intervals over a specified period of time. (This method maybe used with prior Department approval.)

All samples shall be properly preserved in accordance with Part II.J.4. Continuous flow or the sum of instantaneous flows measured and averaged for the specified compositing time period shall be used with composite results to calculate mass.

- E. "Daily discharge" means the discharge of a pollutant measured during a calendar day or any 24-hour period that reasonably represents the calendar day for purposes of sampling. For pollutants with limitations expressed in units of mass, the daily discharge is calculated as the total mass of the pollutant discharged over the day. For pollutants with limitations expressed in other units of measurement, the daily discharge is calculated as the average measurement of the pollutant over the day.
- F. "Daily maximum" is the highest average value recorded of samples collected on any single day during the calendar month.
- G. "Daily minimum" is the lowest average value recorded of samples collected on any single day during the calendar month.
- H. The "Department" or "DHEC" shall refer to the South Carolina Department of Health and Environmental Control.
- I. The "geometric mean" of any set of values is the  $N^{\text{th}}$  root of the product of the individual values where  $N$  is equal to the number of individual values. The geometric mean is equivalent to the antilog of the arithmetic mean of the logarithms of the individual values. For purposes of calculating the geometric mean, values of zero (0) shall be considered to be one (1).
- J. A "grab sample" is an individual, discrete or single influent or effluent portion of at least 100 milliliters collected at a time representative of the discharge and over a period not exceeding 15 minutes and retained separately for analysis.
- K. The "instantaneous maximum or minimum" is the highest or lowest value recorded of all samples collected during the calendar month.
- L. The "monthly average", other than for fecal coliform and enterococci, is the arithmetic mean of all samples collected in a calendar month period. The monthly average for fecal coliform and enterococci bacteria is the geometric mean of all samples collected in a calendar month period. The monthly average loading is the arithmetic average of all daily discharges made during the month.
- M. "POTW" means a treatment works as defined by section 212 of the Clean Water Act, which is owned by a state or municipality (as defined by section 502[4] of the CWA). This definition includes any devices and systems used in the storage, treatment, recycling and reclamation of municipal sewage or industrial wastes of a liquid nature or a regional entity composed of two (2) or more municipalities or parts thereof. It also includes sewers, pipes and other conveyances only if they convey wastewater to a POTW Treatment Plant. The term also means the municipality, as defined in section 502(4) of the CWA, which has jurisdiction over the Indirect Discharges to and the discharge from such a treatment works.
- N. "Practical Quantitation Limit (PQL)" is the concentration at which the entire analytical system must give a recognizable signal and acceptable calibration point. It is the concentration in a sample that is equivalent to the concentration of the lowest calibration standard analyzed by a specific analytical procedure, assuming that all the method-specific sample weights, volumes, and

processing steps have been followed. It is also referred to as the reporting limit.

- O. "Privately owned treatment works" means any device or system which both is used to treat wastes from any facility whose operator is not the operator of the treatment works and is not a POTW.
- P. "Quarter" is defined as the first three calendar months beginning with the month that this permit becomes effective (unless otherwise specified in this permit) and each group of three calendar months thereafter.
- Q. "Quarterly average" is the arithmetic mean of all samples collected in a quarter.
- R. "Severe property damage" means substantial physical damage to property, damage to the treatment facilities which causes them to become inoperable, or substantial and permanent loss of natural resources which can reasonably be expected to occur in the absence of a bypass. Severe property damage does not mean economic loss caused by delays in production.
- S. "Upset" means an exceptional incident in which there is unintentional and temporary noncompliance with technology based permit effluent limitations because of factors beyond the reasonable control of the permittee. An upset does not include noncompliance to the extent caused by operational error, improperly designed treatment facilities, inadequate treatment facilities, lack of preventive maintenance, or careless or improper operation.
- T. "Weekly average", is the arithmetic mean of all the samples collected during a one-week period. For self-monitoring purposes, weekly periods in a calendar month are defined as three (3) consecutive seven-day intervals starting with the first day of the calendar month and a fourth interval containing seven (7) days plus those days beyond the 28<sup>th</sup> day in a calendar month. The value to be reported is the single highest of the four (4) weekly averages computed during a calendar month. The weekly average loading is the arithmetic average of all daily discharges made during the week.

## **PART II. Standard Conditions**

### **A. Duty to comply**

The permittee must comply with all conditions of the permit. Any permit noncompliance constitutes a violation of the Clean Water Act and the Pollution Control Act and is grounds for enforcement action; for permit termination, revocation and reissuance, or modification; or denial of a permit renewal application. The Department's approval of wastewater facility Plans and Specifications does not relieve the permittee of responsibility to meet permit limits.

1. a. The permittee shall comply with effluent standards or prohibitions established under section 307(a) of the Clean Water Act for toxic pollutants and with standards for sewage sludge use or disposal established under section 405(d) of the CWA within the time provided in the regulations that establish these standards or prohibitions or standards for sewage sludge use or disposal, even if the permit has not yet been modified to incorporate the requirement.
- b. It is the responsibility of the permittee to have a treatment facility that will meet the final effluent limitations of this permit. The approval of plans and specifications by the Department does not relieve the permittee of responsibility for compliance.
2. Failure to comply with permit conditions or the provisions of this permit may subject the permittee to civil penalties under S.C. Code Section 48-1-330 or criminal sanctions under S.C. Code Section 48-1-320. Sanctions for violations of the Federal Clean Water Act may be imposed in accordance with the provisions of 40 CFR Part 122.41(a)(2) and (3).
3. A person who violates any provision of this permit, a term, condition or schedule of compliance contained within a valid ND permit, or the State law is subject to the actions defined in the State law.

### **B. Duty to reapply**

1. If the permittee wishes to continue an activity regulated by this permit after the expiration date of this permit, the permittee must apply for and obtain a new permit. Any POTW with a current effective permit shall submit a new application at least 180 days before the expiration date of the existing permit, unless permission for a later date has been granted by the Department. (The Department shall not grant permission for applications to be submitted later than the expiration date of the existing permit)
2. If a privately owned treatment works as defined in Part I.N, wishes to continue an activity regulated by this permit after the expiration date of this permit, the privately owned treatment works must apply for and obtain a new permit. A privately owned treatment works with a currently effective permit shall submit a new application 180 days before the existing permit expires, unless permission for a later date has been granted by the Department. The Department may not grant permission for applications to be submitted later than the expiration date of the existing permit.

C. Need to halt or reduce activity not a defense

It shall not be a defense for a permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this permit.

D. Duty to mitigate

The permittee shall take all reasonable steps to minimize or prevent any discharge or sludge use or disposal in violation of this permit which has a reasonable likelihood of adversely affecting human health or the environment.

E. Proper operation and maintenance

1. The permittee shall at all times properly operate and maintain in good working order and operate as efficiently as possible all facilities and systems of treatment and control (and related appurtenances) which are installed or used by the permittee to achieve compliance with the terms and conditions of this permit. Proper operation and maintenance includes effective performance based on design facility removals, adequate funding, adequate operator staffing and training and also includes adequate laboratory controls and appropriate quality assurance procedures. This provision requires the operation of back-up or auxiliary facilities or similar systems which are installed by a permittee only when the operation is necessary to achieve compliance with the conditions of the permit.

2. Power Failures.

In order to maintain compliance with effluent limitations and prohibitions of this permit, the permittee shall either:

- a. provide an alternative power source sufficient to operate the wastewater control facilities;
- b. or have a plan of operation which will halt, reduce, or otherwise control production and/or all discharges upon the reduction, loss, or failure of the primary source of power to the wastewater control facilities.

3. The permittee shall develop and maintain at the facility a complete Operations and Maintenance Manual for the waste treatment facilities and/or land application system. The manual shall be made available for on-site review during normal working hours. The manual shall contain operation and maintenance instructions for all equipment and appurtenances associated with the waste treatment facilities and land application system. The manual shall contain a general description of: the treatment process(es), the operational procedures to meet the requirements of (E)(1) above, and the corrective action to be taken should operating difficulties be encountered.

4. The permittee shall provide for the performance of daily treatment facility inspections by a certified operator of the appropriate grade (Grade-B) as specified in Part V, except on weekend and holidays, per Staffing Plan Approval dated May 25, 2012, the facility may be inspected by a Grade-C operator. The inspections shall include, but should not necessarily be limited to, areas

which require visual observation to determine efficient operation and for which immediate corrective measures can be taken using the O & M manual as a guide. All inspections shall be recorded and shall include the date, time, and name of the person making the inspection, corrective measures taken, and routine equipment maintenance, repair, or replacement performed. The permittee shall maintain all records of inspections at the permitted facility as required by the permit, and the records shall be made available for on-site review during normal working hours.

5. A roster of operators associated with the facility's operation and their certification grades shall be submitted to the DHEC/Bureau of Water/Water Pollution Control Division. For existing facilities, this roster shall be submitted within thirty (30) days of the effective date of this permit. For new facilities, this roster must be submitted prior to placing the facility into operation. Additionally, any changes in operator or operators (including their certification grades) shall be submitted to the Department as they occur.
6. Wastewater Sewer Systems
  - a. Purpose. This section establishes rules for governing the operation and maintenance of wastewater sewer systems, including gravity or pressure interceptor sewers. It is the purpose of this section to establish standards for the management of sewer systems to prevent and/or minimize system failures that would lead to public health or environmental impacts.
  - b. Applicability. This section applies to all sewer systems that have been or would be subject to a DHEC construction permit under Regulation 61-67 and whose owner owns or operates the wastewater treatment system to which the sewer discharges.
  - c. General requirements. The permittee must:
    - (1) Properly manage, operate, and maintain at all times all parts of its sewer system(s), to include maintaining contractual operation agreements to provide services, if appropriate;
    - (2) Provide adequate capacity to convey base flows and peak flows for all parts of the sewer system or, if capital improvements are necessary to meet this standard, develop a schedule of short and long term improvements;
    - (3) Take all reasonable steps to stop and mitigate the impact of releases of wastewater to the environment; and
    - (4) Notify the Department within 30 days of a proposed change in ownership of a sewer system.

#### F. Permit actions

This permit may be modified, revoked and reissued, or terminated for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, or termination, or a notification of planned changes or anticipated noncompliance does not stay any permit condition.

G. Property rights

This permit does not convey any property rights of any sort, or any exclusive privilege nor does it authorize any injury to persons or property or invasion of other private rights, or any infringement of State or local law or regulations.

H. Duty to provide information

The permittee shall furnish to the Department, within a reasonable time, any information which the Department may request to determine whether cause exists for modifying, revoking and reissuing, or terminating this permit or to determine compliance with this permit. The permittee shall also furnish to the Department upon request, copies of records required to be kept by this permit.

I. Inspection and entry

The permittee shall allow the Department, or an authorized representative (including an authorized contractor acting as a representative of the Department), upon presentation of credentials and other documents as may be required by law, to:

1. Enter upon the permittee's premises where a regulated facility or activity is located or conducted, or where records must be kept under the conditions of this permit;
2. Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit;
3. Inspect at reasonable times any facilities, equipment (including monitoring and control equipment), practices, or operations regulated or required under this permit; and
4. Sample or monitor at reasonable times, for the purposes of assuring permit compliance or as otherwise authorized by the Clean Water Act and Pollution Control Act, any substances or parameters at any location.

J. Monitoring and records

1. a. Samples and measurements taken for the purpose of monitoring shall be representative of the monitored activity.
- b. Flow Measurements

Where primary flow meters are required, appropriate flow measurement devices and methods consistent with accepted scientific practices shall be present and used to ensure the accuracy and reliability of measurements of the volume of monitored discharges. The devices shall be installed, calibrated, and maintained to ensure that the accuracy of the measurements is consistent with the accepted capability of that type of device. Devices selected shall be capable of measuring flows with a maximum deviation of not greater than 10 percent from the

true discharge rates throughout the range of expected discharge volumes. The primary flow device, where required, must be accessible to the use of a continuous flow recorder.

- c. The permittee shall maintain all records of inspections at the permitted facility as required by the permit, and the records shall be made available for on-site review during normal working hours.
2. Except for records of monitoring information required by this permit related to the permittee's sewage sludge use and disposal activities, which shall be retained for a period of at least five years (or longer as required by R.61-9.503 or R.61-9.504), the permittee shall retain records of all monitoring information, including all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation, copies of all reports required by this permit, and records of all data used to complete the application for this permit, for a period of at least 3 years from the date of the sample, measurement, report or application. This period may be extended by request of the Department at any time.
  3. Records of monitoring information shall include:
    - a. The date, exact place, and time of sampling or measurements;
    - b. The individual(s) who performed the sampling or measurements;
    - c. The date(s) analyses were performed;
    - d. The individual(s) who performed the analyses;
    - e. The analytical techniques or methods used; and
    - f. The results of such analyses.
  4.
    - a. Analyses for required monitoring must be conducted according to test procedures approved under 40 CFR Part 136 or, in the case of sludge use or disposal specified in R.61-9.503, unless other test procedures have been specified in the permit
    - b. Unless addressed elsewhere in this permit, the permittee shall use a sufficiently sensitive analytical method for each sample that achieves a value below the derived permit limit stated in Part III. If more than one method of analysis is approved for use, the Department recommends for reasonable potential determinations that the permittee use the method having the lowest practical quantitation limit (PQL) unless otherwise specified in Part V of the permit. For the purposes of reporting analytical data on the Discharge Monitoring Report (DMR):
      - (1) Analytical results below the PQL from methods available in 40 CFR 136 or otherwise specified in the permit shall be reported as zero (0), provided the PQL is below the value specified in Part V.G.5 and the result is also below the PQL. Zero (0) shall also be used to average results which are below the PQL. When zero (0) is reported or used to average results, the permittee shall report, in the "Comment Section" or in an attachment to the

DMR, the analytical method used, the PQL achieved, and the number of times results below the PQL were reported as zero (0).

(2) Analytical results above the PQL from methods available in 40 CFR 136 or otherwise specified in the permit shall be reported as the value achieved, even if the PQL is below the value specified in Part V.G.5. When averaging results using a value containing a < the average shall be calculated using the value and reported as < the average of all results collected.

(3) Mass values shall be calculated using the flow taken at the time of the sample and either the concentration value actually achieved or the value as determined from the procedures in (1) or (2) above, as appropriate.

5. The PCA provides that any person who falsifies, tampers with, or knowingly renders inaccurate any monitoring device or method required to be maintained under this permit shall, upon conviction, be punished by a fine of not more than \$25,000 or by imprisonment for not more than 2 years, or both. If a conviction of a person is for a violation committed after a first conviction of such person under this paragraph, punishment provided by the Clean Water Act is also by imprisonment of not more than 4 years.

#### K. Signatory requirement

1. All applications, reports, or information submitted to the Department shall be signed and certified.

a. Applications. All permit applications shall be signed as follows:

(1) For a corporation: by a responsible corporate officer. For the purpose of this section, a responsible corporate officer means:

(a) A president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions for the corporation, or

(b) The manager of one or more manufacturing, production, or operating facilities, provided, the manager is authorized to make management decisions which govern the operation of the regulated facility including having the explicit or implicit duty of making major capital investment recommendations, and initiating and directing other comprehensive measures to assure long term environmental compliance with environmental laws and regulations; the manager can ensure that the necessary systems are established or actions taken to gather complete and accurate information for permit application requirements; and where authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures.

(2) For a partnership or sole proprietorship: by a general partner or the proprietor, respectively;  
or

- (3) For a municipality, State, Federal, or other public agency or public facility: By either a principal executive officer, mayor, or other duly authorized employee or ranking elected official. For purposes of this section, a principal executive officer of a Federal agency includes:
- (a) The chief executive officer of the agency, or
  - (b) A senior executive officer having responsibility for the overall operations of a principal geographic unit of the agency (e.g., Regional Administrator, Region IV, EPA).
- b. All reports required by permits, and other information requested by the Department, shall be signed by a person described in Part II.K.1.a of this section, or by a duly authorized representative of that person. A person is a duly authorized representative only if:
- (1) The authorization is made in writing by a person described in Part II.K.1.a of this section;
  - (2) The authorization specifies either an individual or a position having responsibility for the overall operation of the regulated facility or activity such as the position of plant manager, operator of a well or a well field, superintendent, position of equivalent responsibility, or an individual or position having overall responsibility for environmental matters for the company. (A duly authorized representative may thus be either a named individual or any individual occupying a named position.) and,
  - (3) The written authorization is submitted to the Department.
- c. Changes to authorization. If an authorization under Part II.K.1.b of this section is no longer accurate because a different individual or position has responsibility for the overall operation of the facility, a new authorization satisfying the requirements of Part II.K.1.b of this section must be submitted to the Department prior to or together with any reports, information, or applications to be signed by an authorized representative.
- d. Certification. Any person signing a document under Part II.K.1.a or b of this section shall make the following certification: "I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."
2. The PCA provides that any person who knowingly makes any false statement, representation, or certification in any record or other document submitted or required to be maintained under this permit, including monitoring reports or reports of compliance or non-compliance shall, upon conviction, be punished by a fine of not more than \$25,000 per violation, or by imprisonment for not more than two years per violation, or by both.

L. Reporting requirements

1. Planned changes

The permittee shall give written notice to the Department as soon as possible of any planned physical alterations or additions to the permitted facility. Notice is required only when:

- a. The alteration or addition to a permitted facility may meet one of the criteria for determining whether a facility is a new source in R 61-9.122.29(b); or
- b. The alteration or addition could significantly change the nature or increase the quantity of pollutants discharged. This notification applies to pollutants which are subject neither to effluent limitations in the permit, nor to notification requirements under Part II.L.8 of this section.
- c. The alteration or addition results in a significant change in the permittee's sewage sludge or industrial sludge use or disposal practices, and such alteration, addition, or change may justify the application of permit conditions that are different from or absent in the existing permit, including notification of additional use or disposal sites not reported during the permit application process or not reported pursuant to an approved land application plan (included in the ND permit directly or by reference);

2. Anticipated noncompliance

The permittee shall give advance notice to DHEC/Bureau of Water/Water Pollution Control Division of any planned changes in the permitted facility or activity which may result in noncompliance with permit requirements.

3. Transfers

This permit is not transferable to any person except after notice to DHEC/Bureau of Water/NPDES Administration Section. The Department may require modification or revocation and reissuance of the permit to change the name of permittee and incorporate such other requirements as may be necessary under the Pollution Control Act and the Clean Water Act. (See section 505.61; in some cases, modification or revocation and reissuance is mandatory.)

- a. Transfers by modification. Except as provided in paragraph b of this section, a permit may be transferred by the permittee to a new owner or operator only if the permit has been modified or revoked and reissued (under R.61-9.505.62(e)(2)), or a minor modification made (under R.61-9.505.63(d)), to identify the new permittee and incorporate such other requirements as may be necessary under CWA.
- b. Other transfers. As an alternative to transfers under paragraph a of this section, any ND permit may be transferred to a new permittee if:

- (1) The current permittee notifies the Department at least 30 days in advance of the proposed transfer date in Part II.L.3.b(2) of this section;

- (2) The notice includes a written agreement between the existing and new permittees containing a specific date for transfer of permit responsibility, coverage, and liability between them; and
- (3) Permits are non-transferable except with prior consent of the Department. A modification under this subparagraph may also be a minor modification under section 505.63.

#### 4. Monitoring reports

Monitoring results shall be reported at the intervals specified in the permit.

- a. Monitoring results (with the exception of any Annual Reporting requirements under section 503.18, section 503.28, section 503.48 or section 504.18) must be reported on a Discharge Monitoring Report (DMR) or forms provided or specified by the Department for reporting results of monitoring of sludge use or disposal practices.

##### (1) Effluent Monitoring:

Effluent monitoring results obtained at the required frequency shall be reported on a Discharge Monitoring Report Form (EPA Form 3320-1). The DMR is due postmarked no later than the 28<sup>th</sup> day of the month following the end of the monitoring period. One original and one copy of the Discharge Monitoring Reports (DMRs) shall be submitted to:

S.C. Department of Health and Environmental Control  
Bureau of Water/Water Pollution Control Division  
Data Management Section  
2600 Bull Street  
Columbia, South Carolina 29201

##### (2) Groundwater Monitoring:

Groundwater monitoring results obtained at the required frequency shall be reported on a Groundwater Monitoring Report Form (DHEC 2110) postmarked no later than the 28<sup>th</sup> day of the month following the end of the monitoring period. One original and one copy of the Groundwater Monitoring Report Form (DHEC 2110) shall be submitted to:

S.C. Department of Health and Environmental Control  
Bureau of Water/Water Monitoring, Assessment and Protection Division  
Groundwater Management Section  
2600 Bull Street  
Columbia, South Carolina 29201

##### (3) Sludge, Biosolids and/or Soil Monitoring:

Sludge, biosolids and/or soil monitoring results obtained at the required frequency shall be reported in a laboratory format postmarked no later than the 28<sup>th</sup> day of the month

following the end of the monitoring period. Two copies of these results shall be submitted to:

S.C. Department of Health and Environmental Control  
Bureau of Water/Water Pollution Control Division  
Water Pollution Enforcement Section  
2600 Bull Street  
Columbia, South Carolina 29201

(4) All other reports required by this permit shall be submitted at the frequency specified elsewhere in the permit to:

S.C. Department of Health and Environmental Control  
Bureau of Water/Water Pollution Control Division  
Water Pollution Enforcement Section  
2600 Bull Street  
Columbia, South Carolina 29201

- b. If the permittee monitors any pollutant more frequently than required by the permit using test procedures approved under 40 CFR Part 136 or, in the case of sludge use or disposal, approved under 40 CFR Part 136 unless otherwise specified in R.61-9.503, R.61-9.504, or as specified in the permit, the results of this monitoring shall be included in the calculation and reporting of the data submitted in the DMR or sludge reporting form specified by the Department.
- c. Calculations for all limitations which require averaging of measurements shall utilize an arithmetic mean unless otherwise specified by the Department in the permit.

5. Twenty-four hour reporting

- a. The permittee shall report any noncompliance which may endanger health or the environment. Any information shall be provided orally to local DHEC office within 24 hours from the time the permittee becomes aware of the circumstances. During normal working hours call:

County	EQC Region	Phone No.
Beaufort, Colleton, Hampton, Jasper	Region 8 – Beaufort EQC Office	843-846-1030

After-hour reporting should be made to the 24-Hour Emergency Response telephone number 803-253-6488 or 1-888-481-0125 outside of the Columbia area.

A written submission shall also be provided within 5 days of the time the permittee becomes aware of the circumstances. The written submission shall contain a description of the noncompliance and its cause; the period of noncompliance, including exact dates and times; and, if the noncompliance has not been corrected, the anticipated time it is expected to

continue and steps taken or planned to reduce, eliminate, and prevent recurrence of the noncompliance.

b. The following shall be included as information which must be reported within 24 hours under this paragraph.

(1) Any unanticipated bypass which exceeds any effluent limitation in the permit. (See R.61-9.505.41(L)(6)(ii)(A).

(2) Any upset which exceeds any effluent limitation in the permit.

(3) Violation of a maximum daily discharge limitation for any of the pollutants listed by the Department in the permit to be reported within 24 hours (See R 61-9.505.44(g)). If the permit contains maximum limitations for any of the pollutants listed below, a violation of the maximum limitations shall be reported orally to the DHEC/Bureau of Water/Water Pollution Control Division within 24 hours or the next business day.

(i) Total Residual Chlorine (TRC)

c. The Department may waive the written report on a case-by-case basis for reports under Part II.L.5.b of this section if the oral report has been received within 24 hours.

6. Other noncompliance.

The permittee shall report all instances of noncompliance not reported under Part II.L.4 and 5 of this section and Part IV at the time monitoring reports are submitted. The reports shall contain the information listed in Part II.L.5 of this section.

7. Other information.

Where the permittee becomes aware that it failed to submit any relevant facts in a permit application, or submitted incorrect information in a permit application or in any report to the Department, it shall promptly submit such facts or information.

8. Domestic treatment works

All permittees must provide adequate notice to the Department of the following:

a. Any new introduction of pollutants into the wastewater treatment facility (WWTF) from an indirect discharger which would be subject to sections 301 or 306 of CWA if it were directly discharging those pollutants; and

b. Any substantial change in the volume or character of pollutants being introduced into that WWTF by a source introducing pollutants into the WWTF at the time of issuance of the permit.

c. For purposes of this paragraph, adequate notice shall include information on:

- (1) The quality and quantity of influent introduced into the WWTF, and
- (2) Any anticipated impact of the change on the quantity or quality of effluent to be discharged from the WWTF.

All POTWs must provide adequate notice to the Department of the following:

- (1) Any new introduction of pollutants into the POTW from an indirect discharger which would be subject to sections 301 or 306 of CWA if it were directly discharging those pollutants; and
- (2) Any substantial change in the volume or character of pollutants being introduced into that POTW by a source introducing pollutants into the POTW at the time of issuance of the permit.
- (3) For purposes of this paragraph, adequate notice shall include information on:
  - (i) The quality and quantity of effluent introduced into the POTW, and
  - (ii) Any anticipated impact of the change on the quantity or quality of effluent to be discharged from the POTW.

#### M. Bypass

1. Bypass not exceeding limitations. The permittee may allow any bypass to occur which does not cause effluent limitations to be exceeded but only if it also is for essential maintenance to assure efficient operation. These bypasses are not subject to the provisions of Part II.M.2 and 3 of this section.
2. Notice.
  - a. Anticipated bypass. If the permittee knows in advance of the need for a bypass, it shall submit prior notice, if possible, at least ten days before the date of the bypass to DHEC/Bureau of Water/Water Facilities Permitting Division.
  - b. Unanticipated bypass. The permittee shall submit notice of an unanticipated bypass as required in Part II(L)(5) of this permit (24-hour reporting).
3. Prohibition of bypass
  - a. Bypass is prohibited, and the Department may take enforcement action against a permittee for bypass, unless:
    - (1) Bypass was unavoidable to prevent loss of life, personal injury, or severe property damage;

(2) There were no feasible alternatives to the bypass, such as the use of auxiliary treatment facilities, retention of untreated wastes, or maintenance during normal periods of equipment downtime. This condition is not satisfied if adequate back-up equipment should have been installed in the exercise of reasonable engineering judgment to prevent a bypass which occurred during normal periods of equipment downtime or preventive maintenance; and

(3) The permittee submitted notices as required under Part II.M.2 of this section.

b. The Department may approve an anticipated bypass, after considering its adverse effects, if the Department determines that it will meet the three conditions listed above in Part II.M.3.a of this section.

#### N. Upset

1. Effect of an upset. An upset constitutes an affirmative defense to an action brought for noncompliance with such technology based permit effluent limitations if the requirements of Part II.N.2 of this section are met. No determination made during administrative review of claims that noncompliance was caused by upset, and before an action for noncompliance, is final administrative action subject to judicial review.
2. Conditions necessary for a demonstration of upset. A permittee who wishes to establish the affirmative defense of upset shall demonstrate, through properly signed, contemporaneous operating logs, or other relevant evidence that:
  - a. An upset occurred and that the permittee can identify the cause(s) of the upset;
  - b. The permitted facility was at the time being properly operated; and
  - c. The permittee submitted notice of the upset as required in Part II.L.5.b(2) of this section.
  - d. The permittee complied with any remedial measures required under Part II.D of this section.
3. Burden of proof. In any enforcement proceeding, the permittee seeking to establish the occurrence of an upset has the burden of proof.

#### O. Misrepresentation of Information

1. Any person making application for a ND permit or filing any record, report, or other document pursuant to a regulation of the Department, shall certify that all information contained in such document is true. All application facts certified to by the applicant shall be considered valid conditions of the permit issued pursuant to the application.
2. Any person who knowingly makes any false statement, representation, or certification in any application, record, report, or other documents filed with the Department pursuant to the State law, and the rules and regulations pursuant to that law, shall be deemed to have violated a permit condition and shall be subject to the penalties provided for pursuant to 48-1-320 or 48-1-330.

**Part III. Limitations and Monitoring Requirements**

**A. Effluent Limitations and Monitoring Requirements**

- FINAL LIMITS:** During the period beginning on the effective date of this permit, and lasting through the expiration date of this permit. Such discharge shall be limited and monitored by the permittee as specified below:

EFFLUENT CHARACTERISTICS	DISCHARGE LIMITATIONS						MONITORING REQUIREMENTS		
	Pounds per Day		Other Units				Measurement Frequency	Sample Type	Sample Point
	Monthly Average	Weekly Average	Monthly Average	Weekly Average	Daily Maximum				
Flow	---	---	0.20 MGD	0.20 MGD	---	Daily	Continuous	Effluent	
Biochemical Oxygen Demand - 5 Day (BOD <sub>5</sub> )	8	12	5 mg/l	5 mg/l	---	2/Month	24 Hour Composite	Effluent	
Total Suspended Solids (TSS)	8	12	5 mg/l	5 mg/l	---	2/Month	24 Hour Composite	Effluent	
Nitrate (N)	---	---	MR mg/l	MR mg/l	---	2/Month	24 Hour Composite	Effluent	
Turbidity	---	---	---	---	5 NTU	2/Month	Continuous	Effluent	
Fecal Coliform **	---	---	14/100 ml	2.0 mg/l Minimum at all times	43/100 ml	2/Month	Grab	Effluent	
Dissolved Oxygen (DO)	---	---	---	6.0 - 8.5 Standard Units	---	Daily	Grab	Effluent	
pH	---	---	---	---	---	Daily	Grab	Effluent	

\*\* See Part V.G.4., for analytical method and practical quantitation limit (POL)

**Note:** The land application of this treated effluent is limited to golf course only.

B. Whole Effluent Toxicity Limitations and Monitoring Requirements

Not applicable to this permit.

C. Groundwater Requirements

Not applicable to this permit.

D. Sludge Disposal Requirements

1. Sludge solids will be removed from this facility and transported to the Waste Managements Inc. Hickory Hill Landfill (#272401-1101) or BJW&SA/Port Royal Island WWTP (SC0048348) or BJW&SA/Cherry Point WWTP (SC0047279) under the following conditions:
  - a. All containers for sludge collection and transportation shall be structurally sound in every respect and shall be so constructed as to prevent leakage or spillage of any kind while in the process of pumping, storage, or transit.
  - b. The total volume of waste transported shall not exceed the available disposal capacity of the facility.
  - c. The hauling of sludge may be revoked or suspended after notice and opportunity for a hearing when, in the opinion of the South Carolina Department of Health and Environmental Control, the Permittee has failed to comply with the permitting, hauling, transportation, or disposal requirements
  - d. To the extent provided under Federal and State law, the Permittee is responsible for the handling, transportation, and disposal of all sludge from the various source(s) transported to the approved disposal site. This responsibility includes, but is not limited to spills, accidents, unauthorized leaks, or other hazards which may occur.
2. Sludge from this facility may be dewatered on-site using GeoTube dewatering technology and sludge solids transported to the Waste Managements Inc. Hickory Hill Landfill (#272401-1101) under the following conditions:
  - a. The GeoTube will be placed on a lined pad within the plant's secured area in such a way that all filtrate will be captured and routed back to the headworks of the plant for treatment.
  - b. The GeoTube shall be used as identified in the Permittee's letter dated October 15, 2010, and accompanying drawings.
  - c. The permittee shall document each use of the GeoTube and keep the data with the wastewater treatment plant's records. This information should be available to the Department upon request.
  - d. All containers for sludge collection and transportation shall be structurally sound in every respect and shall be so constructed as to prevent leakage or spillage of any kind while in the process of pumping, storage, or transit.

- e. The total volume of waste transported shall not exceed the available disposal capacity of the facility.
- f. The hauling of sludge may be revoked or suspended after notice and opportunity for a hearing when, in the opinion of the South Carolina Department of Health and Environmental Control, the Permittee has failed to comply with the permitting, hauling, transportation, or disposal requirements
- g. To the extent provided under Federal and State law, the Permittee is responsible for the handling, transportation, and disposal of all sludge from the various source(s) transported to the approved disposal site. This responsibility includes, but is not limited to spills, accidents, unauthorized leaks, or other hazards which may occur.

E. Land Application Requirements

Not applicable to this permit.

F. Macroinvertebrate Assessment

Not applicable to this permit.

**Part IV. Schedule of Compliance**

A. Schedule(s)

1. The permittee shall achieve compliance with the effluent limitations specified for discharges in accordance with the following schedules:

Not applicable to this permit.

2. Reports of compliance or noncompliance with, or any progress reports on, interim and final requirements contained in any compliance schedule of this permit shall be submitted no later than 14 days following each scheduled date

## Part V. Other Requirements

### A. Effluent Limitations and Monitoring Requirements

1. There shall be no discharge of floating solids or visible foam in other than trace amounts, nor shall the effluent cause a visible sheen on the land application site.
2. a. Effluent samples taken in compliance with the monitoring requirements specified in Part III, shall be taken at the following location(s): nearest accessible point after final treatment but prior to actual discharge to the 6.05 MG effluent holding pond at Fripp Island.
- b. Influent samples taken in compliance with the monitoring requirements specified in Part III, shall be taken at the following location(s): nearest accessible point prior to any primary treatment unit (e.g. after the bar screen and before primary treatment).
3. Samples shall be collected in accordance with Part I.
4. MR = Monitor and Report only.
5. There shall be no ponding on the land disposal site, and the site must be properly maintained.
6. The land disposal site must be operated to prevent runoff.
7. Fripp Island Public Service District (ND0065919) and Harbor Island Utilities, Inc. have an agreement, signed and executed on July 10, 2012, to utilize effluent from their wastewater treatment facilities to spray irrigate the Ocean Point Golf Course at Fripp Island. The treated wastewater is to be spray irrigated onto the 97.9 acres portion of the 106 acres Ocean Point Golf Course at an application rate not exceeding 2.50 inches/week.
8. Storage Lagoon: Since the 6.05 MG effluent storage lagoon at Fripp Island is un-lined, the lagoon can only be used to store reclaimed water.

### B. [Reserved]

### C. Groundwater Requirements

Not applicable to this permit.

### D. Sludge Disposal Requirements

#### 1. Sludge Use and Disposal

- a. The permittee shall comply with effluent standards and/or prohibitions established under Section 307(a) of the Clean Water Act (CWA) for toxic pollutants, standards for sludge use and disposal established in 40 CFR Parts 122, 123, 258, 501 and 503, under Section 405(d) of the CWA, and R.61-9.503 State Domestic Sludge Regulations, within the time provided in the regulations that establish these prohibitions or standards for sludge use or disposal, even if the ND permit has not yet been modified to incorporate the requirement.
- b. The Permittee shall take all reasonable steps to minimize or prevent any discharge or sludge

use or disposal in violation of this permit which has a reasonable likelihood of adversely affecting human health or the environment.

- c. This permit may be modified to address any standard for sludge use or disposal promulgated under Section 405(d) and Section 503 of the Clean Water Act and R.61-9.503 State Domestic Sludge Regulations or additional controls of a pollutant or practice not currently limited in this permit.
- d. It must be noted that 40 CFR Part 503 Standards for the Use or Disposal of Sewage Sludge, Federal Register Volume 58, No. 32, pages 9248 through 9415, dated February 19, 1993, was effective March 22, 1993, and R.61-9.503 State Domestic Sludge Regulations was effective June 28, 1996 and continues in effect. The compliance with the Federal sludge regulations is directly enforceable as identified in 40 CFR Part 503.3. No person shall use or dispose of sewage sludge through any practice for which requirements are established except in accordance with 40 CFR Part 503. Any sludge disposal permits issued by the Department will remain in effect and all conditions and requirements will apply; however, this does not relieve the permittee from complying with the conditions of 40 CFR Part 503 or State Regulation 61-9.503.
  1. Compliance with the standards (40 CFR Part 503 and R.61-9.503) should have been achieved by February 19, 1994, and this condition continues to be in effect.
  2. When compliance with the standard required construction of new pollution control facilities, compliance with the standards (40 CFR Part 503 and R.61-9.503) should have been achieved by February 19, 1995, and this condition continues to be in effect.
  3. All other requirements for the frequency of monitoring, record keeping, and reporting identified in 40 CFR Part 503 or R.61-9.503, was effective on July 20, 1993 and continue to be in effect.
  4. Class I sludge management facilities (includes but is not limited to all facilities with pretreatment programs, Publicly Owned Treatment Works (POTW) with a design flow rate equal to or greater than 1 Million gallons per day, and POTW's that serve 10,000 people or more) shall submit the following to EPA Region IV (USEPA Region IV, Clean Water Act Enforcement Section, Water Management Division, 61 Forsyth Street SW, Atlanta, GA 30303) with a duplicate copy to the Department:
    - a. The information in 40 CFR Part 503.17(a) except the information in §503.17(a)(3)(ii), 503.17(a)(4)(ii) and 503.17(a)(5)(ii), for the appropriate requirements on February 19 of each year.
    - b. The information in 40 CFR Part 503.17(a)(5)(ii)(A) through (a)(5)(ii)(G) on February 19 of each year when ninety (90) percent or more of any of the cumulative pollutant loading rates in Table 2 of §503.13 is reached at a site.

The requirements to send information to EPA Region IV will remain in effect until the State of South Carolina is delegated the sludge program under 40 CFR Part 123 or 40 CFR Part 501. The permittee is also required to send a copy of the information to the Department under the requirements of R.61-9.503.

- e. Until such time as a specific federal sludge disposal permit is issued under the provisions of 40 CFR Part 503, the direct enforceability (§503.3(b)) of the sludge standards requires that the permittee shall not use or dispose of sewage sludge through any practice for which requirements are established in 40 CFR Part 503, except in accordance with those requirements. If the Department includes State sludge permit requirements under R.61-9.503, the conditions of that permit shall apply in addition to any requirements under 40 CFR Part 503.
- f.
  - 1. The permittee must obtain prior Departmental approval of planned changes in the facility when the alteration or addition results in a significant change in the permittee's sludge use or disposal practices, and such alteration, addition or change may justify the application of permit conditions that are different from or absent in the existing permit, including notification of additional use of disposal sites not reported during the permit application process or not reported pursuant to an approved land application plan.
  - 2. The sludge disposal permit may be modified or revoked and reissued if there are material and substantial alterations or additions to the permitted facility or activity (including a change or changes in the permittee's sludge use or disposal practice) which occurred after the permit issuance which justify the application of permit conditions which are different from or absent in the existing permit.
- g. The sludge disposal permit may be terminated if there is a change in any condition that requires either a temporary or permanent reduction or elimination of any discharge or sludge use or disposal practice controlled by the permit.
- h. Periodic inspections will be conducted by Department authorized representatives to ensure compliance with State regulations and permit stipulations. Any necessary modification to this permit may be based upon these evaluations.
- i. Records of monitoring required by the permits related to sludge use and disposal activities must be kept at least five (5) years (or longer as required by 40 CFR Part 503 or R.61-9.503).
- j. Sludge monitoring procedures shall be those specified in 1) R.61-9.503; 2) 40 CFR Part 503; 3) 40 CFR Part 136; or 4) other procedures specified in the sludge permit (in that order of "preference" depending on the availability and applicability of a particular method at the time the sludge permit is issued).
- k. The permittee must provide sludge monitoring results on a form(s) approved by the Department.
- l. The permittee shall submit the results of all sludge monitoring if done more frequently than required by the sludge permit. The permittee may be required to maintain specific records at the facility and on request may also be required to furnish them to the Department.
- m. The permittee should note that under 40 CFR 122.44(l), the "anti-backsliding" provision applies only to surface water dischargers. The "anti-backsliding" provision does not apply to sludge use and disposal activities.

## 2. Odor Control Requirements

The permittee shall use best management practices normally associated with the proper operation and maintenance of a sludge wastewater treatment site, any sludge storage or lagoon areas, transportation of sludges, and all individual activities permitted under R.61-9.503 to ensure that an undesirable level of odor does not exist.

a. The permittee is required to prepare an odor abatement plan for the sewage sludge treatment sites, any sludge storage or lagoon areas, and land application or surface disposal sites. It must be noted this state regulation that went into effect on June 27, 2003, and continues in effect, required permittees that land-apply sludge to prepare the plan by December 24, 2003. Otherwise, the permittee had until June 27, 2004 to prepare the plan and this requirement remains in effect. The plan must have included the following topics:

(1) Operation and maintenance practices which are used to eliminate or minimize undesirable odor levels in the form of best management practices for odor control.

(2) Use of treatment processes for the reduction of undesirable odors;

(3) Use of setbacks.

(4) Contingency plans and methods to address odor problems for the different type of disposal/application methods used.

b. Unless otherwise requested, prior to issuance of a new or expanded land application disposal permit (either NPDES or ND), the Department may review the odor abatement plan for compliance with this Part (503.50). The Department may require changes to the plan as appropriate.

c. No permittee may cause, allow, or permit emission into the ambient air of any substance or combinations of substances in quantities that an undesirable level of odor is determined to result unless preventative measures of the type set out below are taken to abate or control the emission to the satisfaction of the Department. When an odor problem comes to the attention of the Department through field surveillance or specific complaints, the Department may determine, in accordance with section 48-1-120 of the Pollution Control Act, if the odor is at an undesirable level by considering the character and degree of injury or interference to:

(1) The health or welfare of the people;

(2) Plant, animal, freshwater aquatic, or marine life;

(3) Property; or

(4) Enjoyment of life or use of affected property.

d. After determining that an undesirable level of odor exists, the Department may require:

- (1) the permittee to submit a corrective action plan to address the odor problem,
- (2) remediation of the undesirable level of odor within a reasonable timeframe, and
- (3) in an order, specific methods to address the problem.

e. In accordance with R.61-9.503.50(e), if the permittee fails to control or abate the odor problems addressed in this section within the specified timeframe, the Department may revoke disposal/application activities associated with the site or the specific aspect of the sludge management program.

#### E. Land Application

Not applicable to this permit.

#### F. Pretreatment

1. a. All industrial users which discharge wastewater into the Permittee's system are required to comply with pretreatment provisions of the Act, as set forth in the General Pretreatment Regulations, 40 CFR Part 403, promulgated thereunder, the approved State Pretreatment Program (R.61-9.403), and the permittee's approved pretreatment program.
  - b. This permit shall be modified, or alternatively revoked and reissued, to incorporate an approved POTW Pretreatment Program.
  - c. Any application for authority to revise categorical pretreatment Standards to reflect POTW removal of pollutants in accordance with the requirements of 40 CFR 403.7 must be submitted to the Department at the time of application for POTW pretreatment program approval or at the time of permit expiration and reissuance thereafter.
2. Prohibited Discharges

In accordance with 24 S.C. Reg. Ann. § 61-9.403, the Permittee shall prohibit in its sewer use ordinance and pretreatment program regulations (if a pretreatment program is approved by the Department) the discharge of pollutant(s) into its treatment works by any non-domestic source(s), if such pollutant(s) may inhibit or interfere with the operation or performance of the works. Further, the Permittee shall prohibit in its sewer use ordinance and pretreatment program regulations (if a pretreatment program is approved by the Department) the introduction of the following pollutants into its treatment works:

- a. Pollutant(s) which create a fire or explosion hazard in the POTW, including, but not limited to, wastestreams with a closed cup flashpoint of less than 140 degrees Fahrenheit or 60 degrees Centigrade using the test methods specified in 40 CFR 261.21.
- b. Pollutant(s) which will cause corrosive structural damage to the POTW, but in no case discharges with pH lower than 5.0, unless the works is specifically designed to accommodate such discharges.
- c. Solid or viscous pollutant(s) in amounts which will cause obstruction to the flow in the POTW resulting in interference.

- d. Any pollutant, including oxygen demanding pollutants, (BOD, etc.), released in a discharge at a flow rate and/or pollutant concentration which will cause interference with the POTW.
- e. Heat in amounts which will inhibit biological activity in the POTW resulting in Interference, but in no case heat in such quantities that the temperature at the POTW Treatment Plant exceeds 40°C (104°F) unless the Department, upon request of the POTW, approves alternate temperature limits.
- f. Petroleum oil, nonbiodegradable cutting oil, or products of mineral oil origin in amounts that will cause interference or pass through.
- g. Pollutants which result in the presence of toxic gases, vapors, or fumes within the POTW in a quantity that may cause acute worker health and safety problems.
- h. Any trucked or hauled pollutants, except at discharge points designated by the POTW.

Upon development of specific limits for these pollutant categories, either in an approved POTW Pretreatment Program or otherwise, such limits shall be deemed prohibitions for the purpose of Section 307(d) of the Act and shall be enforceable in lieu of the general prohibitions set forth above.

#### G. Additional Operational Requirements

1. The wastewater treatment plant is assigned a classification of Group III-B (Biological) in the Permit to Construct which is issued by the Department. This classification corresponds to an operator with a grade of B.
2. The wastewater treatment plant is assigned a Reliability Classification of Class III, in accordance with Section 67.400 "Reliability Classifications" of the Standards for Wastewater Facility Construction: R.61-67.
3. For parameters with a sample frequency of once per month or greater, the Permittee shall monitor (at least one sample) consistent with conditions established by this Permit on the first (1<sup>st</sup>) Tuesday of every calendar month, unless otherwise approved by the Department. (For example; with a once per week (01/07) sampling frequency, the permittee shall monitor one weekly sample on the day of the week noted during the monthly DMR reporting period.)

For parameters with a sampling frequency of less than once per month (if any), the permittee shall monitor these parameters on specific date noted above on any of the months during the appropriate reporting period unless otherwise approved by the Department. (For example, with a once per quarter (1/90) sampling frequency, the permittee may monitor on the day of the week noted in either the first, second or third month in the quarterly reporting period.)

For parameters requiring multiple samples for a single test the Permittee may collect the samples on any date during the reporting period, unless otherwise approved by the Department. The permittee must notify the Department of the planned sampling dates upon request.

In accordance with R.61-9.505.41(j)(1)(iii), the Department may waive compliance with the permit requirement for a specific sampling event for extenuating circumstances. Additional

monitoring, as necessary to meet the frequency requirements of this Permit (Part III.A., III.B., and III.C., if applicable) shall be performed by the Permittee.

4. For purposes of reporting, the Permittee shall use the reporting threshold equivalent to the PQL listed below and conduct analyses in accordance with the method specified below:

<b>Parameter</b>	<b>Analytical Method</b>	<b>PQL</b>
Fecal Coliform	9221C or 9221E	2/100 ml

The Permittee can however use another analytical method from a SCDHEC certified laboratory with PQL lower than the PQL listed above. If the permittee is using a PQL below the PQL listed above, then for purposes of reporting, the lower PQL shall be used in accordance with Part II.J.4.b.

**FOR AGENCY USE**

APPLICATION NUMBER		
MD	00	88013
DATE RECEIVED		
12	3	20
YEAR	MONTH	DAY

**NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES)  
APPLICATION FOR PERMIT TO DISCHARGE - SHORT FORM D**

To be filed for a domestic Wastewater Treatment System with a discharge to surface water.  
Please print or type

**TYPE ACTION:** (Check One)     Reissuance     New Source Issuance     Modification

1. Name of organization responsible for facility Harbor Island Utilities, Inc.

2. Address, location, and telephone number of facility producing discharge:

A. Name Harbor Island Utilities, Inc.

B. Mailing Address:

1. Address P.O. Box 1028

2. City Beaufort

3. County Beaufort

4. State South Carolina

5. Zip 29901-1028

C. Location of Treatment Facility:

1. Street Address 2 Harbor Drive

2. City Harbor Island

3. County Beaufort

4. State South Carolina

D. Telephone No. (843) 982-0405

3. Number of employees None      Design flow (average daily) of facility 0.20 mgd.

4. Nature of business Wastewater Treatment

5. (a) Check here if discharge occurs all year , or

(b) Check the month(s) discharge occurs:

1.  January    2.  February    3.  March    4.  April    5.  May

6.  June    7.  July    8.  August    9.  September    10.  October

11.  November    12.  December

(c) How many days per week:    1.  (1)    2.  (2-3)    3.  (4-5)    4.  (6-7)

6. Types of waste water discharged to surface waters only (check as applicable):

Discharge per Operating day	Flow gallons per operating day					Volume treated before discharging (percent)				
	0.1-999 (1)	1000-4999 (2)	5000-9999 (3)	10,000-49,999 (4)	50,000-or more (5)	None (6)	0.1-29.9 (7)	30-64.9 (8)	65-94.9 (9)	95-100 (10)
A. Sanitary, daily average										
B. Cooling water, etc., daily average										
C. Other discharge(s), daily average										
D. Maximum per operating day for combined discharges (all types)										

**RECEIVED**  
MAR 16 2012  
WATER FACILITIES  
PERMITTING DIVISION

7. Population served:

- A.  1-199    B.  200-499    C.  500-999    D.  1,000-4,999

If any of the types of waste identified in item 6. either treated or untreated, are discharged to places other than surface waters, check below as applicable.

Waste water is discharged to:	0.1-999 (1)	1000-4999 (2)	5000-9999 (3)	10,000-49,999 (4)	50,000 or more (5)
A. Municipal sewer system					
B. Underground well					
C. Septic tank					
D. Evaporation lagoon or pond					
E. Other, specify:					Golf Course

8. Number of separate discharge points:

- (1)     (2-3)     (4-5)     (6 or more)

9. Name of receiving water or waters Land Disposal on Fripp Island Golf Course

10. Does your discharge contain or is it possible for your discharge to contain one or more of the following substances: ammonia, cyanide, aluminum, beryllium, calcium, chromium, copper, lead, mercury, nickel, selenium, zinc, phenols.

- Yes     No

I certify that I am familiar with the information contained in the application and that to the best of my knowledge and belief such information is true, complete, and accurate.

Robert G. Gross

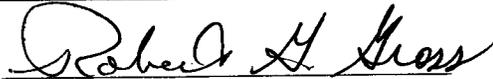
Printed Name of Person Signing

President

Title

February 20, 2012

Date Application Signed



Signature of Applicant

18 U.S.C Section 1001 provides that:

Whoever, in any matter within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals, or covers up by any trick, scheme, or device a material fact, or makes any false, fictitious, or fraudulent statements or representations; or makes or uses any false writing or document knowing same to contain any false, fictitious, or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisoned not more than 5 years, or both.



SOUTH CAROLINA DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL BUREAU OF WATER

Application for a Land Disposal (No Discharge or ND) Permit (Please Type or Print)

RECEIVED

MAR 16 2012

WATER FACILITIES PERMITTING DIVISION

I. Project Name: Harbor Island Utilities, Inc.

II. County: Beaufort

III. Owners Name: Robert G. Gross, P.E.

Address: P.O. Box 1028

City, State, & Zip: Beaufort, SC 29901-1028

Area Code & Telephone #: (843) 982-0405

IV. Project Status: Proposed ( ) or if existing: Permit No.: ND00 0065919 Expansion ( ) or Renewal ( )

V. Project Description: This is an application to remove the Harbor Island Utilities, Inc. (HIU) discharge from the permit owned by the Fripp Island Public Service District (FIPSD) so that HIU has its own ND permit.

VI. Location of the Wastewater Treatment Plant and Land Disposal Site(s): Treatment Plant is located at 2 Harbor Drive, Harbor Island, SC. Disposal site is golf course on Fripp Island.

a) Location of the wastewater treatment plant (include a map): Latitude: N32° 12.952' Longitude: W80° 27.423'

Location Description: Behind Island Realty on Harbor Island, SC

b) Location and size (in acres) of the land disposal site(s):

Site 1 Size: 106 acres

Latitude: N32° 19.534' Longitude: W80° 27.423'

Location Description (include a map): Ocean Point Golf Course on Fripp Island, SC

Site 2 Size: \_\_\_\_\_ acres

Latitude: \_\_\_\_\_ Longitude: \_\_\_\_\_

Location Description (include a map): \_\_\_\_\_

VII. Description of Waste to be Land Applied: Golf Course

VIII. Volume or Quantity of Waste to be Land Applied:

Site 1: 0.2 MGD Site 2: N/A

IX. Frequency of Application:

Site 1: Daily Site 2: \_\_\_\_\_

X. Site Application Rate(s):

Site 1: 2.5"/week Site 2: \_\_\_\_\_

XI. Ground Water Quality Monitoring: Proposed ( ) or Existing ( ) N/A

Number of Monitoring Wells (proposed or existing):

Site 1: Not Required Site 2: \_\_\_\_\_

XII. Residual Solids: Complete the attached "Sludge Disposal Supplement."

XIII. Hazardous Substances: Does your discharge contain or is it possible for your discharge to contain one or more of the following substances added as a result of your operations, activities, or processes: ammonia, cyanide, aluminum, beryllium, cadmium, chromium, copper, lead, mercury, nickel, selenium, zinc, phenols, oil and grease, chlorine (residual) or any other substance that could be considered hazardous? Yes or No (X)

If yes, please list substance, concentration, and source:

1. Normal concentrations of metals, ammonia, oil & grease, etc. found in sanitary waste
2. \_\_\_\_\_

I certify that I am familiar with the information contained in this application and that to the best of my knowledge and belief such information is true, complete, and accurate.

Owner's Name Printed: Robert G. Gross, P.E.

Owner's Signature: Robert G. Gross

Title: President Date: February 20, 2012

\*\*\*\*\* See attached instructions for completing this application. \*\*\*\*\*

For reapplication of an expiring ND permit, send the application package to the NPDES/ND Permit Administration Section at the following address:

Department of Health & Environmental Control  
Bureau of Water  
2600 Bull Street  
Columbia, SC 29201

For preliminary engineering reports (PER) on a new WWTP, an expansion of an existing WWTP, or a commercial sludge or septage disposal site, send the application package with the PER to the appropriate Section Manager at the above address.

**SOUTH CAROLINA DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL  
BUREAU OF WATER**

**LOCATION SUPPLEMENT FOR ND AND NPDES PERMIT APPLICATIONS**

FACILITY: Harbor Island Utilities, Inc.

DATE: 02/20/2012

ITEM 1: Please give a short description of the plant location, if the address is not a specific location. Example: Plant is located at the interchange of Interstate 26 and U.S. Highway #1.

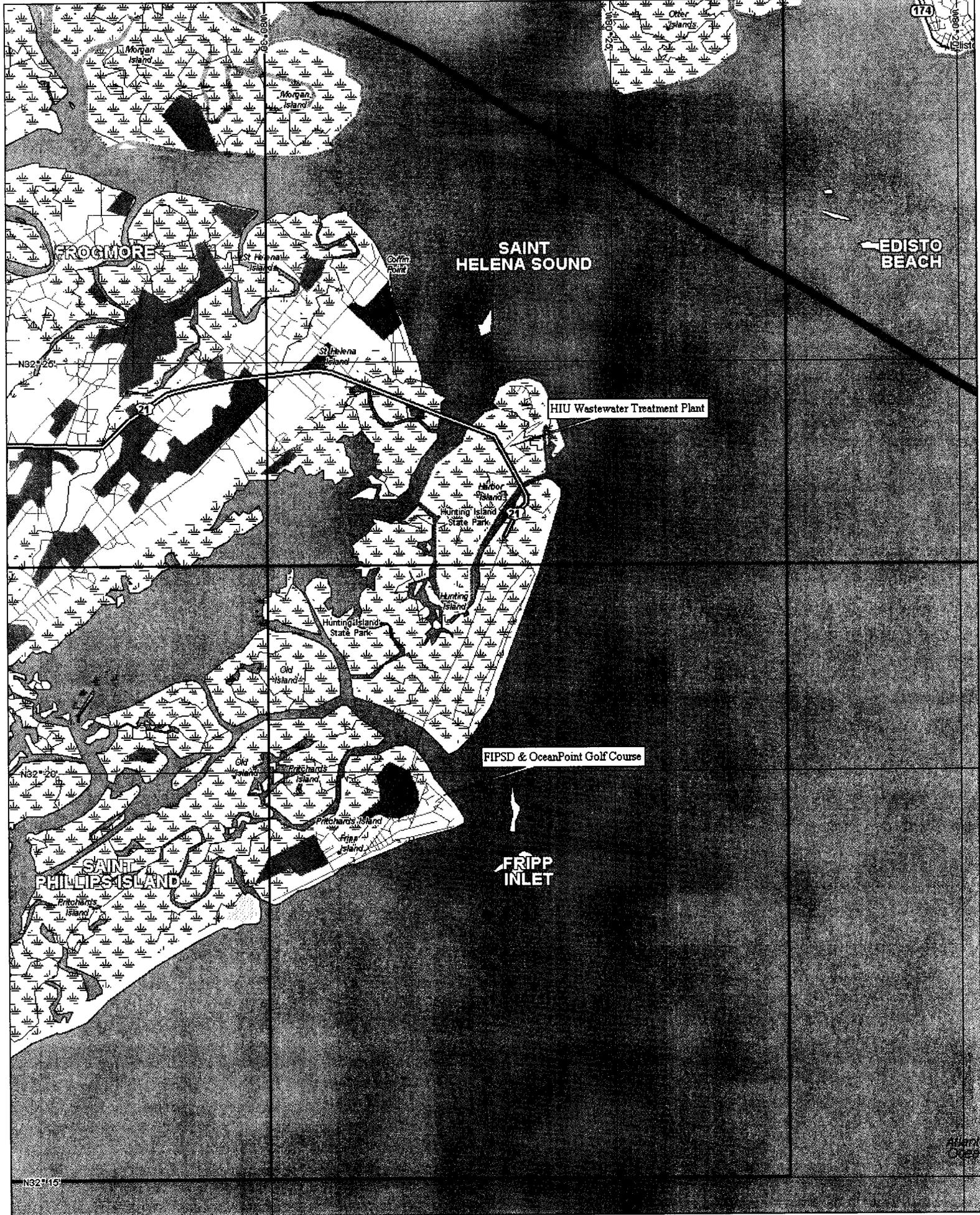
The Harbor Island Utilities, Inc. (HIU) wastewater treatment plant is located behind the Island Realty office at 2 Harbor drive on Harbor Island, SC.

ITEM 2: Please give a description of the location of the discharge point into the receiving stream using some landmark as a reference point, i.e., bridge, stream, road junction, the plant itself, etc. Give the direction and the distance in feet from the reference point. Example: Discharge #001 is into Johnny Creek approximately 300 feet directly behind the plant. Discharge #002 is into Doris Creek 150 feet downstream from U.S. Highway #30 bridge.

The HIU effluent is pumped to Fripp Island where it joins with the Fripp Island Public Service District (FIPSD) effluent in an effluent holding pond. From there, FIPSD pumps it the Ocean Point Golf Course.

ITEM 3: Please locate the discharge on a U.S. Geological Survey 7 1/2 minute quad sheet (or a 15 minute quad if a 7 1/2 quad is not available for the area). The entire quad sheet need not be submitted. An 8 1/2 by 11 inch photocopy of the applicable portion of the map is sufficient. The quad sheet name must be provided on the copy submitted to the Department. USGS Maps are available at the SC Dept. Of Natural Resources/Map Division, 2221 Devine Street, Suite 222, Columbia, SC 29205. Phone number is 734-9108.

RETURN TO: SCDHEC  
Bureau of Water  
NPDES Administration  
2600 Bull Street  
Columbia, SC 29201





**BUREAU OF WATER  
SLUDGE DISPOSAL SUPPLEMENT FOR NPDES AND ND PERMIT APPLICATIONS**

Facility Name: Harbor Island Utilities, Inc.

Permit Number: SC00 \_\_\_\_\_ (leave blank for a new facility)

or ND00 0065919

Please check your proposed or current sludge disposal procedure:

I. Existing Facilities:

Lagoon or other facility with no routine sludge disposal. Please attach a letter that addresses the approximate schedule for sludge removal and address the anticipated disposal method (note that the proposed sludge disposal method must be approved by the Department prior to initiation).

Sludge disposal at another wastewater treatment facility. Attached is a recent letter of acceptance dated 2/17/12. This letter must include the NPDES or ND number of the treatment facility accepting the sludge for disposal. If no previous SCDHEC approval has been granted on the disposal method, then please include a detailed report on the existing sludge disposal method. See the attached requirements for Sludge Disposal Report A. If a previous SCDHEC approval has been granted, then include a recent analysis that shows the non-hazardous nature of the sludge or a signed statement that the sludge characteristics have not changes since the last analysis.

Sludge disposal at a landfill. If the landfill is SWAIP (special waste) approved, a recent acceptance letter from the landfill is acceptable. If the landfill is not SWAIP approved, attached is SCDHEC Solid and Hazardous Waste approval dated \_\_\_\_\_, or other SCDHEC approval dated \_\_\_\_\_. If no previous approval has been granted on the disposal method, then please include a detailed report on the existing sludge disposal method. See the attached requirements for Sludge Disposal Report B.

Sludge disposal by Beneficial Use of Sludge. Attached is SCDHEC approval letter or program approval dated \_\_\_\_\_. If no previous approval has been granted on the disposal method, then please include a detailed report on the existing sludge disposal method. See the attached requirements for Sludge Disposal Report C.

II. Proposed Facilities:

Lagoon or other facility with no routine sludge disposal. Please attach a letter that addresses the approximate schedule for sludge removal and address the anticipated disposal method (note that the proposed sludge disposal method must be approved by the Department prior to initiation).

Sludge disposal at another wastewater treatment facility. Please include a detailed report on the proposed sludge disposal method. See the attached requirements for Sludge Disposal Report A.

Sludge disposal at a landfill. Please include a detailed report on the proposed sludge disposal method. See the attached requirements for Sludge Disposal Report B.

Sludge disposal by Beneficial Use. Please include a detailed report on the proposed sludge disposal method. See the attached requirements for Sludge Disposal Report C.

**Send this form and the appropriate disposal report (if applicable) with your NPDES or ND permit application.**

**ALSO SEE ATTACHED INSTRUCTIONS**



February 3, 2011

Hickory Hill Landfill  
2621 Low Country Drive  
Ridgeland, SC 29936

Beaufort Group  
Mr. Bob Gross

Re: Acceptance of WWT Sludge, Harbor Island facility

Dear Mr. Gross:

Hickory Hill Landfill a Waste Management, Inc. Subtitle D landfill, located in Ridgeland, SC is prepared to accept the referenced waste stream. All special waste disposed at Richland Landfill is subject to profiling and requires analytical data submission prior to acceptance.

Please contact me any time I can be of assistance. I appreciate the opportunity.

Sincerely,

**ORIGINAL SIGNED  
BY:**

Wray Mattice  
Waste Management, Inc.  
Industrial Account Manager  
(843)830-1473  
[wmattice@wm.com](mailto:wmattice@wm.com)  
wmdisposal.com



6 SNAKE ROAD, OKATIE, SC 29909-3937  
Phone 843.987.9292 Fax 843.987.9293  
Customer Service 843.987.9200  
Operations & Maintenance 843.987.9220  
Engineering 843.987.9250  
www.bjwsa.org

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KEN GRIFFIN, PhD, PE, ICMA-CM, General Manager

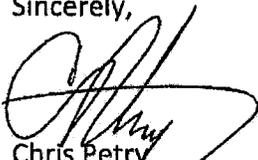
Harbor Island Utilities, Inc.  
c/o Bob Gross  
P.O. Box 1028  
Beaufort, SC 29201-1028

Dear Mr. Gross,

BJWSA is able to accept sludge from Harbor Island Utilities, Inc., currently permitted under #ND0065919. Sludge acceptance will transfer to the new pending permit number once permitting is complete. Sludge will be accepted at the Port Royal Island WRF, Permit #SC0048348, and the Cherry Point WRF, Permit #SC0047279 provided that all of the conditions of the Sludge Agreement have been met, and adequate notice has been given for scheduling delivery of the sludge.

If you have any questions please contact Earl Sheppard, Chief Wastewater Operator, at 843.812.8067.

Sincerely,



Chris Petry  
Director of Treatment Operations

c: Earl Sheppard

BRANDY M. GRAY  
CHAIR

DONNA L. ALTMAN  
JOHN D. ROGERS  
W.R. "SKEET" VON HARTEN

MICHAEL L. BELL  
VICE CHAIR

DAVID S. LOTT  
JAMES N. SCOTT  
CHARLIE WHITE

LORRAINE W. BOND  
SECRETARY/TREASURER

JAMES P. "PAT" ONEAL  
DR. WILLIAM SINGLETON



1. The right to dispose of up to 497,000 gallons per day of treated wastewater effluent from the Fripp Island Sewer System on the Fripp Island Ocean Point Golf Course, or an alternative disposal site in the event one is provided and approved by all necessary regulatory agencies, as set forth in the Effluent Covenants.

2. The obligation to dedicate up to 497,000 gallons per day of treated wastewater effluent, to the extent such effluent is available, for use on the Fripp Island Ocean Point Golf Course.

3. All rights or obligations related to, or necessary for the operation of, the Fripp Island Sewer System and covenants running with the lands described on Exhibit 'A' which obligate the Fripp Island Ocean Point Golf Course to accept up to 250,000 gallons per day of wastewater effluent from Harbor Island.

**TO HAVE AND TO HOLD** all such rights and obligations totally and irrevocably unto the said **FRIPP ISLAND PUBLIC SERVICE DISTRICT**, its successors and assigns forever.

**IN WITNESS WHEREOF**, the Fripp Island Sewer System, Inc. and the Fripp Company by their duly authorized officers have executed this Assignment effective the date first hereinabove written.

WITNESSES:

[Signature]  
W. Brantley Harvey Jr.  
[Signature]  
W. Brantley Harvey Jr.

**FRIPP ISLAND COMPANY**

By: [Signature]

Its: Chairman

Attest: [Signature]

Its: ASST. SEC.

**FRIPP ISLAND SEWER SYSTEM, INC.**

By: [Signature]

Its: President

Attest: [Signature]

Its: V. PRES

[Signature]  
W. Brantley Harvey Jr.  
[Signature]  
W. Brantley Harvey Jr.

STATE OF SOUTH CAROLINA

)

PROBATE

COUNTY OF BEAUFORT

)

PERSONALLY APPEARED BEFORE ME the undersigned witness, who, being duly sworn, states that he/she saw the within named Fripp Island Company, by its duly authorized officer, sign, seal and as its act and deed deliver the within Assignment and that s/he, together with the other witness subscribing above, witnessed the same.



SWORN TO BEFORE ME this  
30<sup>th</sup> day of Sept, 1994.

W. Brantley Harvey Jr.  
Notary Public for South Carolina

My Commission Expires: 12-5-99

STATE OF SOUTH CAROLINA

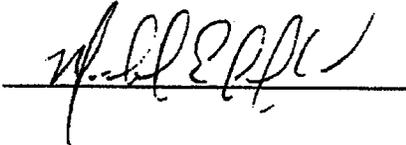
)

PROBATE

COUNTY OF BEAUFORT

)

PERSONALLY APPEARED BEFORE ME the undersigned witness, who, being duly sworn, states that he/she saw the within named Fripp Island Sewer System, Inc. by its duly authorized officer, sign, seal and as its act and deed deliver the within Assignment and that s/he, together with the other witness subscribing above, witnessed the same.



SWORN TO BEFORE ME this  
30<sup>th</sup> day of Sept, 1994.

W. Brantley Harvey Jr.  
Notary Public for South Carolina

My Commission Expires: 12-5-99

**Exhibit "A"**

A portion of certain lands located on Fripp Island, Beaufort County, South Carolina, purchased by Thomasson Properties, a South Carolina limited partnership, from Fripp Island Service Corporation as reflected in the deed from Fripp Island Service Corporation to Thomasson Properties, recorded in the Office of the Register of Mesne Conveyances for Beaufort County, South Carolina in Deed Book 350 at Page 686, which are described as Parcel One in the referenced deed as follows, to wit:

All that certain real property situate on Fripp Island in Beaufort County, South Carolina, known as Fripp Island Ocean Links Golf Course Fairways One (1) through Eighteen (18) inclusive within a heavy line shown on a plat of an Eighteen (18) Hole Championship Golf Course prepared by George W. Cobb, dated December 1, 1962, and revised January 17, 1963, and recorded in the Office of the Clerk of court For Beaufort County, South Carolina in Plat Book 18 at Page 105 together with the remaining golf course area surrounding the fairways within the heavy blue lines on the plat, together with all amendments, additions and modification thereto of the golf course.

`rnd:kdw:frippisland:effluent.asn`

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF BEAUFORT )

--1348

CONTRACT FOR THE DEDICATION OF UP TO 497,000 GALLONS PER DAY OF WASTEWATER EFFLUENT BY FRIPP ISLAND SEWER SYSTEM, INC. TO THOMASSON PROPERTIES, A SOUTH CAROLINA LIMITED PARTNERSHIP AND THE ACCEPTANCE OF THE SAME BY THE LATTER

WHEREAS, Thomasson Properties, a South Carolina Limited Partnership (hereinafter called "Thomasson") is the owner of certain lands located on Fripp Island in Beaufort County, South Carolina, as recorded in the Register of Mesne Conveyances for Beaufort County, South Carolina in Book 350 at Page 686; and,

WHEREAS, Thomasson has constructed on the above cited real property a golf course known as Fripp Island Ocean Links Golf Course Fairways Number One through Eighteen (also known as Fripp Island Ocean Point Golf Course) (hereinafter referred to as "the Golf Course") as shown on a plat prepared by George W. Cobb dated December 1, 1962, revised January 17, 1963, and recorded in the office of the Clerk of Court for Beaufort County, South Carolina in Plat Book 13 at Page 105; and,

WHEREAS, Thomasson requires the availability of substantial gallonage of treated wastewater effluent in order to preserve and maintain the Golf Course; and,

WHEREAS, Fripp Island Sewer System, Inc., (hereinafter "Sewer System"), is the duly licensed and approved owner and operator of a sewer treatment facility on Fripp Island, Beaufort County, South Carolina, having available a licensed capacity of up to 497,000 gallons per day of treated wastewater effluent; and,

WHEREAS, Sewer System is willing to dedicate up to 497,000 gallons per day of treated wastewater effluent, as available, to Thomasson for use in the preservation and maintenance of the Golf Course upon the terms and conditions set forth herein.

NOW, THEREFORE, in consideration of their mutual undertakings herein and upon other good and valuable consideration the receipt and sufficiency whereof is hereby acknowledged, the parties agree as follows:

1. The recitations above are incorporated herein as if fully re-stated.

2. Sewer System agrees to dedicate to Thomasson up to 497,000 gallons per day of treated wastewater effluent, to the extent available, from its sewer treatment facility located on Fripp Island, Beaufort County, South Carolina for use on the Golf Course and Thomasson agrees to accept the same.

3. Thomasson agrees to accept up to 497 000 gallons per day of treated wastewater effluent from Sewer System for use on the Golf Course in perpetuity and agrees to impose upon the Golf Course deed restrictions, in the form annexed hereto as Exhibit "A", which shall constitute covenants running with the lands described therein which shall impose upon Thomasson, subject to any limitations imposed by federal, state or county regulatory agencies having jurisdiction, an obligation to dispose of up to 497,000 gallons per day of treated wastewater effluent from Sewer System as a permanent, continuing and unlimited obligation which shall run forever with the ownership of the Golf Course currently owned by Thomasson and that said obligation shall be binding upon the heirs, successors, grantees and assigns of Thomasson, provided however, that if Thomasson,

its heirs, successors, grantees and assigns shall provide an alternative disposal site to the said Fripp Island Ocean Links Golf Course Fairways (also known as Fripp Island Ocean Point Golf Course), approved by all regulatory agencies having competent jurisdiction, the foregoing covenants and restrictions shall terminate and expire upon the last to occur of the following: a) The alternative site shall be fully operational and shall have adequate capacity to dispose of up to 497,000 gallons per day of wastewater effluent from Fripp Island Sewer System, Inc.;

b) All regulatory agencies shall have issued permits and certificates required to approve the intended use; and,

c) Deed restrictions substantially identical to those imposed hereon on Fripp Island Ocean Point Golf Course, (also known as Fripp Island Ocean Links Fairways) shall run forever with the ownership of the alternative site.

4. Sewer System agrees that the dedication by it to Thomasson of up to 497,000 gallons per day of treated wastewater effluent from its Fripp Island sewer treatment facilities, subject only to its availability, shall be a continuing and binding obligation upon Sewer System, its successors and assigns.

5. Thomasson further agrees to use its best efforts to secure subordination agreements from all holders of liens affecting the Golf Course acknowledging the priority of the deed restrictions set forth in Exhibit "A".

6. The parties agree that this agreement contains the entire understanding of the parties with reference to the subject





EXHIBIT "A"

Legal Description

A portion of certain lands located on Fripp Island, Beaufort County, South Carolina, purchased by Thomasson Properties, a South Carolina limited partnership, from Fripp Island Service Corporation as reflected in the deed from Fripp Island Service Corporation to Thomasson Properties, recorded in the Office of the Register of Mesne Conveyances for Beaufort County, South Carolina in Deed Book 350 at Page 686, which are described as Parcel One in the referenced deed as follows, to wit:

ALL that certain real property situate on Fripp Island in Beaufort County, South Carolina, known as Fripp Island Ocean Links Golf Course Fairways One (1) through Eighteen (18) inclusive within a heavy line shown on a plat of an Eighteen (18) Hole Championship Golf Course prepared by George W. Cobb, dated December 1, 1962, and revised January 17, 1963, and recorded in the Office of the Clerk of Court for Beaufort County, South Carolina in Plat Book 13 at Page 105 together with the remaining golf course area surrounding the fairways within the heavy blue lines on the plat, together with all amendments, additions and modifications thereto of the golf course as it is on the date of execution of this instrument.

*BET  
mci*

*42B*

FILED AT	BEAUFORT COUNTY S. C.	RECORDED IN BOOK
4:17		504
O'CLOCK		PAGE
<i>P</i>	JUN 28 1988	<i>1348</i>
<i>S. W. H. Dalton</i>		
REGISTER OF MESNE CONVEYANCE		

COPY

STATE OF SOUTH CAROLINA )  
 )  
 ) DECLARATION OF RIGHTS,  
 ) RESTRICTIONS, AFFIRMATIVE OBLIGA-  
 ) TIONS, CONDITIONS, ETC. WHICH  
 ) CONSTITUTES COVENANTS RUNNING WITH  
 ) CERTAIN LANDS OF THOMASSON PROPER-  
 ) TIES, A S.C. LIMITED PARTNERSHIP,  
 ) ITS SUCCESSORS AND ASSIGNS  
 )  
COUNTY OF BEAUFORT )

WHEREAS, Thomasson Properties, a South Carolina Limited Partnership, hereinafter called "Thomasson", is the owner of certain lands located on Fripp Island in Beaufort County, South Carolina, said lands purchased by Thomasson from Fripp Island Service Corporation as reflected in a Deed from Fripp Island Service Corporation to Thomasson recorded in the Office of the Register of Mesne Conveyances for Beaufort County, South Carolina in Deed Book 350 at Page 686; and,

WHEREAS, Thomasson now desires to impose upon a portion of the referenced property the within Declaration of Rights, Restrictions, Alternative Obligations, Conditions, etc. which shall constitute Covenants running with the said lands which are described as Parcel One (1) in the referenced deed as follows, to-wit:

ALL that certain real property situate on Fripp Island in Beaufort County, South Carolina, known as Fripp Island Ocean Links Golf Course Fairways One (1) through Eighteen (18) inclusive within a heavy line shown on a plat of an Eighteen (18) Hole Championship Golf Course prepared by George W. Cobb, dated December 1, 1962, and revised January 17, 1963, and recorded in the Office of the Clerk of Court for Beaufort County, South Carolina in Plat Book 13 at Page 105 together with the remaining golf course area surrounding the fairways within the heavy blue lines on the plat, together with all amendments, additions and modifications thereto of the golf course as it is on the date of execution of this instrument.

WHEREAS, Thomasson has entered a Consent Order entered by the United States Bankruptcy Court for the District of South Carolina captioned "In Re: Harbor Island Development Company of South Carolina, a Limited Partnership, Case Number 85-01284, dated June 3, 1986" whereby Thomasson agreed to impose the deed restrictions stated here upon said property;

NOW, THEREFORE, Thomasson does hereby declare that the following Covenants and Restrictions will be recorded in the Office of the Register of Mesne Conveyances of Beaufort County, South Carolina, will be incorporated by reference in Deeds affecting the property referenced above, and that the same shall be Covenants running with the land and shall apply to lands conveyed in the future affecting the same. The Covenants and Restrictions below will be referred to as "The Covenants of June 3, 1986, for Fripp Island Ocean Links Golf Course Fairways" and may be made applicable to deeds issued by Thomasson by reference to the book and page wherein the same are recorded in the records of the Office of the Register of Mesne Conveyances for Beaufort County, South Carolina.

Thomasson hereby imposes an obligation to dispose of up to Two Hundred Fifty Thousand (250,000) gallons per day of waste water effluent from Harbor Island as a permanent, continuing and unlimited obligation which shall run forever with the ownership of Fripp Island Ocean Links Golf Course Fairways (also known as Fripp Island Ocean Point Golf Course) currently owned by Thomasson and that said obligation shall be binding upon the heirs, successors, grantees and assigns of Thomasson,

FILED IN DEED - C BOOK 450 PAGE 452  
FILED AT 16:58:00 ON 06/04/86

STATE OF SOUTH CAROLINA )  
 ) PROBATE  
COUNTY OF BEAUFORT )

PERSONALLY appeared before me Janet T. Rouse  
who made oath and says that s/he saw the within  
Thomasson Properties, A South Carolina Limited Partnership,  
by it's General Partner Broadus L. Thomasson sign, seal  
and as his act and deed deliver the within Declaration of  
Rights, Restrictions, Affirmative Obligations, Conditions,  
etc. Which Constitutes Covenants Running With Certain Lands  
Of Thomasson Properties, A South Carolina Limited Partnership,  
It's Successors and Assigns and that s/he with Noel M. Seeburg, Jr.  
witnessed the execution thereof.

Janet T. Rouse

SWORN TO AND SUBSCRIBED

BEFORE ME THIS 3

DAY OF JUNE, 1986

Noel M. Seeburg, Jr.  
NOTARY PUBLIC FOR SOUTH CAROLINA

MY COMMISSION EXPIRES: Nov. 17, 1991

89 h 1000 400  
JUN 10 1986  
1000

*Handwritten:* FILED IN DEED - C BOOK 450 PAGE 454  
FILED AT 16:58:00 ON 05/04/86 109296  
BOOK NUMBER 450 PAGES 451- 454  
FILING FEE 5.00  
STATE STAMPS .00  
COUNTY STAMPS .00  
TOTAL FEES 5.00  
REGISTER OF MESHE CONVEYANCE  
BEAUFORT COUNTY, SC



South Carolina Department of Health  
and Environmental Control

MEMORANDUM  
WATER POLLUTION  
ENFORCEMENT SECTION

TO: Bureau of Water File

FROM: Adam Cannon *(Signature)*  
Bureau of Water  
Water Pollution Enforcement Section

Date: November 21, 2013

RE: Enforcement Conference  
Harbor Island Utilities  
ND0088013  
Beaufort County

On November 19, 2013, an enforcement conference was held with Mr. Robert Gross, President of Harbor Island Utilities, acting as an agent for the Respondent. (See attached Conference Register) The purpose of the conference was to discuss the enforcement matter that is the subject of the October 29, 2013, Notice of Enforcement Conference/Notice of Alleged Violation (Notice) addressing violations of their NPDES Permit limitations for biochemical oxygen demand (BOD).

The "Findings of Fact" were discussed. The wording was substantially accepted as written. Mr. Gross noted that the BOD violations were likely attributed to the type of filters utilized at the WWTF prior to July 23, 2013 and, ammonia not fully converting into nitrate during the treatment process, leading to possible influence of BOD test results. Mr. Gross stated that after observing the January 2013 violation, the Respondent began the process of changing the type of filters used at the WWTF. Mr. Gross provided copies of documents relative to the construction of an upgrade to the WWTF that included written approval from the Department to operate dated July 23, 2013. Mr. Gross also stated that the Respondent is now voluntarily monitoring ammonia levels so that any issues with the treatment process can be detected in an effort to prevent future noncompliance.

The issuance of a consent order was discussed containing actions to prevent future noncompliance and containing a civil penalty.

cc: Jaime Teraoka, BOW/WPC Compliance  
Penny Cornett, Office Manager, Low Country EQC Region- Beaufort



# **Environmental Data Research (EDR) Information**

**G5396.00 - US-21 RBO Harbor River**

Butches Road

Saint Helena Island, SC 29920

Inquiry Number: 4445548.4

October 22, 2015

## EDR Historical Topographic Map Report



6 Armstrong Road, 4th Floor  
Shelton, Connecticut 06484  
Toll Free: 800.352.0050  
[www.edrnet.com](http://www.edrnet.com)

# EDR Historical Topographic Map Report

Environmental Data Resources, Inc.s (EDR) Historical Topographic Map Report is designed to assist professionals in evaluating potential liability on a target property resulting from past activities. EDRs Historical Topographic Map Report includes a search of a collection of public and private color historical topographic maps, dating back to the early 1900s.

***Thank you for your business.***  
Please contact EDR at 1-800-352-0050  
with any questions or comments.

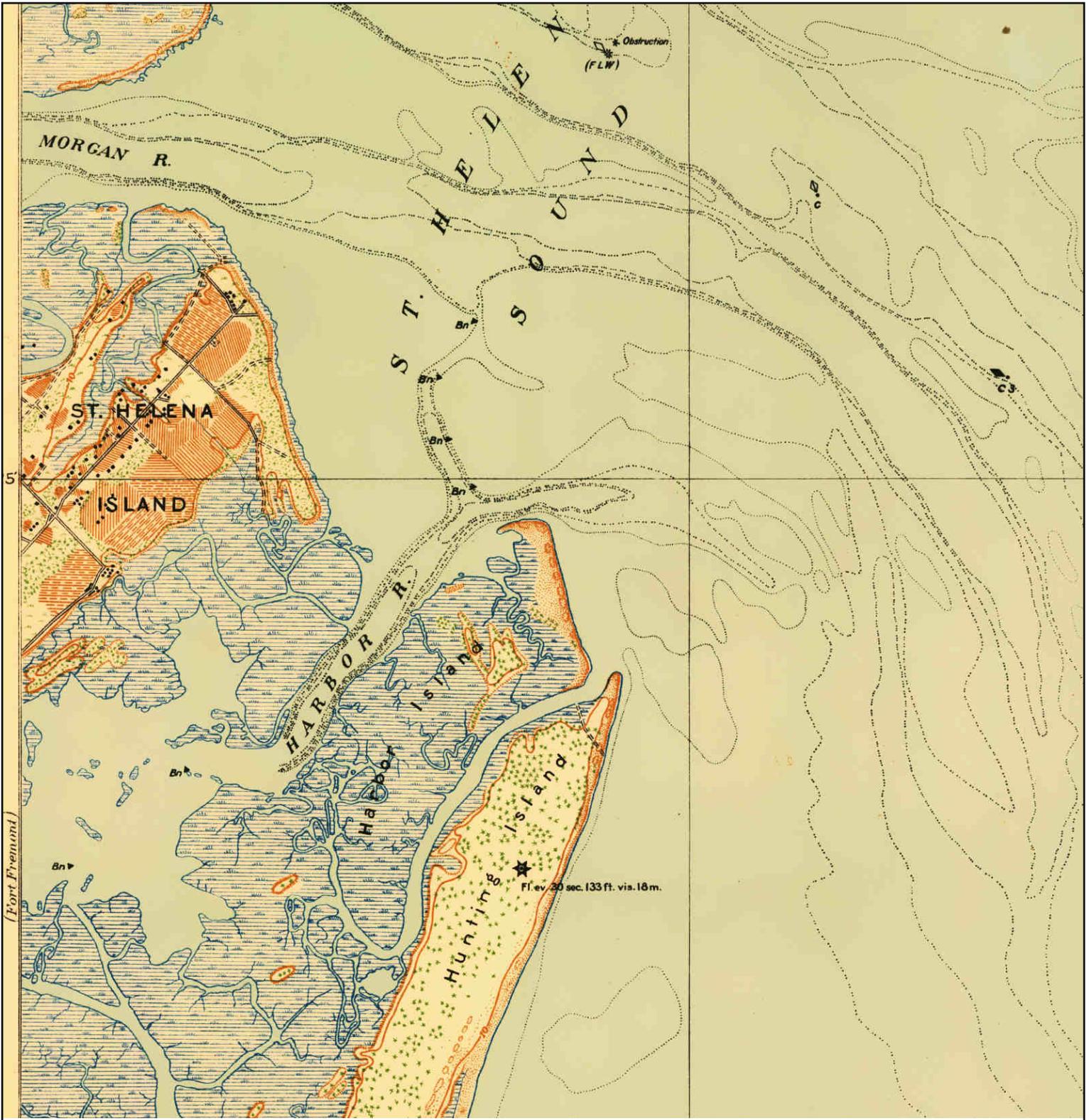
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# Historical Topographic Map



	<b>TARGET QUAD</b> NAME: SAINT HELENA SOUND MAP YEAR: 1918	SITE NAME: G5396.00 - US-21 RBO Harbor River ADDRESS: Butches Road Saint Helena Island, SC	CLIENT: F&ME Consultants CONTACT: Glynn Ellen INQUIRY#: 4445548.4 RESEARCH DATE: 10/22/2015
	SERIES: 15 SCALE: 1:62500	LAT/LONG: 32.4081 / -80.4639	

# Historical Topographic Map



	<b>TARGET QUAD</b> NAME: SAINT HELENA SOUND MAP YEAR: 1943	SITE NAME: G5396.00 - US-21 RBO Harbor River ADDRESS: Butches Road Saint Helena Island, SC	CLIENT: F&ME Consultants CONTACT: Glynn Ellen INQUIRY#: 4445548.4 RESEARCH DATE: 10/22/2015
	SERIES: 15 SCALE: 1:50000	LAT/LONG: 32.4081 / -80.4639	

# Historical Topographic Map



	<b>TARGET QUAD</b>	<b>SITE NAME:</b> G5396.00 - US-21 RBO Harbor River	<b>CLIENT:</b> F&ME Consultants
	<b>NAME:</b> SAINT HELENA SOUND	<b>ADDRESS:</b> Butches Road Saint Helena Island, SC	<b>CONTACT:</b> Glynn Ellen
	<b>MAP YEAR:</b> 1956	<b>LAT/LONG:</b> 32.4081 / -80.4639	<b>INQUIRY#:</b> 4445548.4
	<b>SERIES:</b> 7.5		<b>RESEARCH DATE:</b> 10/22/2015
	<b>SCALE:</b> 1:24000		

# Historical Topographic Map



	<b>TARGET QUAD</b>	<b>SITE NAME:</b> G5396.00 - US-21 RBO Harbor River	<b>CLIENT:</b> F&ME Consultants
	<b>NAME:</b> SAINT HELENA SOUND		<b>CONTACT:</b> Glynn Ellen
	<b>MAP YEAR:</b> 1979	<b>ADDRESS:</b> Butches Road	<b>INQUIRY#:</b> 4445548.4
	<b>PHOTOREVISED FROM :</b> 1956	<b>Saint Helena Island, SC</b>	<b>RESEARCH DATE:</b> 10/22/2015
	<b>SERIES:</b> 7.5	<b>LAT/LONG:</b> 32.4081 / -80.4639	
	<b>SCALE:</b> 1:24000		

**G5396.00 - US-21 RBO Harbor River**

Butches Road

Saint Helena Island, SC 29920

Inquiry Number: 4445548.3

October 22, 2015

## Certified Sanborn® Map Report



6 Armstrong Road, 4th Floor  
Shelton, Connecticut 06484  
Toll Free: 800.352.0050  
[www.edrnet.com](http://www.edrnet.com)

# Certified Sanborn® Map Report

10/22/15

**Site Name:**

G5396.00 - US-21 RBO Harbor  
Butches Road  
Saint Helena Island, SC 29920

**Client Name:**

F&ME Consultants  
3112 Devine Street  
Columbia, SC 29205

EDR Inquiry # 4445548.3

Contact: Glynn Ellen



The Sanborn Library has been searched by EDR and maps covering the target property location as provided by F&ME Consultants were identified for the years listed below. The Sanborn Library is the largest, most complete collection of fire insurance maps. The collection includes maps from Sanborn, Bromley, Perris & Browne, Hopkins, Barlow, and others. Only Environmental Data Resources Inc. (EDR) is authorized to grant rights for commercial reproduction of maps by the Sanborn Library LLC, the copyright holder for the collection. Results can be authenticated by visiting [www.edrnet.com/sanborn](http://www.edrnet.com/sanborn).

The Sanborn Library is continually enhanced with newly identified map archives. This report accesses all maps in the collection as of the day this report was generated.

## Certified Sanborn Results:

**Site Name:** G5396.00 - US-21 RBO Harbor River  
**Address:** Butches Road  
**City, State, Zip:** Saint Helena Island, SC 29920  
**Cross Street:**  
**P.O. #** G5396.00  
**Project:** US-21 Replacement Bridge over  
**Certification #** 59E2-4CDB-B963



Sanborn® Library search results  
Certification # 59E2-4CDB-B963

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This report certifies that the complete holdings of the Sanborn Library, LLC collection have been searched based on client supplied target property information, and fire insurance maps covering the target property were not found.

The Sanborn Library includes more than 1.2 million fire insurance maps from Sanborn, Bromley, Perris & Browne, Hopkins, Barlow and others which track historical property usage in approximately 12,000 American cities and towns. Collections searched:

- Library of Congress
- University Publications of America
- EDR Private Collection

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**G5396.00 - US-21 RBO Harbor River**

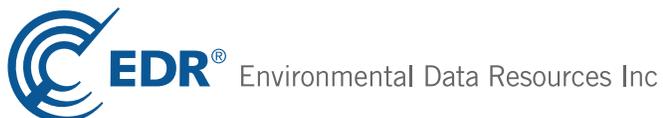
Butches Road

Saint Helena Island, SC 29920

Inquiry Number: 4491346.1s

December 14, 2015

**The EDR Radius Map™ Report with GeoCheck®**



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***Thank you for your business.***  
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## EXECUTIVE SUMMARY

A search of available environmental records was conducted by Environmental Data Resources, Inc (EDR). The report was designed to assist parties seeking to meet the search requirements of EPA's Standards and Practices for All Appropriate Inquiries (40 CFR Part 312), the ASTM Standard Practice for Environmental Site Assessments (E 1527-13) or custom requirements developed for the evaluation of environmental risk associated with a parcel of real estate.

### TARGET PROPERTY INFORMATION

#### ADDRESS

BUTCHES ROAD  
SAINT HELENA ISLAND, SC 29920

#### COORDINATES

Latitude (North): 32.4081000 - 32° 24' 29.16"  
Longitude (West): 80.4639000 - 80° 27' 50.04"  
Universal Transverse Mercator: Zone 17  
UTM X (Meters): 550413.3  
UTM Y (Meters): 3585609.2  
Elevation: 6 ft. above sea level

### USGS TOPOGRAPHIC MAP ASSOCIATED WITH TARGET PROPERTY

Target Property Map: 6064169 SAINT HELENA SOUND, SC  
Version Date: 2014

### AERIAL PHOTOGRAPHY IN THIS REPORT

Portions of Photo from: 20110503, 20110430  
Source: USDA

MAPPED SITES SUMMARY

Target Property Address:  
BUTCHES ROAD  
SAINT HELENA ISLAND, SC 29920

Click on Map ID to see full detail.

MAP ID	SITE NAME	ADDRESS	DATABASE ACRONYMS	RELATIVE ELEVATION	DIST (ft. & mi.) DIRECTION
<a href="#">1</a>	GAY FISH COMPANY	1948 SEA ISLAND PKWY	AST	Higher	1032, 0.195, WNW

# EXECUTIVE SUMMARY

## TARGET PROPERTY SEARCH RESULTS

The target property was not listed in any of the databases searched by EDR.

## DATABASES WITH NO MAPPED SITES

No mapped sites were found in EDR's search of available ("reasonably ascertainable ") government records either on the target property or within the search radius around the target property for the following databases:

## STANDARD ENVIRONMENTAL RECORDS

### ***Federal NPL site list***

NPL..... National Priority List  
Proposed NPL..... Proposed National Priority List Sites  
NPL LIENS..... Federal Superfund Liens

### ***Federal Delisted NPL site list***

Delisted NPL..... National Priority List Deletions

### ***Federal CERCLIS list***

FEDERAL FACILITY..... Federal Facility Site Information listing  
CERCLIS..... Comprehensive Environmental Response, Compensation, and Liability Information System

### ***Federal CERCLIS NFRAP site List***

CERCLIS-NFRAP..... CERCLIS No Further Remedial Action Planned

### ***Federal RCRA CORRACTS facilities list***

CORRACTS..... Corrective Action Report

### ***Federal RCRA non-CORRACTS TSD facilities list***

RCRA-TSDF..... RCRA - Treatment, Storage and Disposal

### ***Federal RCRA generators list***

RCRA-LQG..... RCRA - Large Quantity Generators  
RCRA-SQG..... RCRA - Small Quantity Generators  
RCRA-CESQG..... RCRA - Conditionally Exempt Small Quantity Generator

### ***Federal institutional controls / engineering controls registries***

LUCIS..... Land Use Control Information System  
US ENG CONTROLS..... Engineering Controls Sites List

## EXECUTIVE SUMMARY

US INST CONTROL..... Sites with Institutional Controls

### **Federal ERNS list**

ERNS..... Emergency Response Notification System

### **State- and tribal - equivalent CERCLIS**

SHWS..... Site Assessment Section Project List

### **State and tribal landfill and/or solid waste disposal site lists**

SWF/LF..... Permitted Landfills List

### **State and tribal leaking storage tank lists**

LUST..... Leaking Underground Storage Tank List  
INDIAN LUST..... Leaking Underground Storage Tanks on Indian Land

### **State and tribal registered storage tank lists**

FEMA UST..... Underground Storage Tank Listing  
UST..... Comprehensive Underground Storage Tanks  
INDIAN UST..... Underground Storage Tanks on Indian Land

### **State and tribal institutional control / engineering control registries**

RCR..... Registry of Conditional Remedies  
AUL..... Land Use Controls

### **State and tribal voluntary cleanup sites**

INDIAN VCP..... Voluntary Cleanup Priority Listing  
VCP..... Voluntary Cleanup Sites

### **State and tribal Brownfields sites**

BROWNFIELDS..... Brownfields Sites Listing

## **ADDITIONAL ENVIRONMENTAL RECORDS**

### **Local Brownfield lists**

US BROWNFIELDS..... A Listing of Brownfields Sites

### **Local Lists of Landfill / Solid Waste Disposal Sites**

SWRCY..... Solid Waste Recycling Facilities  
INDIAN ODI..... Report on the Status of Open Dumps on Indian Lands  
ODI..... Open Dump Inventory  
DEBRIS REGION 9..... Torres Martinez Reservation Illegal Dump Site Locations

### **Local Lists of Hazardous waste / Contaminated Sites**

US HIST CDL..... National Clandestine Laboratory Register

## EXECUTIVE SUMMARY

ALLSITES..... Site Assessment & Remediation Public Record Database  
CDL..... Clandestine Drug Lab Sites  
US CDL..... Clandestine Drug Labs

### **Local Land Records**

LIENS 2..... CERCLA Lien Information

### **Records of Emergency Release Reports**

HMIRS..... Hazardous Materials Information Reporting System  
SPILLS..... Spills Database List  
SPILLS 90..... SPILLS 90 data from FirstSearch  
SPILLS 80..... SPILLS 80 data from FirstSearch

### **Other Ascertainable Records**

RCRA NonGen / NLR..... RCRA - Non Generators / No Longer Regulated  
FUDS..... Formerly Used Defense Sites  
DOD..... Department of Defense Sites  
SCRD DRYCLEANERS..... State Coalition for Remediation of Drycleaners Listing  
US FIN ASSUR..... Financial Assurance Information  
EPA WATCH LIST..... EPA WATCH LIST  
2020 COR ACTION..... 2020 Corrective Action Program List  
TSCA..... Toxic Substances Control Act  
TRIS..... Toxic Chemical Release Inventory System  
SSTS..... Section 7 Tracking Systems  
ROD..... Records Of Decision  
RMP..... Risk Management Plans  
RAATS..... RCRA Administrative Action Tracking System  
PRP..... Potentially Responsible Parties  
PADS..... PCB Activity Database System  
ICIS..... Integrated Compliance Information System  
FTTS..... FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)  
MLTS..... Material Licensing Tracking System  
COAL ASH DOE..... Steam-Electric Plant Operation Data  
COAL ASH EPA..... Coal Combustion Residues Surface Impoundments List  
PCB TRANSFORMER..... PCB Transformer Registration Database  
RADINFO..... Radiation Information Database  
HIST FTTS..... FIFRA/TSCA Tracking System Administrative Case Listing  
DOT OPS..... Incident and Accident Data  
CONSENT..... Superfund (CERCLA) Consent Decrees  
INDIAN RESERV..... Indian Reservations  
UMTRA..... Uranium Mill Tailings Sites  
LEAD SMELTERS..... Lead Smelter Sites  
US AIRS..... Aerometric Information Retrieval System Facility Subsystem  
US MINES..... Mines Master Index File  
FINDS..... Facility Index System/Facility Registry System  
AIRS..... Permitted Airs Facility Listing  
COAL ASH..... Coal Ash Disposal Sites  
DRYCLEANERS..... Drycleaner Database  
Financial Assurance..... Financial Assurance Information Listing  
GWCI..... Groundwater Contamination Inventory  
NPDES..... Waste Water Treatment Facilities Listing

# EXECUTIVE SUMMARY

UIC..... Underground Injection Wells Listing

## EDR HIGH RISK HISTORICAL RECORDS

### ***EDR Exclusive Records***

EDR MGP..... EDR Proprietary Manufactured Gas Plants  
EDR Hist Auto..... EDR Exclusive Historic Gas Stations  
EDR Hist Cleaner..... EDR Exclusive Historic Dry Cleaners

## EDR RECOVERED GOVERNMENT ARCHIVES

### ***Exclusive Recovered Govt. Archives***

RGA HWS..... Recovered Government Archive State Hazardous Waste Facilities List  
RGA LF..... Recovered Government Archive Solid Waste Facilities List  
RGA LUST..... Recovered Government Archive Leaking Underground Storage Tank

## SURROUNDING SITES: SEARCH RESULTS

Surrounding sites were identified in the following databases.

Elevations have been determined from the USGS Digital Elevation Model and should be evaluated on a relative (not an absolute) basis. Relative elevation information between sites of close proximity should be field verified. Sites with an elevation equal to or higher than the target property have been differentiated below from sites with an elevation lower than the target property.

Page numbers and map identification numbers refer to the EDR Radius Map report where detailed data on individual sites can be reviewed.

Sites listed in ***bold italics*** are in multiple databases.

Unmappable (orphan) sites are not considered in the foregoing analysis.

## STANDARD ENVIRONMENTAL RECORDS

### ***State and tribal registered storage tank lists***

AST: The Aboveground Storage Tank database contains registered ASTs. The data come from the Department of Health & Environmental Control's list: Comprehensive Aboveground Storage Tanks.

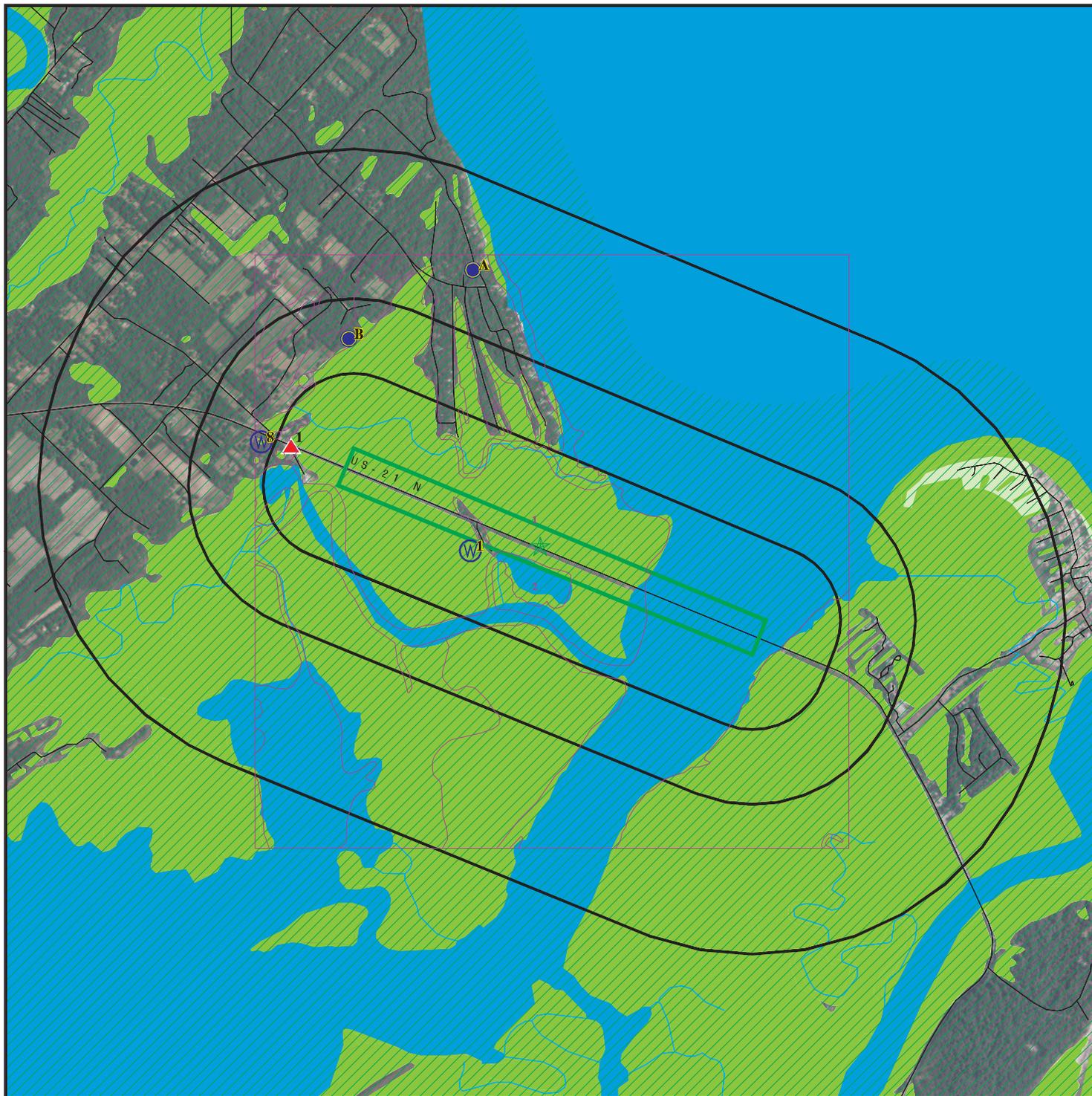
A review of the AST list, as provided by EDR, and dated 03/25/2004 has revealed that there is 1 AST site within approximately 0.625 miles of the target property.

<u>Equal/Higher Elevation</u>	<u>Address</u>	<u>Direction / Distance</u>	<u>Map ID</u>	<u>Page</u>
GAY FISH COMPANY Facility Id: 488	1948 SEA ISLAND PKWY	WNW 1/8 - 1/4 (0.195 mi.)	1	8

## EXECUTIVE SUMMARY

There were no unmapped sites in this report.

# OVERVIEW MAP - 4491346.1S



-  Target Property
-  Sites at elevations higher than or equal to the target property
-  Sites at elevations lower than the target property
-  Manufactured Gas Plants
-  National Priority List Sites
-  Dept. Defense Sites

-  Indian Reservations BIA
-  100-year flood zone
-  500-year flood zone
-  National Wetland Inventory
-  State Wetlands

This report includes Interactive Map Layers to display and/or hide map information. The legend includes only those icons for the default map view.

SITE NAME: G5396.00 - US-21 RBO Harbor River  
 ADDRESS: Butches Road  
 Saint Helena Island SC 29920  
 LAT/LONG: 32.4081 / 80.4639

CLIENT: F&ME Consultants  
 CONTACT: Glynn Ellen  
 INQUIRY #: 4491346.1s  
 DATE: December 14, 2015 12:15 pm

# DETAIL MAP - 4491346.1S



-  Target Property
-  Sites at elevations higher than or equal to the target property
-  Sites at elevations lower than the target property
-  Manufactured Gas Plants
-  Sensitive Receptors
-  National Priority List Sites
-  Dept. Defense Sites

-  Indian Reservations BIA
-  100-year flood zone
-  500-year flood zone
-  National Wetland Inventory
-  State Wetlands

This report includes Interactive Map Layers to display and/or hide map information. The legend includes only those icons for the default map view.

SITE NAME: G5396.00 - US-21 RBO Harbor River  
 ADDRESS: Butches Road  
 Saint Helena Island SC 29920  
 LAT/LONG: 32.4081 / 80.4639

CLIENT: F&ME Consultants  
 CONTACT: Glynn Ellen  
 INQUIRY #: 4491346.1s  
 DATE: December 14, 2015 12:17 pm

## MAP FINDINGS SUMMARY

Database	Search Distance (Miles)	Target Property	< 1/8	1/8 - 1/4	1/4 - 1/2	1/2 - 1	> 1	Total Plotted
<b>STANDARD ENVIRONMENTAL RECORDS</b>								
<b><i>Federal NPL site list</i></b>								
NPL	1.000		0	0	0	0	NR	0
Proposed NPL	1.000		0	0	0	0	NR	0
NPL LIENS	TP		NR	NR	NR	NR	NR	0
<b><i>Federal Delisted NPL site list</i></b>								
Delisted NPL	1.000		0	0	0	0	NR	0
<b><i>Federal CERCLIS list</i></b>								
FEDERAL FACILITY	0.625		0	0	0	0	NR	0
CERCLIS	0.625		0	0	0	0	NR	0
<b><i>Federal CERCLIS NFRAP site List</i></b>								
CERCLIS-NFRAP	0.625		0	0	0	0	NR	0
<b><i>Federal RCRA CORRACTS facilities list</i></b>								
CORRACTS	1.000		0	0	0	0	NR	0
<b><i>Federal RCRA non-CORRACTS TSD facilities list</i></b>								
RCRA-TSDF	0.625		0	0	0	0	NR	0
<b><i>Federal RCRA generators list</i></b>								
RCRA-LQG	0.625		0	0	0	0	NR	0
RCRA-SQG	0.625		0	0	0	0	NR	0
RCRA-CESQG	0.625		0	0	0	0	NR	0
<b><i>Federal institutional controls / engineering controls registries</i></b>								
LUCIS	0.625		0	0	0	0	NR	0
US ENG CONTROLS	0.625		0	0	0	0	NR	0
US INST CONTROL	0.625		0	0	0	0	NR	0
<b><i>Federal ERNS list</i></b>								
ERNS	TP		NR	NR	NR	NR	NR	0
<b><i>State- and tribal - equivalent CERCLIS</i></b>								
SHWS	1.000		0	0	0	0	NR	0
<b><i>State and tribal landfill and/or solid waste disposal site lists</i></b>								
SWF/LF	0.625		0	0	0	0	NR	0
<b><i>State and tribal leaking storage tank lists</i></b>								
LUST	0.625		0	0	0	0	NR	0
INDIAN LUST	0.625		0	0	0	0	NR	0
<b><i>State and tribal registered storage tank lists</i></b>								
FEMA UST	0.625		0	0	0	0	NR	0

## MAP FINDINGS SUMMARY

Database	Search Distance (Miles)	Target Property	< 1/8	1/8 - 1/4	1/4 - 1/2	1/2 - 1	> 1	Total Plotted
UST	0.625		0	0	0	0	NR	0
AST	0.625		0	1	0	0	NR	1
INDIAN UST	0.625		0	0	0	0	NR	0
<b>State and tribal institutional control / engineering control registries</b>								
RCR	0.625		0	0	0	0	NR	0
AUL	0.625		0	0	0	0	NR	0
<b>State and tribal voluntary cleanup sites</b>								
INDIAN VCP	0.625		0	0	0	0	NR	0
VCP	0.625		0	0	0	0	NR	0
<b>State and tribal Brownfields sites</b>								
BROWNFIELDS	0.625		0	0	0	0	NR	0
<b>ADDITIONAL ENVIRONMENTAL RECORDS</b>								
<b>Local Brownfield lists</b>								
US BROWNFIELDS	0.625		0	0	0	0	NR	0
<b>Local Lists of Landfill / Solid Waste Disposal Sites</b>								
SWRCY	0.625		0	0	0	0	NR	0
INDIAN ODI	0.625		0	0	0	0	NR	0
ODI	0.625		0	0	0	0	NR	0
DEBRIS REGION 9	0.625		0	0	0	0	NR	0
<b>Local Lists of Hazardous waste / Contaminated Sites</b>								
US HIST CDL	TP		NR	NR	NR	NR	NR	0
ALLSITES	0.625		0	0	0	0	NR	0
CDL	TP		NR	NR	NR	NR	NR	0
US CDL	TP		NR	NR	NR	NR	NR	0
<b>Local Land Records</b>								
LIENS 2	TP		NR	NR	NR	NR	NR	0
<b>Records of Emergency Release Reports</b>								
HMIRS	TP		NR	NR	NR	NR	NR	0
SPILLS	TP		NR	NR	NR	NR	NR	0
SPILLS 90	TP		NR	NR	NR	NR	NR	0
SPILLS 80	TP		NR	NR	NR	NR	NR	0
<b>Other Ascertainable Records</b>								
RCRA NonGen / NLR	0.625		0	0	0	0	NR	0
FUDS	1.000		0	0	0	0	NR	0
DOD	1.000		0	0	0	0	NR	0
SCRD DRYCLEANERS	0.625		0	0	0	0	NR	0
US FIN ASSUR	TP		NR	NR	NR	NR	NR	0



## MAP FINDINGS SUMMARY

<u>Database</u>	<u>Search Distance (Miles)</u>	<u>Target Property</u>	<u>&lt; 1/8</u>	<u>1/8 - 1/4</u>	<u>1/4 - 1/2</u>	<u>1/2 - 1</u>	<u>&gt; 1</u>	<u>Total Plotted</u>
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NOTES:

TP = Target Property

NR = Not Requested at this Search Distance

Sites may be listed in more than one database

MAP FINDINGS

Map ID  
 Direction  
 Distance  
 Elevation

Site

Database(s)

EDR ID Number  
 EPA ID Number

**1**  
**WNW**  
**1/8-1/4**  
**0.195 mi.**  
**1032 ft.**

**AST** **A100267684**  
**N/A**

**Relative:**  
**Higher**

AST:

**Actual:**  
**7 ft.**

Facility ID:	488
District:	Low Country
Mailing Addr:	Not reported
Mailing City,St,Zip:	St Helena Pkwy, SC 29920-
Facility Manager:	Charles Gay
Manager Phone:	8435753328
Facility office location:	1948 Sea Island Pkwy
Facility phone number:	8438382763
Facility manager Ext:	home
Tank A-How many of size < 250 glns:	0
Tank B-How many of size 250-1000 glns:	1
Tank C-How many of size 1001-2000 glns:	0
Tank D-How many of size 2001-10000 glns:	1
Tank E-How many of size 10001-42000 glns:	2
Tank F-How many of size 42001-250000 glns:	0
Tank G-How many of size 250001-1000000 glns:	0
Tank H-How many of size 10000001-4000000 glns:	0
Tank I-How many of size >4000000 glns:	0
Total site capacity 661-2,000 glns:	False
Total site capacity 2001-10,000 glns:	False
Total site capacity 10,001-42,000 glns:	False
Total site capacity 42,001-100,000 glns:	True
Total site capacity 100,001-250,000 glns:	False
Total site capacity 250,001-1,000,000 glns:	False
Total site capacity 1,000,001-5,000,000 glns:	False
Total site capacity 5,000,0001-10,000,000 glns:	False
Total site capacity >10,000,000 glns:	False
Actual storage amount in gallons:	47000.00000
NAICS code:	23.00000
Is this a registered terminal facility?:	False
If not, does it need to be registered?:	True
Earthen containment:	False
Asphalt containment:	False
Liner:	False
Concrete floor and walls:	False
Concrete walls, earth floor:	False
Block walls, concrete floor:	True
Block walls, earthen floor:	False
Double wall tank:	False
Does containment need repair?:	False
GPS unit make/model:	Trimble XRS
GPS mode uncorrected, Radio beacon, Satellite corrected:	Sat - DGPS
Lat/Long:	32 24 41.51 -80 28 37.22
Date data was collected:	12/05/00
Comments:	Not reported

Count: 0 records.

ORPHAN SUMMARY

<u>City</u>	<u>EDR ID</u>	<u>Site Name</u>	<u>Site Address</u>	<u>Zip</u>	<u>Database(s)</u>
NO SITES FOUND					

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

To maintain currency of the following federal and state databases, EDR contacts the appropriate governmental agency on a monthly or quarterly basis, as required.

**Number of Days to Update:** Provides confirmation that EDR is reporting records that have been updated within 90 days from the date the government agency made the information available to the public.

## STANDARD ENVIRONMENTAL RECORDS

### ***Federal NPL site list***

#### **NPL: National Priority List**

National Priorities List (Superfund). The NPL is a subset of CERCLIS and identifies over 1,200 sites for priority cleanup under the Superfund Program. NPL sites may encompass relatively large areas. As such, EDR provides polygon coverage for over 1,000 NPL site boundaries produced by EPA's Environmental Photographic Interpretation Center (EPIC) and regional EPA offices.

Date of Government Version: 03/26/2015	Source: EPA
Date Data Arrived at EDR: 04/08/2015	Telephone: N/A
Date Made Active in Reports: 06/22/2015	Last EDR Contact: 11/07/2015
Number of Days to Update: 75	Next Scheduled EDR Contact: 01/18/2016
	Data Release Frequency: Quarterly

#### **NPL Site Boundaries**

##### **Sources:**

EPA's Environmental Photographic Interpretation Center (EPIC)  
Telephone: 202-564-7333

EPA Region 1  
Telephone 617-918-1143

EPA Region 6  
Telephone: 214-655-6659

EPA Region 3  
Telephone 215-814-5418

EPA Region 7  
Telephone: 913-551-7247

EPA Region 4  
Telephone 404-562-8033

EPA Region 8  
Telephone: 303-312-6774

EPA Region 5  
Telephone 312-886-6686

EPA Region 9  
Telephone: 415-947-4246

EPA Region 10  
Telephone 206-553-8665

#### **Proposed NPL: Proposed National Priority List Sites**

A site that has been proposed for listing on the National Priorities List through the issuance of a proposed rule in the Federal Register. EPA then accepts public comments on the site, responds to the comments, and places on the NPL those sites that continue to meet the requirements for listing.

Date of Government Version: 03/26/2015	Source: EPA
Date Data Arrived at EDR: 04/08/2015	Telephone: N/A
Date Made Active in Reports: 06/22/2015	Last EDR Contact: 11/07/2015
Number of Days to Update: 75	Next Scheduled EDR Contact: 01/18/2016
	Data Release Frequency: Quarterly

#### **NPL LIENS: Federal Superfund Liens**

Federal Superfund Liens. Under the authority granted the USEPA by CERCLA of 1980, the USEPA has the authority to file liens against real property in order to recover remedial action expenditures or when the property owner received notification of potential liability. USEPA compiles a listing of filed notices of Superfund Liens.

Date of Government Version: 10/15/1991	Source: EPA
Date Data Arrived at EDR: 02/02/1994	Telephone: 202-564-4267
Date Made Active in Reports: 03/30/1994	Last EDR Contact: 08/15/2011
Number of Days to Update: 56	Next Scheduled EDR Contact: 11/28/2011
	Data Release Frequency: No Update Planned

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## ***Federal Delisted NPL site list***

Delisted NPL: National Priority List Deletions

The National Oil and Hazardous Substances Pollution Contingency Plan (NCP) establishes the criteria that the EPA uses to delete sites from the NPL. In accordance with 40 CFR 300.425.(e), sites may be deleted from the NPL where no further response is appropriate.

Date of Government Version: 03/26/2015	Source: EPA
Date Data Arrived at EDR: 04/08/2015	Telephone: N/A
Date Made Active in Reports: 06/22/2015	Last EDR Contact: 11/07/2015
Number of Days to Update: 75	Next Scheduled EDR Contact: 01/18/2016
	Data Release Frequency: Quarterly

## ***Federal CERCLIS list***

FEDERAL FACILITY: Federal Facility Site Information listing

A listing of National Priority List (NPL) and Base Realignment and Closure (BRAC) sites found in the Comprehensive Environmental Response, Compensation and Liability Information System (CERCLIS) Database where EPA Federal Facilities Restoration and Reuse Office is involved in cleanup activities.

Date of Government Version: 03/26/2015	Source: Environmental Protection Agency
Date Data Arrived at EDR: 04/08/2015	Telephone: 703-603-8704
Date Made Active in Reports: 06/11/2015	Last EDR Contact: 10/09/2015
Number of Days to Update: 64	Next Scheduled EDR Contact: 01/18/2016
	Data Release Frequency: Varies

CERCLIS: Comprehensive Environmental Response, Compensation, and Liability Information System

CERCLIS contains data on potentially hazardous waste sites that have been reported to the USEPA by states, municipalities, private companies and private persons, pursuant to Section 103 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA). CERCLIS contains sites which are either proposed to or on the National Priorities List (NPL) and sites which are in the screening and assessment phase for possible inclusion on the NPL.

Date of Government Version: 10/25/2013	Source: EPA
Date Data Arrived at EDR: 11/11/2013	Telephone: 703-412-9810
Date Made Active in Reports: 02/13/2014	Last EDR Contact: 11/23/2015
Number of Days to Update: 94	Next Scheduled EDR Contact: 03/07/2016
	Data Release Frequency: Quarterly

## ***Federal CERCLIS NFRAP site List***

CERCLIS-NFRAP: CERCLIS No Further Remedial Action Planned

Archived sites are sites that have been removed and archived from the inventory of CERCLIS sites. Archived status indicates that, to the best of EPA's knowledge, assessment at a site has been completed and that EPA has determined no further steps will be taken to list this site on the National Priorities List (NPL), unless information indicates this decision was not appropriate or other considerations require a recommendation for listing at a later time. This decision does not necessarily mean that there is no hazard associated with a given site; it only means that, based upon available information, the location is not judged to be a potential NPL site.

Date of Government Version: 10/25/2013	Source: EPA
Date Data Arrived at EDR: 11/11/2013	Telephone: 703-412-9810
Date Made Active in Reports: 02/13/2014	Last EDR Contact: 11/23/2015
Number of Days to Update: 94	Next Scheduled EDR Contact: 03/07/2016
	Data Release Frequency: Quarterly

## ***Federal RCRA CORRACTS facilities list***

CORRACTS: Corrective Action Report

CORRACTS identifies hazardous waste handlers with RCRA corrective action activity.

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 06/09/2015  
Date Data Arrived at EDR: 06/26/2015  
Date Made Active in Reports: 09/16/2015  
Number of Days to Update: 82

Source: EPA  
Telephone: 800-424-9346  
Last EDR Contact: 09/29/2015  
Next Scheduled EDR Contact: 01/11/2016  
Data Release Frequency: Quarterly

## ***Federal RCRA non-CORRACTS TSD facilities list***

### **RCRA-TSDF: RCRA - Treatment, Storage and Disposal**

RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Transporters are individuals or entities that move hazardous waste from the generator offsite to a facility that can recycle, treat, store, or dispose of the waste. TSDFs treat, store, or dispose of the waste.

Date of Government Version: 06/09/2015  
Date Data Arrived at EDR: 06/26/2015  
Date Made Active in Reports: 09/16/2015  
Number of Days to Update: 82

Source: Environmental Protection Agency  
Telephone: (404) 562-8651  
Last EDR Contact: 09/29/2015  
Next Scheduled EDR Contact: 01/11/2016  
Data Release Frequency: Quarterly

## ***Federal RCRA generators list***

### **RCRA-LQG: RCRA - Large Quantity Generators**

RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Large quantity generators (LQGs) generate over 1,000 kilograms (kg) of hazardous waste, or over 1 kg of acutely hazardous waste per month.

Date of Government Version: 06/09/2015  
Date Data Arrived at EDR: 06/26/2015  
Date Made Active in Reports: 09/16/2015  
Number of Days to Update: 82

Source: Environmental Protection Agency  
Telephone: (404) 562-8651  
Last EDR Contact: 09/29/2015  
Next Scheduled EDR Contact: 01/11/2016  
Data Release Frequency: Quarterly

### **RCRA-SQG: RCRA - Small Quantity Generators**

RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Small quantity generators (SQGs) generate between 100 kg and 1,000 kg of hazardous waste per month.

Date of Government Version: 06/09/2015  
Date Data Arrived at EDR: 06/26/2015  
Date Made Active in Reports: 09/16/2015  
Number of Days to Update: 82

Source: Environmental Protection Agency  
Telephone: (404) 562-8651  
Last EDR Contact: 09/29/2015  
Next Scheduled EDR Contact: 01/11/2016  
Data Release Frequency: Quarterly

### **RCRA-CESQG: RCRA - Conditionally Exempt Small Quantity Generators**

RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Conditionally exempt small quantity generators (CESQGs) generate less than 100 kg of hazardous waste, or less than 1 kg of acutely hazardous waste per month.

Date of Government Version: 06/09/2015  
Date Data Arrived at EDR: 06/26/2015  
Date Made Active in Reports: 09/16/2015  
Number of Days to Update: 82

Source: Environmental Protection Agency  
Telephone: (404) 562-8651  
Last EDR Contact: 09/29/2015  
Next Scheduled EDR Contact: 01/11/2016  
Data Release Frequency: Varies

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## ***Federal institutional controls / engineering controls registries***

### **LUCIS: Land Use Control Information System**

LUCIS contains records of land use control information pertaining to the former Navy Base Realignment and Closure properties.

Date of Government Version: 05/28/2015	Source: Department of the Navy
Date Data Arrived at EDR: 05/29/2015	Telephone: 843-820-7326
Date Made Active in Reports: 06/11/2015	Last EDR Contact: 11/13/2015
Number of Days to Update: 13	Next Scheduled EDR Contact: 02/29/2016
	Data Release Frequency: Varies

### **US ENG CONTROLS: Engineering Controls Sites List**

A listing of sites with engineering controls in place. Engineering controls include various forms of caps, building foundations, liners, and treatment methods to create pathway elimination for regulated substances to enter environmental media or effect human health.

Date of Government Version: 09/10/2015	Source: Environmental Protection Agency
Date Data Arrived at EDR: 09/11/2015	Telephone: 703-603-0695
Date Made Active in Reports: 11/03/2015	Last EDR Contact: 11/24/2015
Number of Days to Update: 53	Next Scheduled EDR Contact: 03/14/2016
	Data Release Frequency: Varies

### **US INST CONTROL: Sites with Institutional Controls**

A listing of sites with institutional controls in place. Institutional controls include administrative measures, such as groundwater use restrictions, construction restrictions, property use restrictions, and post remediation care requirements intended to prevent exposure to contaminants remaining on site. Deed restrictions are generally required as part of the institutional controls.

Date of Government Version: 09/10/2015	Source: Environmental Protection Agency
Date Data Arrived at EDR: 09/11/2015	Telephone: 703-603-0695
Date Made Active in Reports: 11/03/2015	Last EDR Contact: 11/24/2015
Number of Days to Update: 53	Next Scheduled EDR Contact: 03/14/2016
	Data Release Frequency: Varies

## ***Federal ERNS list***

### **ERNS: Emergency Response Notification System**

Emergency Response Notification System. ERNS records and stores information on reported releases of oil and hazardous substances.

Date of Government Version: 06/22/2015	Source: National Response Center, United States Coast Guard
Date Data Arrived at EDR: 06/26/2015	Telephone: 202-267-2180
Date Made Active in Reports: 09/16/2015	Last EDR Contact: 09/29/2015
Number of Days to Update: 82	Next Scheduled EDR Contact: 01/11/2016
	Data Release Frequency: Annually

## ***State- and tribal - equivalent CERCLIS***

### **SHWS: Site Assessment Section Project List**

State Hazardous Waste Sites. State hazardous waste site records are the states' equivalent to CERCLIS. These sites may or may not already be listed on the federal CERCLIS list. Priority sites planned for cleanup using state funds (state equivalent of Superfund) are identified along with sites where cleanup will be paid for by potentially responsible parties. Available information varies by state.

Date of Government Version: 03/23/2015	Source: Department of Health and Environmental Control
Date Data Arrived at EDR: 03/25/2015	Telephone: 803-734-5376
Date Made Active in Reports: 04/07/2015	Last EDR Contact: 12/09/2015
Number of Days to Update: 13	Next Scheduled EDR Contact: 03/28/2016
	Data Release Frequency: Annually

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## **State and tribal landfill and/or solid waste disposal site lists**

### SWF/LF: Permitted Landfills List

Solid Waste Facilities/Landfill Sites. SWF/LF type records typically contain an inventory of solid waste disposal facilities or landfills in a particular state. Depending on the state, these may be active or inactive facilities or open dumps that failed to meet RCRA Subtitle D Section 4004 criteria for solid waste landfills or disposal sites.

Date of Government Version: 10/23/2015	Source: Department of Health and Environmental Control
Date Data Arrived at EDR: 10/23/2015	Telephone: 803-734-5165
Date Made Active in Reports: 12/10/2015	Source: Department of Health and Environmental Control, GIS Section
Number of Days to Update: 48	Telephone: 803-896-4084
	Last EDR Contact: 12/09/2015
	Next Scheduled EDR Contact: 03/28/2016
	Data Release Frequency: Varies

## **State and tribal leaking storage tank lists**

### LUST: Leaking Underground Storage Tank List

Leaking Underground Storage Tank Incident Reports. LUST records contain an inventory of reported leaking underground storage tank incidents. Not all states maintain these records, and the information stored varies by state.

Date of Government Version: 07/29/2015	Source: Department of Health and Environmental Control
Date Data Arrived at EDR: 08/07/2015	Telephone: 803-898-4350
Date Made Active in Reports: 09/15/2015	Last EDR Contact: 10/22/2015
Number of Days to Update: 39	Next Scheduled EDR Contact: 02/08/2016
	Data Release Frequency: Quarterly

### INDIAN LUST R6: Leaking Underground Storage Tanks on Indian Land

LUSTs on Indian land in New Mexico and Oklahoma.

Date of Government Version: 05/13/2015	Source: EPA Region 6
Date Data Arrived at EDR: 08/03/2015	Telephone: 214-665-6597
Date Made Active in Reports: 10/13/2015	Last EDR Contact: 10/26/2015
Number of Days to Update: 71	Next Scheduled EDR Contact: 02/08/2016
	Data Release Frequency: Varies

### INDIAN LUST R7: Leaking Underground Storage Tanks on Indian Land

LUSTs on Indian land in Iowa, Kansas, and Nebraska

Date of Government Version: 03/30/2015	Source: EPA Region 7
Date Data Arrived at EDR: 04/28/2015	Telephone: 913-551-7003
Date Made Active in Reports: 06/22/2015	Last EDR Contact: 10/08/2015
Number of Days to Update: 55	Next Scheduled EDR Contact: 02/08/2016
	Data Release Frequency: Varies

### INDIAN LUST R5: Leaking Underground Storage Tanks on Indian Land

Leaking underground storage tanks located on Indian Land in Michigan, Minnesota and Wisconsin.

Date of Government Version: 07/28/2015	Source: EPA, Region 5
Date Data Arrived at EDR: 08/07/2015	Telephone: 312-886-7439
Date Made Active in Reports: 10/13/2015	Last EDR Contact: 10/26/2015
Number of Days to Update: 67	Next Scheduled EDR Contact: 02/08/2016
	Data Release Frequency: Varies

### INDIAN LUST R1: Leaking Underground Storage Tanks on Indian Land

A listing of leaking underground storage tank locations on Indian Land.

Date of Government Version: 02/03/2015	Source: EPA Region 1
Date Data Arrived at EDR: 04/30/2015	Telephone: 617-918-1313
Date Made Active in Reports: 06/22/2015	Last EDR Contact: 10/27/2015
Number of Days to Update: 53	Next Scheduled EDR Contact: 02/08/2016
	Data Release Frequency: Varies

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

INDIAN LUST R10: Leaking Underground Storage Tanks on Indian Land  
LUSTs on Indian land in Alaska, Idaho, Oregon and Washington.

Date of Government Version: 07/21/2015	Source: EPA Region 10
Date Data Arrived at EDR: 07/29/2015	Telephone: 206-553-2857
Date Made Active in Reports: 10/13/2015	Last EDR Contact: 10/26/2015
Number of Days to Update: 76	Next Scheduled EDR Contact: 02/08/2016
	Data Release Frequency: Quarterly

INDIAN LUST R8: Leaking Underground Storage Tanks on Indian Land  
LUSTs on Indian land in Colorado, Montana, North Dakota, South Dakota, Utah and Wyoming.

Date of Government Version: 04/30/2015	Source: EPA Region 8
Date Data Arrived at EDR: 05/05/2015	Telephone: 303-312-6271
Date Made Active in Reports: 06/22/2015	Last EDR Contact: 10/08/2015
Number of Days to Update: 48	Next Scheduled EDR Contact: 02/08/2016
	Data Release Frequency: Quarterly

INDIAN LUST R4: Leaking Underground Storage Tanks on Indian Land  
LUSTs on Indian land in Florida, Mississippi and North Carolina.

Date of Government Version: 07/30/2015	Source: EPA Region 4
Date Data Arrived at EDR: 08/07/2015	Telephone: 404-562-8677
Date Made Active in Reports: 10/13/2015	Last EDR Contact: 10/26/2015
Number of Days to Update: 67	Next Scheduled EDR Contact: 02/08/2016
	Data Release Frequency: Semi-Annually

INDIAN LUST R9: Leaking Underground Storage Tanks on Indian Land  
LUSTs on Indian land in Arizona, California, New Mexico and Nevada

Date of Government Version: 01/08/2015	Source: Environmental Protection Agency
Date Data Arrived at EDR: 01/08/2015	Telephone: 415-972-3372
Date Made Active in Reports: 02/09/2015	Last EDR Contact: 10/30/2015
Number of Days to Update: 32	Next Scheduled EDR Contact: 02/08/2016
	Data Release Frequency: Quarterly

## ***State and tribal registered storage tank lists***

FEMA UST: Underground Storage Tank Listing

A listing of all FEMA owned underground storage tanks.

Date of Government Version: 01/01/2010	Source: FEMA
Date Data Arrived at EDR: 02/16/2010	Telephone: 202-646-5797
Date Made Active in Reports: 04/12/2010	Last EDR Contact: 10/08/2015
Number of Days to Update: 55	Next Scheduled EDR Contact: 01/25/2016
	Data Release Frequency: Varies

UST: Comprehensive Underground Storage Tanks

Registered Underground Storage Tanks. UST's are regulated under Subtitle I of the Resource Conservation and Recovery Act (RCRA) and must be registered with the state department responsible for administering the UST program. Available information varies by state program.

Date of Government Version: 07/29/2015	Source: Department of Health and Environmental Control
Date Data Arrived at EDR: 08/07/2015	Telephone: 803-896-7957
Date Made Active in Reports: 09/15/2015	Last EDR Contact: 10/22/2015
Number of Days to Update: 39	Next Scheduled EDR Contact: 02/08/2016
	Data Release Frequency: Quarterly

AST: Aboveground Storage Tank List

Registered Aboveground Storage Tanks.

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 03/25/2004  
Date Data Arrived at EDR: 08/04/2004  
Date Made Active in Reports: 09/23/2004  
Number of Days to Update: 50

Source: Department of Health and Environmental Control  
Telephone: 803-898-4350  
Last EDR Contact: 11/30/2015  
Next Scheduled EDR Contact: 03/14/2016  
Data Release Frequency: Varies

## INDIAN UST R5: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 5 (Michigan, Minnesota and Wisconsin and Tribal Nations).

Date of Government Version: 07/28/2015  
Date Data Arrived at EDR: 08/07/2015  
Date Made Active in Reports: 10/13/2015  
Number of Days to Update: 67

Source: EPA Region 5  
Telephone: 312-886-6136  
Last EDR Contact: 10/26/2015  
Next Scheduled EDR Contact: 02/08/2016  
Data Release Frequency: Varies

## INDIAN UST R10: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 10 (Alaska, Idaho, Oregon, Washington, and Tribal Nations).

Date of Government Version: 07/21/2015  
Date Data Arrived at EDR: 07/29/2015  
Date Made Active in Reports: 10/13/2015  
Number of Days to Update: 76

Source: EPA Region 10  
Telephone: 206-553-2857  
Last EDR Contact: 10/26/2015  
Next Scheduled EDR Contact: 02/08/2016  
Data Release Frequency: Quarterly

## INDIAN UST R1: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 1 (Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, Vermont and ten Tribal Nations).

Date of Government Version: 02/03/2015  
Date Data Arrived at EDR: 04/30/2015  
Date Made Active in Reports: 06/22/2015  
Number of Days to Update: 53

Source: EPA, Region 1  
Telephone: 617-918-1313  
Last EDR Contact: 10/27/2015  
Next Scheduled EDR Contact: 02/08/2016  
Data Release Frequency: Varies

## INDIAN UST R6: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 6 (Louisiana, Arkansas, Oklahoma, New Mexico, Texas and 65 Tribes).

Date of Government Version: 05/13/2015  
Date Data Arrived at EDR: 08/03/2015  
Date Made Active in Reports: 10/13/2015  
Number of Days to Update: 71

Source: EPA Region 6  
Telephone: 214-665-7591  
Last EDR Contact: 10/26/2015  
Next Scheduled EDR Contact: 02/08/2016  
Data Release Frequency: Semi-Annually

## INDIAN UST R9: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 9 (Arizona, California, Hawaii, Nevada, the Pacific Islands, and Tribal Nations).

Date of Government Version: 12/14/2014  
Date Data Arrived at EDR: 02/13/2015  
Date Made Active in Reports: 03/13/2015  
Number of Days to Update: 28

Source: EPA Region 9  
Telephone: 415-972-3368  
Last EDR Contact: 10/30/2015  
Next Scheduled EDR Contact: 02/09/2016  
Data Release Frequency: Quarterly

## INDIAN UST R7: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 7 (Iowa, Kansas, Missouri, Nebraska, and 9 Tribal Nations).

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 09/23/2014  
Date Data Arrived at EDR: 11/25/2014  
Date Made Active in Reports: 01/29/2015  
Number of Days to Update: 65

Source: EPA Region 7  
Telephone: 913-551-7003  
Last EDR Contact: 10/26/2015  
Next Scheduled EDR Contact: 02/08/2016  
Data Release Frequency: Varies

## INDIAN UST R8: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 8 (Colorado, Montana, North Dakota, South Dakota, Utah, Wyoming and 27 Tribal Nations).

Date of Government Version: 07/28/2015  
Date Data Arrived at EDR: 08/14/2015  
Date Made Active in Reports: 10/13/2015  
Number of Days to Update: 60

Source: EPA Region 8  
Telephone: 303-312-6137  
Last EDR Contact: 07/22/2015  
Next Scheduled EDR Contact: 02/08/2016  
Data Release Frequency: Quarterly

## INDIAN UST R4: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 4 (Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee and Tribal Nations)

Date of Government Version: 07/30/2015  
Date Data Arrived at EDR: 08/07/2015  
Date Made Active in Reports: 10/13/2015  
Number of Days to Update: 67

Source: EPA Region 4  
Telephone: 404-562-9424  
Last EDR Contact: 10/26/2015  
Next Scheduled EDR Contact: 02/08/2016  
Data Release Frequency: Semi-Annually

## ***State and tribal institutional control / engineering control registries***

### RCR: Registry of Conditional Remedies

The Bureau of Land and Waste Management established this Registry to help monitor and maintain sites that have conditional remedies. A Conditional Remedy is an environmental remedy that includes certain qualifications. These qualifications are divided into two major categories: Remedies requiring Land Use Controls and Conditional No Further Actions.

Date of Government Version: 09/19/2012  
Date Data Arrived at EDR: 09/20/2012  
Date Made Active in Reports: 10/22/2012  
Number of Days to Update: 32

Source: Department of Health & Environmental Control  
Telephone: 803-896-4000  
Last EDR Contact: 12/09/2015  
Next Scheduled EDR Contact: 03/28/2016  
Data Release Frequency: Varies

### AUL: Land Use Controls

The term Land Use Controls or "LUCs" encompass institutional controls, such as those involved in real estate interests, governmental permitting, zoning, public advisories, deed notices, and other legal restrictions. The term also includes restrictions on access, whether achieved by means of engineered barriers (e.g., fence or concrete pad) or by human means (e.g., the presence of security guards). Additionally, the term includes both affirmative measures to achieve the desired restrictions (e.g., night lighting of an area) and prohibitive directives (e.g., restrictions on certain types of wells for the duration of the corrective action). Considered altogether, the LUCs for a facility will provide a tool for how the property should be used in order to maintain the level of protectiveness that one or more corrective actions were designed to achieve.

Date of Government Version: 09/14/2015  
Date Data Arrived at EDR: 09/16/2015  
Date Made Active in Reports: 11/11/2015  
Number of Days to Update: 56

Source: Department of Health & Environmental Control  
Telephone: 803-896-4049  
Last EDR Contact: 09/16/2015  
Next Scheduled EDR Contact: 12/28/2015  
Data Release Frequency: Varies

## ***State and tribal voluntary cleanup sites***

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## INDIAN VCP R7: Voluntary Cleanup Priority Listing

A listing of voluntary cleanup priority sites located on Indian Land located in Region 7.

Date of Government Version: 03/20/2008	Source: EPA, Region 7
Date Data Arrived at EDR: 04/22/2008	Telephone: 913-551-7365
Date Made Active in Reports: 05/19/2008	Last EDR Contact: 04/20/2009
Number of Days to Update: 27	Next Scheduled EDR Contact: 07/20/2009
	Data Release Frequency: Varies

## VCP: Voluntary Cleanup Sites

Sites participating in the Voluntary Cleanup Program. Once staff and a non-responsible party have agreed upon an approved scope of work for a site investigation and/or remediation, the party enters into a voluntary cleanup contract. Staff oversees the cleanup efforts to ensure that activities are performed to our satisfaction. Upon completion of the negotiated work in the voluntary cleanup contract, the non-responsible party receives State Superfund liability protection.

Date of Government Version: 07/14/2014	Source: Department of Health and Environmental Control
Date Data Arrived at EDR: 07/25/2014	Telephone: 803-896-4049
Date Made Active in Reports: 08/20/2014	Last EDR Contact: 12/09/2015
Number of Days to Update: 26	Next Scheduled EDR Contact: 03/28/2016
	Data Release Frequency: Varies

## INDIAN VCP R1: Voluntary Cleanup Priority Listing

A listing of voluntary cleanup priority sites located on Indian Land located in Region 1.

Date of Government Version: 09/29/2014	Source: EPA, Region 1
Date Data Arrived at EDR: 10/01/2014	Telephone: 617-918-1102
Date Made Active in Reports: 11/06/2014	Last EDR Contact: 09/29/2015
Number of Days to Update: 36	Next Scheduled EDR Contact: 01/11/2016
	Data Release Frequency: Varies

## **State and tribal Brownfields sites**

### BROWNFIELDS: Brownfields Sites Listing

The Brownfields component of the Voluntary Cleanup Program allows a non-responsible party to acquire a contaminated property with State Superfund liability protection for existing contamination by agreeing to perform an environmental assessment and/or remediation.

Date of Government Version: 09/08/2015	Source: Department of Health & Environmental Control
Date Data Arrived at EDR: 10/23/2015	Telephone: 803-896-4069
Date Made Active in Reports: 12/10/2015	Last EDR Contact: 12/09/2015
Number of Days to Update: 48	Next Scheduled EDR Contact: 03/28/2016
	Data Release Frequency: Varies

## **ADDITIONAL ENVIRONMENTAL RECORDS**

### **Local Brownfield lists**

#### US BROWNFIELDS: A Listing of Brownfields Sites

Brownfields are real property, the expansion, redevelopment, or reuse of which may be complicated by the presence or potential presence of a hazardous substance, pollutant, or contaminant. Cleaning up and reinvesting in these properties takes development pressures off of undeveloped, open land, and both improves and protects the environment. Assessment, Cleanup and Redevelopment Exchange System (ACRES) stores information reported by EPA Brownfields grant recipients on brownfields properties assessed or cleaned up with grant funding as well as information on Targeted Brownfields Assessments performed by EPA Regions. A listing of ACRES Brownfield sites is obtained from Cleanups in My Community. Cleanups in My Community provides information on Brownfields properties for which information is reported back to EPA, as well as areas served by Brownfields grant programs.

Date of Government Version: 06/22/2015	Source: Environmental Protection Agency
Date Data Arrived at EDR: 06/24/2015	Telephone: 202-566-2777
Date Made Active in Reports: 09/02/2015	Last EDR Contact: 09/23/2015
Number of Days to Update: 70	Next Scheduled EDR Contact: 01/04/2016
	Data Release Frequency: Semi-Annually

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## **Local Lists of Landfill / Solid Waste Disposal Sites**

### **SWRCY: Solid Waste Recycling Facilities**

A listing of recycling center locations.

Date of Government Version: 07/01/2015

Date Data Arrived at EDR: 08/17/2015

Date Made Active in Reports: 09/15/2015

Number of Days to Update: 29

Source: Department of Health & Environmental Control

Telephone: 803-896-8985

Last EDR Contact: 11/30/2015

Next Scheduled EDR Contact: 03/14/2016

Data Release Frequency: Varies

### **INDIAN ODI: Report on the Status of Open Dumps on Indian Lands**

Location of open dumps on Indian land.

Date of Government Version: 12/31/1998

Date Data Arrived at EDR: 12/03/2007

Date Made Active in Reports: 01/24/2008

Number of Days to Update: 52

Source: Environmental Protection Agency

Telephone: 703-308-8245

Last EDR Contact: 11/06/2015

Next Scheduled EDR Contact: 02/15/2016

Data Release Frequency: Varies

### **ODI: Open Dump Inventory**

An open dump is defined as a disposal facility that does not comply with one or more of the Part 257 or Part 258 Subtitle D Criteria.

Date of Government Version: 06/30/1985

Date Data Arrived at EDR: 08/09/2004

Date Made Active in Reports: 09/17/2004

Number of Days to Update: 39

Source: Environmental Protection Agency

Telephone: 800-424-9346

Last EDR Contact: 06/09/2004

Next Scheduled EDR Contact: N/A

Data Release Frequency: No Update Planned

### **DEBRIS REGION 9: Torres Martinez Reservation Illegal Dump Site Locations**

A listing of illegal dump sites location on the Torres Martinez Indian Reservation located in eastern Riverside County and northern Imperial County, California.

Date of Government Version: 01/12/2009

Date Data Arrived at EDR: 05/07/2009

Date Made Active in Reports: 09/21/2009

Number of Days to Update: 137

Source: EPA, Region 9

Telephone: 415-947-4219

Last EDR Contact: 10/26/2015

Next Scheduled EDR Contact: 02/08/2016

Data Release Frequency: No Update Planned

## **Local Lists of Hazardous waste / Contaminated Sites**

### **US HIST CDL: National Clandestine Laboratory Register**

A listing of clandestine drug lab locations. The U.S. Department of Justice ("the Department") provides this web site as a public service. It contains addresses of some locations where law enforcement agencies reported they found chemicals or other items that indicated the presence of either clandestine drug laboratories or dumpsites. In most cases, the source of the entries is not the Department, and the Department has not verified the entry and does not guarantee its accuracy. Members of the public must verify the accuracy of all entries by, for example, contacting local law enforcement and local health departments.

Date of Government Version: 08/12/2015

Date Data Arrived at EDR: 09/04/2015

Date Made Active in Reports: 11/03/2015

Number of Days to Update: 60

Source: Drug Enforcement Administration

Telephone: 202-307-1000

Last EDR Contact: 08/31/2015

Next Scheduled EDR Contact: 12/14/2015

Data Release Frequency: No Update Planned

### **ALLSITES: Site Assessment & Remediation Public Record Database**

The South Carolina Department of Health and Environmental Control is pleased to have the Public Record for your review. The purpose of this database is two-fold. First, it will provide to communities another form of notice of cleanup activity, allowing them to have more information about assessment and cleanup activities in their area and in the State. Second, it can assist those seeking to redevelop brownfield properties within South Carolina.

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 09/14/2015  
Date Data Arrived at EDR: 09/16/2015  
Date Made Active in Reports: 11/11/2015  
Number of Days to Update: 56

Source: Department of Health & Environmental Control  
Telephone: 803-896-4000  
Last EDR Contact: 09/16/2015  
Next Scheduled EDR Contact: 12/28/2015  
Data Release Frequency: Quarterly

## CDL: Clandestine Drug Lab Sites

A listing of clandestine drug lab site locations.

Date of Government Version: 01/24/2012  
Date Data Arrived at EDR: 01/26/2012  
Date Made Active in Reports: 02/24/2012  
Number of Days to Update: 29

Source: Department of Health & Environmental Control  
Telephone: 803-896-4288  
Last EDR Contact: 12/07/2015  
Next Scheduled EDR Contact: 03/21/2016  
Data Release Frequency: Varies

## CDL 2: Clandestine Drug Lab Listing

A listing of clandestine drug lab site locations.

Date of Government Version: 09/02/2015  
Date Data Arrived at EDR: 09/22/2015  
Date Made Active in Reports: 11/11/2015  
Number of Days to Update: 50

Source: South Carolina Law Enforcement Division  
Telephone: 803-896-7136  
Last EDR Contact: 12/09/2015  
Next Scheduled EDR Contact: 03/14/2016  
Data Release Frequency: Varies

## US CDL: Clandestine Drug Labs

A listing of clandestine drug lab locations. The U.S. Department of Justice ("the Department") provides this web site as a public service. It contains addresses of some locations where law enforcement agencies reported they found chemicals or other items that indicated the presence of either clandestine drug laboratories or dumpsites. In most cases, the source of the entries is not the Department, and the Department has not verified the entry and does not guarantee its accuracy. Members of the public must verify the accuracy of all entries by, for example, contacting local law enforcement and local health departments.

Date of Government Version: 08/12/2015  
Date Data Arrived at EDR: 09/04/2015  
Date Made Active in Reports: 11/03/2015  
Number of Days to Update: 60

Source: Drug Enforcement Administration  
Telephone: 202-307-1000  
Last EDR Contact: 11/25/2015  
Next Scheduled EDR Contact: 03/14/2016  
Data Release Frequency: Quarterly

## Local Land Records

### LIENS 2: CERCLA Lien Information

A Federal CERCLA ('Superfund') lien can exist by operation of law at any site or property at which EPA has spent Superfund monies. These monies are spent to investigate and address releases and threatened releases of contamination. CERCLIS provides information as to the identity of these sites and properties.

Date of Government Version: 02/18/2014  
Date Data Arrived at EDR: 03/18/2014  
Date Made Active in Reports: 04/24/2014  
Number of Days to Update: 37

Source: Environmental Protection Agency  
Telephone: 202-564-6023  
Last EDR Contact: 10/30/2015  
Next Scheduled EDR Contact: 02/08/2016  
Data Release Frequency: Varies

## Records of Emergency Release Reports

### HMIRS: Hazardous Materials Information Reporting System

Hazardous Materials Incident Report System. HMIRS contains hazardous material spill incidents reported to DOT.

Date of Government Version: 06/24/2015  
Date Data Arrived at EDR: 06/26/2015  
Date Made Active in Reports: 09/02/2015  
Number of Days to Update: 68

Source: U.S. Department of Transportation  
Telephone: 202-366-4555  
Last EDR Contact: 09/29/2015  
Next Scheduled EDR Contact: 01/11/2016  
Data Release Frequency: Annually

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## SPILLS: Spill List

Spills and releases of petroleum and hazardous chemicals reported to the Oil & Chemical Emergency Response division.

Date of Government Version: 03/25/2015  
Date Data Arrived at EDR: 03/26/2015  
Date Made Active in Reports: 04/07/2015  
Number of Days to Update: 12

Source: Department of Health and Environmental Control  
Telephone: 803-898-4111  
Last EDR Contact: 11/30/2015  
Next Scheduled EDR Contact: 03/14/2016  
Data Release Frequency: Varies

## SPILLS 90: SPILLS90 data from FirstSearch

Spills 90 includes those spill and release records available exclusively from FirstSearch databases. Typically, they may include chemical, oil and/or hazardous substance spills recorded after 1990. Duplicate records that are already included in EDR incident and release records are not included in Spills 90.

Date of Government Version: 10/25/2012  
Date Data Arrived at EDR: 01/03/2013  
Date Made Active in Reports: 03/07/2013  
Number of Days to Update: 63

Source: FirstSearch  
Telephone: N/A  
Last EDR Contact: 01/03/2013  
Next Scheduled EDR Contact: N/A  
Data Release Frequency: No Update Planned

## SPILLS 80: SPILLS80 data from FirstSearch

Spills 80 includes those spill and release records available from FirstSearch databases prior to 1990. Typically, they may include chemical, oil and/or hazardous substance spills recorded before 1990. Duplicate records that are already included in EDR incident and release records are not included in Spills 80.

Date of Government Version: 03/26/2001  
Date Data Arrived at EDR: 01/03/2013  
Date Made Active in Reports: 03/07/2013  
Number of Days to Update: 63

Source: FirstSearch  
Telephone: N/A  
Last EDR Contact: 01/03/2013  
Next Scheduled EDR Contact: N/A  
Data Release Frequency: No Update Planned

## **Other Ascertainable Records**

### RCRA NonGen / NLR: RCRA - Non Generators / No Longer Regulated

RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Non-Generators do not presently generate hazardous waste.

Date of Government Version: 06/09/2015  
Date Data Arrived at EDR: 06/26/2015  
Date Made Active in Reports: 09/16/2015  
Number of Days to Update: 82

Source: Environmental Protection Agency  
Telephone: (404) 562-8651  
Last EDR Contact: 09/29/2015  
Next Scheduled EDR Contact: 01/11/2016  
Data Release Frequency: Varies

### FUDS: Formerly Used Defense Sites

The listing includes locations of Formerly Used Defense Sites properties where the US Army Corps of Engineers is actively working or will take necessary cleanup actions.

Date of Government Version: 01/31/2015  
Date Data Arrived at EDR: 07/08/2015  
Date Made Active in Reports: 10/13/2015  
Number of Days to Update: 97

Source: U.S. Army Corps of Engineers  
Telephone: 202-528-4285  
Last EDR Contact: 12/11/2015  
Next Scheduled EDR Contact: 03/21/2016  
Data Release Frequency: Varies

### DOD: Department of Defense Sites

This data set consists of federally owned or administered lands, administered by the Department of Defense, that have any area equal to or greater than 640 acres of the United States, Puerto Rico, and the U.S. Virgin Islands.

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 12/31/2005  
Date Data Arrived at EDR: 11/10/2006  
Date Made Active in Reports: 01/11/2007  
Number of Days to Update: 62

Source: USGS  
Telephone: 888-275-8747  
Last EDR Contact: 10/16/2015  
Next Scheduled EDR Contact: 01/25/2016  
Data Release Frequency: Semi-Annually

## FEDLAND: Federal and Indian Lands

Federally and Indian administrated lands of the United States. Lands included are administrated by: Army Corps of Engineers, Bureau of Reclamation, National Wild and Scenic River, National Wildlife Refuge, Public Domain Land, Wilderness, Wilderness Study Area, Wildlife Management Area, Bureau of Indian Affairs, Bureau of Land Management, Department of Justice, Forest Service, Fish and Wildlife Service, National Park Service.

Date of Government Version: 12/31/2005  
Date Data Arrived at EDR: 02/06/2006  
Date Made Active in Reports: 01/11/2007  
Number of Days to Update: 339

Source: U.S. Geological Survey  
Telephone: 888-275-8747  
Last EDR Contact: 10/16/2015  
Next Scheduled EDR Contact: 01/25/2016  
Data Release Frequency: N/A

## SCRD DRYCLEANERS: State Coalition for Remediation of Drycleaners Listing

The State Coalition for Remediation of Drycleaners was established in 1998, with support from the U.S. EPA Office of Superfund Remediation and Technology Innovation. It is comprised of representatives of states with established drycleaner remediation programs. Currently the member states are Alabama, Connecticut, Florida, Illinois, Kansas, Minnesota, Missouri, North Carolina, Oregon, South Carolina, Tennessee, Texas, and Wisconsin.

Date of Government Version: 03/07/2011  
Date Data Arrived at EDR: 03/09/2011  
Date Made Active in Reports: 05/02/2011  
Number of Days to Update: 54

Source: Environmental Protection Agency  
Telephone: 615-532-8599  
Last EDR Contact: 11/19/2015  
Next Scheduled EDR Contact: 02/29/2016  
Data Release Frequency: Varies

## US FIN ASSUR: Financial Assurance Information

All owners and operators of facilities that treat, store, or dispose of hazardous waste are required to provide proof that they will have sufficient funds to pay for the clean up, closure, and post-closure care of their facilities.

Date of Government Version: 09/01/2015  
Date Data Arrived at EDR: 09/03/2015  
Date Made Active in Reports: 11/03/2015  
Number of Days to Update: 61

Source: Environmental Protection Agency  
Telephone: 202-566-1917  
Last EDR Contact: 11/13/2015  
Next Scheduled EDR Contact: 02/29/2016  
Data Release Frequency: Quarterly

## EPA WATCH LIST: EPA WATCH LIST

EPA maintains a "Watch List" to facilitate dialogue between EPA, state and local environmental agencies on enforcement matters relating to facilities with alleged violations identified as either significant or high priority. Being on the Watch List does not mean that the facility has actually violated the law only that an investigation by EPA or a state or local environmental agency has led those organizations to allege that an unproven violation has in fact occurred. Being on the Watch List does not represent a higher level of concern regarding the alleged violations that were detected, but instead indicates cases requiring additional dialogue between EPA, state and local agencies - primarily because of the length of time the alleged violation has gone unaddressed or unresolved.

Date of Government Version: 08/30/2013  
Date Data Arrived at EDR: 03/21/2014  
Date Made Active in Reports: 06/17/2014  
Number of Days to Update: 88

Source: Environmental Protection Agency  
Telephone: 617-520-3000  
Last EDR Contact: 11/10/2015  
Next Scheduled EDR Contact: 02/22/2016  
Data Release Frequency: Quarterly

## 2020 COR ACTION: 2020 Corrective Action Program List

The EPA has set ambitious goals for the RCRA Corrective Action program by creating the 2020 Corrective Action Universe. This RCRA cleanup baseline includes facilities expected to need corrective action. The 2020 universe contains a wide variety of sites. Some properties are heavily contaminated while others were contaminated but have since been cleaned up. Still others have not been fully investigated yet, and may require little or no remediation. Inclusion in the 2020 Universe does not necessarily imply failure on the part of a facility to meet its RCRA obligations.

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 04/22/2013  
Date Data Arrived at EDR: 03/03/2015  
Date Made Active in Reports: 03/09/2015  
Number of Days to Update: 6

Source: Environmental Protection Agency  
Telephone: 703-308-4044  
Last EDR Contact: 11/13/2015  
Next Scheduled EDR Contact: 02/22/2016  
Data Release Frequency: Varies

## TSCA: Toxic Substances Control Act

Toxic Substances Control Act. TSCA identifies manufacturers and importers of chemical substances included on the TSCA Chemical Substance Inventory list. It includes data on the production volume of these substances by plant site.

Date of Government Version: 12/31/2012  
Date Data Arrived at EDR: 01/15/2015  
Date Made Active in Reports: 01/29/2015  
Number of Days to Update: 14

Source: EPA  
Telephone: 202-260-5521  
Last EDR Contact: 09/25/2015  
Next Scheduled EDR Contact: 01/04/2016  
Data Release Frequency: Every 4 Years

## TRIS: Toxic Chemical Release Inventory System

Toxic Release Inventory System. TRIS identifies facilities which release toxic chemicals to the air, water and land in reportable quantities under SARA Title III Section 313.

Date of Government Version: 12/31/2013  
Date Data Arrived at EDR: 02/12/2015  
Date Made Active in Reports: 06/02/2015  
Number of Days to Update: 110

Source: EPA  
Telephone: 202-566-0250  
Last EDR Contact: 11/24/2015  
Next Scheduled EDR Contact: 03/07/2016  
Data Release Frequency: Annually

## SSTS: Section 7 Tracking Systems

Section 7 of the Federal Insecticide, Fungicide and Rodenticide Act, as amended (92 Stat. 829) requires all registered pesticide-producing establishments to submit a report to the Environmental Protection Agency by March 1st each year. Each establishment must report the types and amounts of pesticides, active ingredients and devices being produced, and those having been produced and sold or distributed in the past year.

Date of Government Version: 12/31/2009  
Date Data Arrived at EDR: 12/10/2010  
Date Made Active in Reports: 02/25/2011  
Number of Days to Update: 77

Source: EPA  
Telephone: 202-564-4203  
Last EDR Contact: 10/26/2015  
Next Scheduled EDR Contact: 02/08/2016  
Data Release Frequency: Annually

## ROD: Records Of Decision

Record of Decision. ROD documents mandate a permanent remedy at an NPL (Superfund) site containing technical and health information to aid in the cleanup.

Date of Government Version: 11/25/2013  
Date Data Arrived at EDR: 12/12/2013  
Date Made Active in Reports: 02/24/2014  
Number of Days to Update: 74

Source: EPA  
Telephone: 703-416-0223  
Last EDR Contact: 12/11/2015  
Next Scheduled EDR Contact: 03/21/2016  
Data Release Frequency: Annually

## RMP: Risk Management Plans

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

When Congress passed the Clean Air Act Amendments of 1990, it required EPA to publish regulations and guidance for chemical accident prevention at facilities using extremely hazardous substances. The Risk Management Program Rule (RMP Rule) was written to implement Section 112(r) of these amendments. The rule, which built upon existing industry codes and standards, requires companies of all sizes that use certain flammable and toxic substances to develop a Risk Management Program, which includes a(n): Hazard assessment that details the potential effects of an accidental release, an accident history of the last five years, and an evaluation of worst-case and alternative accidental releases; Prevention program that includes safety precautions and maintenance, monitoring, and employee training measures; and Emergency response program that spells out emergency health care, employee training measures and procedures for informing the public and response agencies (e.g the fire department) should an accident occur.

Date of Government Version: 08/01/2015	Source: Environmental Protection Agency
Date Data Arrived at EDR: 08/26/2015	Telephone: 202-564-8600
Date Made Active in Reports: 11/03/2015	Last EDR Contact: 10/26/2015
Number of Days to Update: 69	Next Scheduled EDR Contact: 02/08/2016
	Data Release Frequency: Varies

## RAATS: RCRA Administrative Action Tracking System

RCRA Administration Action Tracking System. RAATS contains records based on enforcement actions issued under RCRA pertaining to major violators and includes administrative and civil actions brought by the EPA. For administration actions after September 30, 1995, data entry in the RAATS database was discontinued. EPA will retain a copy of the database for historical records. It was necessary to terminate RAATS because a decrease in agency resources made it impossible to continue to update the information contained in the database.

Date of Government Version: 04/17/1995	Source: EPA
Date Data Arrived at EDR: 07/03/1995	Telephone: 202-564-4104
Date Made Active in Reports: 08/07/1995	Last EDR Contact: 06/02/2008
Number of Days to Update: 35	Next Scheduled EDR Contact: 09/01/2008
	Data Release Frequency: No Update Planned

## PRP: Potentially Responsible Parties

A listing of verified Potentially Responsible Parties

Date of Government Version: 10/25/2013	Source: EPA
Date Data Arrived at EDR: 10/17/2014	Telephone: 202-564-6023
Date Made Active in Reports: 10/20/2014	Last EDR Contact: 11/13/2015
Number of Days to Update: 3	Next Scheduled EDR Contact: 02/22/2016
	Data Release Frequency: Quarterly

## PADS: PCB Activity Database System

PCB Activity Database. PADS Identifies generators, transporters, commercial storers and/or brokers and disposers of PCB's who are required to notify the EPA of such activities.

Date of Government Version: 07/01/2014	Source: EPA
Date Data Arrived at EDR: 10/15/2014	Telephone: 202-566-0500
Date Made Active in Reports: 11/17/2014	Last EDR Contact: 10/29/2015
Number of Days to Update: 33	Next Scheduled EDR Contact: 01/25/2016
	Data Release Frequency: Annually

## ICIS: Integrated Compliance Information System

The Integrated Compliance Information System (ICIS) supports the information needs of the national enforcement and compliance program as well as the unique needs of the National Pollutant Discharge Elimination System (NPDES) program.

Date of Government Version: 01/23/2015	Source: Environmental Protection Agency
Date Data Arrived at EDR: 02/06/2015	Telephone: 202-564-5088
Date Made Active in Reports: 03/09/2015	Last EDR Contact: 10/08/2015
Number of Days to Update: 31	Next Scheduled EDR Contact: 01/25/2016
	Data Release Frequency: Quarterly

## GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

### FTTS: FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)

FTTS tracks administrative cases and pesticide enforcement actions and compliance activities related to FIFRA, TSCA and EPCRA (Emergency Planning and Community Right-to-Know Act). To maintain currency, EDR contacts the Agency on a quarterly basis.

Date of Government Version: 04/09/2009  
Date Data Arrived at EDR: 04/16/2009  
Date Made Active in Reports: 05/11/2009  
Number of Days to Update: 25

Source: EPA/Office of Prevention, Pesticides and Toxic Substances  
Telephone: 202-566-1667  
Last EDR Contact: 11/18/2015  
Next Scheduled EDR Contact: 03/07/2016  
Data Release Frequency: Quarterly

### FTTS INSP: FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)

A listing of FIFRA/TSCA Tracking System (FTTS) inspections and enforcements.

Date of Government Version: 04/09/2009  
Date Data Arrived at EDR: 04/16/2009  
Date Made Active in Reports: 05/11/2009  
Number of Days to Update: 25

Source: EPA  
Telephone: 202-566-1667  
Last EDR Contact: 11/18/2015  
Next Scheduled EDR Contact: 03/07/2016  
Data Release Frequency: Quarterly

### MLTS: Material Licensing Tracking System

MLTS is maintained by the Nuclear Regulatory Commission and contains a list of approximately 8,100 sites which possess or use radioactive materials and which are subject to NRC licensing requirements. To maintain currency, EDR contacts the Agency on a quarterly basis.

Date of Government Version: 06/26/2015  
Date Data Arrived at EDR: 07/10/2015  
Date Made Active in Reports: 10/13/2015  
Number of Days to Update: 95

Source: Nuclear Regulatory Commission  
Telephone: 301-415-7169  
Last EDR Contact: 12/07/2015  
Next Scheduled EDR Contact: 03/21/2016  
Data Release Frequency: Quarterly

### COAL ASH DOE: Steam-Electric Plant Operation Data

A listing of power plants that store ash in surface ponds.

Date of Government Version: 12/31/2005  
Date Data Arrived at EDR: 08/07/2009  
Date Made Active in Reports: 10/22/2009  
Number of Days to Update: 76

Source: Department of Energy  
Telephone: 202-586-8719  
Last EDR Contact: 07/13/2015  
Next Scheduled EDR Contact: 10/28/2015  
Data Release Frequency: Varies

### COAL ASH EPA: Coal Combustion Residues Surface Impoundments List

A listing of coal combustion residues surface impoundments with high hazard potential ratings.

Date of Government Version: 07/01/2014  
Date Data Arrived at EDR: 09/10/2014  
Date Made Active in Reports: 10/20/2014  
Number of Days to Update: 40

Source: Environmental Protection Agency  
Telephone: N/A  
Last EDR Contact: 12/11/2015  
Next Scheduled EDR Contact: 03/21/2016  
Data Release Frequency: Varies

### PCB TRANSFORMER: PCB Transformer Registration Database

The database of PCB transformer registrations that includes all PCB registration submittals.

Date of Government Version: 02/01/2011  
Date Data Arrived at EDR: 10/19/2011  
Date Made Active in Reports: 01/10/2012  
Number of Days to Update: 83

Source: Environmental Protection Agency  
Telephone: 202-566-0517  
Last EDR Contact: 10/29/2015  
Next Scheduled EDR Contact: 02/08/2016  
Data Release Frequency: Varies

### RADINFO: Radiation Information Database

The Radiation Information Database (RADINFO) contains information about facilities that are regulated by U.S. Environmental Protection Agency (EPA) regulations for radiation and radioactivity.

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 07/07/2015  
Date Data Arrived at EDR: 07/09/2015  
Date Made Active in Reports: 09/16/2015  
Number of Days to Update: 69

Source: Environmental Protection Agency  
Telephone: 202-343-9775  
Last EDR Contact: 10/07/2015  
Next Scheduled EDR Contact: 01/18/2016  
Data Release Frequency: Quarterly

## HIST FTTS: FIFRA/TSCA Tracking System Administrative Case Listing

A complete administrative case listing from the FIFRA/TSCA Tracking System (FTTS) for all ten EPA regions. The information was obtained from the National Compliance Database (NCDB). NCDB supports the implementation of FIFRA (Federal Insecticide, Fungicide, and Rodenticide Act) and TSCA (Toxic Substances Control Act). Some EPA regions are now closing out records. Because of that, and the fact that some EPA regions are not providing EPA Headquarters with updated records, it was decided to create a HIST FTTS database. It included records that may not be included in the newer FTTS database updates. This database is no longer updated.

Date of Government Version: 10/19/2006  
Date Data Arrived at EDR: 03/01/2007  
Date Made Active in Reports: 04/10/2007  
Number of Days to Update: 40

Source: Environmental Protection Agency  
Telephone: 202-564-2501  
Last EDR Contact: 12/17/2007  
Next Scheduled EDR Contact: 03/17/2008  
Data Release Frequency: No Update Planned

## HIST FTTS INSP: FIFRA/TSCA Tracking System Inspection & Enforcement Case Listing

A complete inspection and enforcement case listing from the FIFRA/TSCA Tracking System (FTTS) for all ten EPA regions. The information was obtained from the National Compliance Database (NCDB). NCDB supports the implementation of FIFRA (Federal Insecticide, Fungicide, and Rodenticide Act) and TSCA (Toxic Substances Control Act). Some EPA regions are now closing out records. Because of that, and the fact that some EPA regions are not providing EPA Headquarters with updated records, it was decided to create a HIST FTTS database. It included records that may not be included in the newer FTTS database updates. This database is no longer updated.

Date of Government Version: 10/19/2006  
Date Data Arrived at EDR: 03/01/2007  
Date Made Active in Reports: 04/10/2007  
Number of Days to Update: 40

Source: Environmental Protection Agency  
Telephone: 202-564-2501  
Last EDR Contact: 12/17/2008  
Next Scheduled EDR Contact: 03/17/2008  
Data Release Frequency: No Update Planned

## DOT OPS: Incident and Accident Data

Department of Transportation, Office of Pipeline Safety Incident and Accident data.

Date of Government Version: 07/31/2012  
Date Data Arrived at EDR: 08/07/2012  
Date Made Active in Reports: 09/18/2012  
Number of Days to Update: 42

Source: Department of Transportation, Office of Pipeline Safety  
Telephone: 202-366-4595  
Last EDR Contact: 11/07/2015  
Next Scheduled EDR Contact: 02/15/2016  
Data Release Frequency: Varies

## CONSENT: Superfund (CERCLA) Consent Decrees

Major legal settlements that establish responsibility and standards for cleanup at NPL (Superfund) sites. Released periodically by United States District Courts after settlement by parties to litigation matters.

Date of Government Version: 12/31/2014  
Date Data Arrived at EDR: 04/17/2015  
Date Made Active in Reports: 06/02/2015  
Number of Days to Update: 46

Source: Department of Justice, Consent Decree Library  
Telephone: Varies  
Last EDR Contact: 09/28/2015  
Next Scheduled EDR Contact: 01/11/2016  
Data Release Frequency: Varies

## BRS: Biennial Reporting System

The Biennial Reporting System is a national system administered by the EPA that collects data on the generation and management of hazardous waste. BRS captures detailed data from two groups: Large Quantity Generators (LQG) and Treatment, Storage, and Disposal Facilities.

Date of Government Version: 12/31/2013  
Date Data Arrived at EDR: 02/24/2015  
Date Made Active in Reports: 09/30/2015  
Number of Days to Update: 218

Source: EPA/NTIS  
Telephone: 800-424-9346  
Last EDR Contact: 11/24/2015  
Next Scheduled EDR Contact: 03/07/2016  
Data Release Frequency: Biennially

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## INDIAN RESERV: Indian Reservations

This map layer portrays Indian administered lands of the United States that have any area equal to or greater than 640 acres.

Date of Government Version: 12/31/2005	Source: USGS
Date Data Arrived at EDR: 12/08/2006	Telephone: 202-208-3710
Date Made Active in Reports: 01/11/2007	Last EDR Contact: 10/16/2015
Number of Days to Update: 34	Next Scheduled EDR Contact: 01/25/2016
	Data Release Frequency: Semi-Annually

## UMTRA: Uranium Mill Tailings Sites

Uranium ore was mined by private companies for federal government use in national defense programs. When the mills shut down, large piles of the sand-like material (mill tailings) remain after uranium has been extracted from the ore. Levels of human exposure to radioactive materials from the piles are low; however, in some cases tailings were used as construction materials before the potential health hazards of the tailings were recognized.

Date of Government Version: 09/14/2010	Source: Department of Energy
Date Data Arrived at EDR: 10/07/2011	Telephone: 505-845-0011
Date Made Active in Reports: 03/01/2012	Last EDR Contact: 11/19/2015
Number of Days to Update: 146	Next Scheduled EDR Contact: 03/07/2016
	Data Release Frequency: Varies

## LEAD SMELTER 1: Lead Smelter Sites

A listing of former lead smelter site locations.

Date of Government Version: 11/25/2014	Source: Environmental Protection Agency
Date Data Arrived at EDR: 11/26/2014	Telephone: 703-603-8787
Date Made Active in Reports: 01/29/2015	Last EDR Contact: 10/05/2015
Number of Days to Update: 64	Next Scheduled EDR Contact: 01/18/2016
	Data Release Frequency: Varies

## LEAD SMELTER 2: Lead Smelter Sites

A list of several hundred sites in the U.S. where secondary lead smelting was done from 1931 and 1964. These sites may pose a threat to public health through ingestion or inhalation of contaminated soil or dust.

Date of Government Version: 04/05/2001	Source: American Journal of Public Health
Date Data Arrived at EDR: 10/27/2010	Telephone: 703-305-6451
Date Made Active in Reports: 12/02/2010	Last EDR Contact: 12/02/2009
Number of Days to Update: 36	Next Scheduled EDR Contact: N/A
	Data Release Frequency: No Update Planned

## US AIRS (AFS): Aerometric Information Retrieval System Facility Subsystem (AFS)

The database is a sub-system of Aerometric Information Retrieval System (AIRS). AFS contains compliance data on air pollution point sources regulated by the U.S. EPA and/or state and local air regulatory agencies. This information comes from source reports by various stationary sources of air pollution, such as electric power plants, steel mills, factories, and universities, and provides information about the air pollutants they produce. Action, air program, air program pollutant, and general level plant data. It is used to track emissions and compliance data from industrial plants.

Date of Government Version: 07/22/2015	Source: EPA
Date Data Arrived at EDR: 07/24/2015	Telephone: 202-564-2496
Date Made Active in Reports: 09/02/2015	Last EDR Contact: 09/28/2015
Number of Days to Update: 40	Next Scheduled EDR Contact: 01/11/2016
	Data Release Frequency: Annually

## US AIRS MINOR: Air Facility System Data

A listing of minor source facilities.

Date of Government Version: 07/22/2015	Source: EPA
Date Data Arrived at EDR: 07/24/2015	Telephone: 202-564-2496
Date Made Active in Reports: 09/02/2015	Last EDR Contact: 09/28/2015
Number of Days to Update: 40	Next Scheduled EDR Contact: 01/11/2016
	Data Release Frequency: Annually

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## US MINES: Mines Master Index File

Contains all mine identification numbers issued for mines active or opened since 1971. The data also includes violation information.

Date of Government Version: 05/14/2015	Source: Department of Labor, Mine Safety and Health Administration
Date Data Arrived at EDR: 06/03/2015	Telephone: 303-231-5959
Date Made Active in Reports: 09/02/2015	Last EDR Contact: 12/03/2015
Number of Days to Update: 91	Next Scheduled EDR Contact: 03/14/2016
	Data Release Frequency: Semi-Annually

## US MINES 2: Ferrous and Nonferrous Metal Mines Database Listing

This map layer includes ferrous (ferrous metal mines are facilities that extract ferrous metals, such as iron ore or molybdenum) and nonferrous (Nonferrous metal mines are facilities that extract nonferrous metals, such as gold, silver, copper, zinc, and lead) metal mines in the United States.

Date of Government Version: 12/05/2005	Source: USGS
Date Data Arrived at EDR: 02/29/2008	Telephone: 703-648-7709
Date Made Active in Reports: 04/18/2008	Last EDR Contact: 12/04/2015
Number of Days to Update: 49	Next Scheduled EDR Contact: 03/14/2016
	Data Release Frequency: Varies

## US MINES 3: Active Mines & Mineral Plants Database Listing

Active Mines and Mineral Processing Plant operations for commodities monitored by the Minerals Information Team of the USGS.

Date of Government Version: 04/14/2011	Source: USGS
Date Data Arrived at EDR: 06/08/2011	Telephone: 703-648-7709
Date Made Active in Reports: 09/13/2011	Last EDR Contact: 12/04/2015
Number of Days to Update: 97	Next Scheduled EDR Contact: 03/14/2016
	Data Release Frequency: Varies

## FINDS: Facility Index System/Facility Registry System

Facility Index System. FINDS contains both facility information and 'pointers' to other sources that contain more detail. EDR includes the following FINDS databases in this report: PCS (Permit Compliance System), AIRS (Aerometric Information Retrieval System), DOCKET (Enforcement Docket used to manage and track information on civil judicial enforcement cases for all environmental statutes), FURS (Federal Underground Injection Control), C-DOCKET (Criminal Docket System used to track criminal enforcement actions for all environmental statutes), FFIS (Federal Facilities Information System), STATE (State Environmental Laws and Statutes), and PADS (PCB Activity Data System).

Date of Government Version: 07/20/2015	Source: EPA
Date Data Arrived at EDR: 09/09/2015	Telephone: (404) 562-9900
Date Made Active in Reports: 11/03/2015	Last EDR Contact: 12/10/2015
Number of Days to Update: 55	Next Scheduled EDR Contact: 03/21/2016
	Data Release Frequency: Quarterly

## AIRS: Permitted Airs Facility Listing

A listing of permitted air facilities.

Date of Government Version: 12/31/2014	Source: Department of Health & Environmental Control
Date Data Arrived at EDR: 09/16/2015	Telephone: 803-898-4279
Date Made Active in Reports: 11/11/2015	Last EDR Contact: 11/30/2015
Number of Days to Update: 56	Next Scheduled EDR Contact: 03/14/2016
	Data Release Frequency: Varies

## COAL ASH: Coal Ash Disposal Sites

A listing of sites with coal ash ponds.

Date of Government Version: 12/30/2014	Source: Department of Health & Environmental Control
Date Data Arrived at EDR: 12/31/2014	Telephone: 803-898-3964
Date Made Active in Reports: 02/09/2015	Last EDR Contact: 11/16/2015
Number of Days to Update: 40	Next Scheduled EDR Contact: 12/14/2015
	Data Release Frequency: Varies

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## DRYCLEANERS: Drycleaner Database

The Drycleaning Facility Restoration Trust Fund database is used to access, prioritize and cleanup contaminated registered drycleaning sites.

Date of Government Version: 02/01/2015	Source: Department of Health & Environmental Control
Date Data Arrived at EDR: 05/06/2015	Telephone: 803-898-3882
Date Made Active in Reports: 05/13/2015	Last EDR Contact: 11/08/2015
Number of Days to Update: 7	Next Scheduled EDR Contact: 02/15/2016
	Data Release Frequency: Varies

## Financial Assurance 1: Financial Assurance Information Listing

Financial assurance information for solid waste facilities. Financial assurance is intended to ensure that resources are available to pay for the cost of closure, post-closure care, and corrective measures if the owner or operator of a regulated facility is unable or unwilling to pay.

Date of Government Version: 03/19/2015	Source: Department of Health & Environmental Control
Date Data Arrived at EDR: 03/24/2015	Telephone: 803-896-4067
Date Made Active in Reports: 04/07/2015	Last EDR Contact: 12/09/2015
Number of Days to Update: 14	Next Scheduled EDR Contact: 03/28/2016
	Data Release Frequency: Quarterly

## Financial Assurance 2: Financial Assurance Information Listing

Hazardous waste financial assurance information.

Date of Government Version: 03/19/2015	Source: Department of Health & Environmental Control
Date Data Arrived at EDR: 03/24/2015	Telephone: 803-898-3880
Date Made Active in Reports: 04/07/2015	Last EDR Contact: 12/09/2015
Number of Days to Update: 14	Next Scheduled EDR Contact: 03/28/2016
	Data Release Frequency: Varies

## Financial Assurance 3: Financial Assurance Information Listing

UST financial assurance information.

Date of Government Version: 03/05/2015	Source: Department of Health & Environmental Control
Date Data Arrived at EDR: 03/06/2015	Telephone: 803-898-3880
Date Made Active in Reports: 03/17/2015	Last EDR Contact: 11/30/2015
Number of Days to Update: 11	Next Scheduled EDR Contact: 03/14/2016
	Data Release Frequency: Varies

## GWCI: Groundwater Contamination Inventory

An inventory of all groundwater contamination cases in the state.

Date of Government Version: 07/01/2008	Source: Department of Health and Environmental Control
Date Data Arrived at EDR: 11/06/2008	Telephone: 803-898-3798
Date Made Active in Reports: 11/19/2008	Last EDR Contact: 09/28/2015
Number of Days to Update: 13	Next Scheduled EDR Contact: 01/11/2016
	Data Release Frequency: Annually

## NPDES: Waste Water Treatment Facilities Listing

A listing of waste water treatment facility locations.

Date of Government Version: 08/28/2015	Source: Department of Health & Environmental Control
Date Data Arrived at EDR: 09/03/2015	Telephone: 803-898-4300
Date Made Active in Reports: 11/11/2015	Last EDR Contact: 08/03/2015
Number of Days to Update: 69	Next Scheduled EDR Contact: 10/05/2015
	Data Release Frequency: Varies

## UIC: Underground Injection Wells Listing

A listing of underground injection wells locations.

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 09/21/2015  
Date Data Arrived at EDR: 10/28/2015  
Date Made Active in Reports: 12/10/2015  
Number of Days to Update: 43

Source: Department of Health & Environmental Control  
Telephone: 803-898-3799  
Last EDR Contact: 11/09/2015  
Next Scheduled EDR Contact: 02/22/2016  
Data Release Frequency: Varies

## **EDR HIGH RISK HISTORICAL RECORDS**

### ***EDR Exclusive Records***

#### **EDR MGP: EDR Proprietary Manufactured Gas Plants**

The EDR Proprietary Manufactured Gas Plant Database includes records of coal gas plants (manufactured gas plants) compiled by EDR's researchers. Manufactured gas sites were used in the United States from the 1800's to 1950's to produce a gas that could be distributed and used as fuel. These plants used whale oil, rosin, coal, or a mixture of coal, oil, and water that also produced a significant amount of waste. Many of the byproducts of the gas production, such as coal tar (oily waste containing volatile and non-volatile chemicals), sludges, oils and other compounds are potentially hazardous to human health and the environment. The byproduct from this process was frequently disposed of directly at the plant site and can remain or spread slowly, serving as a continuous source of soil and groundwater contamination.

Date of Government Version: N/A  
Date Data Arrived at EDR: N/A  
Date Made Active in Reports: N/A  
Number of Days to Update: N/A

Source: EDR, Inc.  
Telephone: N/A  
Last EDR Contact: N/A  
Next Scheduled EDR Contact: N/A  
Data Release Frequency: No Update Planned

#### **EDR Hist Auto: EDR Exclusive Historic Gas Stations**

EDR has searched selected national collections of business directories and has collected listings of potential gas station/filling station/service station sites that were available to EDR researchers. EDR's review was limited to those categories of sources that might, in EDR's opinion, include gas station/filling station/service station establishments. The categories reviewed included, but were not limited to gas, gas station, gasoline station, filling station, auto, automobile repair, auto service station, service station, etc. This database falls within a category of information EDR classifies as "High Risk Historical Records", or HRHR. EDR's HRHR effort presents unique and sometimes proprietary data about past sites and operations that typically create environmental concerns, but may not show up in current government records searches.

Date of Government Version: N/A  
Date Data Arrived at EDR: N/A  
Date Made Active in Reports: N/A  
Number of Days to Update: N/A

Source: EDR, Inc.  
Telephone: N/A  
Last EDR Contact: N/A  
Next Scheduled EDR Contact: N/A  
Data Release Frequency: Varies

#### **EDR Hist Cleaner: EDR Exclusive Historic Dry Cleaners**

EDR has searched selected national collections of business directories and has collected listings of potential dry cleaner sites that were available to EDR researchers. EDR's review was limited to those categories of sources that might, in EDR's opinion, include dry cleaning establishments. The categories reviewed included, but were not limited to dry cleaners, cleaners, laundry, laundromat, cleaning/laundry, wash & dry etc. This database falls within a category of information EDR classifies as "High Risk Historical Records", or HRHR. EDR's HRHR effort presents unique and sometimes proprietary data about past sites and operations that typically create environmental concerns, but may not show up in current government records searches.

Date of Government Version: N/A  
Date Data Arrived at EDR: N/A  
Date Made Active in Reports: N/A  
Number of Days to Update: N/A

Source: EDR, Inc.  
Telephone: N/A  
Last EDR Contact: N/A  
Next Scheduled EDR Contact: N/A  
Data Release Frequency: Varies

## **EDR RECOVERED GOVERNMENT ARCHIVES**

### ***Exclusive Recovered Govt. Archives***

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## RGA HWS: Recovered Government Archive State Hazardous Waste Facilities List

The EDR Recovered Government Archive State Hazardous Waste database provides a list of SHWS incidents derived from historical databases and includes many records that no longer appear in current government lists. Compiled from Records formerly available from the Department of Health and Environmental Control in South Carolina.

Date of Government Version: N/A	Source: Department of Health and Environmental Control
Date Data Arrived at EDR: 07/01/2013	Telephone: N/A
Date Made Active in Reports: 01/03/2014	Last EDR Contact: 06/01/2012
Number of Days to Update: 186	Next Scheduled EDR Contact: N/A
	Data Release Frequency: Varies

## RGA LF: Recovered Government Archive Solid Waste Facilities List

The EDR Recovered Government Archive Landfill database provides a list of landfills derived from historical databases and includes many records that no longer appear in current government lists. Compiled from Records formerly available from the Department of Health and Environmental Control in South Carolina.

Date of Government Version: N/A	Source: Department of Health and Environmental Control
Date Data Arrived at EDR: 07/01/2013	Telephone: N/A
Date Made Active in Reports: 01/15/2014	Last EDR Contact: 06/01/2012
Number of Days to Update: 198	Next Scheduled EDR Contact: N/A
	Data Release Frequency: Varies

## RGA LUST: Recovered Government Archive Leaking Underground Storage Tank

The EDR Recovered Government Archive Leaking Underground Storage Tank database provides a list of LUST incidents derived from historical databases and includes many records that no longer appear in current government lists. Compiled from Records formerly available from the Department of Health and Environmental Control in South Carolina.

Date of Government Version: N/A	Source: Department of Health and Environmental Control
Date Data Arrived at EDR: 07/01/2013	Telephone: N/A
Date Made Active in Reports: 01/03/2014	Last EDR Contact: 06/01/2012
Number of Days to Update: 186	Next Scheduled EDR Contact: N/A
	Data Release Frequency: Varies

## OTHER DATABASE(S)

Depending on the geographic area covered by this report, the data provided in these specialty databases may or may not be complete. For example, the existence of wetlands information data in a specific report does not mean that all wetlands in the area covered by the report are included. Moreover, the absence of any reported wetlands information does not necessarily mean that wetlands do not exist in the area covered by the report.

## CT MANIFEST: Hazardous Waste Manifest Data

Facility and manifest data. Manifest is a document that lists and tracks hazardous waste from the generator through transporters to a tsd facility.

Date of Government Version: 07/30/2013	Source: Department of Energy & Environmental Protection
Date Data Arrived at EDR: 08/19/2013	Telephone: 860-424-3375
Date Made Active in Reports: 10/03/2013	Last EDR Contact: 11/16/2015
Number of Days to Update: 45	Next Scheduled EDR Contact: 02/29/2016
	Data Release Frequency: No Update Planned

## NJ MANIFEST: Manifest Information

Hazardous waste manifest information.

Date of Government Version: 12/31/2013	Source: Department of Environmental Protection
Date Data Arrived at EDR: 07/17/2015	Telephone: N/A
Date Made Active in Reports: 08/12/2015	Last EDR Contact: 10/13/2015
Number of Days to Update: 26	Next Scheduled EDR Contact: 01/25/2016
	Data Release Frequency: Annually

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## NY MANIFEST: Facility and Manifest Data

Manifest is a document that lists and tracks hazardous waste from the generator through transporters to a TSD facility.

Date of Government Version: 11/02/2015  
Date Data Arrived at EDR: 11/08/2015  
Date Made Active in Reports: 12/09/2015  
Number of Days to Update: 31

Source: Department of Environmental Conservation  
Telephone: 518-402-8651  
Last EDR Contact: 11/08/2015  
Next Scheduled EDR Contact: 02/15/2016  
Data Release Frequency: Annually

## PA MANIFEST: Manifest Information

Hazardous waste manifest information.

Date of Government Version: 12/31/2014  
Date Data Arrived at EDR: 07/24/2015  
Date Made Active in Reports: 08/18/2015  
Number of Days to Update: 25

Source: Department of Environmental Protection  
Telephone: 717-783-8990  
Last EDR Contact: 10/19/2015  
Next Scheduled EDR Contact: 02/01/2016  
Data Release Frequency: Annually

## RI MANIFEST: Manifest information

Hazardous waste manifest information

Date of Government Version: 12/31/2013  
Date Data Arrived at EDR: 06/19/2015  
Date Made Active in Reports: 07/15/2015  
Number of Days to Update: 26

Source: Department of Environmental Management  
Telephone: 401-222-2797  
Last EDR Contact: 11/19/2015  
Next Scheduled EDR Contact: 03/07/2016  
Data Release Frequency: Annually

## WI MANIFEST: Manifest Information

Hazardous waste manifest information.

Date of Government Version: 12/31/2014  
Date Data Arrived at EDR: 03/19/2015  
Date Made Active in Reports: 04/07/2015  
Number of Days to Update: 19

Source: Department of Natural Resources  
Telephone: N/A  
Last EDR Contact: 12/09/2015  
Next Scheduled EDR Contact: 03/28/2016  
Data Release Frequency: Annually

## Oil/Gas Pipelines

Source: PennWell Corporation

Petroleum Bundle (Crude Oil, Refined Products, Petrochemicals, Gas Liquids (LPG/NGL), and Specialty Gases (Miscellaneous)) N = Natural Gas Bundle (Natural Gas, Gas Liquids (LPG/NGL), and Specialty Gases (Miscellaneous)). This map includes information copyrighted by PennWell Corporation. This information is provided on a best effort basis and PennWell Corporation does not guarantee its accuracy nor warrant its fitness for any particular purpose. Such information has been reprinted with the permission of PennWell.

## Electric Power Transmission Line Data

Source: PennWell Corporation

This map includes information copyrighted by PennWell Corporation. This information is provided on a best effort basis and PennWell Corporation does not guarantee its accuracy nor warrant its fitness for any particular purpose. Such information has been reprinted with the permission of PennWell.

**Sensitive Receptors:** There are individuals deemed sensitive receptors due to their fragile immune systems and special sensitivity to environmental discharges. These sensitive receptors typically include the elderly, the sick, and children. While the location of all sensitive receptors cannot be determined, EDR indicates those buildings and facilities - schools, daycares, hospitals, medical centers, and nursing homes - where individuals who are sensitive receptors are likely to be located.

## AHA Hospitals:

Source: American Hospital Association, Inc.  
Telephone: 312-280-5991

The database includes a listing of hospitals based on the American Hospital Association's annual survey of hospitals.

## Medical Centers: Provider of Services Listing

Source: Centers for Medicare & Medicaid Services  
Telephone: 410-786-3000

A listing of hospitals with Medicare provider number, produced by Centers of Medicare & Medicaid Services, a federal agency within the U.S. Department of Health and Human Services.

## GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

### Nursing Homes

Source: National Institutes of Health

Telephone: 301-594-6248

Information on Medicare and Medicaid certified nursing homes in the United States.

### Public Schools

Source: National Center for Education Statistics

Telephone: 202-502-7300

The National Center for Education Statistics' primary database on elementary and secondary public education in the United States. It is a comprehensive, annual, national statistical database of all public elementary and secondary schools and school districts, which contains data that are comparable across all states.

### Private Schools

Source: National Center for Education Statistics

Telephone: 202-502-7300

The National Center for Education Statistics' primary database on private school locations in the United States.

### Daycare Centers: Child Day Care List

Source: Department of Social Services

Telephone: 803-898-7345

**Flood Zone Data:** This data, available in select counties across the country, was obtained by EDR in 2003 & 2011 from the Federal Emergency Management Agency (FEMA). Data depicts 100-year and 500-year flood zones as defined by FEMA.

**NWI:** National Wetlands Inventory. This data, available in select counties across the country, was obtained by EDR in 2002, 2005 and 2010 from the U.S. Fish and Wildlife Service.

### State Wetlands Data: Wetlands Inventory

Source: Department of Natural Resources

Telephone: 803-734-9494

### Current USGS 7.5 Minute Topographic Map

Source: U.S. Geological Survey

### STREET AND ADDRESS INFORMATION

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## GEOCHECK<sup>®</sup> - PHYSICAL SETTING SOURCE ADDENDUM

### TARGET PROPERTY ADDRESS

G5396.00 - US-21 RBO HARBOR RIVER  
BUTCHES ROAD  
SAINT HELENA ISLAND, SC 29920

### TARGET PROPERTY COORDINATES

Latitude (North):	32.4081 - 32° 24' 29.16"
Longitude (West):	80.4639 - 80° 27' 50.04"
Universal Tranverse Mercator:	Zone 17
UTM X (Meters):	550413.3
UTM Y (Meters):	3585609.2
Elevation:	6 ft. above sea level

### USGS TOPOGRAPHIC MAP

Target Property Map:	6064169 SAINT HELENA SOUND, SC
Version Date:	2014

EDR's GeoCheck Physical Setting Source Addendum is provided to assist the environmental professional in forming an opinion about the impact of potential contaminant migration.

Assessment of the impact of contaminant migration generally has two principal investigative components:

1. Groundwater flow direction, and
2. Groundwater flow velocity.

Groundwater flow direction may be impacted by surface topography, hydrology, hydrogeology, characteristics of the soil, and nearby wells. Groundwater flow velocity is generally impacted by the nature of the geologic strata.

# GEOCHECK® - PHYSICAL SETTING SOURCE SUMMARY

## GROUNDWATER FLOW DIRECTION INFORMATION

Groundwater flow direction for a particular site is best determined by a qualified environmental professional using site-specific well data. If such data is not reasonably ascertainable, it may be necessary to rely on other sources of information, such as surface topographic information, hydrologic information, hydrogeologic data collected on nearby properties, and regional groundwater flow information (from deep aquifers).

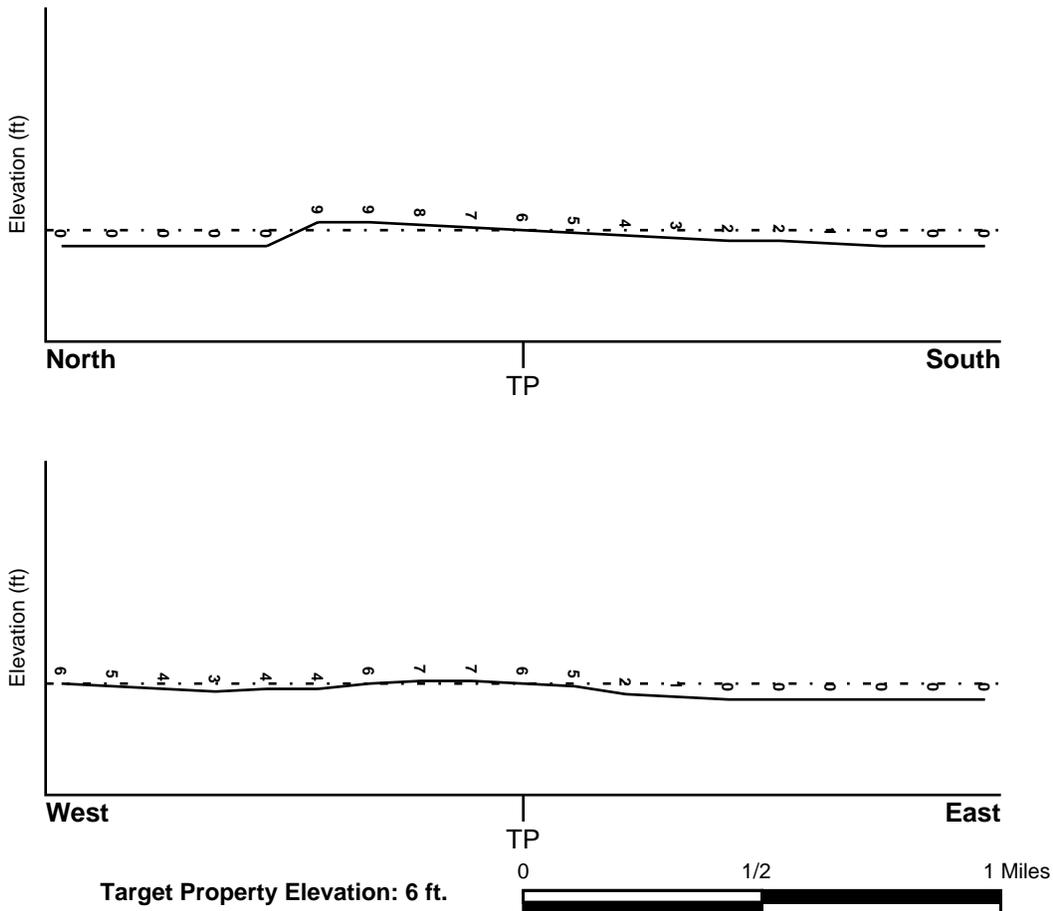
## TOPOGRAPHIC INFORMATION

Surface topography may be indicative of the direction of surficial groundwater flow. This information can be used to assist the environmental professional in forming an opinion about the impact of nearby contaminated properties or, should contamination exist on the target property, what downgradient sites might be impacted.

## TARGET PROPERTY TOPOGRAPHY

General Topographic Gradient: General ESE

## SURROUNDING TOPOGRAPHY: ELEVATION PROFILES



Source: Topography has been determined from the USGS 7.5' Digital Elevation Model and should be evaluated on a relative (not an absolute) basis. Relative elevation information between sites of close proximity should be field verified.

# GEOCHECK® - PHYSICAL SETTING SOURCE SUMMARY

## HYDROLOGIC INFORMATION

Surface water can act as a hydrologic barrier to groundwater flow. Such hydrologic information can be used to assist the environmental professional in forming an opinion about the impact of nearby contaminated properties or, should contamination exist on the target property, what downgradient sites might be impacted.

Refer to the Physical Setting Source Map following this summary for hydrologic information (major waterways and bodies of water).

## **FEMA FLOOD ZONE**

Target Property County  
BEAUFORT, SC

FEMA Flood  
Electronic Data  
YES - refer to the Overview Map and Detail Map

Flood Plain Panel at Target Property: 4500250135E - FEMA Q3 Flood data

Additional Panels in search area: 4500250162E - FEMA Q3 Flood data  
4500250161E - FEMA Q3 Flood data

## **NATIONAL WETLAND INVENTORY**

NWI Quad at Target Property  
SAINT HELENA SOUND

NWI Electronic  
Data Coverage  
YES - refer to the Overview Map and Detail Map

## HYDROGEOLOGIC INFORMATION

Hydrogeologic information obtained by installation of wells on a specific site can often be an indicator of groundwater flow direction in the immediate area. Such hydrogeologic information can be used to assist the environmental professional in forming an opinion about the impact of nearby contaminated properties or, should contamination exist on the target property, what downgradient sites might be impacted.

## **AQUIFLOW®**

Search Radius: 1.000 Mile.

EDR has developed the AQUIFLOW Information System to provide data on the general direction of groundwater flow at specific points. EDR has reviewed reports submitted by environmental professionals to regulatory authorities at select sites and has extracted the date of the report, groundwater flow direction as determined hydrogeologically, and the depth to water table.

<u>MAP ID</u>	<u>LOCATION</u> <u>FROM TP</u>	<u>GENERAL DIRECTION</u> <u>GROUNDWATER FLOW</u>
Not Reported		

## GEOCHECK® - PHYSICAL SETTING SOURCE SUMMARY

### GROUNDWATER FLOW VELOCITY INFORMATION

Groundwater flow velocity information for a particular site is best determined by a qualified environmental professional using site specific geologic and soil strata data. If such data are not reasonably ascertainable, it may be necessary to rely on other sources of information, including geologic age identification, rock stratigraphic unit and soil characteristics data collected on nearby properties and regional soil information. In general, contaminant plumes move more quickly through sandy-gravelly types of soils than silty-clayey types of soils.

### GEOLOGIC INFORMATION IN GENERAL AREA OF TARGET PROPERTY

Geologic information can be used by the environmental professional in forming an opinion about the relative speed at which contaminant migration may be occurring.

#### **ROCK STRATIGRAPHIC UNIT**

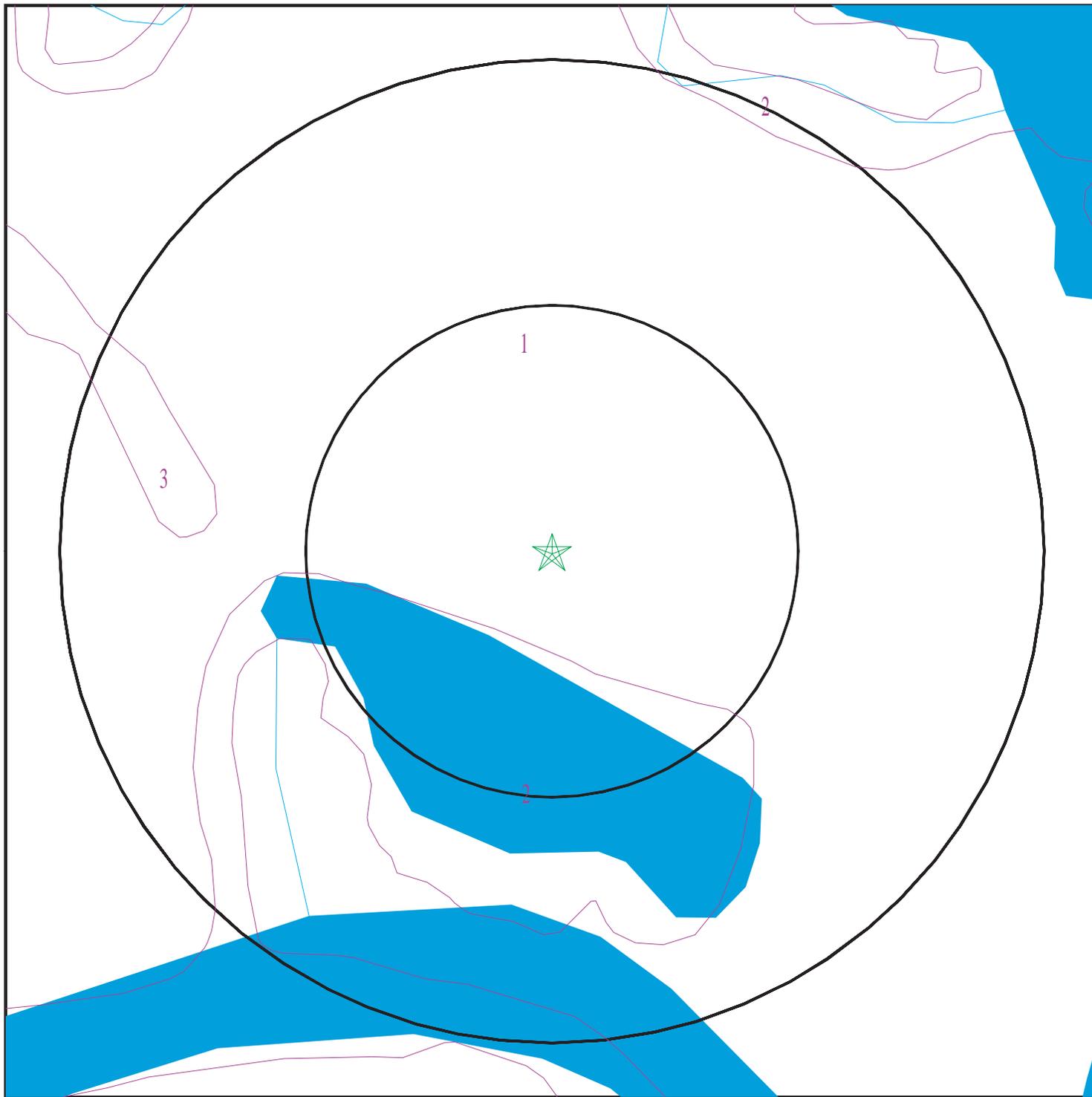
Era: Cenozoic  
System: Quaternary  
Series: Holocene  
Code: Qh (*decoded above as Era, System & Series*)

#### **GEOLOGIC AGE IDENTIFICATION**

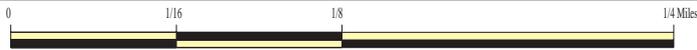
Category: Stratified Sequence

Geologic Age and Rock Stratigraphic Unit Source: P.G. Schruben, R.E. Arndt and W.J. Bawiec, Geology of the Conterminous U.S. at 1:2,500,000 Scale - a digital representation of the 1974 P.B. King and H.M. Beikman Map, USGS Digital Data Series DDS - 11 (1994).

# SSURGO SOIL MAP - 4491346.1s



- ★ Target Property
- ∩ SSURGO Soil
- ∩ Water



SITE NAME: G5396.00 - US-21 RBO Harbor River  
ADDRESS: Butches Road  
Saint Helena Island SC 29920  
LAT/LONG: 32.4081 / 80.4639

CLIENT: F&ME Consultants  
CONTACT: Glynn Ellen  
INQUIRY #: 4491346.1s  
DATE: December 14, 2015 12:18 pm

# GEOCHECK® - PHYSICAL SETTING SOURCE SUMMARY

## DOMINANT SOIL COMPOSITION IN GENERAL AREA OF TARGET PROPERTY

The U.S. Department of Agriculture's (USDA) Soil Conservation Service (SCS) leads the National Cooperative Soil Survey (NCSS) and is responsible for collecting, storing, maintaining and distributing soil survey information for privately owned lands in the United States. A soil map in a soil survey is a representation of soil patterns in a landscape. The following information is based on Soil Conservation Service SSURGO data.

### Soil Map ID: 1

Soil Component Name: CAPERS

Soil Surface Texture: silty clay loam

Hydrologic Group: Class D - Very slow infiltration rates. Soils are clayey, have a high water table, or are shallow to an impervious layer.

Soil Drainage Class: Very poorly drained

Hydric Status: All hydric

Corrosion Potential - Uncoated Steel: High

Depth to Bedrock Min: > 0 inches

Depth to Watertable Min: > 15 inches

Soil Layer Information							
Layer	Boundary		Soil Texture Class	Classification		Saturated hydraulic conductivity micro m/sec	Soil Reaction (pH)
	Upper	Lower		AASHTO Group	Unified Soil		
1	0 inches	22 inches	silty clay loam	Not reported	Not reported	Max: 14 Min: 4	Max: 7.8 Min: 6.6
2	22 inches	68 inches	clay	Not reported	Not reported	Max: 0.42 Min: 0.01	Max: 8.4 Min: 6.6

### Soil Map ID: 2

Soil Component Name: WATER

Soil Surface Texture: silty clay loam

Hydrologic Group: Class D - Very slow infiltration rates. Soils are clayey, have a high water table, or are shallow to an impervious layer.

Soil Drainage Class:  
Hydric Status: Unknown

Corrosion Potential - Uncoated Steel: Not Reported

Depth to Bedrock Min: > 0 inches

Depth to Watertable Min: > 0 inches

No Layer Information available.

# GEOCHECK® - PHYSICAL SETTING SOURCE SUMMARY

**Soil Map ID: 3**

Soil Component Name: FRIPP

Soil Surface Texture: fine sand

Hydrologic Group: Class A - High infiltration rates. Soils are deep, well drained to excessively drained sands and gravels.

Soil Drainage Class: Excessively drained

Hydric Status: Partially hydric

Corrosion Potential - Uncoated Steel: Low

Depth to Bedrock Min: > 0 inches

Depth to Watertable Min: > 31 inches

Soil Layer Information							
Layer	Boundary		Soil Texture Class	Classification		Saturated hydraulic conductivity micro m/sec	Soil Reaction (pH)
	Upper	Lower		AASHTO Group	Unified Soil		
1	0 inches	5 inches	fine sand	Not reported	Not reported	Max: 141 Min: 42	Max: 7.8 Min: 5.1
2	5 inches	79 inches	fine sand	Not reported	Not reported	Max: 141 Min: 42	Max: 7.8 Min: 5.6

**LOCAL / REGIONAL WATER AGENCY RECORDS**

EDR Local/Regional Water Agency records provide water well information to assist the environmental professional in assessing sources that may impact ground water flow direction, and in forming an opinion about the impact of contaminant migration on nearby drinking water wells.

**WELL SEARCH DISTANCE INFORMATION**

<u>DATABASE</u>	<u>SEARCH DISTANCE (miles)</u>
Federal USGS	1.000
Federal FRDS PWS	Nearest PWS within 1 mile
State Database	1.000

**FEDERAL USGS WELL INFORMATION**

<u>MAP ID</u>	<u>WELL ID</u>	<u>LOCATION FROM TP</u>

# GEOCHECK® - PHYSICAL SETTING SOURCE SUMMARY

## FEDERAL USGS WELL INFORMATION

<u>MAP ID</u>	<u>WELL ID</u>	<u>LOCATION FROM TP</u>
A2	USGS40001051262	1/2 - 1 Mile NNW
B4	USGS40001051251	1/2 - 1 Mile NW
A7	USGS40001051266	1/2 - 1 Mile NNW

## FEDERAL FRDS PUBLIC WATER SUPPLY SYSTEM INFORMATION

<u>MAP ID</u>	<u>WELL ID</u>	<u>LOCATION FROM TP</u>
No PWS System Found		

Note: PWS System location is not always the same as well location.

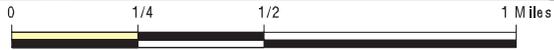
## STATE DATABASE WELL INFORMATION

<u>MAP ID</u>	<u>WELL ID</u>	<u>LOCATION FROM TP</u>
1	SCWC40000001673	1/8 - 1/4 Mile West
A3	SCWC40000001904	1/2 - 1 Mile NNW
B5	SCWC40000001617	1/2 - 1 Mile NW
A6	SCWC40000001619	1/2 - 1 Mile NNW
8	SCWC40000002724	1/2 - 1 Mile WNW

# PHYSICAL SETTING SOURCE MAP - 4491346.1s



- County Boundary
- Major Roads
- Contour Lines
- Earthquake epicenter, Richter 5 or greater
- Water Wells
- Public Water Supply Wells
- Cluster of Multiple Icons



- Groundwater Flow Direction
- Indeterminate Groundwater Flow at Location
- Groundwater Flow Varies at Location



No contour lines were detected within this map area.

SITE NAME: G5396.00 - US-21 RBO Harbor River  
 ADDRESS: Butches Road  
 Saint Helena Island SC 29920  
 LAT/LONG: 32.4081 / 80.4639

CLIENT: F&ME Consultants  
 CONTACT: Glynn Ellen  
 INQUIRY #: 4491346.1s  
 DATE: December 14, 2015 12:18 pm

# GEOCHECK® - PHYSICAL SETTING SOURCE MAP FINDINGS

Map ID  
 Direction  
 Distance  
 Elevation

Database      EDR ID Number

**1**  
**West**  
**1/8 - 1/4 Mile**  
**Higher**

**SC WELLS      SCWC40000001673**

Fid:	1672	Conum:	BFT-562
Scgrid:	24II-d1		
Lat:	322428		
Lon:	802805		
Utm e:	550023	Utm n:	3585572
Topo:	St. Helena Sound	Elev:	6
Owner:	SCWRC	Owner well:	Not Reported
Location:	Not Reported	Use :	OBS
Depth d:	0	Depth c:	212
Diam 1:	4	Diam 2:	0
Oh cas:	77	Screen t:	0
Screen b:	0	Drill yr:	1975
Drill mo:	10	Yield:	0
Yield yr:	0	G logs:	E, G,
D logs:	1	P test:	0
Chem:	C	WI:	5
Wl yr:	1982	Driller:	Starnes
Filename:	Coastal_Plain_wells.xls		
Site id:	SCWC40000001673		

**A2**  
**NNW**  
**1/2 - 1 Mile**  
**Higher**

**FED USGS      USGS40001051262**

Org. Identifier:	USGS-SC		
Formal name:	USGS South Carolina Water Science Center		
Monloc Identifier:	USGS-322515080280409		
Monloc name:	BFT- 851		
Monloc type:	Well		
Monloc desc:	Data from SCDNR 2004 RASA 2004 database		
Huc code:	Not Reported	Drainagearea value:	Not Reported
Drainagearea Units:	Not Reported	Contrib drainagearea:	Not Reported
Contrib drainagearea units:	Not Reported	Latitude:	32.4210251
Longitude:	-80.4676052	Sourcemap scale:	Not Reported
Horiz Acc measure:	1	Horiz Acc measure units:	seconds
Horiz Collection method:	Unknown		
Horiz coord refsys:	NAD83	Vert measure val:	7
Vert measure units:	feet	Vertacc measure val:	0.1
Vert accmeasure units:	feet		
Vertcollection method:	Unknown		
Vert coord refsys:	NGVD29	Countrycode:	US
Aquifername:	Surficial aquifer system		
Formation type:	Sand Deposits		
Aquifer type:	Unconfined single aquifer		
Construction date:	Not Reported		
Welldepth units:	ft	Welldepth:	90
Wellholeddepth units:	Not Reported	Wellholeddepth:	Not Reported

Ground-water levels, Number of Measurements: 0

## GEOCHECK® - PHYSICAL SETTING SOURCE MAP FINDINGS

Map ID  
 Direction  
 Distance  
 Elevation

Database      EDR ID Number

**A3**  
**NNW**  
**1/2 - 1 Mile**  
**Higher**

**SC WELLS      SCWC40000001904**

Fid:	1903	Conum:	BFT-851
Scgrid:	24HH-x3		
Lat:	322515		
Lon:	802804		
Utm e:	550042	Utm n:	3587019
Topo:	St. Helena Sound	Elev:	7
Owner:	Not Reported	Owner well:	Not Reported
Location:	Not Reported	Use :	Not Reported
Depth d:	0	Depth c:	90
Diam 1:	0	Diam 2:	0
Oh cas:	0	Screen t:	0
Screen b:	0	Drill yr:	1974
Drill mo:	2	Yield:	0
Yield yr:	0	G logs:	Not Reported
D logs:	1	P test:	0
Chem:	Not Reported	WI:	Not Reported
Wl yr:	0	Driller:	Not Reported
Filename:	Coastal_Plain_wells.xls		
Site id:	SCWC40000001904		

**B4**  
**NW**  
**1/2 - 1 Mile**  
**Higher**

**FED USGS      USGS40001051251**

Org. Identifier:	USGS-SC		
Formal name:	USGS South Carolina Water Science Center		
Monloc Identifier:	USGS-322505080283009		
Monloc name:	BFT- 505		
Monloc type:	Well		
Monloc desc:	Data from SCDNR 2004 RASA 2004 database		
Huc code:	Not Reported	Drainagearea value:	Not Reported
Drainagearea Units:	Not Reported	Contrib drainagearea:	Not Reported
Contrib drainagearea units:	Not Reported	Latitude:	32.4182475
Longitude:	-80.4748276	Sourcemap scale:	Not Reported
Horiz Acc measure:	1	Horiz Acc measure units:	seconds
Horiz Collection method:	Unknown		
Horiz coord refs:	NAD83	Vert measure val:	10
Vert measure units:	feet	Vertacc measure val:	0.1
Vert accmeasure units:	feet		
Vertcollection method:	Unknown		
Vert coord refs:	NGVD29	Countrycode:	US
Aquifername:	Surficial aquifer system		
Formation type:	Sand Deposits		
Aquifer type:	Unconfined single aquifer		
Construction date:	Not Reported		
Welldepth units:	ft	Welldepth:	120
Wellholedepth units:	Not Reported	Wellholedepth:	Not Reported

Ground-water levels, Number of Measurements: 0

# GEOCHECK® - PHYSICAL SETTING SOURCE MAP FINDINGS

Map ID  
Direction  
Distance  
Elevation

Database      EDR ID Number

**B5  
NW  
1/2 - 1 Mile  
Higher**

**SC WELLS      SCWC40000001617**

Fid:	1616	Conum:	BFT-505
Scgrid:	24HH-x1		
Lat:	322505		
Lon:	802830		
Utm e:	549364	Utm n:	3586708
Topo:	St. Helena Sound	Elev:	10
Owner:	Robert Upton	Owner well:	Not Reported
Location:	Not Reported	Use :	DOM
Depth d:	0	Depth c:	120
Diam 1:	2	Diam 2:	0
Oh cas:	64	Screen t:	0
Screen b:	0	Drill yr:	1965
Drill mo:	0	Yield:	0
Yield yr:	0	G logs:	Not Reported
D logs:	0	P test:	0
Chem:	Not Reported	WI:	Not Reported
Wl yr:	0	Driller:	Pinckney
Filename:	Coastal_Plain_wells.xls		
Site id:	SCWC40000001617		

**A6  
NNW  
1/2 - 1 Mile  
Higher**

**SC WELLS      SCWC40000001619**

Fid:	1618	Conum:	BFT-507
Scgrid:	24HH-x2		
Lat:	322519		
Lon:	802805		
Utm e:	550015	Utm n:	3587142
Topo:	St. Helena Sound	Elev:	10
Owner:	W. Lyons	Owner well:	Not Reported
Location:	Coffin Point Plantation	Use :	DOM
Depth d:	0	Depth c:	160
Diam 1:	2	Diam 2:	0
Oh cas:	160	Screen t:	0
Screen b:	0	Drill yr:	1971
Drill mo:	0	Yield:	0
Yield yr:	0	G logs:	Not Reported
D logs:	0	P test:	0
Chem:	P	WI:	Not Reported
Wl yr:	0	Driller:	Pinckney
Filename:	Coastal_Plain_wells.xls		
Site id:	SCWC40000001619		

**A7  
NNW  
1/2 - 1 Mile  
Higher**

**FED USGS      USGS40001051266**

## GEOCHECK® - PHYSICAL SETTING SOURCE MAP FINDINGS

Org. Identifier:	USGS-SC		
Formal name:	USGS South Carolina Water Science Center		
Monloc Identifier:	USGS-322519080280500		
Monloc name:	BFT- 507		
Monloc type:	Well		
Monloc desc:	Longitude out of range of county		
Huc code:	03050208	Drainagearea value:	Not Reported
Drainagearea Units:	Not Reported	Contrib drainagearea:	Not Reported
Contrib drainagearea units:	Not Reported	Latitude:	32.4221362
Longitude:	-80.4678829	Sourcemap scale:	24000
Horiz Acc measure:	5	Horiz Acc measure units:	seconds
Horiz Collection method:	Interpolated from map		
Horiz coord refsys:	NAD83	Vert measure val:	10.00
Vert measure units:	feet	Vertacc measure val:	005
Vert accmeasure units:	feet		
Vertcollection method:	Interpolated from topographic map		
Vert coord refsys:	NGVD29	Countrycode:	US
Aquifername:	Floridan aquifer system		
Formation type:	Floridan Aquifer System		
Aquifer type:	Not Reported		
Construction date:	197109	Welldepth:	160
Welldepth units:	ft	Wellholedepth:	160
Wellholedepth units:	ft		

Ground-water levels, Number of Measurements: 0

**8**  
**WNW**  
**1/2 - 1 Mile**  
**Higher**

**SC WELLS      SCWC40000002724**

Fid:	2723	Conum:	BFT-1758
Scgrid:	24II-d2		
Lat:	322447		
Lon:	802848		
Utm e:	548897	Utm n:	3586151
Topo:	St. Helena Sound	Elev:	0
Owner:	Gay Fish Company	Owner well:	Not Reported
Location:	Not Reported	Use :	DOM
Depth d:	0	Depth c:	0
Diam 1:	2	Diam 2:	0
Oh cas:	0	Screen t:	0
Screen b:	0	Drill yr:	0
Drill mo:	0	Yield:	0
Yield yr:	0	G logs:	Not Reported
D logs:	0	P test:	0
Chem:	Not Reported	WI:	Not Reported
Wl yr:	0	Driller:	Not Reported
Filename:	Coastal_Plain_wells.xls		
Site id:	SCWC40000002724		

# GEOCHECK® - PHYSICAL SETTING SOURCE MAP FINDINGS RADON

## AREA RADON INFORMATION

State Database: SC Radon

### Radon Test Results

Zipcode	Average	Num Tests	Minimum	Maximum	% > 4 pCi/L
29920	0.5	3	0.3	0.7	0.0

Federal EPA Radon Zone for BEAUFORT County: 3

- Note: Zone 1 indoor average level > 4 pCi/L.  
 : Zone 2 indoor average level >= 2 pCi/L and <= 4 pCi/L.  
 : Zone 3 indoor average level < 2 pCi/L.

---

Federal Area Radon Information for Zip Code: 29920

Number of sites tested: 2

Area	Average Activity	% <4 pCi/L	% 4-20 pCi/L	% >20 pCi/L
Living Area - 1st Floor	0.850 pCi/L	100%	0%	0%
Living Area - 2nd Floor	Not Reported	Not Reported	Not Reported	Not Reported
Basement	Not Reported	Not Reported	Not Reported	Not Reported

# PHYSICAL SETTING SOURCE RECORDS SEARCHED

## TOPOGRAPHIC INFORMATION

### USGS 7.5' Digital Elevation Model (DEM)

Source: United States Geologic Survey

EDR acquired the USGS 7.5' Digital Elevation Model in 2002 and updated it in 2006. The 7.5 minute DEM corresponds to the USGS 1:24,000- and 1:25,000-scale topographic quadrangle maps. The DEM provides elevation data with consistent elevation units and projection.

### Current USGS 7.5 Minute Topographic Map

Source: U.S. Geological Survey

## HYDROLOGIC INFORMATION

Flood Zone Data: This data, available in select counties across the country, was obtained by EDR in 2003 & 2011 from the Federal Emergency Management Agency (FEMA). Data depicts 100-year and 500-year flood zones as defined by FEMA.

NWI: National Wetlands Inventory. This data, available in select counties across the country, was obtained by EDR in 2002, 2005 and 2010 from the U.S. Fish and Wildlife Service.

### State Wetlands Data: Wetlands Inventory

Source: Department of Natural Resources

Telephone: 803-734-9494

## HYDROGEOLOGIC INFORMATION

### AQUIFLOW<sup>R</sup> Information System

Source: EDR proprietary database of groundwater flow information

EDR has developed the AQUIFLOW Information System (AIS) to provide data on the general direction of groundwater flow at specific points. EDR has reviewed reports submitted to regulatory authorities at select sites and has extracted the date of the report, hydrogeologically determined groundwater flow direction and depth to water table information.

## GEOLOGIC INFORMATION

### Geologic Age and Rock Stratigraphic Unit

Source: P.G. Schruben, R.E. Arndt and W.J. Bawiec, Geology of the Conterminous U.S. at 1:2,500,000 Scale - A digital representation of the 1974 P.B. King and H.M. Beikman Map, USGS Digital Data Series DDS - 11 (1994).

### STATSGO: State Soil Geographic Database

Source: Department of Agriculture, Natural Resources Conservation Service (NRCS)

The U.S. Department of Agriculture's (USDA) Natural Resources Conservation Service (NRCS) leads the national Conservation Soil Survey (NCSS) and is responsible for collecting, storing, maintaining and distributing soil survey information for privately owned lands in the United States. A soil map in a soil survey is a representation of soil patterns in a landscape. Soil maps for STATSGO are compiled by generalizing more detailed (SSURGO) soil survey maps.

### SSURGO: Soil Survey Geographic Database

Source: Department of Agriculture, Natural Resources Conservation Service (NRCS)

Telephone: 800-672-5559

SSURGO is the most detailed level of mapping done by the Natural Resources Conservation Service, mapping scales generally range from 1:12,000 to 1:63,360. Field mapping methods using national standards are used to construct the soil maps in the Soil Survey Geographic (SSURGO) database. SSURGO digitizing duplicates the original soil survey maps. This level of mapping is designed for use by landowners, townships and county natural resource planning and management.

# PHYSICAL SETTING SOURCE RECORDS SEARCHED

## LOCAL / REGIONAL WATER AGENCY RECORDS

### FEDERAL WATER WELLS

#### PWS: Public Water Systems

Source: EPA/Office of Drinking Water

Telephone: 202-564-3750

Public Water System data from the Federal Reporting Data System. A PWS is any water system which provides water to at least 25 people for at least 60 days annually. PWSs provide water from wells, rivers and other sources.

#### PWS ENF: Public Water Systems Violation and Enforcement Data

Source: EPA/Office of Drinking Water

Telephone: 202-564-3750

Violation and Enforcement data for Public Water Systems from the Safe Drinking Water Information System (SDWIS) after August 1995. Prior to August 1995, the data came from the Federal Reporting Data System (FRDS).

#### USGS Water Wells: USGS National Water Inventory System (NWIS)

This database contains descriptive information on sites where the USGS collects or has collected data on surface water and/or groundwater. The groundwater data includes information on wells, springs, and other sources of groundwater.

### STATE RECORDS

#### Water Well Database

Source: Department of Natural Resources

Telephone: 803-734-6440

Water wells in the Coastal Plain counties of South Carolina

#### Water Well Database

Source: Department of Natural Resources

Telephone: 864-654-1671

A listing of water wells in the Piedmont (upstate) counties.

## OTHER STATE DATABASE INFORMATION

### RADON

#### State Database: SC Radon

Source: Department of Health & Environmental Control

Telephone: 864-241-1090

Radon Test Results by Zip Code

#### Area Radon Information

Source: USGS

Telephone: 703-356-4020

The National Radon Database has been developed by the U.S. Environmental Protection Agency (USEPA) and is a compilation of the EPA/State Residential Radon Survey and the National Residential Radon Survey. The study covers the years 1986 - 1992. Where necessary data has been supplemented by information collected at private sources such as universities and research institutions.

#### EPA Radon Zones

Source: EPA

Telephone: 703-356-4020

Sections 307 & 309 of IRAA directed EPA to list and identify areas of U.S. with the potential for elevated indoor radon levels.

### OTHER

#### Airport Landing Facilities: Private and public use landing facilities

Source: Federal Aviation Administration, 800-457-6656

#### Epicenters: World earthquake epicenters, Richter 5 or greater

Source: Department of Commerce, National Oceanic and Atmospheric Administration

Earthquake Fault Lines: The fault lines displayed on EDR's Topographic map are digitized quaternary faultlines, prepared in 1975 by the United State Geological Survey

# PHYSICAL SETTING SOURCE RECORDS SEARCHED

## STREET AND ADDRESS INFORMATION

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**G5396.00 - US-21 RBO Harbor River**

Butches Road  
Saint Helena Island, SC 29920

Inquiry Number: 4445548.5  
October 28, 2015

# The EDR-City Directory Image Report

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### SECTION

Executive Summary

Findings

City Directory Images

*Thank you for your business.*  
Please contact EDR at 1-800-352-0050  
with any questions or comments.

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## EXECUTIVE SUMMARY

### DESCRIPTION

Environmental Data Resources, Inc.'s (EDR) City Directory Report is a screening tool designed to assist environmental professionals in evaluating potential liability on a target property resulting from past activities. EDR's City Directory Report includes a search of available city directory data at 5 year intervals.

### RESEARCH SUMMARY

The following research sources were consulted in the preparation of this report. A check mark indicates where information was identified in the source and provided in this report.

<u>Year</u>	<u>Target Street</u>	<u>Cross Street</u>	<u>Source</u>
2013	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Cole Information Services
2008	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Cole Information Services
2003	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Cole Information Services
1999	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Cole Information Services
1995	<input type="checkbox"/>	<input type="checkbox"/>	Cole Information Services
1992	<input type="checkbox"/>	<input type="checkbox"/>	Cole Information Services

### RECORD SOURCES

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## FINDINGS

### TARGET PROPERTY STREET

Butches Road  
Saint Helena Island, SC 29920

Year

CD Image

Source

### BUTCH'S RD

2008	-	Cole Information Services	Target and Adjoining not listed in Source
2003	-	Cole Information Services	Target and Adjoining not listed in Source
1999	-	Cole Information Services	Target and Adjoining not listed in Source
1995	-	Cole Information Services	Target and Adjoining not listed in Source
1992	-	Cole Information Services	Target and Adjoining not listed in Source

## FINDINGS

### CROSS STREETS

<u>Year</u>	<u>CD Image</u>	<u>Source</u>
-------------	-----------------	---------------

#### BUTCH'S RD

2013	-	Cole Information Services	Street not listed in Source
------	---	---------------------------	-----------------------------

#### HARBOR DR

2013	pg. A1	Cole Information Services	
2008	pg. A3	Cole Information Services	
2003	pg. A5	Cole Information Services	
1999	-	Cole Information Services	Target and Adjoining not listed in Source
1995	-	Cole Information Services	Target and Adjoining not listed in Source
1992	-	Cole Information Services	Target and Adjoining not listed in Source

#### SEA ISLAND PKWY

2013	pg. A2	Cole Information Services	
2008	pg. A4	Cole Information Services	
2003	pg. A6	Cole Information Services	
1999	pg. A7	Cole Information Services	
1995	-	Cole Information Services	Target and Adjoining not listed in Source
1992	-	Cole Information Services	Target and Adjoining not listed in Source

## **City Directory Images**

**HARBOR DR 2013**

- 1 HARBOR ISLAND SECURITY GATE
- 2 ISLAND REALTY
- 4 P STOCK
- 25 KENNETH SHULER
- 36 HENRY BONDS
- 38 WILLIAM BARRETT
- 41 IAN CAMERON
- 44 STEPHEN SEPE
- 56 JUNE HOELTKE
- 71 JOHN BERGGREN
- 73 DEBORAH ROSS
- 77 OCCUPANT UNKNOWN
- 79 STEPHEN SCOTT
- 85 MARGRET BARNES
- 86 N GAYLE
- 91 OCCUPANT UNKNOWN

**SEA ISLAND PKWY 2013**

1902 ROBERT GAY  
1912 GAY MCCRACKEN  
1928 WILLIAM GAY  
1929 ROBERT UPTON  
SHRIMP SHACK THE  
1948 GAY FISH COMPANY INC  
2087 HARBOR ISLAND GENERAL STORE  
2107 DAVID GODLEY  
2111 OCCUPANT UNKNOWN  
2115 OCCUPANT UNKNOWN  
2123 BARBER PAUL  
CAROLINA SHORES CONSTRUCTION CO INC  
HARBOR ISLAND RENTALS  
2125 OCCUPANT UNKNOWN  
2137 THE BIG CHEEZY PIZZA & GENERAL STO  
2141 JOHNSON CREEK TAVERN & RESTAURANT  
2555 HUNTING ISLAND STATE PARK  
2809 HUNTING ISLAND NATURE CENTER & FISHI

**HARBOR DR 2008**

2	ISLAND REALTY SCN HOLDINGS
4	JOE LUNDQUIST
25	KENNETH SHULER
33	THOMAS DILLON
36	HENRY BONDS
41	IAN CAMERON
56	PAUL SCHAFFER
73	JAMIE ROSSELLI

**SEA ISLAND PKWY 2008**

1902 ROBERT GAY  
1928 CHARLES GAY  
1929 ROBERT UPTON  
THE SHRIMP SHACK  
1948 GAY FISH CO INC  
2107 DAVID GODLEY  
2121 JOHNSON CREEK TAVERN & RESTAURANT  
2123 CAROLINA SHORES CONSTRUCTION CO INC  
RESORT MANAGEMENT INC  
2135 BAREFOOT BUBBAS  
2137 ISLAND REALTY VACATION HOMES LLC  
2141 JOHNSON CREEK TAVERN INC  
2555 HUNTING ISLAND STATE PARK  
SC DEPT PARKS RECREATION TRSM

**HARBOR DR 2003**

- 1 HARBOR ISLAND HOME OWNR ASCTN
- 4 CHARLES LEGRAND
- 6 DENNIS BEALL
- 25 AUGUST KASTEL
- 27 RICHARD LAMB
- 29 RAYMOND WANDELL
- 37 CHRISTINE LOUKA
- 39 ROBERT HARRIS
- 40 TED SOLOMON
- 43 MICHAEL HAWES
- 45 EARNEST THOMAS
- 46 M PREUSSER
- 47 CARLOS DELAGARZA

**SEA ISLAND PKWY 2003**

1902 ROBERT GAY  
TIPSI INC

1925 SHRIMP SHACK

1929 ROBERT UPTON

1948 GAY FISH CO  
WARDS CREEK LMTD LBLTY PRTNR

2115 THOMAS WALLIS

2123 CAROLINA SHORES CONSTRUCTION CO  
FRIPP ISLAND TENNIS VILLAS HPR  
HARBOR ISLAND INN  
HARBOR ISLAND REALTY  
RESORT MANAGEMENT INC  
RUSSELL FIELDAN

2135 BAREFOOT BUBBAS

2141 JOHNSON CREEK TAVERN & RSTRNT

2555 EUGENIA MASSEY  
GWEN RENN  
JAMES THOMPSON  
JEFFREY CUCINELLA  
RAY STEVENS  
SUSAN SPELL

**SEA ISLAND PKWY 1999**

1902 ROBERT GAY  
1909 RAY POLIN  
1925 SHRIMP SHACK THE  
1948 GAY FISH COMPANY INCORPORATED  
GAY FISH COMPANY INCORPORATED WHOLESALE DEPARTMENT  
2123 CAROLINA SHORES CONSTRUCTION COMPANY INCORPORATED  
DYSON HAMILTON INTERIORS  
HARBOR ISLAND REALTY  
HARBOR ISLAND RENTALS  
2135 BAREFOOT BUBBA  
BUBBA BAREFOOT  
2137 HARBOR SHOP GENERAL STORE  
2141 JOHNSON CREEK TAVERN RESTAURANT  
2413 RESORT PROPERTIES OF THE LOWCOUNTRY INCORPORATED  
2809 PARADISE PIER

**G5396.00 - US-21 RBO Harbor River**

Butches Road

Saint Helena Island, SC 29920

Inquiry Number: 4445548.9

October 22, 2015

## The EDR Aerial Photo Decade Package



6 Armstrong Road, 4th Floor  
Shelton, Connecticut 06484  
Toll Free: 800.352.0050  
[www.edrnet.com](http://www.edrnet.com)

# EDR Aerial Photo Decade Package

Environmental Data Resources, Inc. (EDR) Aerial Photo Decade Package is a screening tool designed to assist environmental professionals in evaluating potential liability on a target property resulting from past activities. EDR's professional researchers provide digitally reproduced historical aerial photographs, and when available, provide one photo per decade.

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**Date EDR Searched Historical Sources:**

Aerial Photography October 22, 2015

**Target Property:**

Butches Road

Saint Helena Island, SC 29920

<u>Year</u>	<u>Scale</u>	<u>Details</u>	<u>Source</u>
1951	Aerial Photograph. Scale: 1"=500'	Flight Date: March 16, 1951	EDR
1951	Aerial Photograph. Scale: 1"=500'	Flight Date: March 16, 1951	USGS
1968	Aerial Photograph. Scale: 1"=750'	Flight Date: April 16, 1968	EDR
1968	Aerial Photograph. Scale: 1"=750'	Flight Date: April 16, 1968	EDR
1983	Aerial Photograph. Scale: 1"=1000'	Flight Date: March 02, 1983	EDR
1983	Aerial Photograph. Scale: 1"=1000'	Flight Date: March 02, 1983	EDR
1994	Aerial Photograph. Scale: 1"=750'	Flight Date: February 14, 1994	EDR
1994	Aerial Photograph. Scale: 1"=750'	Flight Date: February 14, 1994	EDR
1999	Aerial Photograph. Scale: 1"=500'	DOQQ - acquisition dates: March 12, 1999	USGS/DOQQ
1999	Aerial Photograph. Scale: 1"=500'	DOQQ - acquisition dates: March 12, 1999	USGS/DOQQ
1999	Aerial Photograph. Scale: 1"=500'	DOQQ - acquisition dates: March 12, 1999	USGS/DOQQ
2005	Aerial Photograph. Scale: 1"=500'	Flight Year: 2005	USDA/NAIP
2005	Aerial Photograph. Scale: 1"=500'	Flight Year: 2005	USDA/NAIP
2005	Aerial Photograph. Scale: 1"=500'	Flight Year: 2005	USDA/NAIP
2006	Aerial Photograph. Scale: 1"=500'	Flight Year: 2006	USDA/NAIP
2006	Aerial Photograph. Scale: 1"=500'	Flight Year: 2006	USDA/NAIP
2006	Aerial Photograph. Scale: 1"=500'	Flight Year: 2006	USDA/NAIP
2009	Aerial Photograph. Scale: 1"=500'	Flight Year: 2009	USDA/NAIP
2009	Aerial Photograph. Scale: 1"=500'	Flight Year: 2009	USDA/NAIP

<i><b>Year</b></i>	<i><b>Scale</b></i>	<i><b>Details</b></i>	<i><b>Source</b></i>
2009	Aerial Photograph. Scale: 1"=500'	Flight Year: 2009	USDA/NAIP
2011	Aerial Photograph. Scale: 1"=500'	Flight Year: 2011	USDA/NAIP
2011	Aerial Photograph. Scale: 1"=500'	Flight Year: 2011	USDA/NAIP
2011	Aerial Photograph. Scale: 1"=500'	Flight Year: 2011	USDA/NAIP



INQUIRY #: 4445548.9

YEAR: 1951

| = 500'





**INQUIRY #:** 4445548.9

**YEAR:** 1951

| = 500'





INQUIRY #: 4445548.9

YEAR: 1968

| = 750'





INQUIRY #: 4445548.9

YEAR: 1968

| = 750'





**INQUIRY #:** 4445548.9

**YEAR:** 1983

—|— = 1000'





**INQUIRY #:** 4445548.9  
**YEAR:** 1983  
|—————| = 1000'





INQUIRY #: 4445548.9

YEAR: 1994

| = 750'



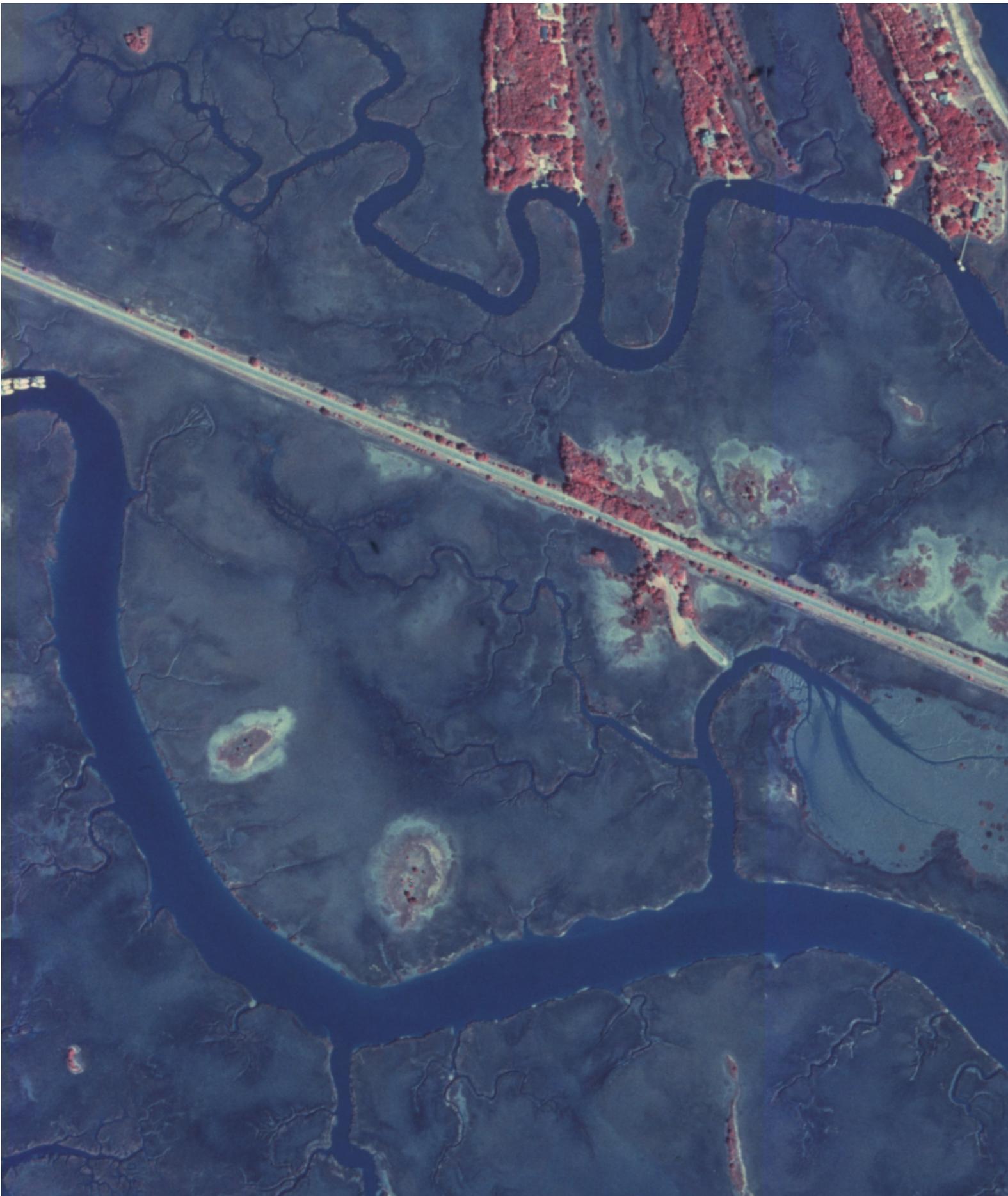


INQUIRY #: 4445548.9

YEAR: 1994

| = 750'





INQUIRY #: 4445548.9

YEAR: 1999

| = 500'



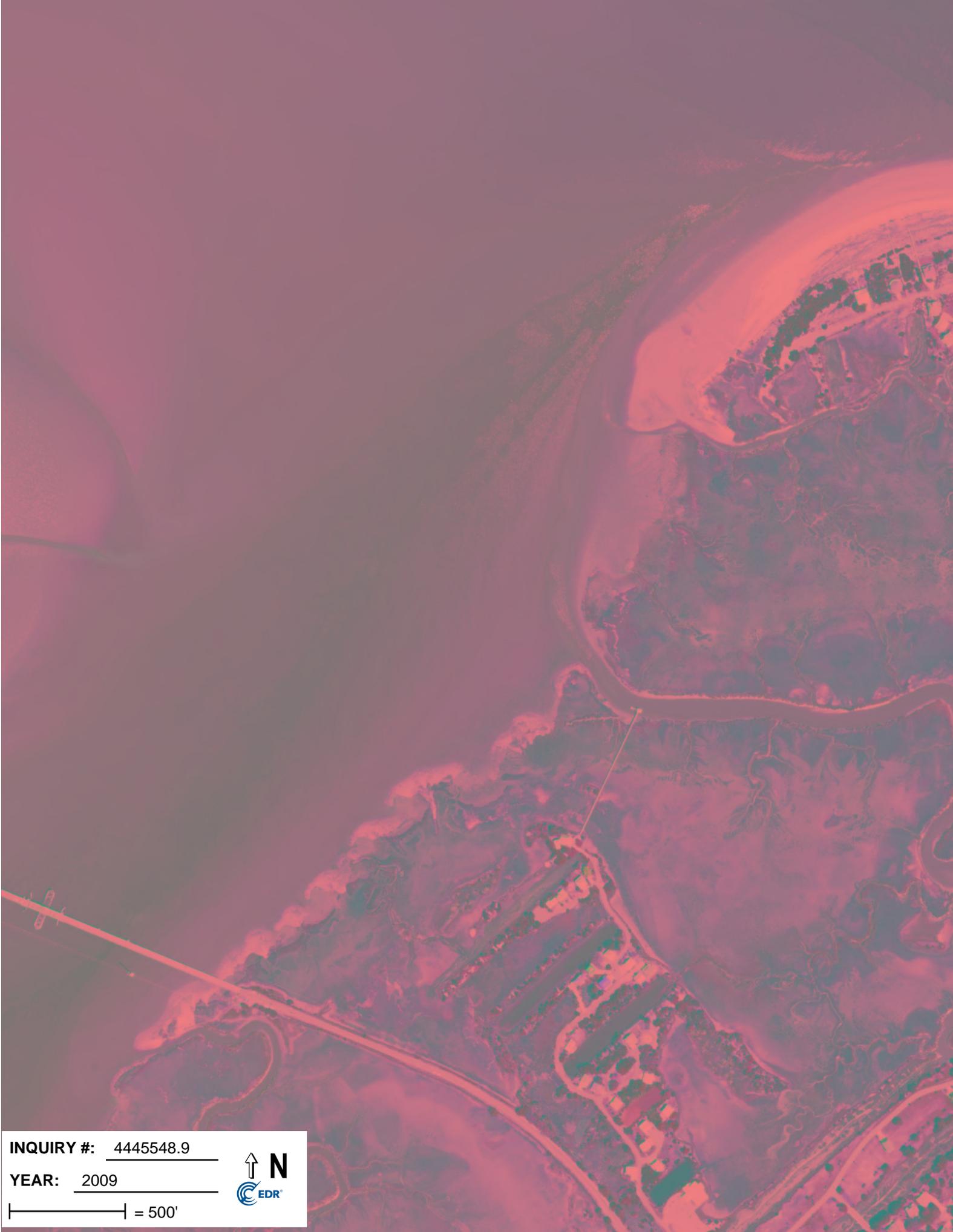


**INQUIRY #:** 4445548.9

**YEAR:** 2011

| = 500'





**INQUIRY #:** 4445548.9

**YEAR:** 2009

| = 500'





**INQUIRY #:** 4445548.9

**YEAR:** 2011

| = 500'





**INQUIRY #:** 4445548.9

**YEAR:** 2011

— = 500'





**INQUIRY #:** 4445548.9

**YEAR:** 2006

| = 500'





INQUIRY #: 4445548.9

YEAR: 2006

| = 500'





**INQUIRY #:** 4445548.9

**YEAR:** 2006

| = 500'





**INQUIRY #:** 4445548.9

**YEAR:** 2009

 = 500'





**INQUIRY #:** 4445548.9

**YEAR:** 2009

| = 500'





**INQUIRY #:** 4445548.9

**YEAR:** 2005

| = 500'





**INQUIRY #:** 4445548.9

**YEAR:** 2005

| = 500'



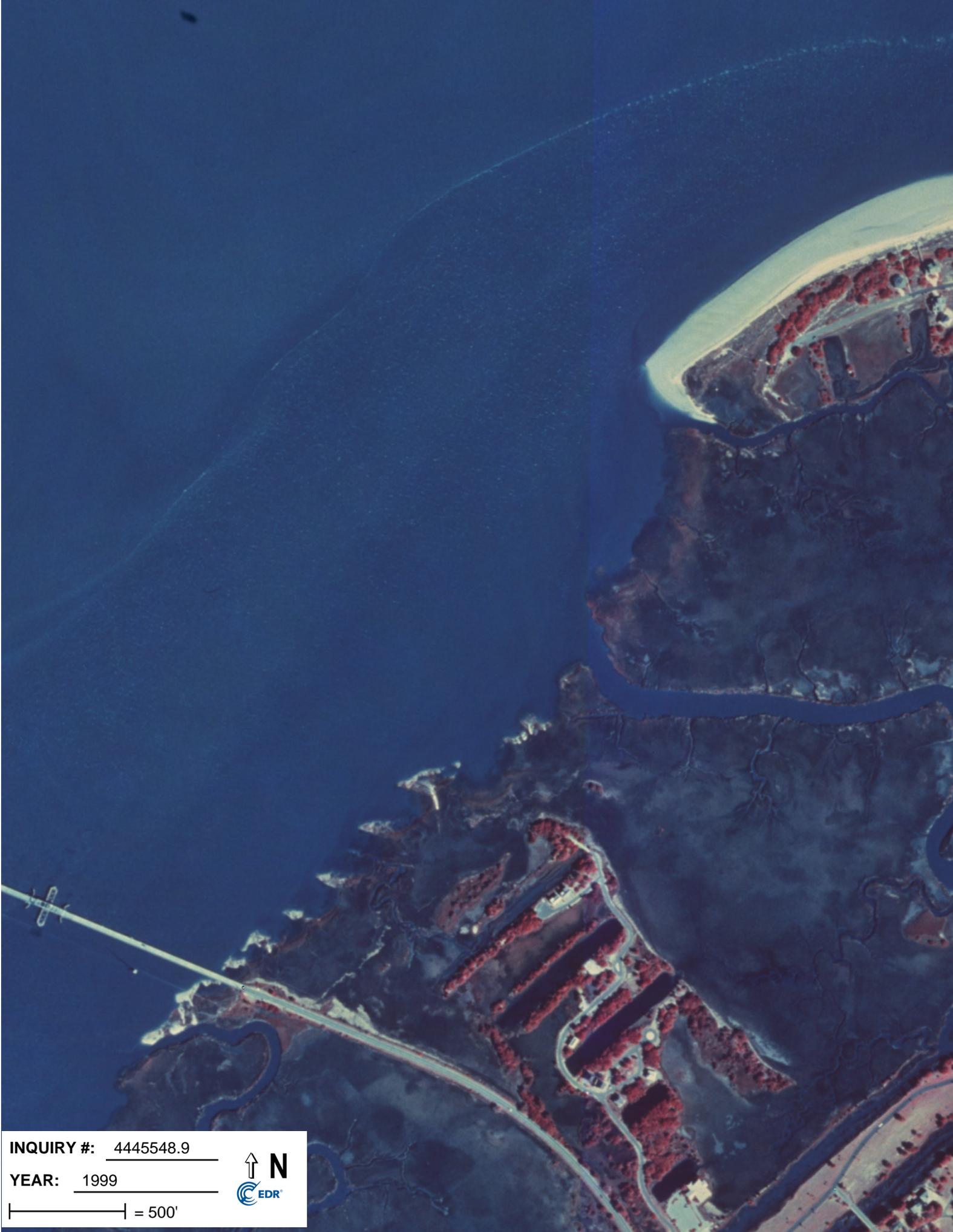


**INQUIRY #:** 4445548.9

**YEAR:** 1999

| = 500'





**INQUIRY #:** 4445548.9

**YEAR:** 1999

| = 500'





**INQUIRY #:** 4445548.9

**YEAR:** 2005

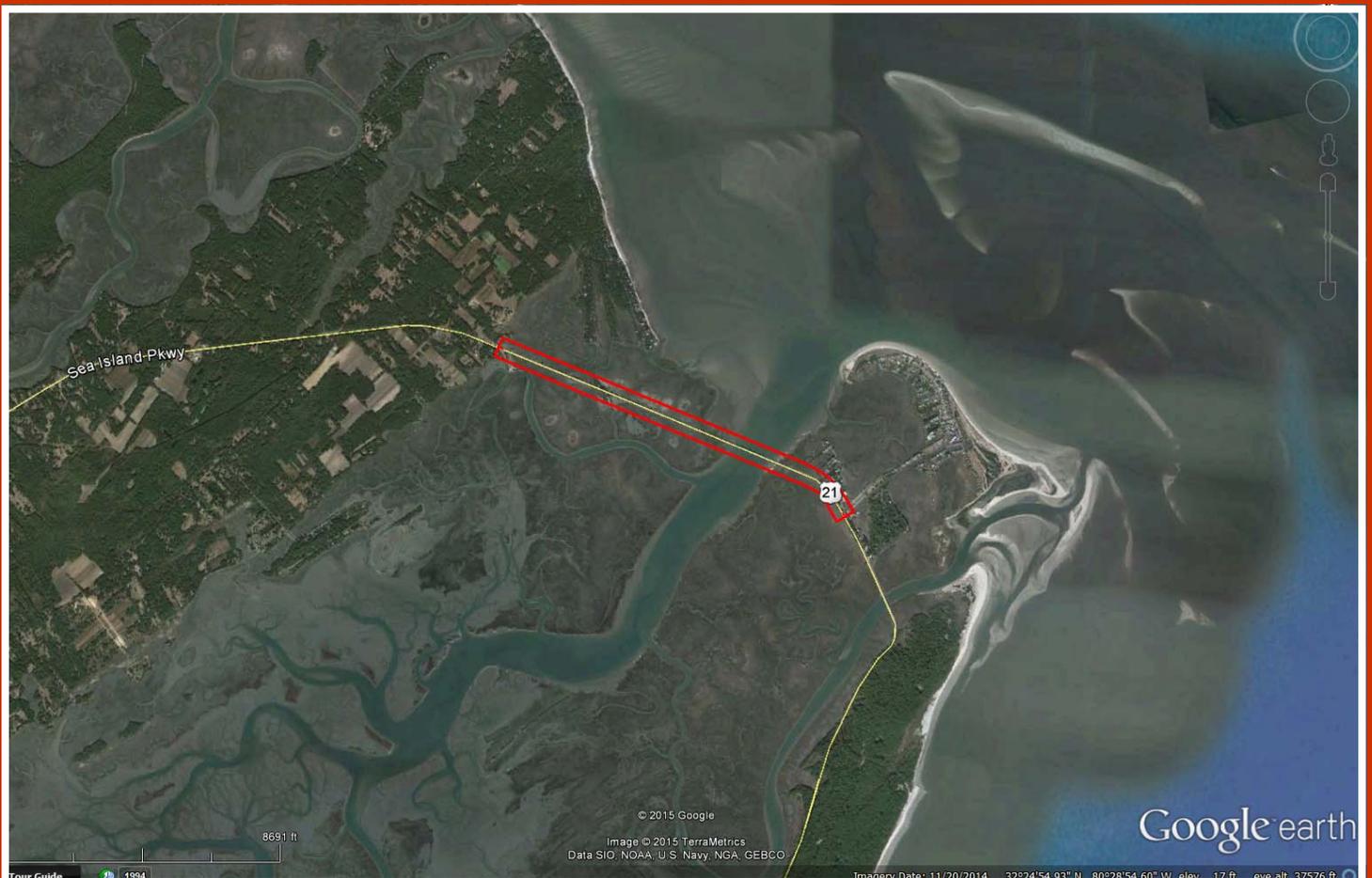
| = 500'



# **Information provided to F&ME by HDR**

**PROPERTY REPORT  
HARBOR RIVER BRIDGE  
S.C.D.O.T. Road 21  
FROM 150 FEET WEST OF GAY FISH COUNTY ROAD  
EAST ACROSS THE BRIDGE TO HARBOR ISLAND ALONG US 21  
TO 150 FEET PAST THE INTERSECTION OF HARBOR DRIVE  
Located in  
Beaufort County, South Carolina  
Prepared for HDR of The Carolinas  
CHE SURVEYING PROJECT No. BT-1501  
JUNE 18, 2015**

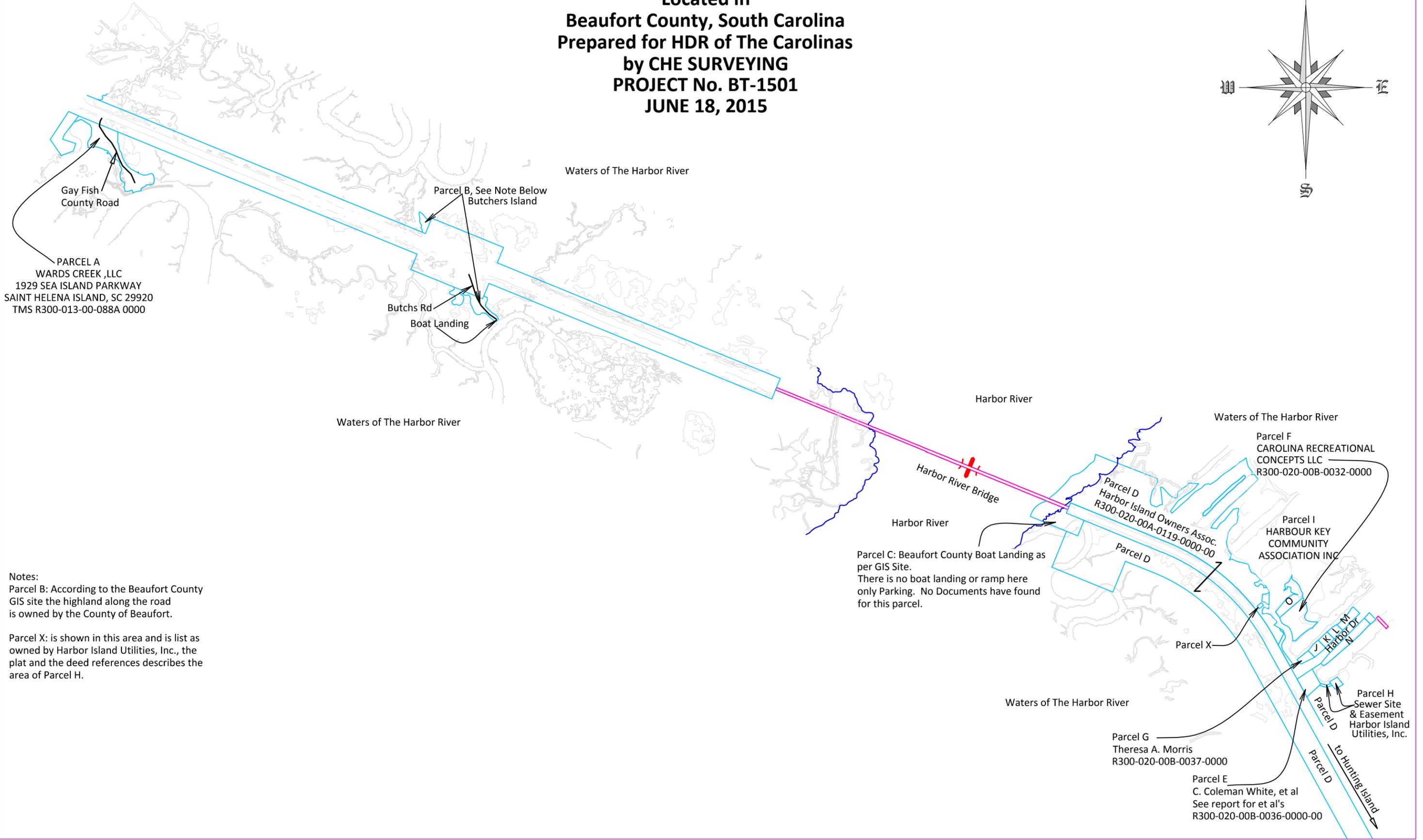
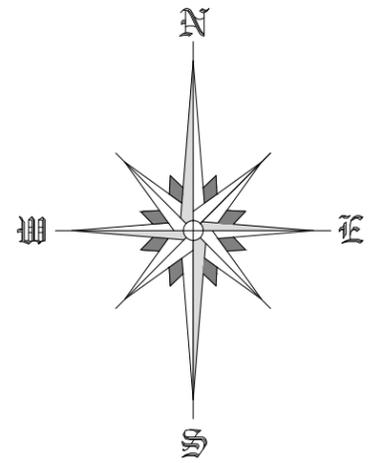
**US 21 BRIDGE OVER HARBOR RIVER**



**BT 1501 PROPERTY REPORT INDEX**

COVER						1	
INDEX						2	
PARCEL MAP WITH OWNERS						3	
Parcel #	AIN	TMS	MAILING ADDRESS / LEGAL DESCRIPTION ADDRESS	Deed (book/ Page)	Plat (Book / Page)		OWNERS
A	286835	R300 013 000 088A	1929 SEA ISLAND PKWY SAINT HELENA ISLAND SC 29920	3041/234	43 / 50 ORGINIAL IS A BAD COPY	4 TO 16	WARD CREEK, LLC
B	300285	R300 019 000 0008 0000	100 RIBAUT RD BEAUFORT SC 29902 / 1999 SEA ISLAND PARKWAY	STATES DEED BOOK 57 PAGE 11 OR 12 NIETHER FOUND	NONE FOUND	17 TO 19	COUNTY OF BEAUFORT
C	300604	R300 020 00B 0030 0000	100 RIBAUT RD BEAUFORT SC 29902 / 2012 SEA ISLAND PKWY: BOAT LANDING HARBOR RIVER	292 / 1542	NONE FOUND	20 TO 23	COUNTY OF BEAUFORT
D	857941	R300 020 00A 0119 0000	1 HARBOR DR. ST HELENA ISLAND SC 29920- 5016 / 2076 SEA ISLAND PKWY,	2264 / 2510	103 / PAGES 154 & 155	24 TO 44	HARBOR ISLAND OWNERS ASSOCIATION
E	3596950	R300 020 00B 0036 0000	PARCEL AND MAILING ADDRESS: 2 HARBOR DRIVE HARBOR ISLAND SC 29920	2513 / 1205	87 / 139 (2001); 34 / 4 (1986); 3 / 6 (1986)	45 TO 54	C. Coleman White, et al (see deed)
F	1348544	R300 020 00B 0032 0000	4 MARIGOLD AVENUE Wellesley MA 02482 / 2087 Sea Island Parkway	2257/481	30 / 96	55 TO 62	Carolina Recreational Concepts, LLC
G	6595696	R300 020 00B 0037 0000	3223 BRECKENRIDGE DR LITTLE ROCK, AR 72227 / 5 HARBOR DR	3291 / 3031	52 / 91 & 76 / 181	63 TO 65	THERESA A. MORRIS
H & X	64815	R300 020 00B 0034 0000	PO BOX 1028, BEAUFORT SC 29901-1028 / 2067 SEA ISLAND PARKWAY	760 / 1787	34 / 4 & 6, 87 / 139	66 TO 71	HARBOR ISLAND UTILITES INC
I	7509243	R300 020 00C 0153 0000	2123 SEA ISLAND PARKWAY, HARBOR ISLAND SC 29920	3077 / 379	50 / 131	72 TO 80	HARBOUR KEY COMMUNITY ASSOCIATION INC
J	242000502	R300 020 00B 0043 0000	5575 STRAW POND SCHOOL RD , DUNN NC 28334 / HARBOR DRIVE	NO DEED REFERENCE FOUND	13 /156: LOT 1 THE CAUSEWAY COTTAGES ANNEX	81, 82 & 86-106	PREFERRED ISLAND PROPERTIES
K	242000503	R300 020 00B 0044 0000	5575 STRAW POND SCHOOL RD , DUNN NC 28334 / HARBOR DRIVE	NO DEED REFERENCE FOUND	13 /156: LOT 2 THE CAUSEWAY COTTAGES ANNEX	81, 83 & 86-106	PREFERRED ISLAND PROPERTIES
L	242000504	R300 020 00B 0045 0000	5575 STRAW POND SCHOOL RD , DUNN NC 28334 / HARBOR DRIVE	NO DEED REFERENCE FOUND	13 /156: LOT 3 THE CAUSEWAY COTTAGES ANNEX	81, 84 & 86-106	PREFERRED ISLAND PROPERTIES
M	242000505	R300 020 00B 0046 0000	1 N. HARBOR DR. ST HELENA ISLAND SC 29920-5016 / HARBOR DR	3109 / 1238	13 /156: Open Space THE CAUSEWAY COTTAGE ANNEX	81, 85 & 86-106	HARBOR ISLAND OWNERS ASSOC
N	2571461	R300 020 00B 0041 0000	1 N. HARBOR DR. ST HELENA ISLAND SC 29920-5016 / 7 HARBOR DR	3109 / 1238	13 /156: Open Space THE CAUSEWAY COTTAGE ANNEX	107 TO 130	HARBOR ISLAND OWNERS ASSOC
O			Parcel Unknow			131 TO 133	unknown

**PROPERTY MAP FOR HARBOR RIVER BRIDGE S.C.D.O.T. Road 21**  
 Located in  
**Beaufort County, South Carolina**  
 Prepared for HDR of The Carolinas  
 by CHE SURVEYING  
**PROJECT No. BT-1501**  
**JUNE 18, 2015**



Notes:  
 Parcel B: According to the Beaufort County GIS site the highland along the road is owned by the County of Beaufort.  
 Parcel X: is shown in this area and is list as owned by Harbor Island Utilities, Inc., the plat and the deed references describes the area of Parcel H.

Parcel C: Beaufort County Boat Landing as per GIS Site. There is no boat landing or ramp here only Parking. No Documents have found for this parcel.

Parcel G  
 Theresa A. Morris  
 R300-020-00B-0037-0000

Parcel E  
 C. Coleman White, et al  
 See report for et al's  
 R300-020-00B-0036-0000-00

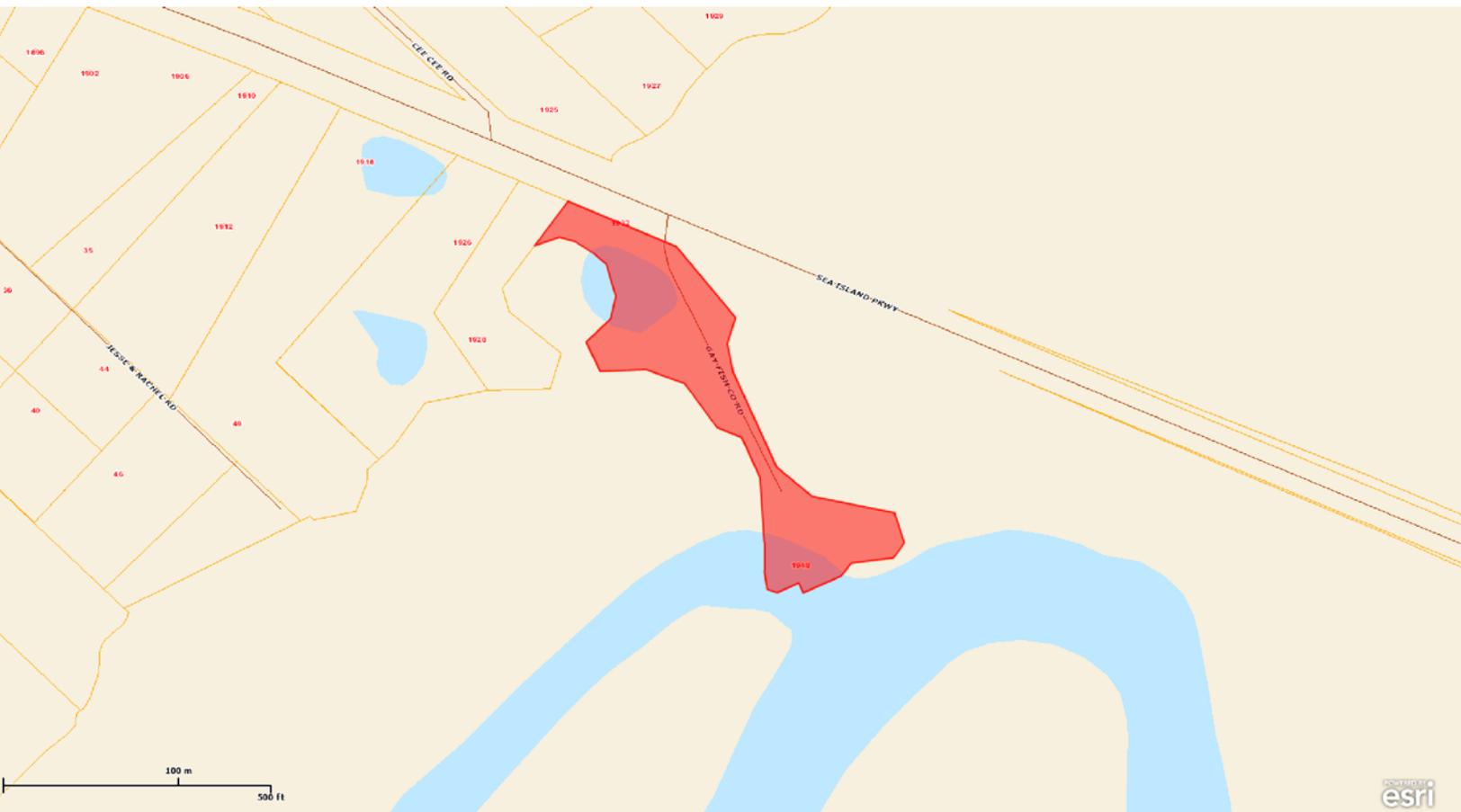
Parcel F  
 CAROLINA RECREATIONAL CONCEPTS LLC  
 R300-020-00B-0032-0000

Parcel I  
 HARBOUR KEY COMMUNITY ASSOCIATION INC

Parcel D  
 Harbor Island Owners Assoc.  
 R300-020-00A-0119-0000-00

Parcel H  
 Sewer Site & Easement  
 Harbor Island Utilities, Inc.

# PARCEL A





forever, against **Ward's Creek LLC, A South Carolina Limited Partnership**, its Successors and Assigns, and all other persons whomsoever lawfully claiming, or to claim the same or any part thereof.

WITNESS our Hands and Seals this the 1<sup>st</sup> <sup>March</sup> day of ~~January~~, 2011.

SIGNED, SEALED AND DELIVERED  
IN THE PRESENCE OF:

Ward's Creek General Partnership  
By: Hilda Gay Upton  
Hilda Gay Upton  
Partner

Julian A. Levin  
Witness 1

[Signature]  
Witness 2

Ward's Creek General Partnership  
By: [Signature]  
Charles A. Gay  
Partner

Julian S. Levin  
Witness 1

Teresa B. Anni  
Witness 2

Ward's Creek General Partnership  
By: Robert D. Jay  
Robert  
Partner

Julian S. Levin  
Witness 1

Teresa B. Anni  
Witness 2

STATE OF SOUTH CAROLINA            )  
  )  
COUNTY OF BEAUFORT                )

ACKNOWLEDGEMENT

I, **Teresa B. Annis**, a Notary Public of the County and State aforesaid, do hereby certify that Hilda Gay Upton, Charles A. Gay and Robert G. Gay partners in Ward's Creek General Partnership appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal this 1<sup>st</sup> day of ~~January~~ <sup>March</sup>, 2011.

*Teresa B. Annis*  
Notary Public for South Carolina  
My Commission Expires: 5/29/15

TERESA B. ANNIS  
Notary Public for South Carolina  
My Commission Expires May 26, 2016

EXHIBIT "A"

All that certain piece, parcel or tract of land with all improvements thereon, situate, lying and being on St. Helens Island, Beaufort County, South Carolina, consisting of 2.565 acres, and having such mete, courses, distances and bounds as will be more fully shown by reference to a plat prepared by David S. Youmans, RLS, dated January 27, 1992, and recorded in the Office of the Register of Deeds for Beaufort County, South Carolina in Plat Book 43 at Page 50.

This property is subject to any and all Covenants, Conditions, Restrictions, Easements, Visible Encroachments or Projections and Rights-of-Way filed of record in the Office of the Register of Deeds for Beaufort County, South Carolina.

This being the same property conveyed to the Grantors by deed of Hilda Gay Upton, Charles A. Gay, Robert G. Gay and Richard H. Gay dated January 30, 1998 and recorded March 20, 1998 in the Office of the Register of Deeds for Beaufort County, South Carolina in Boo 1024 at Page 2419.

THIS DEED WAS PREPARED by Julian S. Levin, Esq., of the Law Firm of Levin Gilley & Fisher, LLC, 811 Craven Street, Post Office Box 2358, Beaufort, South Carolina 29902-2358, without benefit of title examination or certification.

Tax Map Reference: R300 013 000 088A 0000







SIGNED SEALED AND DELIVERED  
IN THE PRESENCE OF:

Juanita Lewis  
Barbara H. Shepherd

Hilda Gay Upton  
HILDA GAY UPTON

STATE OF SOUTH CAROLINA            )  
  )  
COUNTY OF BEAUFORT                )     PROBATE

PERSONALLY appeared before me the undersigned witness who made oath that s/he saw the within named HILDA GAY UPTON sign, seal and as her act and deed, deliver the within written Deed, and that s/he with the other witness above named witnessed the execution thereof.

SWORN TO BEFORE ME, this 30th day of January, 1998.

Barbara H. Shepherd                    Juanita Lewis  
Notary Public for South Carolina  
My Commission Expires: 3-23-99

2423

SIGNED SEALED AND DELIVERED  
IN THE PRESENCE OF:

J.H.  
Kim B. Secrest  
VAC

Richard H. Gay  
RICHARD H. GAY

21HT CC070039

89

11

STATE OF OKLAHOMA  
COUNTY OF Adair

)  
) PROBATE  
)

PERSONALLY appeared before me the undersigned witness who made oath that s/he saw the within named RICHARD H. GAY sign, seal and as his act and deed, deliver the within written Deed, and that s/he with the other witness above named witnessed the execution thereof.

SWORN TO BEFORE ME, this 16th day of January, 1998.

Kim B. Secrest  
Notary Public for Oklahoma  
My Commission Expires: 11-10-2000

J.H.

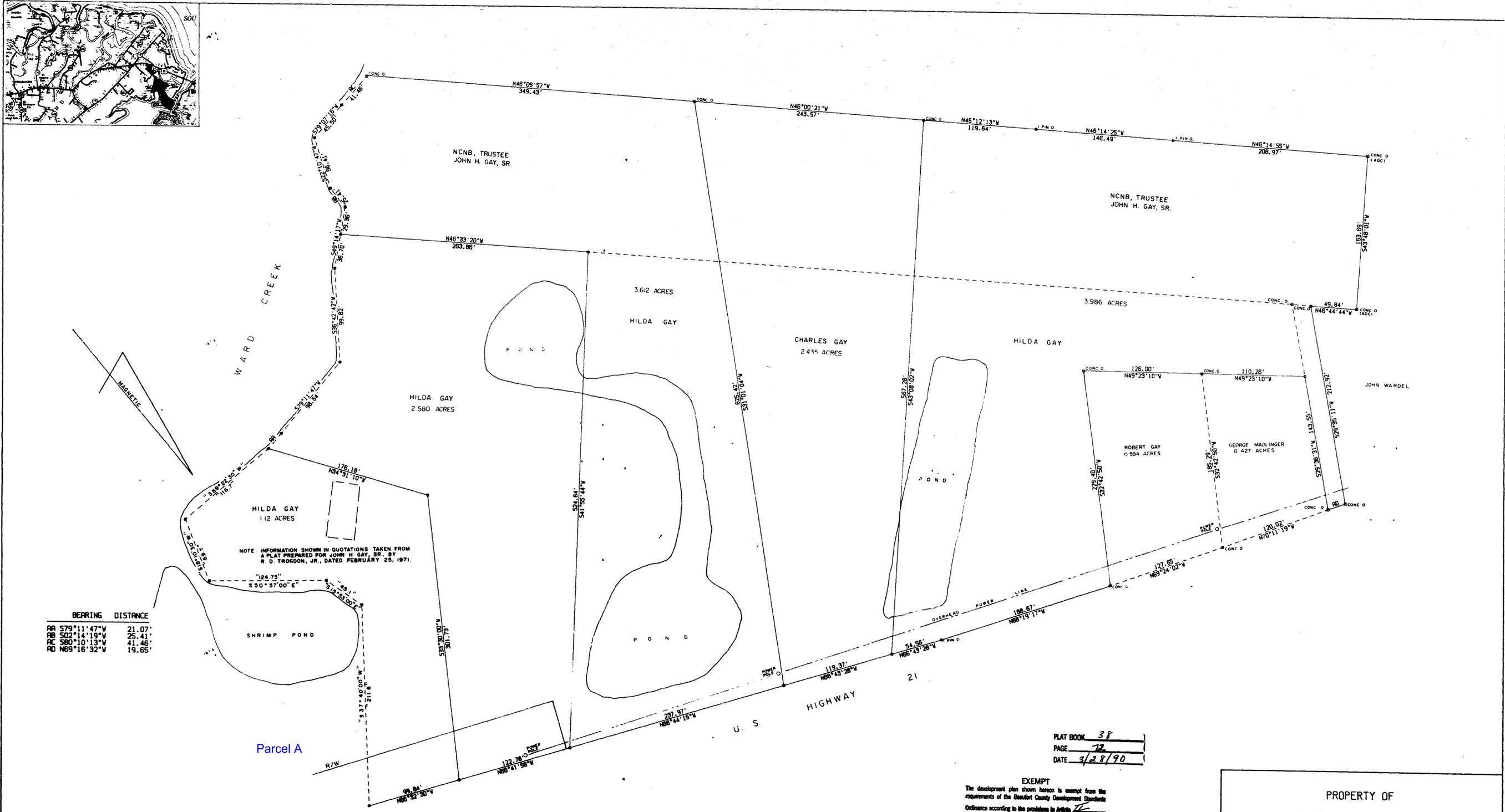
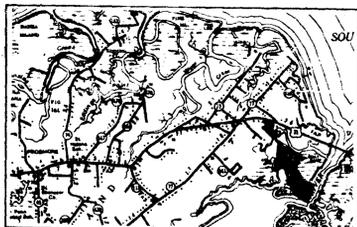
764  
C1.50  
Levir  
FILED  
JOHN A. SULLIVAN - RMC  
BEAUFORT COUNTY, S.C.

2424

98 MAR 20 AM 8:22  
1024 PG 2419  
FOLDER#

RECORDED THIS 17 DAY  
OF April 19 98  
IN BOOK AE PAGE 313  
Sharon O. Burris  
AUDITOR, BEAUFORT COUNTY, S.C.





WARD CREEK

HILDA GAY  
2 580 ACRES

3.612 ACRES  
HILDA GAY

CHARLES GAY  
2.43% ACRES

HILDA GAY

ROBERT GAY  
0.994 ACRES

GEORGE MADLINGER  
0.427 ACRES

JOHN WARDEL

HILDA GAY  
112 ACRES

SHRIMP POND

NOTE: INFORMATION SHOWN IN QUOTATIONS TAKEN FROM  
A PLAT PREPARED FOR JOHN H. GAY, SR. BY  
R. D. TROGDON, JR., DATED FEBRUARY 23, 1971.

BEARING	DISTANCE
BB 579°11'47"W	21.07'
BB 502°14'19"W	25.41'
BC 580°10'13"W	41.46'
BC 585°16'32"W	19.65'

Parcel A

FIELD SURVEY PRECISION: 1/10,000. BALANCED TO INFINITY. AREA BY D.M.D.  
THIS PROPERTY IS LOCATED IN A SPECIAL FLOOD HAZARD AREA AS DETERMINED BY  
FEMA. FIRM NUMBER 45002Z 0135 D. ZONE A9 (CL. 14.00).

PLAT BOOK 38  
PAGE 72  
DATE 3/28/90

EXEMPT  
The development plan shown hereon is exempt from the  
requirements of the Beaufort County Development Standards  
Ordinance according to the provisions in Article IV  
Section 2.2.2(h)  
Certified by *[Signature]*  
Date: 3/23/90  
Beaufort County Development Review Committee

I HEREBY CERTIFY THAT THIS PLAT REPRESENTS AN ACTUAL SURVEY MADE  
BY ME OR UNDER MY DIRECTION AND THAT THE SURVEY IS TRUE AND COM-  
PLETE AS SHOWN.

*[Signature]*  
R. D. TROGDON, JR., M.L.S. 2712  
P.O. BOX 812, 1615 BAY STREET  
BEAUFORT, SOUTH CAROLINA 29501  
TELEPHONE (803) 594-5811

PROPERTY OF  
HILDA GAY, et al  
ST. HELENA ISLAND  
BEAUFORT COUNTY, SOUTH CAROLINA

0 50 100 150 200 250  
SCALE 1" = 50'

JULY 15, 1988



PARCEL B PROPERTY CARD

NO PLAT OR DEED FOUND



Beaufort County, South Carolina

generated on 8/5/2015 8:31:15 AM EDT

Property ID (PIN)	Alternate ID (AIN)	Parcel Address	Data refreshed as of	Assess Year	Pay Year
R300 019 000 0008 0000	00300285	1999 SEA ISLAND PKWY,	8/2/2015	2014	2014

Current Parcel Information

Owner	COUNTY OF BEAUFORT	Property Class Code	Governmental Vac
Owner Address	100 RIBAUT RD BEAUFORT SC 29902	Acreage	1.0000
Legal Description	BUTCHERS IS 5-30-40 DB57P11		

Historic Information

Tax Year	Land	Building	Market	Taxes	Payment
2014	\$14,800		\$14,800	\$34.19	\$34.19
2013	\$14,800		\$14,800	\$34.19	\$34.19
2012	\$20,800		\$20,800	\$34.19	\$34.19
2011	\$20,800		\$20,800	\$34.19	\$34.19
2010	\$20,800		\$20,800	\$34.19	\$34.19
2009	\$20,800		\$20,800	\$34.19	\$39.32
2008	\$18,000		\$18,000	\$34.19	\$34.19
2007	\$18,000		\$18,000	\$30.38	\$30.38
2006	\$18,000		\$18,000	\$30.38	\$30.38

2005

\$18,000

\$18,000

\$30.38

\$30.38

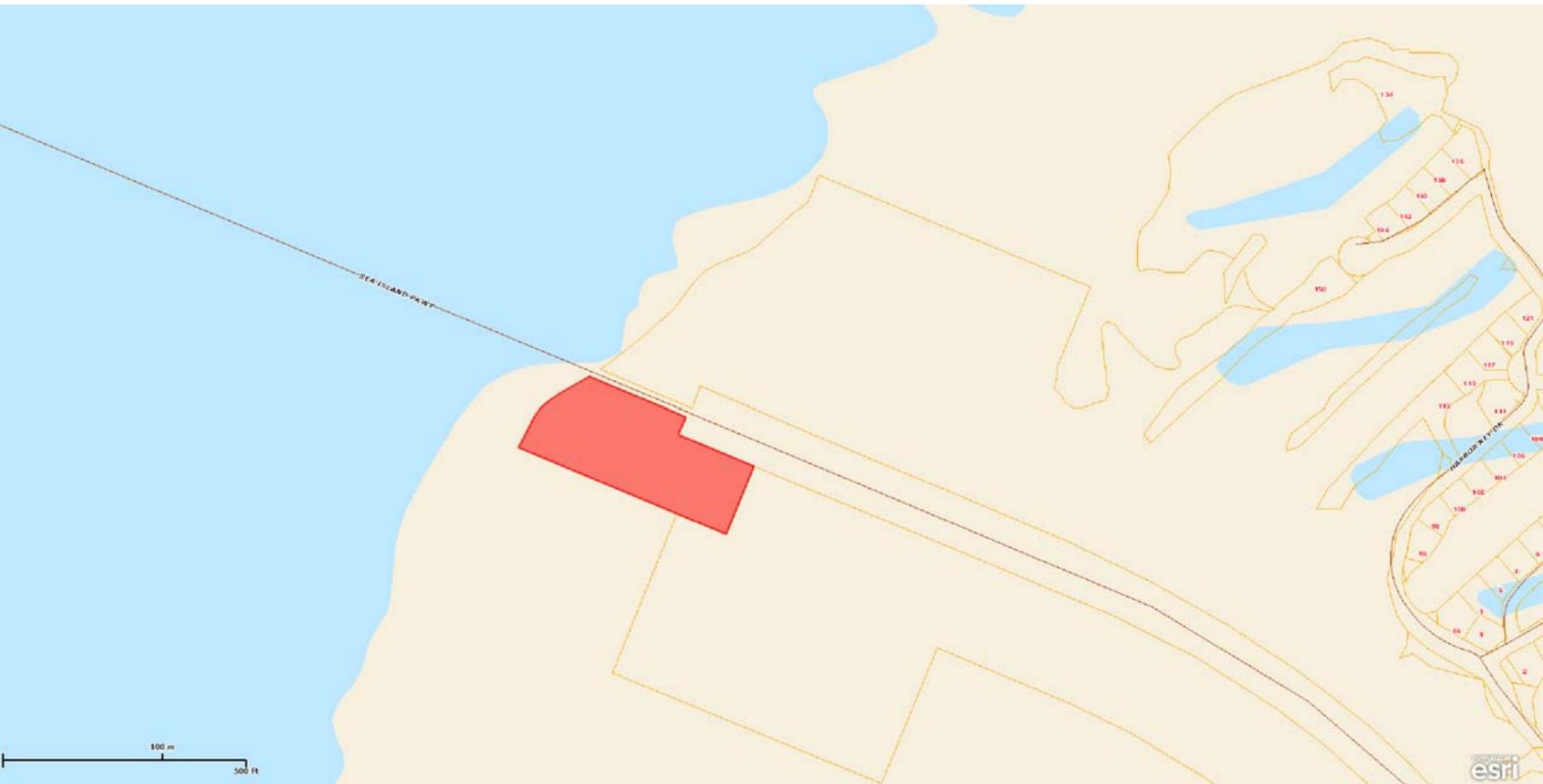
Sales Disclosure

Grantor	Book & Page	Date	<a href="#">Deed</a>	Vacant	Sale Price
COUNTY OF BEAUFORT	57 12	1/1/1980	Fu		\$0
		12/31/1776	Or		\$0

Improvements

Building	Type	Use Code Description	Constructed Year	Stories	Rooms	Square Footage	Improvement Size
Building	Type	Feature Code	Features & Exterior Features Description			No. / Sq.Ft.	Value

# PARCEL C





# Beaufort County, South Carolina

generated on 7/23/2015 3:10:30 PM EDT

Property ID (PIN)	Alternate ID (AIN)	Parcel Address	Data refreshed as of
R300 020 00B 0030 0000	00300604	2012 SEA ISLAND PKWY,	7/20/2015

### Current Parcel Information

Owner	BEAUFORT COUNTY	Property Class Code	Gov Imp CountyBoatRamp
Owner Address	100 RIBAUT RD BEAUFORT SC 29902	Acreage	.7000
Legal Description	BOAT LANDING HARBOR RIVER 10-15-1979 DB02921542 K593		

### Historic Information

Tax Year	Land	Building	Market	Taxes	Payment
2014	\$300		\$300	\$0.51	\$0.51
2013	\$300		\$300	\$0.51	\$0.51
2012	\$500		\$500	\$0.51	\$0.51
2011	\$500		\$500	\$0.51	\$0.51
2010	\$500		\$500	\$0.51	\$0.51
2009	\$500		\$500	\$0.51	\$0.51
2008	\$100,000		\$100,000	\$0.51	\$0.51
2007	\$100,000		\$100,000	\$0.45	\$0.45
2006	\$100,000		\$100,000	\$0.45	\$0.45
2005	\$100,000		\$100,000	\$0.45	\$0.45

### Sales Disclosure

Grantor	Book & Page	Date	<a href="#">Deed</a>	Vacant	Sale Price
BEAUFORT COUNTY	<u>292 1542</u>	1/1/1980	Fu		\$0
		12/31/1776	Or		\$0

### Improvements

Building	Type	Use Code Description	Constructed Year	Stories	Rooms	Square Footage	Improvement Size
----------	------	----------------------	------------------	---------	-------	----------------	------------------

### Features & Exterior Features

Building	Type	Feature Code	Description	No. / Sq.Ft.	Value
----------	------	--------------	-------------	--------------	-------

## Official Records: Document Search Results

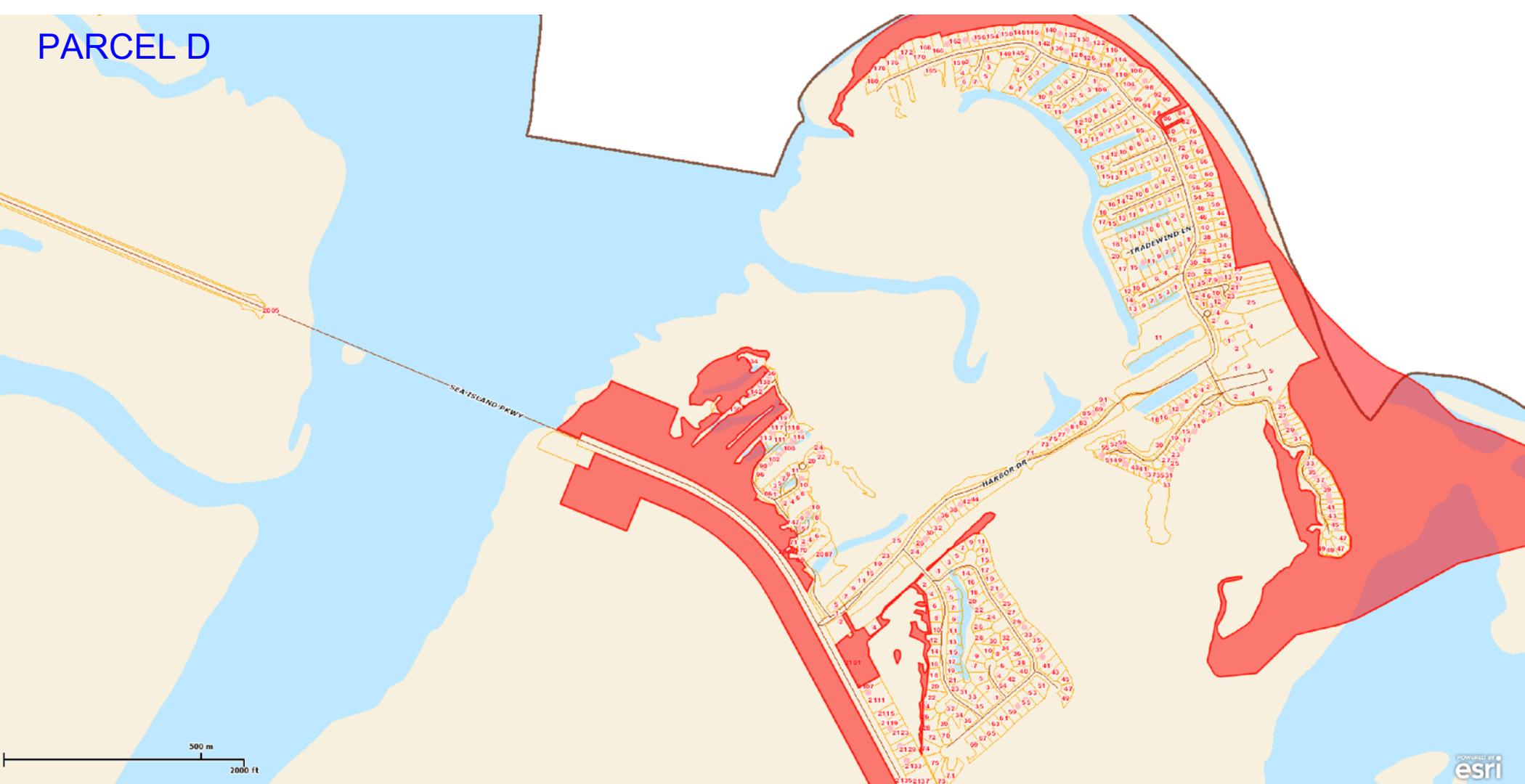
[Search Criteria --> Book/Page: "292/1542"]

Search Results: 3 Records - VERIFIED AS OF 08-10-2015 - 8/12/2015 11:31 AM

Name	Cross Name	Date	Type	Book	Page	Legal
* BURNETT, GORMAN L D	CALIFORNIA FEDERAL	8/11/1983	ASSIG	292	1541	MB292P1528
* HILTON HEAD MORTGAGE CORPORATION	CALIFORNIA FEDERAL	8/11/1983	ASSIG	292	1541	
CALIFORNIA FEDERAL SAVINGS & LOAN ASSOC	BURNETT, GORMAN L D	8/11/1983	ASSIG	292	1541	
End of List						

WHEN SEARCHING FOR DEED BOOK 292 PAGE 1541 AS THE PROPERTY CARD STATES, THESE ARE THE RESULTS.

# PARCEL D



## PARCEL D



## Beaufort County, South Carolina

generated on 8/12/2015 7:44:41 AM EDT

Property ID (PIN)	Alternate ID (AIN)	Parcel Address	Data refreshed as of	Assess Year	Pay Year
R300 020 00A 0119 0000	00857941	2076 SEA ISLAND PKWY,	8/8/2015	2014	2014

## Current Parcel Information

Owner	HARBOR ISLAND OWNERS ASSOCIATION	Property Class Code	HOA Imp Park&OpenSpace
Owner Address	1 HARBOR DRIVE ST HELENA ISLAND SC 29920-5016	Acreege	91.7400
Legal Description	HARBOR ISLAND <u>PB28 P207 PB103 P154-155</u> *9/80 SPLIT 35.00 A 20A/21-118 7/81SPLIT 23.73 20A/121 124 7/81SPLIT 12.63AC 20A/125 126-158 SPLIT 4/82 6.50 AC 20B 32 20A 159 SPLIT 8/82 7.09 AC 20A/160 SPLIT 12/82 20B/33 0.66 AC SPLIT 9/83 11.57 AC LOTS 35-73, MARINA 10 AC SPLIT 1/84 2.69 AC 20A/161 SPLIT 7/86 0.19 AC 20B/34 SPLIT 10/87 21.39 AC 20A/ 162-207 AND 20C/51-58 SPLIT 1/88 7.75 AC 20A/208 ACREAGE ADJUSTED 1/88 BAL. BELOW COASTAL COUNCIL CRITICAL LINE SPLIT 12/88 6.79 AC CANAL LOTS 74-81 84-92 S		

## Historic Information

Tax Year	Land	Building	Market	Taxes	Payment
2014	\$45,900		\$45,900	\$696.84	\$696.84
2013	\$45,900		\$45,900	\$675.42	\$1,060.45
2012	\$45,870		\$45,870	\$611.94	\$611.94
2011	\$45,870		\$45,870	\$602.92	\$768.36
2010	\$45,870		\$45,870	\$595.47	\$640.67
2009	\$45,870		\$45,870	\$584.22	\$628.49
2008	\$45,900		\$45,900	\$596.52	\$596.52
2007	\$45,900		\$45,900	\$570.35	\$570.35
2006	\$45,900		\$45,900	\$562.90	\$562.90
2005	\$235,000		\$235,000	\$2,796.01	\$2,796.01

## Sales Disclosure

Grantor	Book & Page	Date	Deed	Vacant	Sale Price
HARBOR ISLAND OWNERS ASSOCIATION	2588 1858	10/28/2005	10		\$10
BEAUFORT COUNTY OPEN LAND TRUST INC	2264 2510	10/28/2005	10		\$10

WEST MARSH INC	2075 2132	12/23/2004	Fu	\$0
BERKELEY FEDERAL SAVINGS & LOAN ASS	676 1458	12/29/1993	Fu	\$50,000
HARBOUR ISLAND DEV CO	457 934	6/1/1986	Fu	\$0
HARBOUR ISLAND DEV CO	295 1943	1/1/1980	Fu	\$0
		12/31/1776	Or	\$0

Improvements

Building	Type	Use Code Description	Constructed Year	Stories	Rooms	Square Footage	Improvement Size
C01	GUARDHS	Guard House	1980	0	0		100

Features & Exterior Features

Building	Type	Feature Code	Description	No. / Sq.Ft.	Value
----------	------	--------------	-------------	--------------	-------

10/11/07  
Sauger  
534

PARCEL D

BEAUFORT COUNTY SC - ROD  
BK 02588 PGS 1858-1861  
FILE NUM 2007048730  
06/26/2007 10:48:45 AM  
REC'D BY k judec RCPT# 496282  
RECORDING FEES 10.00

WHEREAS, the attached deed was recorded with the incorrect parcel number of 0199,  
and,

WHEREAS, it is the intent to correct said error by re-recording this deed with the correct  
parcel number of 0119, the correct tax map number of R300 020 00A 0119 0000;

NOW THEREFORE;



This Deed was prepared in the law office of Laughlin & Bowen, P.C., Post Office Drawer 21119, Hilton Head Island, South Carolina 29925, by Drew A. Laughlin, Esquire, without the benefit of a title examination.

TOGETHER with all and singular, the Rights, Members, Hereditaments and Appurtenances to the said Premises belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all and singular, the said Premises before mentioned unto the said **HARBOR ISLAND OWNERS ASSOCIATION**, its successors and assigns forever.

AND It does hereby bind itself and its successors and assigns, to warrant and forever defend, all and singular, the said Premises unto the said **HARBOR ISLAND OWNERS ASSOCIATION**, its successors and assigns, against the Grantor and the Grantor's Successors, and against every person whomsoever lawfully claiming or to claim the same or any part thereof, but only from and for the time Grantor was vested with title to the Property.

IN WITNESS WHEREOF, It has caused these presents to be executed this 28 day of October, 2005.

WITNESSES:

BEAUFORT COUNTY OPEN LAND  
TRUST, INC.

Diane D. Thomas  
Witness No. 1

Lobby E. Beland  
Notary Public

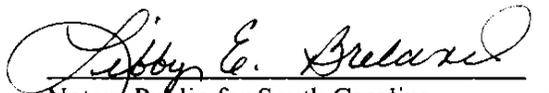
By: William D. Mandy  
Its: President  
By: Charles J. Allen  
Its: Treasurer

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF BEAUFORT \_\_\_\_\_ )

ACKNOWLEDGMENT

I HEREBY CERTIFY, that on this 28 day of October, 2005, before me, the undersigned Notary Public of the State and County aforesaid, personally appeared WILLIAM D. MOSS JR, President of Beaufort County Open Land Trust, Inc., and EARLE ALLEN, its Treasurer, known to me (or satisfactorily proven) to be the persons whose name is subscribed to the within Deed, who acknowledged the same in the capacity set forth by signing his/her name.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year last above mentioned.

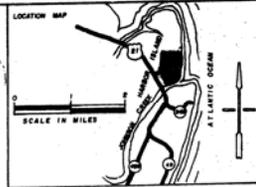
  
\_\_\_\_\_  
Notary Public for South Carolina  
My Commission Expires: 12-9-2014

A PORTION OF  
**HARBOR ISLAND**  
 BEAUFORT COUNTY SOUTH CAROLINA

JUNE 5, 1980



FIELD SURVEY PRECISION: 1/18,000 BALANCED TO 1/1000 AREA BY D.M.O.



**NOTES:**

1. ALL LOTS IN PHASE I ARE LOCATED IN A FLOOD HAZARD AREA ACCORDING TO HUD, PANEL H.B.I.-10, ZONE VIZ; COMMUNITY 4500ES

"THE AREAS INDICATED ON THIS PLAT AS FLOOD HAZARD AREAS HAVE BEEN IDENTIFIED AS HAVING AT LEAST A ONE PERCENT (1%) CHANCE OF BEING FLOODED IN ANY GIVEN YEAR BY RISING TIDAL WATERS ASSOCIATED WITH POSSIBLE HURRICANES. LOCAL REGULATIONS REQUIRE THAT CERTAIN FLOOD HAZARD PROTECTIVE MEASURES BE INCORPORATED IN THE DESIGN AND CONSTRUCTION OF STRUCTURES IN THESE DESIGNATED AREAS. REFERENCE SHALL BE MADE TO THE DEVELOPER COMMENTS AND RESTRICTIONS OF THIS DEVELOPMENT AND RECORDMENTS OF THE BEAUFORT COUNTY BUILDING CODE DEPARTMENT.

IN ADDITION, FEDERAL LAW REQUIRES MANDATORY PURCHASE OF FLOOD INSURANCE AS A PREREQUISITE TO MORTGAGE FINANCING IN THESE DESIGNATED FLOOD HAZARD AREAS.

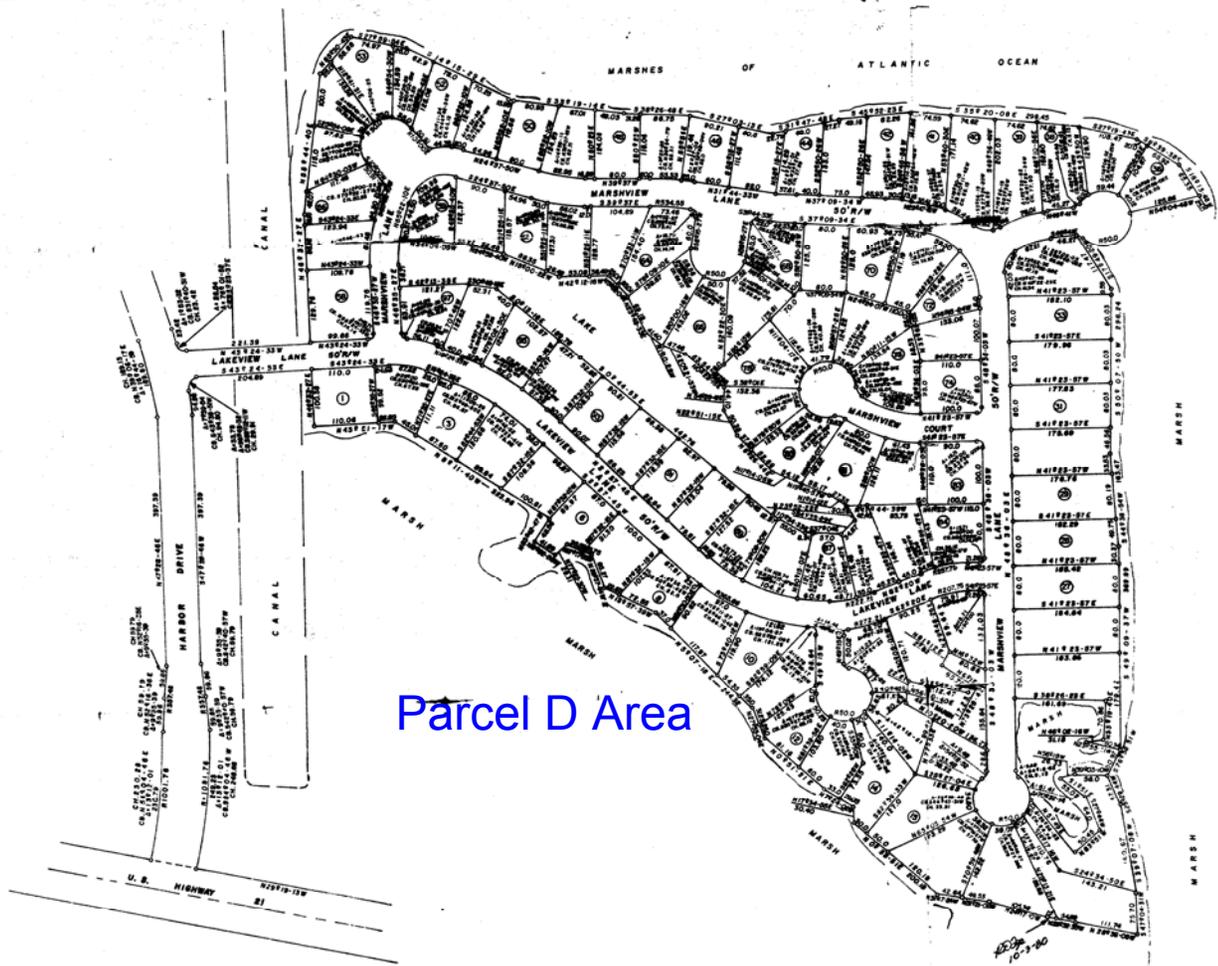
28 / 207  
 7/15/80

**BEAUFORT COUNTY DEVELOPMENT STANDARDS**  
 FINAL PLAN APPROVAL

This is to certify that the Beaufort County Joint Planning Commission has found the site plan shown herein to be in compliance with the Beaufort County Development Standards Ordinance and has authorized issuance of a development permit.

Date of Planning Commission approval: *July 2, 1980*  
 Development Permit # *2142*  
 Certified by *[Signature]*

*Numbered lots only approved for sale*



Parcel D Area



**LG. PLAT FILE**  
**PB 28 PG. 207**

*Plat Book 28 7/15/80*  
*page 207*

*[Signature]*  
 R. D. TROGDON, JR.  
 R.L.S. 2712







This Deed was prepared in the law office of Laughlin & Bowen, P.C., Post Office Drawer 21119, Hilton Head Island, South Carolina 29925, by Drew A. Laughlin, Esquire, without the benefit of a title examination.

TOGETHER with all and singular, the Rights, Members, Hereditaments and Appurtenances to the said Premises belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all and singular, the said Premises before mentioned unto the said **HARBOR ISLAND OWNERS ASSOCIATION**, its successors and assigns forever.

AND It does hereby bind itself and its successors and assigns, to warrant and forever defend, all and singular, the said Premises unto the said **HARBOR ISLAND OWNERS ASSOCIATION**, its successors and assigns, against the Grantor and the Grantor's Successors, and against every person whomsoever lawfully claiming or to claim the same or any part thereof, but only from and for the time Grantor was vested with title to the Property.

IN WITNESS WHEREOF, It has caused these presents to be executed this 28 day of October, 2005.

WITNESSES:

BEAUFORT COUNTY OPEN LAND  
TRUST, INC.

Diane D. Thames  
Witness No. 1

Lobbye Beland  
Notary Public

By: William D. Ward  
Its: President

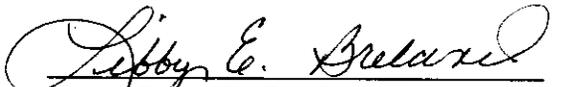
By: Charles E. Allen  
Its: Treasurer

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF BEAUFORT \_\_\_\_\_ )

ACKNOWLEDGMENT

I HEREBY CERTIFY, that on this 28 day of October, 2005, before me, the undersigned Notary Public of the State and County aforesaid, personally appeared WILLIAM D. MOSS JR., President of Beaufort County Open Land Trust, Inc., and EARLE ALLEN, its Treasurer, known to me (or satisfactorily proven) to be the persons whose name is subscribed to the within Deed, who acknowledged the same in the capacity set forth by signing his/her name.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year last above mentioned.

  
Notary Public for South Carolina  
My Commission Expires: 12-9-2014



Carolina and its rivers are visited and used often by residents and tourists of the County and surrounding counties, and that the Easement granted hereby will protect and preserve such local landscape for the enjoyment of all public visitors to the Property's surrounding land, public roads, and waterways. Therefore, the purpose of this Conservation Easement is to ensure that the Property will be retained forever predominantly in its natural and scenic condition; to preserve, as open space, the Property for its aesthetic value for the benefit of the public; and to prevent any use of the Property which is prohibited herein and to assure the availability of the Property for traditional uses that are compatible with the conservation values of the Property, such as wildlife observation and other uses as set forth herein.

Harbor Island Owners Association will not perform, nor knowingly allow others to perform, any act on or affecting the Property that is inconsistent with the terms and provisions of this Conservation Easement. However, unless otherwise specified below, nothing in this Conservation Easement shall require any action to restore the condition of the Property after any act of God or other event over which Harbor Island Owners Association had no control. Harbor Island Owners Association understands that nothing in this Conservation Easement relieves them of any obligation or restriction on the use of the Property imposed by law.

2. **PROPERTY USES.** Any activity on or use of the Property inconsistent with the purpose of this Conservation Easement is prohibited. Without limiting the generality of the foregoing, the following is a listing of activities and uses which are expressly prohibited or which are expressly allowed. Harbor Island Owners Association and Beaufort County Open Land Trust have determined that the allowed activities do not impair with the conservation values of the Property. Additional retained rights of the Harbor Island Owners Association are set forth in Paragraph 3 below.

2.1 Subdivision. The property is described on public record as shown on the plat prepared by David S. Youmans, R.L.S. dated September 10, 2004, and recorded in Plat Book 103 at Pages 154 and 155, in the records of Beaufort County, South Carolina. The Property may not be further subdivided or partitioned.

2.2 Improvements. Harbor Island Owners Association shall have the right to maintain, remodel, and repair existing structures, docks, fences, water wells, utilities, and other permitted improvements, and in the event of their destruction, to reconstruct any such existing or permitted improvements with another of similar size, function, capacity, location and material. Harbor Island Owners Association shall have the right to erect fences around existing structures.

2.3 Timber Management. Harbor Island Owners Association shall have the right to selectively harvest timber from the Property in accordance with the best management practices of the South Carolina Forestry Commission, and further, that is designed to ensure the maintenance of good quality growing stock of native timber while preserving the aesthetic value of the Property, as open space, for residents and the public at large to view from surrounding properties and public waterways. Harbor Island Owners Association shall be allowed, at any time, to remove any rotting, diseased or dead trees, or other trees or timber that is downed for any reason.

2.4 Wildlife Management. In order to maintain wildlife numbers and diversity, Harbor Island Owners Association shall be entitled to maintain existing fields through mechanical means or grazing and to establish food plots for such wildlife.

2.5 Wetland Impoundments. Subject to applicable governmental regulations, Harbor Island Owners Association shall have the right to maintain, enhance and manage historic or existing wetland impoundments, including without limitation, on-site ponds, for the purpose of providing habitat and food for native fish, waterfowl, colonial wading birds, shore birds and other native wildlife or for the purposes allowed by this Easement. Harbor Island Owners Association shall be allowed to have alligators and other dangerous wildlife killed and/or removed from the Property, from time to time, in accordance with the ordinances and regulations of the South Carolina Department of Natural Resources or other such state or federal agency with proper management and enforcement jurisdiction.

2.6 Recreational Uses. Harbor Island Owners Association shall have the right to engage in and permit others to engage in recreational uses of the Property, including without limitations, fishing, hiking, and swimming, that require no surface alteration or other development of the land, except as provided in this Easement. Harbor Island Owners Association may travel across the Property in motorized vehicles, but pursuit of wildlife by any form of motorized transportation is not allowed.

2.7 Excavation. Except as necessary to accommodate the activities expressly permitted under this Easement, there shall be no ditching, draining, diking, filling, excavating, dredging, removal of topsoil, sand, gravel, rock, minerals or other materials, mining, drilling, or removal of minerals, nor any building of any roads or change in the topography of the Property or disturbance in the soil in any manner would directly affect the aesthetic value of the Property or would be visible from the surrounding properties and waterways otherwise occupied by residents of the area of the public at large. Harbor Island Owners Association is specifically authorized to construct and maintain any access roads to the structures permitted herein or any access roads required by local government entities.

2.8 Hydrology. Harbor Island Owners Association shall be allowed to create new ponds, lakes or other reservoirs when excavating for the purposes set forth in this Easement, subject to approval by Beaufort County Open Land Trust, which shall not be unreasonably withheld.

2.9 Signage. No signs or billboards or other advertising displays are allowed on the Property, except that signs whose placement, number or design do not significantly diminish the scenic character of the Property may be displayed to state the name and address of the Property and the names of persons living on the Property, to advertise or regulate permitted on-site activities, to advertise the Property for sale or rent, and to post the Property to control unauthorized entry or use.

2.10 No dumping. There shall be no storage or dumping of trash, garbage, or other unsightly or offensive material, hazardous substance, or toxic waste on the Property. Except as needed to service permitted improvements, there shall be no placement of underground storage tanks on the Property. There shall be no changing of the topography through the placing

of soil or other substance or material such as land fill or dredging spoils, nor shall activities be conducted on the Property that could cause erosion or siltation on the Property, unless authorized herein.

2.11 No Pollution. There shall be no pollution of surface water, natural water courses, lakes, ponds, marshes, subsurface water or any other water bodies, nor shall activities be conducted on the Property what would be detrimental to the Property.

2.12 Predator Control. Harbor Island Owners Association shall have the right to control, destroy, or trap predatory and problem animals which pose a material threat to domestic animals and/or humans by means and methods approved by Beaufort County Open Land Trust. The method employed shall be selective and specific to individuals, rather than broadcast, nonselective techniques.

2.13 Commercial Development. Any commercial or industrial use of or activity on the Property, other than those relating to agriculture, aquaculture, silviculture, recreation, or as otherwise permitted by the provisions of this Easement, is prohibited.

3. **ADDITIONAL RIGHTS RETAINED BY Harbor Island Owners Association.** Harbor Island Owners Association retains the following additional rights.

3.1 Existing Uses. The right to undertake or continue any activity or use of the Property not prohibited by this Conservation Easement, including the right to maintain all existing improvements and roads. Prior to making any change in use of the Property, Harbor Island Owners Association shall notify Beaufort County Open Land Trust in writing to allow Beaufort County Open Land Trust a reasonable opportunity to determine whether such change would violate the terms of this Conservation Easement.

3.2 Transfer. The right to sell, give, mortgage, lease, or otherwise convey the Property subject to the terms of this Conservation Easement.

4. **BEAUFORT COUNTY OPEN LAND TRUST'S RIGHTS.** To accomplish the purpose of this Conservation Easement, the following rights are granted to Beaufort County Open Land Trust by this Conservation Easement:

4.1 Right to Enforce. The Beaufort County Open Land Trust shall have the right to prevent and correct violations of the terms of this Conservation Easement. With advance written notice given by Beaufort County Open Land Trust to Harbor Island Owners Association, the Beaufort County Open Land Trust may enter the Property for the purpose of inspecting for violations. The foregoing notwithstanding, Beaufort County Open Land Trust shall have the right to immediately enter the Property when an ongoing or imminent violation could reasonably be expected to substantially diminish or impair the conservation values of the Property. If the Beaufort County Open Land Trust finds a violation, it may at its discretion take appropriate legal action. The Beaufort County Open Land Trust shall give the Harbor Island Owners Association written notice of the alleged violation and 60 days to correct it, or to begin good faith efforts to

correct in the event the violation is something which cannot be reasonably corrected within 60 days (the "cure period"), before filing any legal action. Notwithstanding such notice and cure period, where there is an ongoing or imminent violation that could substantially diminish or impair the conservation values of the Property, Beaufort County Open Land Trust may dispense with the written notice and cure period and immediately file a legal action in order to enforce the terms of this Conservation Easement. If a court with proper jurisdiction determines that a violation of this Easement may exist or has occurred, the Beaufort County Open Land Trust may obtain an injunction to stop it, temporarily or permanently. A court may also issue an injunction requiring the Harbor Island Owners Association or its successors to restore the Property to its condition prior to the violation. The failure of the Beaufort County Open Land Trust to discover a violation or to take immediate legal action shall not bar it from doing so at a later time.

4.2 Right of Entry. Beaufort County Open Land Trust's staff, contractors and associated natural resource management professionals shall have the right to enter the Property after prior written notice to Harbor Island Owners Association for the purpose of inspecting the Property to determine if Harbor Island Owners Association is complying with the covenants and purposes of this Conservation Easement. If reasonably possible, one of the Harbor Island Owners Association, or its successors shall accompany any such inspectors around the Property. Harbor Island Owners Association shall not be responsible for any costs associated with monitoring enforcement by Beaufort County Open Land Trust.

5. **RESPONSIBILITIES OF HARBOR ISLAND OWNERS ASSOCIATION AND BEAUFORT COUNTY OPEN LAND TRUST NOT AFFECTED.** Other than as specified herein, this Conservation Easement is not intended to impose any legal or other responsibility on the Harbor Island Owners Association or in any way to affect any existing obligation of the Harbor Island Owners Association as owners of the Property. Among other things, this shall apply to:

5.1 Taxes - Harbor Island Owners Association or its successors shall be solely responsible for payment of all taxes and assessments levied against the Property.

5.2 Upkeep and Maintenance - The Grantors shall be solely responsible for the upkeep and maintenance of the Property, to the extent it may be required by law. Beaufort County Open Land Trust shall have no obligation for the upkeep or maintenance of the Property.

6. **ACCESS.** No right of access by the general public to any portion of the Property is conveyed by this Conservation Easement. However, the public has the right to view the Property from adjacent publicly accessible areas such as public roads and waterways.

7. **TRANSFER OF EASEMENT.** The parties recognize and agree that the benefits of this Easement are not divisible and are assignable in whole but not in part. The Beaufort County Open Land Trust shall have the right to transfer or assign this Conservation Easement to any private nonprofit organization which, at the time of the transfer, is a "qualified organization" under Section 170(h) of the U.S. Internal Revenue Code, and the organization expressly agrees to assume the responsibility imposed on the Beaufort County Open Land Trust by this Conservation

Easement. If the Beaufort County Open Land Trust ever ceases to exist or no longer qualifies under Sec. 170(h) or applicable state law, and prior thereto, the parties are unable to agree upon a substitute for Beaufort County Open Land Trust, a court with jurisdiction shall transfer the Easement to another qualified organization having similar purposes that agrees to assume the responsibility.

8. **TRANSFER OF PROPERTY.** Any time the Property, or any interest therein, is transferred by the Harbor Island Owners Association to any third party, it shall notify the Beaufort County Open Land Trust in writing within thirty (30) days of such transfer of the Property, and the document of conveyance shall expressly refer to this Conservation Easement. The failure to perform any act required by this Paragraph shall not impair the validity of this Easement or of the transfer or limit their enforcement in any way.

9. **AMENDMENT OF EASEMENT.** This Conservation Easement may be amended only with the written consent of Harbor Island Owners Association, or its successors in interest, and Beaufort County Open Land Trust. Any such amendments shall be consistent with the purposes of this Conservation Easement and shall comply with Sec. 170(h) of the Internal Revenue Code, or any regulations promulgated in accordance with that section. Any such amendment shall also be consistent with the South Carolina Code, Section 27-8-10, et seq or any regulations promulgated pursuant to that law. The Grantors and Beaufort County Open Land Trust have no right or power to agree to any amendment that would affect the enforceability of this Conservation Easement.

10. **TERMINATION OF EASEMENT.** If it is determined that conditions on or surrounding the Property have changed so much that it is impossible to fulfill the conservation purposes set forth above, a court with jurisdiction may, at the joint request of both the Grantors and Beaufort County Open Land trust, terminate this Conservation Easement.

If condemnation of a part of the Property or of the entire Property by public authority renders it impossible to fulfill any of these conservation purposes, the Conservation Easement may be terminated through condemnation proceedings with respect to the part of the Property so condemned and any other portions of the Property for which the fulfillment of the stated conservation purposes is impossible.

If the Easement is terminated through judicial action or condemnation and the Property is sold or taken for public use, then, as required by Sec. 1.170A-14(g)(6) of the IRS regulations, the Beaufort County Open Land Trust shall be entitled to a percentage of the gross sale proceeds or condemnation award equal to the ratio of the appraised value of this Easement to the unrestricted fair market value of the Property, as these values determined on the date of this Conservation Easement. Beaufort County Open Land Trust shall not be entitled to a percentage of any proceeds from such judicial sale or condemnation which are attributable to the value of the improvements made after the date of the Easement. The Beaufort County Open Land Trust shall use the proceeds consistently with the conservation purposes of this Conservation Easement.

11. **INTERPRETATION.** This Conservation Easement shall be interpreted under the laws of South Carolina without regard for conflicts of law, in order to resolve any ambiguities and questions of the validity of specific provisions and so as to give maximum effect to its conservation purposes.

12. **INDEMNIFICATION.** Each party agrees to hold harmless, defend and indemnify the other from any and all liabilities including, but not limited to, injury, losses, damages, judgements, costs, expenses and fees that the indemnified party may suffer or incur as a result of or arising out of the activities of the other party on the Property.

13. **NOTICES.** Any notices required by this Conservation Easement shall be in writing and shall be personally delivered or sent by first class mail, to Grantors and Beaufort County Open Land Trust, respectively, at the following addresses, unless a party has been notified by the other of a change of address.

To Harbor Island Owners Association:	To Beaufort County Open Land Trust:
Island Manager	Director
Harbor Island Owners Association	Beaufort County Open Land Trust, Inc.
1 Harbor Drive	P.O. Box 75
St. Helena Island, SC 29920-5016	Beaufort, SC 29901

14. **SEVERABILITY.** If any provision of this Conservation Easement is found to be invalid, the remaining provisions shall not be altered thereby.

15. **PARTIES.** Every provision of this Conservation Easement that applies to the Harbor Island Owners Association or Beaufort County Open Land Trust shall also apply to their respective heirs, executors, administrators, assigns, and all other successors as their interests may appear.

16. **RE-RECORDING.** In order to ensure the perpetual enforceability of the Conservation Easement, the Beaufort County Open Land Trust is authorized to re-record this instrument or any other appropriate notice or instrument.

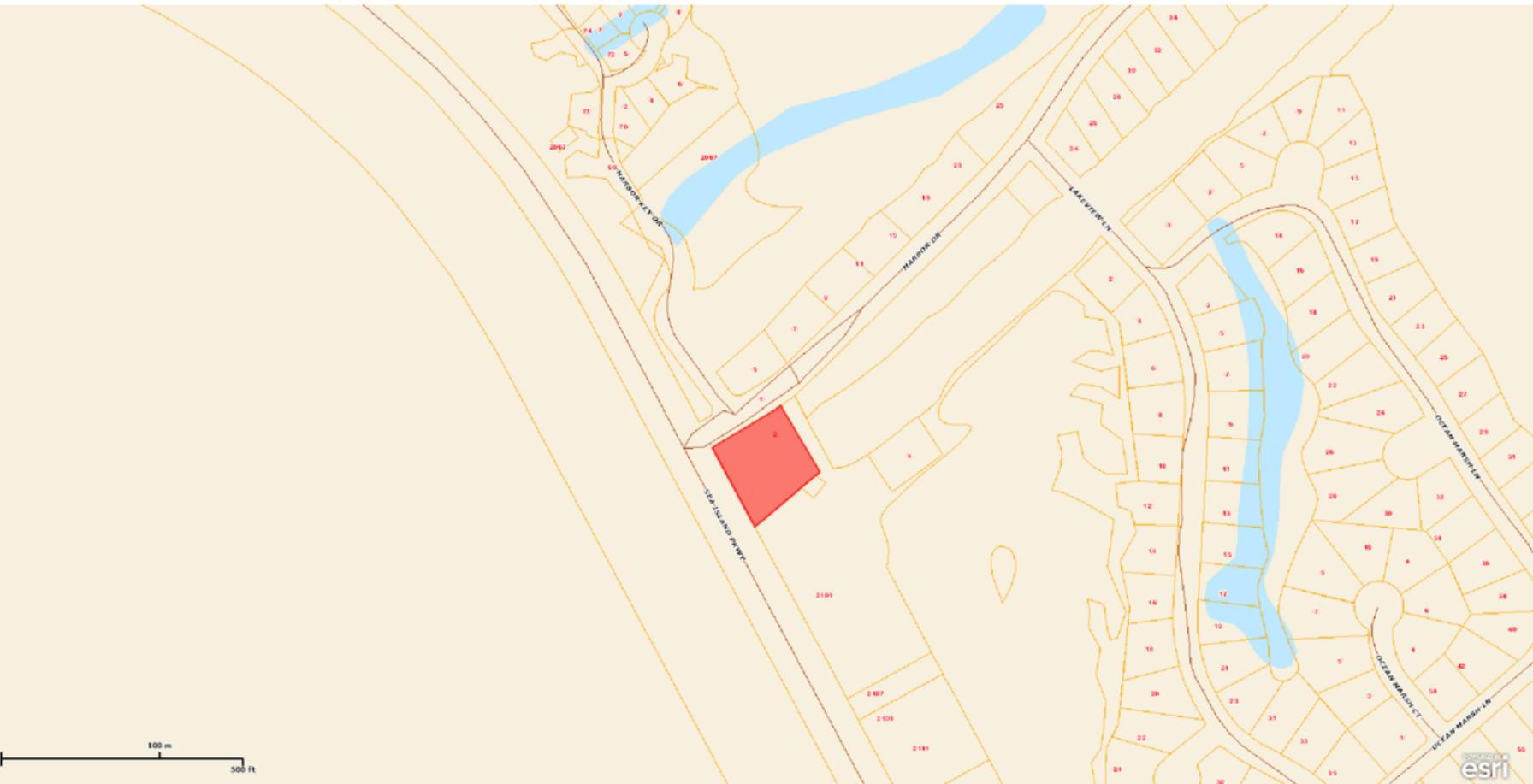
17. **MERGER.** The parties agree that the terms of this Conservation Easement shall survive any merger of the fee and easement interest in the Property.

18. **SUBSEQUENT LIENS ON PROPERTY.** No provisions of this Conservation Easement should be construed as impairing the ability of Harbor Island Owners Association to use this Property as collateral for subsequent borrowing, provided that any mortgage or lien arising from such a borrowing would be subordinate to this Conservation Easement.

19. **ACCEPTANCE & EFFECTIVE DATE.** As attested by the Seal of Beaufort County Open Land Trust and the signature of its authorized representative affixed hereto, Beaufort County Open Land Trust hereby accepts without reservation the rights and responsibilities conveyed by this Conservation Easement. This Conservation Easement is to be effective on the date recorded in the Beaufort County Registry of Deeds.

TO HAVE AND TO HOLD, this Grant of Conservation Easement unto the Beaufort County Open Land Trust, its successors and assigns, forever.

# Parcel E



## PARCEL E



## Beaufort County, South Carolina

generated on 8/12/2015 11:45:05 AM EDT

Property ID (PIN)	Alternate ID (AIN)	Parcel Address	Data refreshed as of	Assess Year	Pay Year
R300 020 00B 0036 0000	03596950	2 HARBOR DR,	8/8/2015	2014	2014

## Current Parcel Information

Owner	WHITE C COLEMAN MCDANIEL TODD W COOP	Property Class Code	ComImp Serv FinInsur&RealEst
Owner Address	2 HARBOR DRIVE HARBOR ISLAND SC 29920	Acreage	.6500
Legal Description	HARBOR ISLAND SALES OFFICE PB28 P207 PB87 P139 *SPLIT 11/06 0.01 AC 20B/42		

## Historic Information

Tax Year	Land	Building	Market	Taxes	Payment
2014	\$153,500	\$103,600	\$257,100	\$3,736.84	\$3,736.84
2013	\$153,500	\$103,600	\$257,100	\$3,616.64	\$3,616.64
2012	\$122,500	\$497,500	\$620,000	\$7,719.68	\$8,491.65
2011	\$122,500	\$497,500	\$620,000	\$7,597.66	\$7,597.66
2010	\$122,500	\$497,500	\$620,000	\$7,496.85	\$7,496.85
2009	\$122,500	\$497,500	\$620,000	\$7,344.71	\$8,521.42
2008	\$122,500	\$497,500	\$620,000	\$8,239.74	\$11,228.82
2007	\$122,500	\$83,400	\$205,900	\$2,720.43	\$2,720.43
2006	\$122,500	\$83,400	\$205,900	\$2,485.71	\$2,560.28
2005				\$2,341.16	\$2,341.16

## Sales Disclosure

Grantor	Book & Page	Date	Deed	Vacant	Sale Price
LLOYD ANDREE	2513 1205	1/25/2007	Fu		\$850,000
DEAN CURTIS DALE	1994 1731	7/23/2004	Fu		\$340,000
FRIPP ISLAND COMPANY LLC ATTN: STE	1597 212	6/20/2002	Fu		\$305,000
FRIPP COMPANY (THE)	1378 1700	1/22/2001	Fu		\$5,000,000
BERKELEY FEDERAL SAVINGS & LOAN ASS	676 1444	12/29/1993	Fu		\$10,000
BERKELEY FEDERAL SAVINGS & LOAN ASS	457 934	6/1/1986	Fu		\$0

12/31/1776 Or \$0

Improvements

Building	Type	Use Code Description	Constructed Year	Stories	Rooms	Square Footage	Improvement Size
C01	GENOFF	Office	1980	0	0	1,400	
C01	OFP		1980	0	0		300
C01	OFP		1980	0	0		500
C01	PAVING	Paving	1980	0	0		1,800

Features & Exterior Features

Building	Type	Feature Code	Description	No. / Sq.Ft.	Value
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**EXHIBIT "A"**

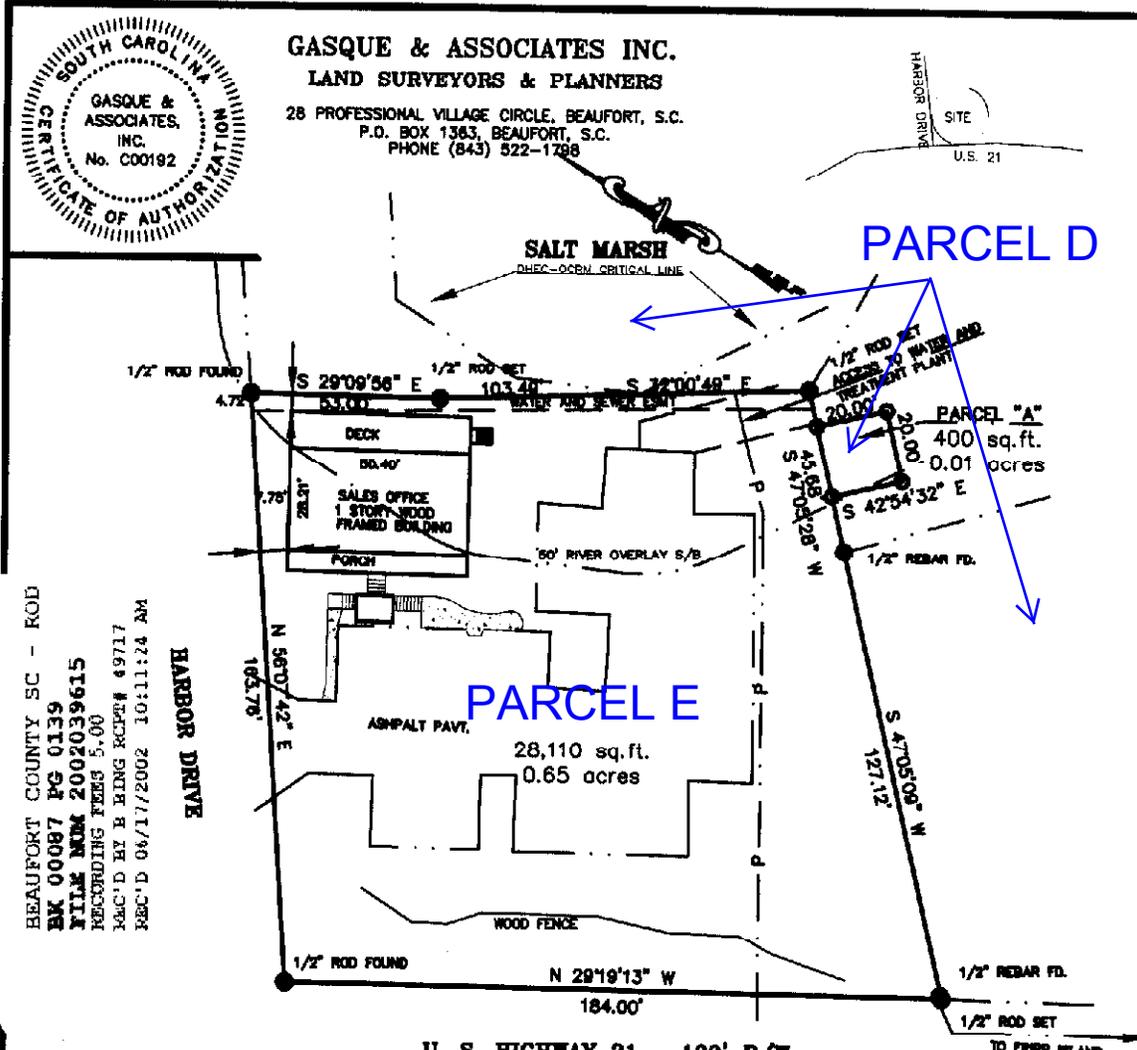
**ALL that certain piece, parcel or lot of land, with improvements thereon, situate, lying and being on Harbor Island in Beaufort County, South Carolina, containing 0.65 acres, more or less, and being more particularly shown and described on a plat entitled "Plat Showing the Sales Office on Harbor Island" dated October 30, 2001, prepared by David E. Gasque, RLS, and recorded in Plat Book 87 at Page 139 at the office of the Register of Deeds for Beaufort County, South Carolina. For a more complete description of said property, reference may be had to the above referred to plat of record.**

**ALSO, all of the Grantor's right, title and interest in and to all fixtures, equipment, furnishings, fittings and articles of personal property attached or affixed to or located in and used or employed in connection with the described real property; all interest and rights of the Grantor in and to the roads, streets and rights-of-way providing ingress and egress to the real property described above; all permits, approvals, and rights granted to or owned by the Grantor under the Beaufort County Development Standards Ordinance, the South Carolina Office of Ocean and Coastal Resource Management, and from any other governmental entity or agency, which are applicable to the real property; and all of the Grantor's right, title and interest in any utility capacity, or right to service, including, but not limited to, sewer capacity from the Fripp Island Sewer System, Inc., water capacity from the Beaufort-Jasper Water and Sewer Authority, applicable to the real property.**

**This is the same property acquired by the within Grantor by deed from Curtis Dale Dean recorded July 29, 2004 in Book 1994 at Page 1731 in the office of the Register of Deeds for Beaufort County, South Carolina.**

**This deed was prepared by Derek C. Gilbert, Esquire, of the law firm of Harvey & Battey, P.A., 1001 Craven Street, Beaufort, South Carolina 29902.**





BEAUFORT COUNTY SC - ROD  
 BK 0087 PG 0139  
 FILE NUM 2002039615  
 RECORDING FEES 5.00  
 REC'D BY B KING REC'D # 49717  
 REC'D 08/17/2002 10:11:24 AM

**GASQUE & ASSOCIATES INC.**  
 LAND SURVEYORS & PLANNERS  
 28 PROFESSIONAL VILLAGE CIRCLE, BEAUFORT, S.C.  
 P.O. BOX 1383, BEAUFORT, S.C.  
 PHONE (843) 522-1788



U. S. HIGHWAY 21 100' R/W

EXEMPT  
 This plat of property is exempt from having to obtain a public hearing approval under the provision of the Beaufort County Development Standards Ordinance as provided for in Article 1, Division 1, Section 106-80(b).  
 Date: 11/7/02  
 Division: Public Works Section: (106-80(b))  
 The AREA SHOWN ON THIS PLAT IS A GENERAL REPRESENTATION OF DHEC-OCRM PERMIT AUTHORITY ON THE SUBJECT PROPERTY. CRITICAL AREAS, BY THEIR NATURE, ARE DYNAMIC AND SUBJECT TO CHANGE OVER TIME. BY GENERALLY DELINEATING THE PERMIT AUTHORITY OF THE DHEC-OCRM, THE OFFICE OF OCRM IN NO WAY WAIVES THE RIGHT TO ASSERT PERMIT JURISDICTION IN ANY CRITICAL AREA ON THE SUBJECT PROPERTY WHETHER SHOWN OR NOT. ALL PROPERTY OWNERS OR PROSPECTIVE BUYERS ARE ADVISED TO HAVE THE LINE CHECKED BY COUNCIL STAFF PRIOR TO CONSTRUCTION OR CLOSING ON THE SALE OF THIS PROPERTY.

ASBUILT SURVEY PREPARED FOR  
**THE FRIPP COMPANY**

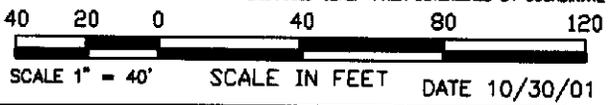
[Signature] 11-7-01  
 SIGNATURE DATE

PLAT SHOWING THE SALES OFFICE ON HARBOR ISLAND, AS, SHOWN ON A PLAT BY R.D. TROGDON, JR. DATED AUGUST 25, 1982 AND IS RECORDED IN PLAT BOOK 31, PAGE 20 IN THE BEAUFORT COUNTY R.M.C. OFFICE.  
 LOCATED ON HARBOR ISLAND, BEAUFORT COUNTY, S.C.  
 ST HELENA TAX MAP 20B, PARCEL 36.  
 ADDED PARCEL "A"

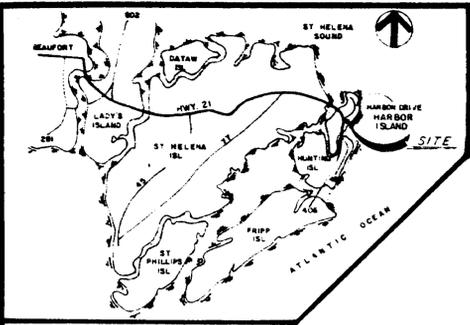
THE CERTIFIER HAS NOT INVESTIGATED OR BEEN INSTRUCTED TO INVESTIGATE THE EXISTENCE OR NONEXISTENCE OF ANY OVERLAY DISTRICTS, SUCH AS; AIRPORT, MILITARY, NOISE, CRASH POTENTIAL OR ENVIRONMENTAL ISSUES.  
 CERTIFICATIONS ARE NOT TRANSFERABLE TO ADDITIONAL INSTITUTIONS OR SUBSEQUENT OWNERS.  
 THIS PLAT IS COPYRIGHTED AND IS INTENDED ONLY FOR THE ENTITY OR PERSON(S) SHOWN HERE ON. THIS PLAT REPRESENTS A SURVEY BASED ON THE LISTED REFERENCES ONLY AND IS NOT THE RESULT OF A TITLE SEARCH.  
 BEFORE ANY DESIGN WORK OR CONSTRUCTION ON THIS SITE IS STARTED FLOOD ZONE INFORMATION MUST BE VERIFIED BY BEAUFORT COUNTY BUILDING CODES PHONE NUMBER (843)-470-2884.  
 THIS PROPERTY IS IN FLOOD ZONE "A-1" ELEVATION OF 15.00, ACCORDING TO F.E.M.A. RATING MAP 460085 0182 E DATED 11/4/92.

THE UNDERSIGNED DOES NOT CERTIFY THAT THE PROPERTY SHOWN HEREON COMPLIES WITH THE BEAUFORT COUNTY DEVELOPMENT STANDARDS ORDINANCE

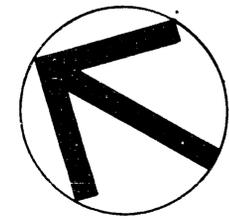
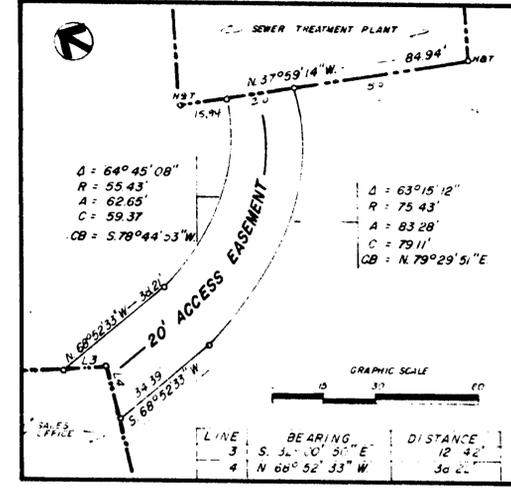
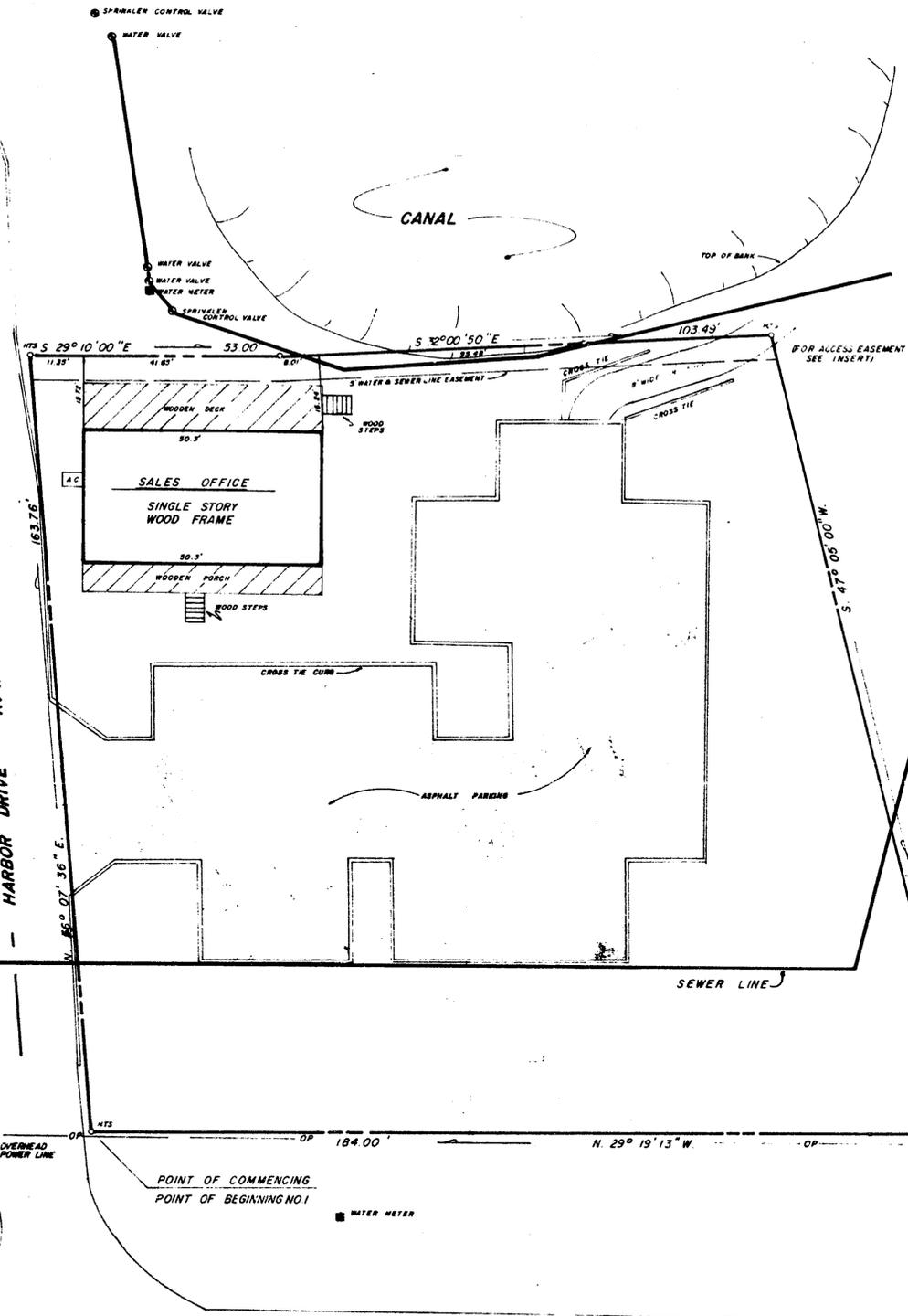
I, DAVID E. GASQUE, HEREBY CERTIFY TO FRIPP COMPANY THAT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF, THE SURVEY SHOWN HEREON WAS MADE IN ACCORDANCE WITH THE REQUIREMENTS OF THE MINIMUM STANDARDS MANUAL FOR THE PRACTICE OF LAND SURVEYING IN SOUTH CAROLINA, AND MEETS OR EXCEEDS THE REQUIREMENTS FOR A CLASS B SURVEY AS SPECIFIED THERE IN. ALSO THERE ARE NO ENCROACHMENTS OR PROJECTIONS OTHER THAN SHOWN. THIS SURVEY IS NOT VALID UNLESS IT BEARS THE ORIGINAL SIGNATURE AND HAS AN EMBOSSED SEAL. AREA DETERMINED BY COORDINATE METHOD.



[Signature]  
 DAVID E. GASQUE, R.L.S. JOB # 19740/KC  
 S.C. REGISTRATION NUMBER 10506 FB# DRAWN BY DESS



PARCELE



LANDS OF HARBOR ISLAND DEVELOPMENT CO.

A PLAT OF  
0.65 ACRES  
SALES CENTER  
  
LOCATED ON  
HARBOR  
ISLAND  
  
BEAUFORT COUNTY  
SOUTH CAROLINA

RECORDED IN  
THE OFFICE OF THE  
CLERK OF COURT  
BEAUFORT CO., S. C.  
BOOK 34 PAGE 4  
7-15-86  
REPLACES PLATS IN  
BOOK PAGE

JERRY L. RICHARDSON  
S. C. REG. L.S. NO. 4784



COASTAL SURVEYING &  
ENGINEERING CO., INC.  
HILTON HEAD ISLAND, S. C.

SCALE 1" = 20'  
DATE 7/1/86  
FIELD CK. M.H.  
OFFICE CK. \_\_\_\_\_  
JOB NO. B-263  
REVISIONS \_\_\_\_\_

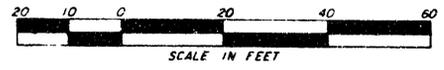
NOTES:

- I CERTIFY THAT THIS PLAT IS A CORRECT REPRESENTATION OF THE LAND PLATTED AND HAS BEEN PREPARED IN CONFORMITY WITH THE MINIMUM STANDARDS AND REQUIREMENTS OF LAW.
- I CERTIFY THAT ANGLES, BEARINGS AND MEASUREMENTS OF COURSE AND DISTANCES AND MONUMENT LOCATIONS ARE CORRECT AS SHOWN AND HAS BEEN PROVED BY LAND SURVEY.
- I HEREBY CERTIFY THAT THE RATIO OF PRECISION IS 1/10000 AS SHOWN HEREON AND THE AREA HAS DETERMINED BY THE M.M.D. METHOD OF AREA CALCULATION.
- THIS PROPERTY LIES IN A FEDERAL FLOOD ZONE AS DETERMINED BY FEMA F.I.R.M. COMMUNITY PANEL NO. 450025 0170 C.

PREPARED FOR HARBOR ISLAND DEVELOPMENT COMPANY

U.S. HIGHWAY 21

**EXEMPT**  
The development plan shown hereon is exempt from the requirements of the Beaufort County Development Standards Ordinance according to the provisions in Article 2, Section 2.2.2(c).  
Certified by [Signature]  
Date July 15, 1986  
Beaufort County Joint Planning Commission



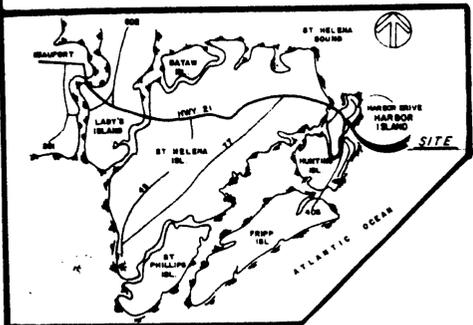
PARCEL ACCESSED THROUGH PARCEL E



A PLAT OF  
0.19 ACRES  
SEWER  
TREATMENT  
PLANT  
LOCATED ON  
HARBOR  
ISLAND

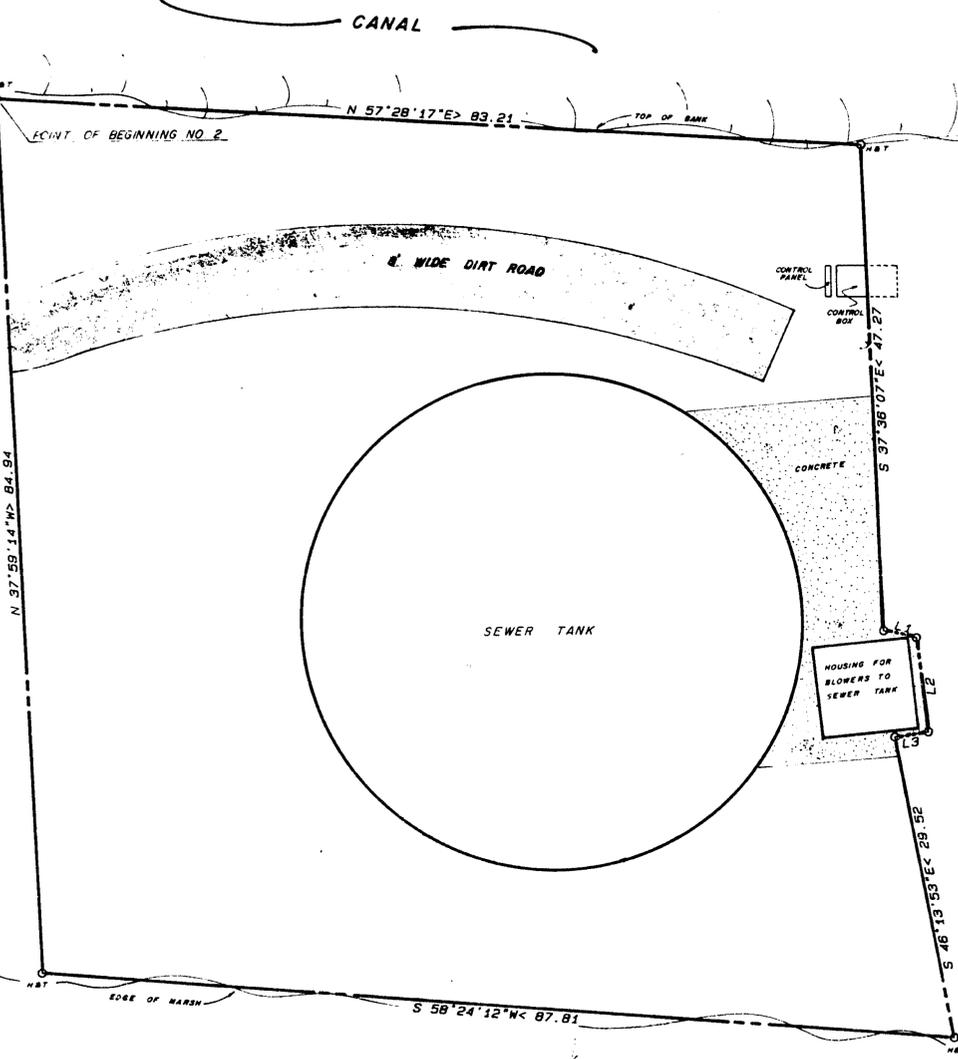
BEAUFORT COUNTY  
SOUTH CAROLINA

RECORDED IN  
THE OFFICE OF THE  
CLERK OF COURT  
BEAUFORT CO., S. C.  
BOOK 34 PAGE 6  
7-15-86  
REPLACES PLATS IN  
BOOK PAGE



VICINITY MAP  
NOT TO SCALE

LINE	BEARING	DISTANCE
1	N 66°45'12"E	3.22
2	S 42°16'53"E	9.16
3	S 45°45'19"W	3.30



NOTES:

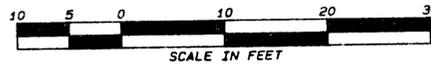
1. I CERTIFY THAT THIS PLAT IS A CORRECT REPRESENTATION OF THE LAND PLATTED AND HAS BEEN PREPARED IN CONFORMITY WITH THE MINIMUM STANDARDS AND REQUIREMENTS OF LAW.
2. I CERTIFY THAT ANGLES, BEARINGS AND MEASUREMENTS OF COURSE AND DISTANCES AND MONUMENT LOCATIONS ARE CORRECT AS SHOWN AND HAS BEEN PROVED BY LAND SURVEY.
3. I HEREBY CERTIFY THAT THE RATIO OF PRECISION IS 1/10000 AS SHOWN HEREON AND THE AREA WAS DETERMINED BY THE D.M.D. METHOD OF AREA CALCULATION.
4. THIS PROPERTY LIES IN A FEDERAL FLOOD ZONE AS DETERMINED BY F.E.M.A. F.I.R.M. COMMUNITY PANEL NO. 450025 0170C

MARSH

PREPARED FOR HARBOR ISLAND DEVELOPMENT COMPANY

EXEMPT

The development plan shown hereon is exempt from the requirements of the Beaufort County Development Standards Ordinance according to the provisions in Article 2 Section 2.2.2(c).  
Certified by Richard Hatch  
Date July 15, 1986  
Beaufort County Joint Planning Commission



*Jerry L. Richardson*  
JERRY L. RICHARDSON  
S.C. REG. L.S. NO. 4784



COASTAL SURVEYING &  
ENGINEERING CO., INC.  
MILTON HEAD ISLAND, S. C.

SCALE 1" = 10'  
DATE 7/1/86  
FIELD CK. M.H.  
OFFICE CK. \_\_\_\_\_  
JOB NO. B-263  
REVISIONS \_\_\_\_\_



# Parcel F



## PARCEL F



## Beaufort County, South Carolina

generated on 8/12/2015 7:36:26 AM EDT

Property ID (PIN)	Alternate ID (AIN)	Parcel Address	Data refreshed as of	Assess Year	Pay Year
R300 020 00B 0032 0000	01348544	2087 SEA ISLAND PKWY,	8/8/2015	2014	2014

## Current Parcel Information

Owner	CAROLINA RECREATIONAL CONCEPTS LLC %	Property Class Code	ComImp Trade RetEat&Drink
Owner Address	4 MARIGOLD AVENUE WELLESLEY MA 02482	Acreage	1.2000
Legal Description	RESTAURANT SITE HARBOR ISLAND PB30P96		

## Historic Information

Tax Year	Land	Building	Market	Taxes	Payment
2014	\$110,200	\$211,300	\$321,500	\$4,844.50	\$4,844.50
2013	\$110,200	\$211,300	\$321,500	\$4,694.24	\$4,694.24
2012	\$183,600	\$294,962	\$478,562	\$6,201.67	\$6,387.72
2011	\$183,600	\$294,962	\$478,562	\$6,107.77	\$6,718.55
2010	\$183,600	\$294,962	\$478,562	\$6,030.18	\$6,633.20
2009	\$183,600	\$294,962	\$478,562	\$5,913.08	\$5,913.08
2008	\$120,000	\$294,940	\$414,940	\$5,793.13	\$6,372.44
2007	\$120,000	\$294,940	\$414,940	\$5,511.99	\$5,511.99
2006	\$120,000	\$294,940	\$414,940	\$5,038.95	\$5,542.85
2005	\$120,000	\$294,900	\$414,900	\$356.03	\$356.03

## Sales Disclosure

Grantor	Book & Page	Date	Deed	Vacant	Sale Price
UNITED STATES OF AMERICA XXX	2257 481	10/17/2005	Fu		\$450,000
HARBOR SQUARE HOLDINGS LLC	2056 508	11/9/2004	Sp		\$1
DAVIDS ROBERT W	1428 102	6/1/2001	Fu		\$10
THE FRIPP ISLAND COMPANY INC	1250 22	12/28/1999	Fu		\$335,000
HENIFORD DAVIS JR	756 1125	1/16/1995	Fu		\$350,000
HENIFORD DAVIS JR	345 582	4/1/1982	Fu		\$10

12/31/1776 Or \$0

Improvements

Building	Type	Use Code Description	Constructed Year	Stories	Rooms	Square Footage	Improvement Size
C01	RESTURNT	Resturant	1982	0	0	5,064	
C01	UTILROOM	Residential Utility/Stg Room	1982	0	0		24
C01	WDDK		1982	0	0		140
C01	OFF		1982	0	0		192
C01	OFF		1982	0	0		126
C01	PAVING	Paving	1982	0	0		15,000

Features & Exterior Features

Building	Type	Feature Code	Description	No. / Sq.Ft.	Value
----------	------	--------------	-------------	--------------	-------

4  
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RECORDED  
2005 Nov -21 12:45 PM  
Shaon O. Burnie  
BEAUFORT COUNTY AUDITOR

BEAUFORT COUNTY SC - ROD  
BK 02257 PGS 0481-0484  
FILE NUM 2005091452  
10/25/2005 03:33:42 PM  
REC'D BY S SMITH RCPT# 371459  
RECORDING FEES 10.00  
County Tax 495.00  
State Tax 1,170.00

After Recording Return To:  
**PERRIE & COLE OF SOUTH CAROLINA, LLC**  
140 STONERIDGE DRIVE, STE. 265  
COLUMBIA, SC 29210

REO No.:50273  
ADD DMP Record 11/21/2005 11:31:13 AM  
BEAUFORT COUNTY TAX MAP REFERENCE

Dist	Map	SMap	Parcel	Block	Week
R300	020	00B	0032	0000	00

State of **South Carolina**)  
County of **BEAUFORT**)

SPECIAL WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, **THE UNITED STATES OF AMERICA**, (hereinafter called "Grantor"), for and in consideration of the sum of One Dollar and no/100 (\$1.00) Dollar and other valuable consideration to it in hand paid at and before the sealing of these presents, by **Carolina Recreational Concepts, LLC** (hereinafter called "Grantee") in the State aforesaid, (the receipt of which is hereby acknowledged) has granted, bargained, sold and released and by these Presents does hereby grant, bargain, sell and release unto the Grantee, his heirs, successors and assigns:

THIS PROPERTY IS COMMONLY KNOWN AS, AND IS MORE PARTICULARLY DESCRIBED IN EXHIBIT 'A' ATTACHED HERETO AND MADE **2087 Sea Island Parkway, St. Helena, SC 2990** A PART HEREOF BY THIS REFERENCE.

This being the same property conveyed to the Grantor herein by deed of Sol Blatt, Jr., Senior United States District Attorney dated November 7, 2004 and recorded in the RMC Office for BEAUFORT County in Deed Book 2056, at Page 508. TOGETHER, with all and singular the Rights, Members, Hereditaments, and Appurtenances to the Premises belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all singular the premises before mentioned unto the Grantee, his Heirs, Successors and Assigns forever, and the Grantor does hereby bind itself and its successors, to warrant and forever defend all and singular the premises unto the Grantee, his Heirs, Successors, and Assigns against the lawful claim of any person claiming by, through or under the Grantor.

This conveyance is made subject to all easements and restrictions of record and otherwise affecting the property, and matters an accurate survey would reveal.

IN WITNESS WHEREOF, Grantor has caused these presents to be executed in its name by its undersigned officer(s) and its seal to be hereto affixed.

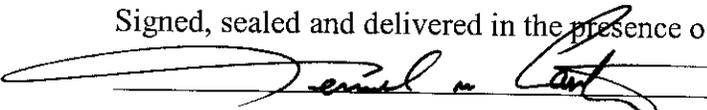
Date: 10/17/05

The United States of America

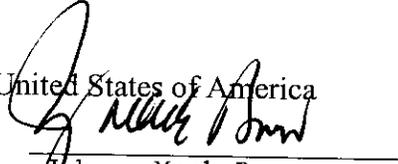
(CORPORATE SEAL)

Signed, sealed and delivered in the presence of:

The United States of America



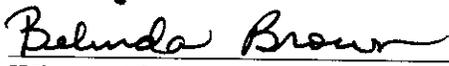
By:



Witness #1:

Johnny Mack Brown  
U. S. Marshal D/SC

Attest:

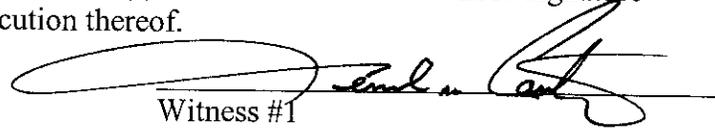


Witness #2:

State of South Carolina ss.  
County of Richland )

PROBATE

Personally appeared before me the undersigned witness who, being, duly sworn says that (s)he saw the within-named Grantor by its officer(s) as its act and deed, sign, seal and deliver the within Deed; and that (s)he with other witness whose signature appears above witnessed the execution thereof.



Witness #1

Sworn to before me this 17<sup>th</sup> day of October, 2005



NOTARY PUBLIC FOR South Carolina

My commission expires: June 15, 2009

(seal)

This document prepared by:  
Sandra Burr  
Perrie & Cole of South Carolina, LLC  
140 Stoneridge Drive, Ste. 265  
Columbia, South Carolina 29210  
(803) 255-1856  
TMS NO. R 300-020-00B-0032-0000

## EXHIBIT A

All that certain tract of real property situated on Harbor Island in Beaufort County, South Carolina, consisting of 1.16 acres, more or less; and shown by metes and bounds on a plat prepared by R.D. Trogdon, Jr., dated January 23, 1981, revised August 4, 1981 and January 14, 1982 entitled "Restaurant Site" and recorded at the Beaufort County Register of Deeds in Plat Book 30 at Page 96. For a more particular description of the conveyed real property, reference is craved to said plat of record.

And also, a non-exclusive easement for purposes of vehicular and pedestrian ingress to and egress from the reference real property across and upon the right of way shown on the referenced plat of record.

The referenced real property is conveyed by the Grantor and accepted by the Grantees subject to the following restrictive covenant, which shall run with the land and be binding upon Grantees, their successors, heirs and assigns, to wit: the subject real property shall not be used either directly or indirectly, as a site for the promotion or conduction or real estate sales, management or rentals, or for any other real estate -oriented business activities.

If the referenced restrictive covenant is violated, then it shall be lawful for the Grantor, its successors and assigns, to prosecute a civil proceeding against the person or persons violating such restriction and enjoin such violation and recover damages including, without limitation, the cost of prosecuting the civil action.

The referenced real property is also conveyed subject to the restriction applicable to "Commercial Property" as set forth in the document entitled "Declaration of Covenants and Provisions for Harbor Key Subdivision and harbor Key Owners Association, Inc. and recorded at the Beaufort County Register of Deeds on February 21, 1997, in Record Book 923 at Page 601.

This being the same property conveyed to The United States of America by Deed of Sol Blatt, Jr. as Senior United States District Attorney for BEAUFORT County dated November 7, 2004 and recorded in the Register of Deeds for BEAUFORT County, South Carolina on November 9, 2004 in Deed Book 2056 at Page 508.

TMS #: R 300:020:00B:0032:0000

GRANTEES ADDRESS

**NOTE: NO PLAT FOUND AT PLAT BOOK 30, PAGE 96 FOR THIS PROPERTY PLAT WAS FOUND AT BOOK 923 PAGE 601**

STATE OF SOUTH CAROLINA )  
 )  
CONSIDERATION )  
 )  
COUNTY OF BEAUFORT )

**AFFIDAVIT OF TRUE**  
and  
**Exemption for Existing Encumbrance**

PERSONALLY appeared before me the undersigned, who being duly sworn, deposes and says:

1. I have read the information on this affidavit and I understand such information to be true and complete to the best of my knowledge and belief. In accordance with Sect. 12-24-70, I am the responsible person connected with this transaction.

2. Description/location of property being transferred is: 1.16 acres on Harbor Island  
Tax District/Map/Parcel # R300-20-B-32

This property was transferred by United States of America  
to Carolina Recreational Concepts, LLC

3. The Deed is:  
a)  **subject** to the Deed recording fee as a transfer for consideration paid or to be paid in money or money's worth; or, is subject to the Deed recording fee as a transfer between a corporation, a partnership, or other entity, and a stockholder, partner, or owner of the entity, or is a transfer to a trust or as a distribution to a trust beneficiary.  
b)  **exempt** from the Deed Recording Fee under 12-24-40 subsection \_\_\_\_\_, SC Code.

4. Check one of the following if 3(a), above has been checked:  
a)  The Recording Fee is computed on the consideration paid or to be paid in money or money's worth in the amt of \$ 450,000.00.  
b)  Fee is computed on the fair market value of the realty, which is \$ \_\_\_\_\_.  
c)  The Fee is computed on the fair market value of the realty as established for property tax purposes, which is: \$ \_\_\_\_\_.

5. **EXEMPTION FOR EXISTING ENCUMBRANCE:** A lien or encumbrance existed on the land, tenement, or realty before the transfer and remained on the land, tenement or realty after the transfer. The amount of the outstanding balance of this Lien or encumbrance is: \$ \_\_\_\_\_.

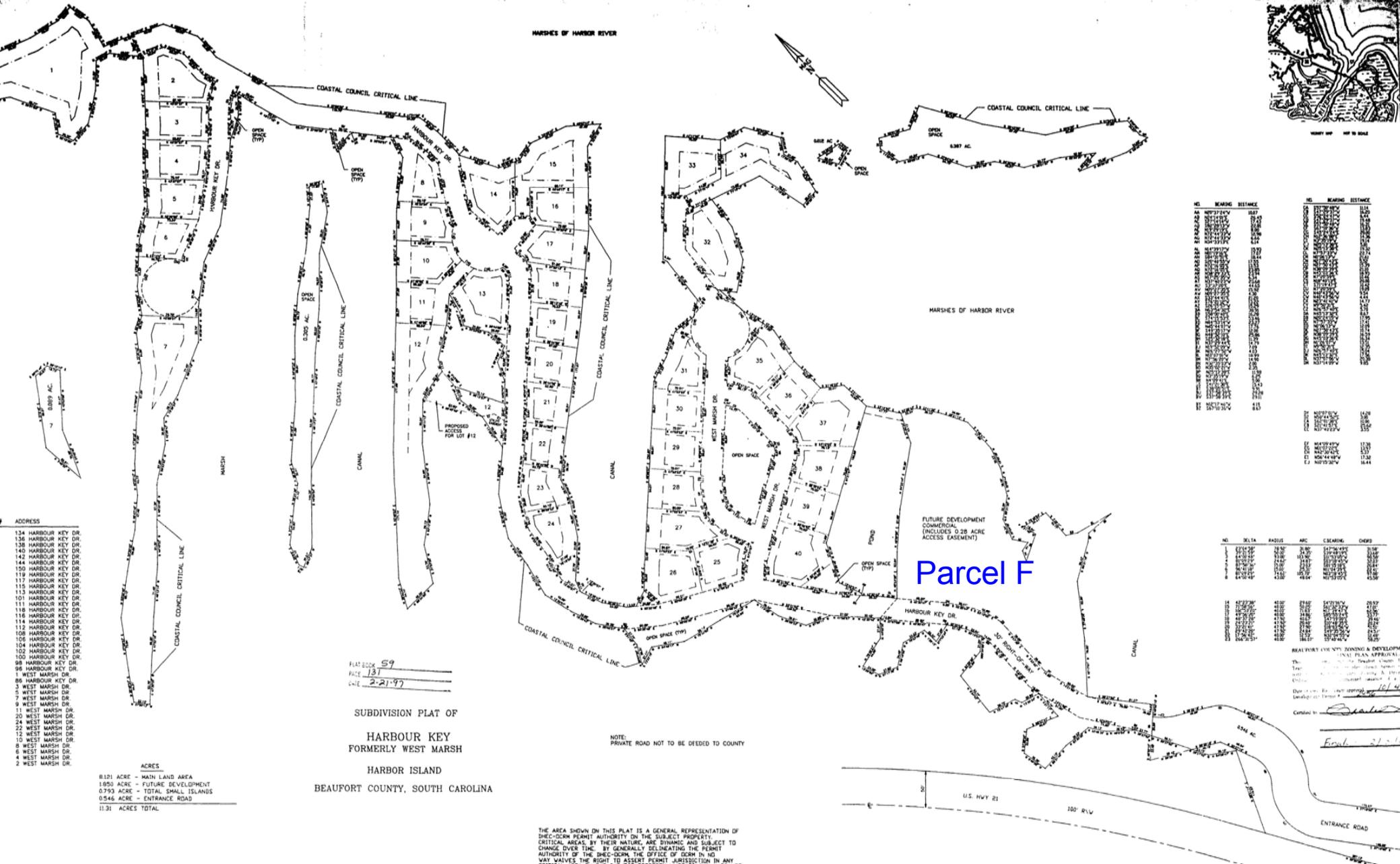
The Deed Recording Fee is computed as follows:

- a) Amount listed in item 4, above: \$ 450,000.00
- b) Amount listed in this item 5, above: 0
- c) Subtract Line 5.(a) from line 5.(b): \$ 450,000.00

The Deed Recording Fees due, which are calculated against the net amount listed on Line 4. (a), above is: \$ 11665.00 or 5.(c), above is: \$ 11665.00

Signature of Responsible Person Connected with Transaction: DC Gilbert, Asst  
Printed/Typed Name and Capacity/Title of Responsible Person: DC Gilbert, Asst

SWORN to before me this 24<sup>th</sup> day of Oct, 2005  
Signed: Blaise E Doud  
NOTARY PUBLIC for SC  
My Commission Expires: 1-10-15



- ADDRESS
- 134 HARBOUR KEY DR
  - 136 HARBOUR KEY DR
  - 138 HARBOUR KEY DR
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  - 12 WEST MARSH DR
  - 10 WEST MARSH DR
  - 8 WEST MARSH DR
  - 4 WEST MARSH DR
  - 2 WEST MARSH DR

ACRES

8121 ACRE - MAIN LAND AREA  
 1850 ACRE - FUTURE DEVELOPMENT  
 0.793 ACRE - TOTAL SMALL ISLANDS  
 0.546 ACRE - ENTRANCE ROAD  
 11.31 ACRES TOTAL

PLAT BOOK 59  
 PAGE 131  
 DATE 2-21-97

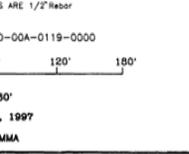
SUBDIVISION PLAT OF  
 HARBOUR KEY  
 FORMERLY WEST MARSH  
 HARBOR ISLAND  
 BEAUFORT COUNTY, SOUTH CAROLINA

NOTE: PRIVATE ROAD NOT TO BE DEEDED TO COUNTY

THE AREA SHOWN ON THIS PLAT IS A GENERAL REPRESENTATION OF SPECIFIC PERMIT AUTHORITY ON THE SUBJECT PROPERTY. CRITICAL AREAS, BY THEIR NATURE, ARE DYNAMIC AND SUBJECT TO CHANGE OVER TIME. BY GENERALLY DELINEATING THE PERMIT AUTHORITY OF THE BEACH-ODDEN, THE OFFICE OF DSM IN NO WAY WAIVES THE RIGHT TO ASSERT PERMIT JURISDICTION IN ANY CRITICAL AREA ON THE SUBJECT PROPERTY WHETHER SHOWN OR NOT. ALL PROPERTY OWNERS OR PROSPECTIVE BUYERS ARE ADVISED TO MAKE THE LIME CHECKED BY CONDUCTING VISUAL INSPECTION OF THE PROPERTY OR CLOSING ON THE SALE OF THIS PROPERTY.

REFERENCE: PLAT BY DAVID S. YOUNGAS DATED JULY 9, 1993

THIS PROPERTY IS LOCATED IN ZONE A11 (E.L. 15) AS DETERMINED BY FEMA FIRM COMMUNITY-PANEL NUMBER 45025 0162 E, DATED 11/4/82.



SETBACKS:  
 20' MARSH  
 10' FRONT  
 5' SIDE  
 10' UTIL. ESMT. ON FRONT OF COUNTY'S CHURCH'S CHURCH

FOLDER # 801070  
 97 FEB 21 AM 10:44  
 BEAUFORT COUNTY'S CHURCH'S CHURCH  
 JOHN A. HARRIS, JR.  
 BEAUFORT COUNTY, SOUTH CAROLINA

Signature: David S. Youngas  
 DATE: 10/1/95  
 DATE: 10/1/98  
 EXPIRATION DATE

I HEREBY STATE THAT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF, THE SURVEY SHOWN HEREON WAS MADE IN ACCORDANCE WITH THE REQUIREMENTS OF THE NODERN STANDARDS MANUAL FOR THE PRACTICE OF LAND SURVEYING IN SOUTH CAROLINA, AND MEETS OR EXCEEDS THE REQUIREMENTS FOR A CLASS B SURVEY AS SPECIFIED THEREIN. ALSO THERE ARE NO VISIBLE ENCROACHMENTS OR PROJECTIONS OTHER THAN SHOWN.

Signature: David S. Youngas  
 DAVID S. YOUNGAS RLS 9765  
 BEAUFORT SURVEYING, INC.  
 1925 DUKE STREET (PO BOX 1231)  
 BEAUFORT, S.C. 29901  
 PHONE (803) 524-3261 525-1175

NO.	BEARING	DISTANCE
1	N 89° 15' 00" E	100.00
2	N 89° 15' 00" E	100.00
3	N 89° 15' 00" E	100.00
4	N 89° 15' 00" E	100.00
5	N 89° 15' 00" E	100.00
6	N 89° 15' 00" E	100.00
7	N 89° 15' 00" E	100.00
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9	N 89° 15' 00" E	100.00
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38	N 89° 15' 00" E	100.00
39	N 89° 15' 00" E	100.00
40	N 89° 15' 00" E	100.00

NO.	BEARING	DISTANCE
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2	N 89° 15' 00" E	100.00
3	N 89° 15' 00" E	100.00
4	N 89° 15' 00" E	100.00
5	N 89° 15' 00" E	100.00
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26	N 89° 15' 00" E	100.00
27	N 89° 15' 00" E	100.00
28	N 89° 15' 00" E	100.00
29	N 89° 15' 00" E	100.00
30	N 89° 15' 00" E	100.00
31	N 89° 15' 00" E	100.00
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34	N 89° 15' 00" E	100.00
35	N 89° 15' 00" E	100.00
36	N 89° 15' 00" E	100.00
37	N 89° 15' 00" E	100.00
38	N 89° 15' 00" E	100.00
39	N 89° 15' 00" E	100.00
40	N 89° 15' 00" E	100.00

NO.	DELTA	RADIUS	ARC	BEARING	CHORD
1	0.0000	100.0000	0.0000	N 89° 15' 00" E	100.0000
2	0.0000	100.0000	0.0000	N 89° 15' 00" E	100.0000
3	0.0000	100.0000	0.0000	N 89° 15' 00" E	100.0000
4	0.0000	100.0000	0.0000	N 89° 15' 00" E	100.0000
5	0.0000	100.0000	0.0000	N 89° 15' 00" E	100.0000
6	0.0000	100.0000	0.0000	N 89° 15' 00" E	100.0000
7	0.0000	100.0000	0.0000	N 89° 15' 00" E	100.0000
8	0.0000	100.0000	0.0000	N 89° 15' 00" E	100.0000
9	0.0000	100.0000	0.0000	N 89° 15' 00" E	100.0000
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BEAUFORT COUNTY ZONING & DEVELOPMENT  
 PLAT APPROVAL  
 DATE: 10/1/95  
 SIGNATURE: [Signature]

# PARCEL G



Copyright 2011 Esri. All rights reserved. Wed Aug 12 2015 12:44:02 PM.

## PARCEL G



## Beaufort County, South Carolina

generated on 8/12/2015 12:46:22 PM EDT

Property ID (PIN)	Alternate ID (AIN)	Parcel Address	Data refreshed as of	Assess Year	Pay Year
R300 020 00B 0037 0000	06595696	5 HARBOR DR,	8/8/2015	2014	2014

## Current Parcel Information

Owner	MORRIS THERESA A	Property Class Code	CommVac
Owner Address	3223 BRECKENRIDGE DR LITTLE ROCK AR 72227	Acreage	.2100
Legal Description	CAUSEWAY PEDESTAL SITE #3 HARBOR ISLAND PB52 P91 PB76 PG181		

## Historic Information

Tax Year	Land	Building	Market	Taxes	Payment
2014	\$78,000		\$78,000	\$1,082.71	\$1,082.71
2013	\$78,000		\$78,000	\$1,046.26	\$1,046.26
2012	\$130,000		\$130,000	\$1,402.66	\$1,402.66
2011	\$130,000		\$130,000	\$1,380.02	\$1,712.02
2010	\$130,000		\$130,000	\$1,361.23	\$1,615.41
2009	\$130,000		\$130,000	\$1,333.02	\$1,532.97
2008	\$100,000		\$100,000	\$1,304.09	\$1,499.70
2007	\$100,000		\$100,000	\$1,246.59	\$1,433.58
2006	\$100,000		\$100,000	\$1,132.59	\$1,302.48
2005				\$1,058.85	\$1,058.85

## Sales Disclosure

Grantor	Book & Page	Date	Deed	Vacant	Sale Price
WEST MARSH INC	3291 3031	12/11/2013	De		\$10,498
		12/31/1776	Or		\$0
UNKNOWN OWNER 06595696		12/31/1776	Or		\$0

## Improvements

Building	Type	Use Code Description	Constructed Year	Stories	Rooms	Square Footage	Improvement Size
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Building	Type	Feature Code	Features & Exterior Features Description	No. / Sq.Ft.	Value
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# PARCEL H



## PARCEL H



## Beaufort County, South Carolina

generated on 8/12/2015 12:45:21 PM EDT

Property ID (PIN)	Alternate ID (AIN)	Parcel Address	Data refreshed as of	Assess Year	Pay Year
R300 020 00B 0034 0000	00064815	2067 SEA ISLAND PKWY,	8/8/2015	2014	2014

## Current Parcel Information

Owner	HARBOR ISLAND UTILITES INC	Property Class Code	TranCommUtil(TCU)Vac Util
Owner Address	PO BOX 1028 BEAUFORT SC 29901-1028	Acreage	.5000
Legal Description	HARBOR ISLAND SEWER TREATMT PLANT LIFT STATION , RD R/W PB 34 P 4 & 6		

## Historic Information

Tax Year	Land	Building	Market	Taxes	Payment
2014	\$500		\$500	\$8.26	\$8.26
2013	\$500		\$500	\$8.01	\$8.01
2012	\$500		\$500	\$7.44	\$7.44
2011	\$500		\$500	\$7.34	\$7.34
2010	\$500		\$500	\$0.00	\$0.00
2009	\$500		\$500	\$7.13	\$7.13
2008	\$500		\$500	\$7.85	\$7.85
2007	\$500		\$500	\$7.42	\$7.42
2006	\$500		\$500	\$6.86	\$6.86
2005	\$500		\$500	\$6.51	\$6.51

## Sales Disclosure

Grantor	Book & Page	Date	Deed	Vacant	Sale Price
HARBOUR ISLAND SEWER SYSTEM	760 1787	2/6/1995	Fu		\$10
HARBOUR ISLAND DEV CO	454 242	7/1/1986	Fu		\$0
HARBOR ISLAND SEWER SYSTEM	454 242	7/1/1986	Fu		\$0
HARBOUR ISLAND DEV CO	295 1943	1/1/1980	Fu		\$0
		12/31/1776	Or		\$0

Improvements

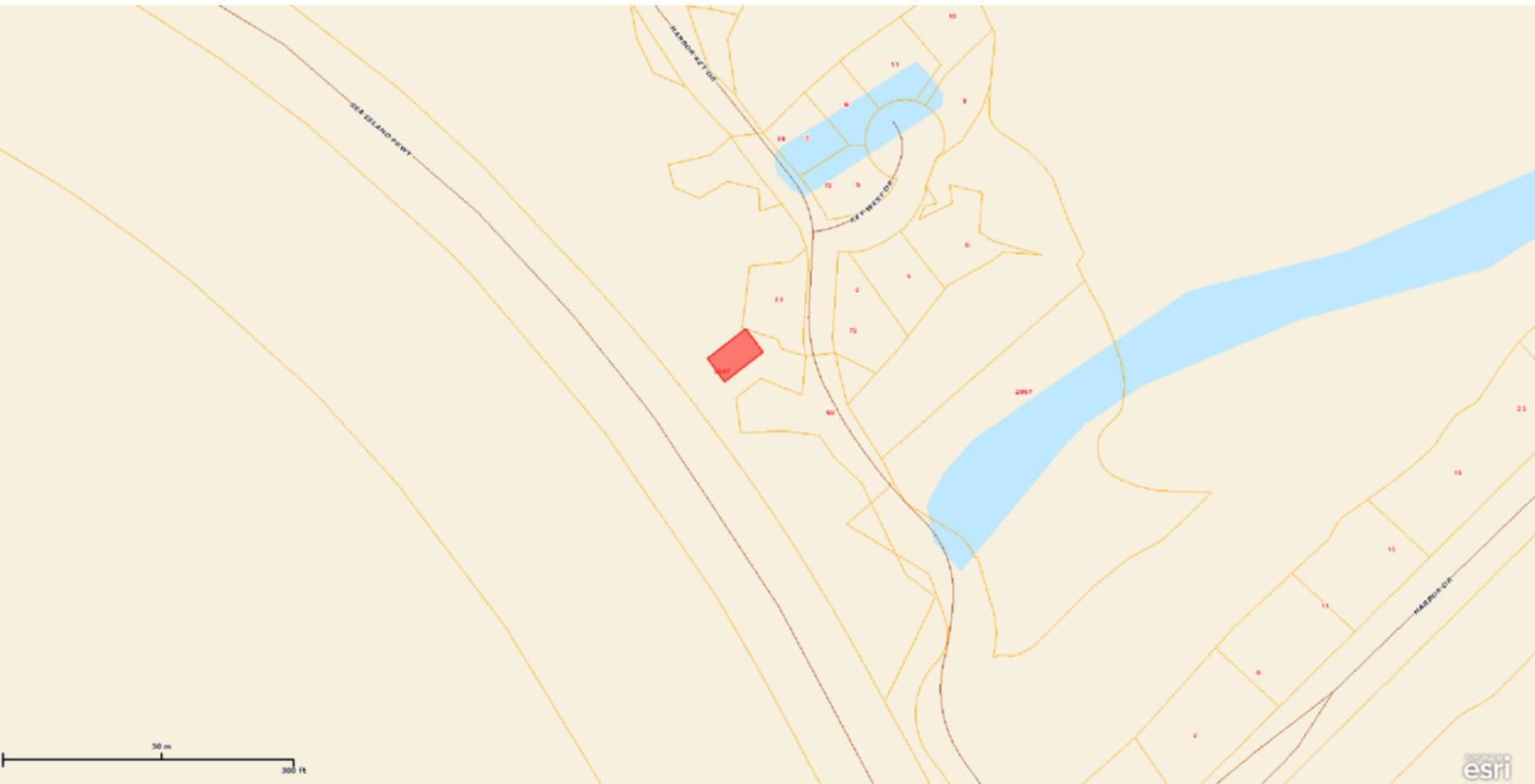
Building	Type	Use Code Description	Constructed Year	Stories	Rooms	Square Footage	Improvement Size
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Features & Exterior Features

Building	Type	Feature Code	Description	No. / Sq.Ft.	Value
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# PARCEL X

HARBOR ISLAND UTILITES INC



## PARCEL X



## Beaufort County, South Carolina

generated on 8/12/2015 7:38:14 AM EDT

Property ID (PIN)	Alternate ID (AIN)	Parcel Address	Data refreshed as of	Assess Year	Pay Year
R300 020 00B 0034 0000	00064815	2067 SEA ISLAND PKWY,	8/8/2015	2014	2014

## Current Parcel Information

Owner	HARBOR ISLAND UTILITES INC	Property Class Code	TranCommUtil(TCU)Vac Util
Owner Address	PO BOX 1028 BEAUFORT SC 29901-1028	Acreage	.5000
Legal Description	HARBOR ISLAND SEWER TREATMT PLANT LIFT STATION , RD R/W PB 34 P 4 & 6		

## Historic Information

Tax Year	Land	Building	Market	Taxes	Payment
2014	\$500		\$500	\$8.26	\$8.26
2013	\$500		\$500	\$8.01	\$8.01
2012	\$500		\$500	\$7.44	\$7.44
2011	\$500		\$500	\$7.34	\$7.34
2010	\$500		\$500	\$0.00	\$0.00
2009	\$500		\$500	\$7.13	\$7.13
2008	\$500		\$500	\$7.85	\$7.85
2007	\$500		\$500	\$7.42	\$7.42
2006	\$500		\$500	\$6.86	\$6.86
2005	\$500		\$500	\$6.51	\$6.51

## Sales Disclosure

Grantor	Book & Page	Date	Deed	Vacant	Sale Price
HARBOUR ISLAND SEWER SYSTEM	760 1787	2/6/1995	Fu		\$10
HARBOUR ISLAND DEV CO	454 242	7/1/1986	Fu		\$0
HARBOR ISLAND SEWER SYSTEM	454 242	7/1/1986	Fu		\$0
HARBOUR ISLAND DEV CO	295 1943	1/1/1980	Fu		\$0
		12/31/1776	Or		\$0

Improvements

Building	Type	Use Code Description	Constructed Year	Stories	Rooms	Square Footage	Improvement Size
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Features & Exterior Features

Building	Type	Feature Code	Description	No. / Sq.Ft.	Value
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# HARBOUR KEYS

## PARCEL I



## PARCEL I



## Beaufort County, South Carolina

generated on 8/12/2015 8:07:16 AM EDT

Property ID (PIN)	Alternate ID (AIN)	Parcel Address	Data refreshed as of	Assess Year	Pay Year
R300 020 00C 0153 0000	07509243	,	8/8/2015	2014	2014

## Current Parcel Information

Owner	HARBOUR KEY COMMUNITY ASSOCIATION IN	Property Class Code	ResVac Recreational
Owner Address	2123 SEA ISLAND PARKWAY HARBOR ISLAND SC 29920	Acreage	1.1800
Legal Description	OPEN SPACE HARBOR KEY S/DHARBOR ISL PB50 P131 PB60 P48~01/12 AC CHANGED <u>PB133 P22</u>		

## Historic Information

Tax Year	Land	Building	Market	Taxes	Payment
2014	\$500		\$500	\$10.35	\$10.35
2013	\$500		\$500	\$10.10	\$10.10
2012	\$500		\$500	\$9.53	\$9.00
2011	\$500		\$500	\$9.43	\$9.43
2010	\$500		\$500	\$9.35	\$9.35
2009	\$500		\$500	\$0.00	\$0.00
2008	\$500		\$500	\$0.00	\$0.00
2007	\$500		\$500	(\$11.40)	\$0.00
2006	\$500		\$500	\$10.84	\$10.84
2005	\$500		\$500	\$10.49	\$10.49

## Sales Disclosure

Grantor	Book & Page	Date	Deed	Vacant	Sale Price
HARBOUR KEY COMMUNITY ASSOCIATION I	3077 379	5/17/2011	Qu		\$10
HARBOUR KEY COMMUNITY ASSOCIATION I	3077 379	5/17/2011	Qu		\$10
WEST MARSH INC C/O RESORT MANAGEMEN	3077 383	5/17/2011	Qu		\$10
WEST MARSH INC C/O RESORT MANAGEMEN	3077 383	5/17/2011	Qu		\$10
WEST MARSH INC C/O RESORT MANAGEMEN	3077 383	5/17/2011	Qu		\$10
UNKNOWN OWNER 07509243		12/31/1776	Or		\$0

12/31/1776

Or

\$0

Improvements

Building	Type	Use Code Description	Constructed Year	Stories	Rooms	Square Footage	Improvement Size
----------	------	-------------------------	---------------------	---------	-------	-------------------	---------------------

Features & Exterior Features

Building	Type	Feature Code	Description	No. / Sq.Ft.	Value
----------	------	--------------	-------------	--------------	-------

470 RB  
Mikel

RECORDED  
2011 Aug -18 12:54 PM

*Shaun O. Burns*  
BEAUFORT COUNTY AUDITOR

BEAUFORT COUNTY SC - ROD  
BK 03077 PGS 0383-0386  
FILE NUM 2011040198  
08/12/2011 09:32:28 AM  
REC'D BY B BING RCPT# 653879  
RECORDING FEES 10.00

ADD DMP Record 8/16/2011 10:33:55 AM  
BEAUFORT COUNTY TAX MAP REFERENCE

Dist	Map	SMap	Parcel	Block	Week
R300	020	00C	0153	0000	00

STATE OF SOUTH CAROLINA )  
 ) QUIT CLAIM DEED  
 COUNTY OF BEAUFORT )

BY: WEST MARSH, INC. : GRANTOR  
 TO: HARBOUR KEY COMMUNITY : GRANTEE  
 ASSOCIATION, INC.

**WHEREAS, Davis Heniford, Jr. conveyed all the real property comprising Harbor Island above the mean high water mark of the salt water marshes to Harbor Island Development Company, L.P. in Deed Book 295 at Page 1943; and,**

**Harbor Island Development Company, L.P. conveyed all of the real property on Harbor Island that it owned to Berkeley Federal Savings and Loan Association (save and except those portions previously conveyed out - specifically 1.16 acres described on Plat Book 30 Page 96) in Deed Book 457 at Page 934; and,**

**Berkeley Federal Savings and Loan Association conveyed all of that portion of Harbor Island known at that time as West Marsh (now known as Harbour Key) to West Marsh, Inc. in Deed 676 at Page 1458; and,**

**West Marsh, Inc. subdivided a portion of this area known as West Marsh/Harbour Key into 40 Lots as described on Plat Book 60 at Page 48 and sold those 40 Lots retaining title to the remaining real property; and,**

ADD DMP Record 8/16/2011 10:43:19 AM  
BEAUFORT COUNTY TAX MAP REFERENCE

Dist	Map	SMap	Parcel	Block	Week
R300	020	00C	0154	0000	00 -1-

**West Marsh, Inc. conveyed an additional portion of this area known as West Marsh/Harbour Key to Plantation Builders, Inc. in Record Book 1167 at Page 1147 which portion then became Lots 41 to 50 of Harbour Key as described on Plat Book 70 at Page 77; and,**

**Plantation Builders, Inc. sold Lots 41 to 50; and,**

**West Marsh, Inc. conveyed a portion of a 30 foot road drive as Harbour Key Drive and the 50 foot drive known as Key West Drive to the Grantee in Record Book 1346 at Page 1608; and,**

**West Marsh, Inc. then conveyed what appeared to be the remainder of the land owned by it in West Marsh/Harbour Key Subdivision to the Beaufort County Open Land Trust in Record Book 2075 at Page 2132; and, it is possible that West Marsh, Inc. may still own or claim some right, title, or interest in some of the land in the West Marsh/Harbour Subdivision and the purpose of this document is to convey and transfer any such right, title or interest to the GRANTEE.**

**NOW THEREFORE, WEST MARSH, INC. for the consideration of TEN AND NO/100 (\$10.00) DOLLARS, to it in hand paid by HARBOUR KEY COMMUNITY ASSOCIATION, INC., in the state aforesaid, the receipt whereof is hereby acknowledged, by these presents, does grant, bargain, sell and release unto HARBOUR KEY COMMUNITY ASSOCIATION, INC., its Successors and Assigns, forever, in fee simple, the real property described on Attachment A hereto.**

**TOGETHER with all and singular, the rights, members, hereditaments and appurtenances to the said premises belonging or in anywise incident or appertaining.**

**TO HAVE AND TO HOLD all and singular the premises before mentioned unto HARBOUR KEY COMMUNITY ASSOCIATION, INC., its Successors and Assigns, forever.**

**The Grantor does hereby bind itself, its Successors and Assigns, to warrant and forever defend all and singular the said premises unto HARBOUR KEY COMMUNITY ASSOCIATION, INC., its Successors and Assigns, and against every person whomsoever lawfully claiming, or to claim, the same or any part thereof.**

WITNESS the Hand and Seal of the Grantor on May 17<sup>th</sup>, 2011.

Karl Willis  
Signature of Witness 1

WEST MARSH, INC.

W. H. Thulman  
Signature of Witness 2

By: [Signature]  
(Title)

\*\*\*\*\*

STATE OF South Carolina  
COUNTY OF Beaufort

AFFIDAVIT OF PROBATE

PERSONALLY appeared before me Ken L. Willis (as Witness 1) and made oath that s/he saw the within named WEST MARSH, INC. by David H. Holmsky, as President, sign, seal and as the act and deed of the Grantor, deliver the within written Title To Real Estate and that s/he with Will Thulman (as Witness 2) witnessed the execution thereof.

SWORN to before me on May 17, 2011  
Samuel G. Thulman (SEAL)  
Notary Public for South Carolina  
My Commission Expires: 7/08/2015

Karl Willis  
Signature of Witness 1

This deed was prepared WITHOUT TITLE EXAMINATION by the Law Offices of Mikell, Weidner, Wegmann & Harper, LLC, Post Office Box 1727, Beaufort, South Carolina 29901-1727. File No. 3355.0010

Address of Grantee: Harbour Key Community Association, Inc.  
c/o Resort Management, Inc.  
2123 Sea Island Parkway  
Harbor Island, SC 29920

**ATTACHMENT A**

**Parcel One:** All of those twenty parcels of land situate on Harbor Island, South Carolina containing 2.218 acres and designated as Parcels A1 through A20 on a plat prepared by David S. Youmans, SCRLS, on February 20, 1997, revised 02-25-2011 and recorded in Plat Book 133 at Page 22 of the ROD Office of Beaufort County, S.C.

This being a portion of the real property believed to be conveyed to the Grantor in Record Book 2588 at Page 1858.

Tax Map Reference: R300-020-00C-0154.

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**Parcel Two:** All that parcel of land situate on Harbor Island, South Carolina containing 0.03 acre and designated as Open Space in Phase II of Harbour Key on a plat prepared by Terry Mack Coleman, SCRLS, on February 16, 1999 and recorded in Plat Book 70 at Page 77; said Open Space is bounded on the East by a canal, on the Southwest by Harbour Key Drive, and on the North by Lot 49 of Harbour Key Subdivision.

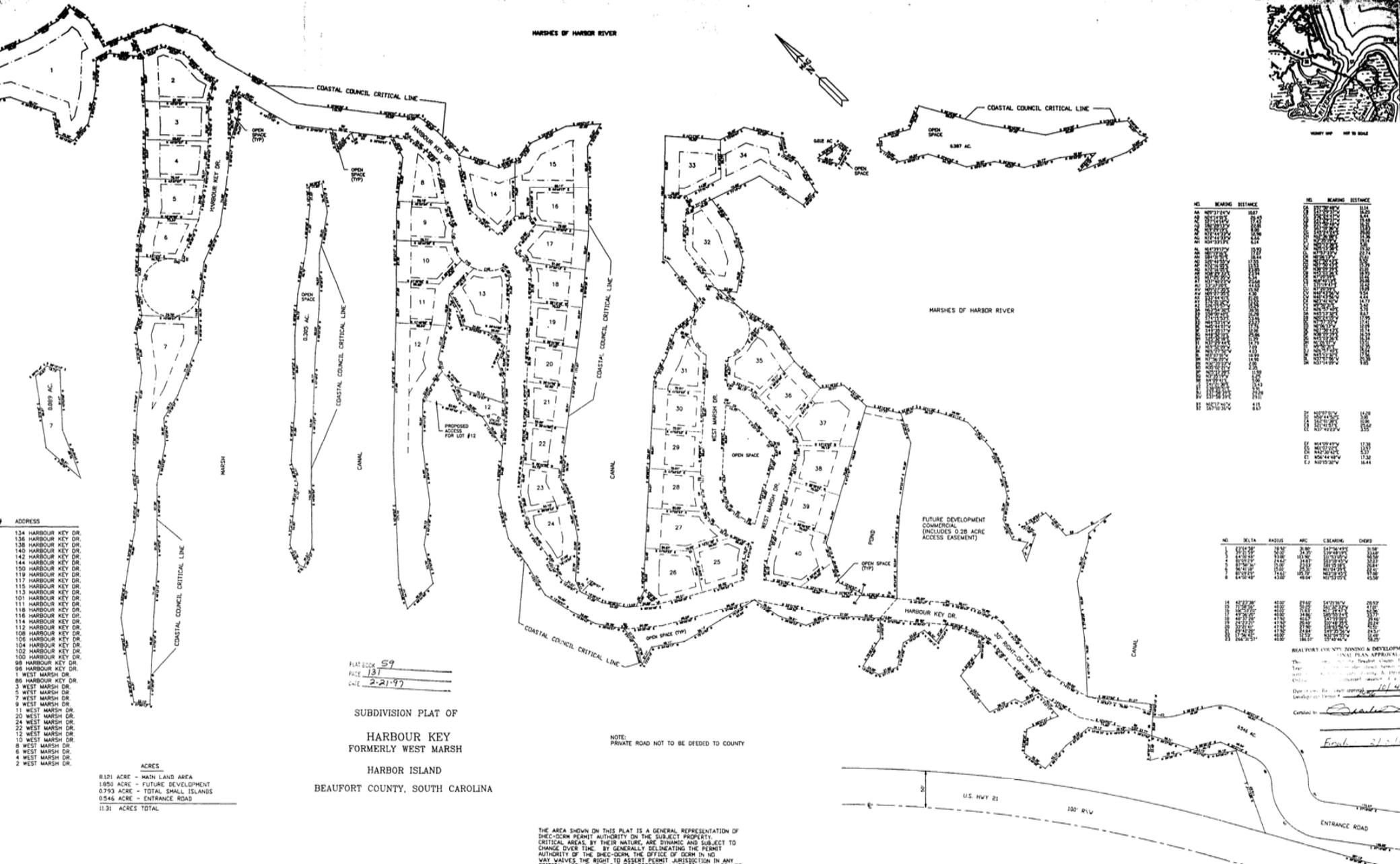
This being a portion of the real property believed to be conveyed to the Grantor in Record Book 2588 at Page 1858.

Tax Map Reference: R300-020-00C-0153.

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**Parcel Three:** Any other land above the mean high water mark which is not one of the residential lots nor the commercial site of 1.16 acres described in Plat Book 30 Page 96 which is within that area situate on Harbor Island in Beaufort County, S.C. known as West Marsh or Harbour Key (SAVE AND EXCEPT Tax Parcel R300-020-00B-0037).





PLAT BOOK 59  
PAGE 131  
DATE 2-21-97

SUBDIVISION PLAT OF  
HARBOR KEY  
FORMERLY WEST MARSH  
HARBOR ISLAND  
BEAUFORT COUNTY, SOUTH CAROLINA

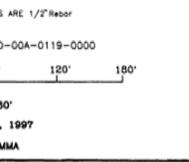
NOTE: PRIVATE ROAD NOT TO BE DEEDED TO COUNTY

FUTURE DEVELOPMENT  
COMMERCIAL  
(INCLUDES 0.28 ACRE  
ACCESS EASEMENT)

- ADDRESS
- 134 HARBOR KEY DR
  - 136 HARBOR KEY DR
  - 138 HARBOR KEY DR
  - 140 HARBOR KEY DR
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  - 400 HARBOR KEY DR

ACRES

- 8121 ACRE - MAIN LAND AREA
- 1850 ACRE - FUTURE DEVELOPMENT
- 0.793 ACRE - TOTAL SMALL ISLANDS
- 0.546 ACRE - ENTRANCE ROAD
- 11.31 ACRES TOTAL



THIS PROPERTY IS LOCATED IN ZONE A11 (E, L5)  
AS DETERMINED BY FEMA FIRM COMMUNITY-PANEL  
NUMBER 45025 0162 E, DATED 11/4/82.

97 FEB 21 AM 11:44  
BEAUFORT COUNTY S CHURCH'S S  
JOHN A. HARRIS JR  
N/VAN, JR

THE AREA SHOWN ON THIS PLAT IS A GENERAL REPRESENTATION OF SPECIFIC PERMIT AUTHORITY ON THE SUBJECT PROPERTY. CRITICAL AREAS, BY THEIR NATURE, ARE DYNAMIC AND SUBJECT TO CHANGE OVER TIME. BY GENERALLY DELINEATING THE PERMIT AUTHORITY OF THE BEAUFORT COUNTY OFFICE OF GDM IN NO WAY WAIVES THE RIGHT TO ASSERT PERMIT JURISDICTION IN ANY CRITICAL AREA ON THE SUBJECT PROPERTY WHETHER SHOWN OR NOT. ALL PROPERTY OWNERS OR PROSPECTIVE BUYERS ARE ADVISED TO MAKE THE LIEU CERTIFICATE OF CONFORMANCE PRIOR TO CONSTRUCTION OR CLOSING ON THE SALE OF THIS PROPERTY.

David S. Youmans  
DATE 10/1/95  
DATE 10/1/98  
EXPIRATION DATE

I HEREBY STATE THAT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF, THE SURVEY SHOWN HEREON WAS MADE IN ACCORDANCE WITH THE REQUIREMENTS OF THE NODERN STANDARDS MANUAL FOR THE PRACTICE OF LAND SURVEYING IN SOUTH CAROLINA, AND MEETS OR EXCEEDS THE REQUIREMENTS FOR A CLASS B SURVEY AS SPECIFIED THEREIN. ALSO THERE ARE NO VISIBLE ENCROACHMENTS OR PROJECTIONS OTHER THAN SHOWN.

David S. Youmans  
DAVID S. YOUMANS RLS 9765  
BEAUFORT SURVEYING, INC.  
1925 DUKE STREET (PO BOX 1231)  
BEAUFORT, S.C. 29901  
PHONE (803) 524-3261 525-1175

NO.	BEARING	DISTANCE
1	N 89° 15' 00" E	100.00
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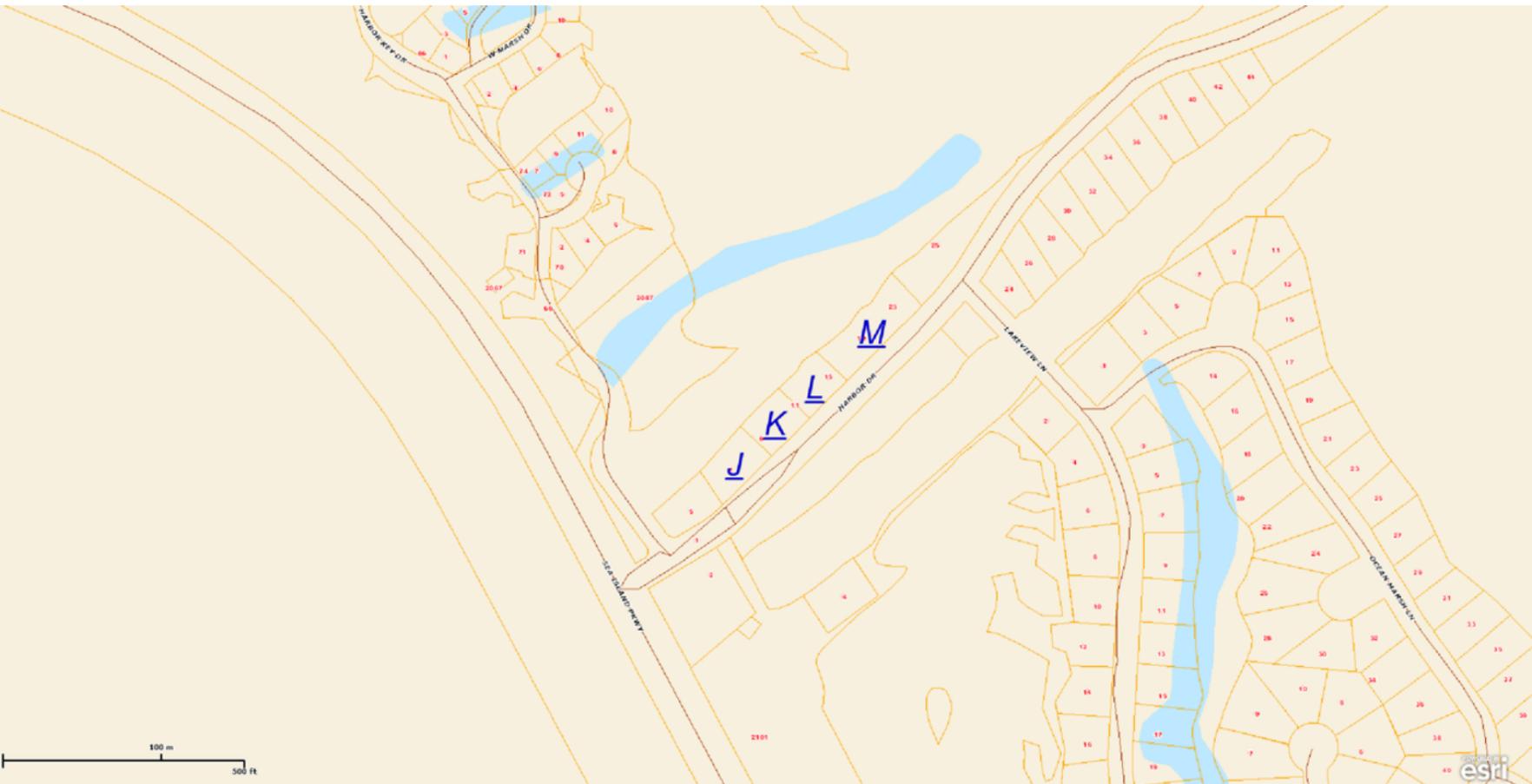
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BEAUFORT COUNTY ZONING & DEVELOPMENT  
PLAT NO. 131  
DATE 2-21-97

# PARCELS J TO M

## PREFERRED ISLAND PROPERTIES



## PARCEL J



## Beaufort County, South Carolina

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Property ID (PIN)	Alternate ID (AIN)	Parcel Address	Data refreshed as of	Assess Year	Pay Year
R300 020 00B 0043 0000	242000502	HARBOR DR,	8/8/2015	2014	2014

## Current Parcel Information

Owner	PREFERRED ISLAND PROPERTIES % ROBER	Property Class Code	ResVac Platted&Unplatted
Owner Address	5575 STRAW POND SCHOOL RD DUNN NC 28334	Acreage	.3300
Legal Description	LOT 1 THE CAUSEWAY COTTAGE ANNEX PB13 P156		

## Historic Information

Tax Year	Land	Building	Market	Taxes	Payment
2014	\$74,400		\$74,400	\$1,034.64	\$1,034.64
2013	\$74,400		\$74,400	\$999.91	\$999.91
2012	\$169,000		\$169,000	\$2,061.76	\$2,061.76

## Sales Disclosure

Grantor	Book & Page	Date	<a href="#">Deed</a>	Vacant	Sale Price
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## Improvements

Building	Type	Use Code Description	Constructed Year	Stories	Rooms	Square Footage	Improvement Size
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## Features &amp; Exterior Features

Building	Type	Feature Code	Description	No. / Sq.Ft.	Value
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## PARCEL K



## Beaufort County, South Carolina

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Property ID (PIN)	Alternate ID (AIN)	Parcel Address	Data refreshed as of	Assess Year	Pay Year
R300 020 00B 0044 0000	242000503	HARBOR DR,	8/8/2015	2014	2014

## Current Parcel Information

Owner	PREFERRED ISLAND PROPERTIES % ROBER	Property Class Code	ResVac Platted&Unplatted
Owner Address	5575 STRAW POND SCHOOL RD DUNN NC 28334	Acreage	.2800
Legal Description	LOT 2 THE CAUSEWAY COTTAGE ANNEX PB13 P156		

## Historic Information

Tax Year	Land	Building	Market	Taxes	Payment
2014	\$74,400		\$74,400	\$1,033.55	\$1,033.55
2013	\$74,400		\$74,400	\$998.82	\$998.82
2012	\$169,000		\$169,000	\$2,060.67	\$2,060.67

## Sales Disclosure

Grantor	Book & Page	Date	<a href="#">Deed</a>	Vacant	Sale Price
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## Improvements

Building	Type	Use Code Description	Constructed Year	Stories	Rooms	Square Footage	Improvement Size
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## Features &amp; Exterior Features

Building	Type	Feature Code	Description	No. / Sq.Ft.	Value
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## PARCEL L



## Beaufort County, South Carolina

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Property ID (PIN)	Alternate ID (AIN)	Parcel Address	Data refreshed as of	Assess Year	Pay Year
R300 020 00B 0045 0000	242000504	HARBOR DR,	8/8/2015	2014	2014

## Current Parcel Information

Owner	PREFERRED ISLAND PROPERTIES % ROBER	Property Class Code	ResVac Platted&Unplatted
Owner Address	5575 STRAW POND SCHOOL RD DUNN NC 28334	Acreage	.2500
Legal Description	LOT 3 THE CAUSEWAY COTTAGE ANNEX PB13 P156		

## Historic Information

Tax Year	Land	Building	Market	Taxes	Payment
2014	\$74,400		\$74,400	\$1,032.90	\$1,032.90
2013	\$74,400		\$74,400	\$998.17	\$998.17
2012	\$169,000		\$169,000	\$2,060.02	\$2,060.02

## Sales Disclosure

Grantor	Book & Page	Date	<a href="#">Deed</a>	Vacant	Sale Price
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## Improvements

Building	Type	Use Code Description	Constructed Year	Stories	Rooms	Square Footage	Improvement Size
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## Features &amp; Exterior Features

Building	Type	Feature Code	Description	No. / Sq.Ft.	Value
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## PARCEL M



## Beaufort County, South Carolina

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Property ID (PIN)	Alternate ID (AIN)	Parcel Address	Data refreshed as of	Assess Year	Pay Year
R300 020 00B 0046 0000	242000505	HARBOR DR,	8/8/2015	2014	2014

## Current Parcel Information

Owner	HARBOR ISLAND OWNERS ASSOC	Property Class Code	ResVac Platted&Unplatted
Owner Address	1 N HARBOR DR SAINT HELENA ISLAND SC 29920	Acreage	.4600
Legal Description	OPEN STACE THE CAUSEWAY COTTAGE ANNEX PB13 P156		

## Historic Information

Tax Year	Land	Building	Market	Taxes	Payment
2014	\$500		\$500	\$16.94	\$16.94
2013	\$500		\$500	\$16.69	\$16.69
2012	\$500		\$500	\$16.12	\$16.12

## Sales Disclosure

Grantor	Book & Page	Date	<a href="#">Deed</a>	Vacant	Sale Price
PREFERRED ISLAND PROPERTIES % ROBE	3109 1238	12/21/2011	Li		\$10

## Improvements

Building	Type	Use Code Description	Constructed Year	Stories	Rooms	Square Footage	Improvement Size
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## Features &amp; Exterior Features

Building	Type	Feature Code	Description	No. / Sq.Ft.	Value
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cause or claim arising from the inducement to enter and/or the failure to perform this Agreement; and

WHEREAS, the Owner has decided to subject to a conservation easement and thereafter to donate to the Association certain open space more particularly described in that certain Plat of Gasque & Associates, Inc., dated July 23, 2008, and last revised on February 4, 2011, the said Plat having been prepared by David E. Gasque, S.C.R.L.S. No. 10506 (herein "the Gasque Plat"), and a copy of which is attached hereto as Exhibit A; and

WHEREAS, the Owner agrees that the property at issue is subject to the Declaration of Covenants and Restrictions for Harbor Island dated August 28, 1980, and recorded in Book 306 at Page 623 at the Register of Deeds for Beaufort County, South Carolina, together with all amendments and supplements thereto (herein collectively "the Declaration"); and

WHEREAS, the Owner hereby requests the Association to approve, and the Association hereby does approve, the subdivision of the property on the northwest side of Harbor Drive into three lots suitable for development, sale and construction, as well as a parcel of open space suitable for a conservation easement, all as appears in the Gasque plat (Exhibit A); and

WHEREAS, the Owner hereby requests the Association to approve, and the Association hereby does approve, the submission of the property on the southeast side of Harbor Drive to a conservation easement; and

WHEREAS, the parties desire to cooperate in bringing to fruition (a) the approval for sale, development and construction of the Owner's three lot

subdivision by any and all governmental authorities; (b) the approval of the design and construction of dwellings to be built on the three lots by the Association's Architectural Control Committee; (c) the subjection by the Owner of the remaining open space to conservation easement(s); and (d) the donation of the land subject to the conservation easement(s) by the Owner to the Association.

NOW, THEREFORE, let these presents

**WITNESSETH:**

IN CONSIDERATION of the promises made herein, the receipt and sufficiency of which are hereby conclusively acknowledged by the parties hereto, the parties' covenant and agree as follows:

1. The statements in the Preamble and in the Recitals, as well as each of the exhibits referred to herein and attached hereto, are expressly incorporated into this Agreement as material provisions hereof.

2. The parties, by and through counsel, shall execute, deliver and file an order of dismissal in form and content identical to that set forth in Exhibit B to this Agreement, thereby ending all causes of action and counterclaims in the Law Suit with prejudice.

3. Each of the parties shall execute and deliver a Covenant Not to Sue in favor of the other party:

(a) The Owner shall properly sign and deliver a covenant in form and content identical to that attached to this Agreement as Exhibit C.

- (b) The Association shall properly sign and deliver a covenant in form and content identical to that attached to this Agreement as Exhibit D.

Neither Covenant Not to Sue shall prevent or preclude the institution and prosecution of an action for either the inducement to enter or for the failure to perform this Agreement.

4. The Owner, apart from the settlement of the Law Suit, has decided to subject the open space on the Gasque Plat to one or more conservation easements and thereafter to donate to the Association the real property subject to the easement(s). The real property that is to be made subject to the easement(s) and donated is identified on the Gasque Plat (Exhibit A) as follows:

- (a) A parcel on the northwest side of Harbor Drive described as "OPEN SPACE, 20,067 sq. ft., 0.46 acres" (acreage is to mean high water); and
- (b) A parcel on the southeast side of Harbor Drive described as "OPEN SPACE (TO BECOME CONSERVATION EASEMENT AND CONVEYED), 37,687 sq. ft., 0.87 acres" (acreage is to mean high water).
- (c) The parties stipulate that the square footage and/or acreage in subparagraphs 4(a) and (b) is approximate.

The Association desires that certain improvements be authorized and permitted on the property after imposition of the conservation easement(s) (herein "the desired improvements"), and, within ten (10) days of the execution and delivery of this Agreement, the Association shall send notice to the Owner identifying the precise, desired improvements that it seeks, as well as the location of each such improvement on the property. The Owner shall present all reasonable requests for desired improvements by the Association to the

governmental, private or charitable organization having authority to approve and/or to authorize the conservation easement(s), and both the Owner and the Association shall use their best efforts to have the desired improvements approved. However, once the decision is made with respect to the approval or disapproval of one or more desired improvements, the decision shall be final and shall not affect the performance of any other provision of this Agreement.

Upon receiving notice of the desired improvements that have been approved for inclusion in the conservation easement(s), the Owner, at its expense, shall obtain one or more appraisals of the property to be donated, and the Association shall concur in the value. Not later than 30 days after the Date of Final Development Approval, as set forth in paragraph 7 below, the owner shall convey the property to be donated to the Association by limited warranty deed, for nominal consideration, and subject to such easements for utilities and other uses as shall exist or as may be required to comply with paragraph 10 below, with the Owner and the Association bearing the cost of closing customarily born by sellers and buyers, respectively, of real property in Beaufort County, South Carolina.

5. The Owner hereby requests approval from the Association pursuant to the Declaration, and the Association hereby approves the development of the Owner's subdivision under the Declaration into three lots as depicted particularly on the Gasque Plat (Exhibit A), to wit: Lot 1, consisting of 14,160 square feet (0.33 acres), including the buffer area that is described more fully in paragraph 12 below, Lot 2, consisting of 12,047 square feet (0.28 acres)

and Lot 3, consisting of 11,053 square feet (0.25 acres). By the execution and delivery of this Agreement, the Association intends both to consent to the subdivision, as required by the Declaration, and to express its approval and support of the subdivision to any and all governmental authorities having jurisdiction to approve or to authorize the subdivision, including, without limitation, Beaufort County.

6. If requested by the Owner, on or before the 5<sup>th</sup> calendar day following receipt of the request, the Association shall confirm by letter or by other written affirmation to one or more governmental authorities (a) the Association's interpretation of the Declaration, as set forth in paragraph 5 above; (b) the Association's approval of, consent to and cooperation with the Owner's subdivision; and/or (c) any other expression of support for the subdivision that the Owner may reasonably require, including, without limitation, the sending of a representative of the Association to one or more public or private meetings to voice its approval.

7. If requested by the Owner, on or before the 5<sup>th</sup> calendar day following receipt of the request, the Association shall confirm by letter or other written affirmation to any governmental, private or charitable organization having authority to approve or to authorize a conservation easement (a) the Association's approval of, consent to and cooperation with the Owner's efforts to subject the open space on the Gasque Plat to one or more conservation easements, which shall include the Association's reasonable requests with respect to the desired improvements; and/or (b) any other expression of support

for the conservation easement(s), that the Owner may reasonably require, including, without limitation, the sending of a representative of the Association to one or more public or private meetings to voice its approval.

8. It is the intention of the parties to cooperate by all lawful ways and means to obtain all governmental approvals necessary to permit the recording of the Gasque Plat (Exhibit A), the sale of lots by reference to that plat and the construction of dwellings on the lots in the subdivision. The date on which the last of these approvals has been obtained by the Owner shall be known as the Date of Final Development Approval.

9. After the Date of Final Development Approval, upon the submission of plans by the Owner, or upon submission of plans by the Owner's successor in interest and/or the Owner's assignee, the Association's Architectural Control Committee, in reviewing and approving the plans, shall act with reasonable alacrity and shall apply the same objective design criteria heretofore applied to the review and approval of plans for dwellings similar in size, elevation, color and exterior finish to those proposed by the Owner, its successors and/or assigns. The shared goal shall be, in the exercise of good faith, to propose and to approve plans for dwellings that are reasonably similar to those already existing at Harbor Island, without unnecessary or unreasonable requirements as to height, size, placement, color or finish. In addition, the Association and its Architectural Control Committee shall not unreasonably impair, impede or delay construction after design approval has been obtained by the Owner, its successors or assigns. In order to be bound by the obligations set forth in this paragraph only,

the Association's Architectural Control Committee, by and through its chair, has signed this Agreement.

10. The Association agrees that, at no charge to the Owner, the Association shall allow the Owner to access and tie into existing water, sewer, power, cable and other utilities at Harbor Island. The Association agrees to grant to the Owner such customary and usual installation, repair and maintenance easements as may be required to allow the Owner to tie into such utilities. If the Owner damages the Association's property in connection with utility access, the Owner shall promptly restore such property, at the Owner's expense, to the same condition it was in immediately before such damage occurred.

11. None of the three lots in the owner's subdivision shall incur any charge or assessment by the Association until the assessments for the 2012 calendar year are calculated and billed to other property owners subject to the Declaration, typically in advance in November of each year. The property to be donated to the Association shall incur no charge or assessment at all.

12. The buffer area along the southwest boundary of Lot 1 in the Owner's subdivision shall be 20 feet in width for the entire length of that boundary, and, although the buffer area shall be an integral part of Lot 1, no vertical construction shall be placed in the buffer area. Notwithstanding the foregoing, the buffer area may be landscaped with trees, shrubbery and/or grass in the discretion of the then owner of Lot 1.

13. Any notice authorized or required by this Agreement shall be deemed to have been delivered, provided the address used for the party

receiving the notice is correct, (a) if by courier, on the date of delivery; (b) if by electronic transmission, on the date of the transmission; and (c) if by overnight express, on the date of confirmed delivery.

14. Both the Owner and the Association represent and warrant that this Agreement has been signed and delivered by agents who have been duly authorized to do so.

15. The benefits and burdens created by this Agreement may be assigned by the Owner but not by the Association.

16. The parties also covenant and agree as follows:

- (a) **Attorney's Fees.** In the event of a default in the performance of this Agreement, the prevailing party in any litigation that may ensue shall be entitled to recover its reasonable attorney's fees.
- (b) **Binding Agreement.** This Agreement in its entirety shall be binding upon the parties hereto, their successors, legal representatives and/or permitted assigns.
- (c) **Survival.** The promises and obligations set forth in this Agreement shall survive the transactions contemplated by the Agreement and shall remain forever binding on the parties, their successors and assigns.
- (d) **Integration and Merger.** The parties warrant that no promise or representation not expressed herein has been relied upon by them, and that any such promise or representation has been superseded by and merged into this Agreement, which is a final and fully integrated statement of the understanding of the parties.
- (e) **Interpretation.** This Agreement has been compiled by both parties, and, as a consequence, if any ambiguity exists, both parties shall be considered to have drafted the Agreement. Accordingly, there shall be no presumption of, or preference for, an interpretation against the interest of the draftsman.
- (f) **Governing Law.** This Agreement shall be deemed to have been executed and delivered in Beaufort County, South Carolina, and it

shall in all respects be construed and enforced in accordance with the laws of the state of South Carolina.

IN WITNESS WHEREOF, the undersigned parties have caused this Agreement to be executed and delivered effective on the date set forth in the Preamble.

HARBOR ISLAND OWNERS ASSOCIATION

Kathryn M Foyt  
(Witness No. 1)

By: Bruce D. Harrell  
Its President

Colonah Walker  
(Witness No. 2)

Attest: AM  
Its Secretary

HARBOR ISLAND OWNERS ASSOCIATION ARCHITECTURAL CONTROL COMMITTEE

Walter E. B...  
(Witness No. 1)

By: [Signature]  
Its Chair

David D. [Signature]  
(Witness No. 2)

PREFERRED ISLAND PROPERTIES, INC.

Mary N. Shum  
(Witness No. 1)

By: [Signature]  
H. Robert Honeycutt  
Its President

Jenny A. Wilson  
(Witness No. 2)

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF ~~BEAUFORT~~ York

**ACKNOWLEDGMENT**

PERSONALLY appeared before me KATHRYN M. FAIT, who,  
(Print Name of Witness No. 1)  
first being duly sworn, made oath that (s)he saw the above-named Harbor Island  
Owners Association, by Ben Horack, its President, as attested by  
Laura Huggins, its Secretary, sign, seal and, as its act and deed, deliver the  
Agreement above, and that (s)he with Deborah Walker  
(Print Name of Witness No. 2)  
witnessed the execution thereof.

Kathryn M. Fait  
(Signature of Witness No. 1)

SWORN to and subscribed before me  
on this 3<sup>rd</sup> day of August, 2011  
Jan P. Stewart (SEAL).  
Notary Public for South Carolina  
My Commission Expires: 11/25/12

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF BEAUFORT )

**ACKNOWLEDGMENT**

PERSONALLY appeared before me MARY E. BOYKIN, who,  
(Print Name of Witness No. 1)  
first being duly sworn, made oath that (s)he saw the above-named Harbor Island  
Owners Association Architectural Control Committee, by [Signature],  
its Chair, sign, seal and, as its act and deed, deliver the Agreement above, and  
that (s)he with Donald D. Joelke witnessed the execution thereof.  
(Print Name of Witness No. 2)

Mary E. Boykin  
(Signature of Witness No. 1)

SWORN to and subscribed before me  
on this 4<sup>th</sup> day of August, 2011  
Sally J. Tubler (SEAL).  
Notary Public for South Carolina  
My Commission Expires: 10-25-2020

STATE OF NORTH CAROLINA )  
COUNTY OF Sampson )

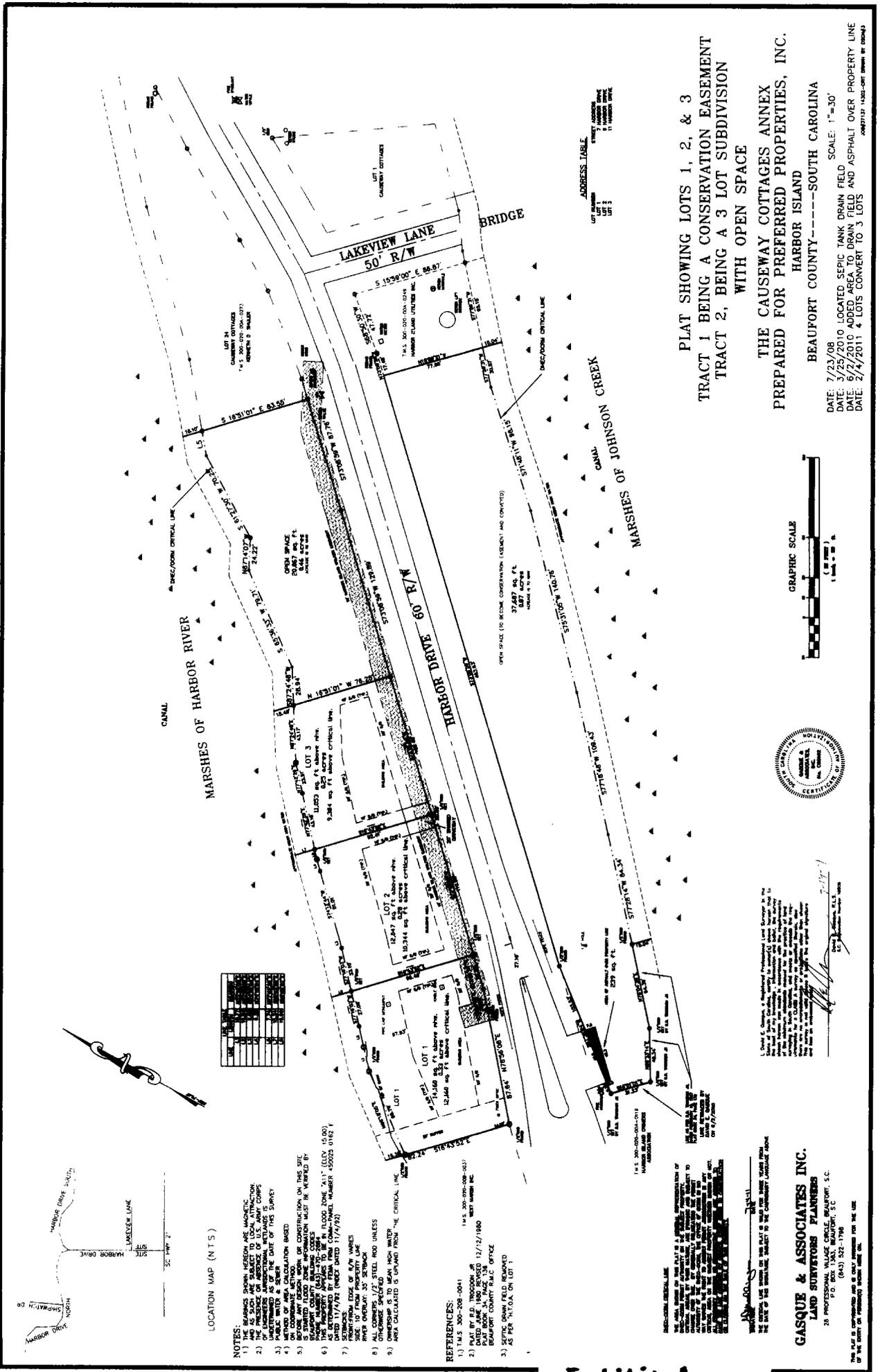
**ACKNOWLEDGMENT**

PERSONALLY appeared before me MARY H. SHUM, who,  
(Print Name of Witness No. 1)  
first being duly sworn, made oath that (s)he saw Preferred Island Properties, by  
H. Robert Honeycutt, its President, sign, seal and, as its act and deed, deliver  
the Agreement above, and that (s)he with Jincy A. Wilson  
(Print Name of Witness No. 2)  
witnessed the execution thereof.

Mary H. Shum  
(Signature of Witness No. 1)

SWORN to and subscribed before me  
on this 28 day of August, 2011.

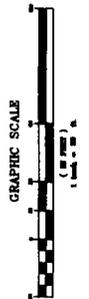
Jincy A. Wilson (SEAL)  
Notary Public for North Carolina  
My Commission Expires: 6-3-14



PLAT SHOWING LOTS 1, 2, & 3  
 TRACT 1 BEING A CONSERVATION EASEMENT  
 TRACT 2, BEING A 3 LOT SUBDIVISION  
 WITH OPEN SPACE

THE CAUSEWAY COTTAGES ANNEX  
 HARBOR ISLAND  
 BEAUFORT COUNTY-----SOUTH CAROLINA

DATE: 7/23/08  
 DATE: 3/25/2010 LOCATED SEPIC TANK DRAIN FIELD SCALE: 1"=30'  
 DATE: 6/2/2010 ADDED AREA TO DRAIN FIELD AND ASPHALT OVER PROPERTY LINE  
 DATE: 2/4/2011 4 LOTS CONVERT TO 3 LOTS



I, David S. Gasque, a Registered Professional Land Surveyor in the State of South Carolina, being duly sworn, depose and say that I am the author of the above plat, and that the same was prepared by me or under my direct supervision and control, and that I am a duly licensed and qualified professional in the State of South Carolina, and that I am not aware of any fraud, error, or other irregularity in the preparation of the same, and that the same is a true and correct representation of the facts and circumstances as shown to me by the parties to the same, and that I am not aware of any fraud, error, or other irregularity in the preparation of the same, and that the same is a true and correct representation of the facts and circumstances as shown to me by the parties to the same.

LOT	AREA (SQ. FT.)	AREA (ACRES)
LOT 1	14,280	0.325
LOT 2	12,847	0.293
LOT 3	11,025	0.253
TOTAL	38,152	0.871

- NOTES:
- 1) BEARINGS SHOWN HEREON ARE MAGNETIC AND AS SUCH ARE SUBJECT TO LOCAL ATTRACTION OF IRON AND STEEL AND TO LOCAL VARIATIONS OF EARTH'S MAGNETIC FIELD. ACTUALS IS COMPILED FROM A RECENT SURVEY OF THE DATE OF THIS SURVEY.
  - 2) METHOD OF AREA CALCULATION BASED ON BEARING AND DISTANCE.
  - 3) BEARING AND DISTANCE INFORMATION ON THIS SITE IS BASED ON THE STATE PLAT BOOK NUMBER 10000 0162 1 AS ENTERED BY FEMA FROM COM-MANUAL NUMBER 10000 0162 1 DATED 11/4/92.
  - 4) FRONT FROM EDGE OF 5' WY MARKS.
  - 5) ALL CORNERS 1/2" STEEL ROD UNLESS OTHERWISE SPECIFIED.
  - 6) AREA CALCULATED UP AND FROM THE CRITICAL LINE.

REFERENCES:

- 1) TMS 300-208-0041
- 2) PLAT BY R.D. THROCKMOR, JR. PLAT BOOK 144 PAGE 130 BEAUFORT COUNTY S.C. 12/12/1980
- 3) SEPIC DRAIN FIELD, BEAUFORT COUNTY S.C. 11/4/92

Exhibit A

STATE OF SOUTH CAROLINA )  
 )  
 COUNTY OF BEAUFORT )  
 )  
 HARBOR ISLAND OWNER'S )  
 ASSOCIATION, INC., )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 PREFERRED ISLAND )  
 PROPERTIES, INC., )  
 )  
 Defendant. )  
 \_\_\_\_\_ )

IN THE COURT OF COMMON PLEAS  
 (Case No. 2008-CP-07-03274)

CONSENT ORDER OF DISMISSAL

WHEREAS, the parties to this action have reached a settlement of all issues in dispute.

NOW, THEREFORE, by and with the approval of the parties, whose counsel have subscribed their consent herein below, it is

ORDERED that the case captioned above, comprising all causes of action and counterclaims, shall be, and the same hereby is, dismissed with prejudice and forever ended, with each of the parties bearing its own attorney's fees and costs; and the Notice of Pendency of Action shall be, and the same hereby is, canceled of record.

AND IT IS SO ORDERED.

September \_\_\_\_, 2011  
 Beaufort South Carolina.

\_\_\_\_\_  
 MARVIN H. DUKES, III  
 Master in Equity and  
 Special Circuit Court Judge

I CONSENT:

I CONSENT:

\_\_\_\_\_  
 Drew A. Laughlin  
 Attorney for the Plaintiff  
 Harbor Island Owners Association

\_\_\_\_\_  
 Robert V. Mathison, Jr.  
 Attorney for the Defendant  
 Preferred Island Properties, Inc.

**Exhibit B**

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF BEAUFORT )

**COVENANT NOT TO SUE**

IN CONSIDERATION of the sum of Ten and No/100 (\$10.00) Dollars, as well as other good and valuable consideration, including a reciprocal covenant executed by Harbor Island Owners Association, the receipt and sufficiency of which are hereby conclusively acknowledged, the undersigned Preferred Island Properties, Inc. (herein after denominated "the Undersigned"), which is a named party in a legal action heretofore pending in the Court of Common Pleas for Beaufort County, South Carolina (Case No. 2008-CP-07-03274) (herein "the Law Suit"), does hereby covenant, agree and stipulate as follows:

1. The Undersigned shall not (a) institute or prosecute any action, suit or proceeding against Harbor Island Owners Association, its successors or assigns, or against its employees, officers, directors, agents or attorneys (herein after collectively denominated "the Beneficiaries" of this Covenant Not to Sue), or against any one or more of the Beneficiaries, (b) permit the institution of any action, suit or proceeding, individually or derivatively, or in the name of, or on the behalf of, or for the benefit of the Undersigned against any of the Beneficiaries aforementioned, or (c) make any claim or demand against any of said Beneficiaries, for, or because of or resulting from any damage, injury, loss or expense sustained by the Undersigned in the past or in the future, which is the result or consequence of any act or omission of or by the Beneficiaries, which

**Exhibit C**

was raised, or which could have been raised, in the Law Suit, including, without limitation, any act, action, promise, representation, undertaking, inaction, failure or omission of or by any one or more of the Beneficiaries; **provided**, nevertheless that no covenant set forth herein shall prevent or preclude the Undersigned from bringing an action for the inducement to enter or for the failure to perform that certain Settlement Agreement between the Undersigned and Harbor Island Owners Association dated August \_\_\_\_\_, 2011.

2. The Undersigned hereby stipulates that this document is intended to be and shall be construed only as a Covenant Not to Sue. This document is not intended to be a release, and the Undersigned hereby expressly reserves and does not waive or otherwise relinquish its rights to make claims, and to institute, and to prosecute to recovery, any and all actions, suits or proceedings against any person, firm, company or corporation not designated in paragraph 1 herein above as one of the Beneficiaries of this Covenant Not to Sue.

3. The Undersigned hereby stipulates that this document is not intended to be and shall not be construed as an admission of liability by or on the behalf of the Beneficiaries, who expressly deny and disclaim any liability whatsoever.

4. The provisions of this Covenant Not to Sue, including, without limitation, the consideration set forth in paragraph 1 herein above, are intended to be and shall be construed as creating contractual obligations, and shall not be construed as mere recitals.

5. This Covenant Not to Sue shall be deemed to have been executed

and delivered in Beaufort County, South Carolina, and it shall in all respects be governed by and construed in accordance with the laws of the State of South Carolina.

IN WITNESS WHEREOF the Undersigned has executed this Covenant Not to Sue on the \_\_\_\_\_ day of August, 2011.

PREFERRED ISLAND PROPERTIES, INC.

\_\_\_\_\_  
(Witness No. 1)

By: \_\_\_\_\_  
H. Robert Honeycutt  
Its President

\_\_\_\_\_  
(Witness No. 2)

STATE OF NORTH CAROLINA )  
 )  
COUNTY OF \_\_\_\_\_ )

**ACKNOWLEDGMENT**

PERSONALLY appeared before me \_\_\_\_\_, who,  
(Print Name of Witness No. 1)  
first being duly sworn, made oath that (s)he saw Preferred Island Properties, by H. Robert Honeycutt, its President, sign, seal and, as its act and deed, deliver the Covenant Not to Sue above, and that (s)he with \_\_\_\_\_  
(Print Name of Witness No. 2)  
witnessed the execution thereof.

\_\_\_\_\_  
(Signature of Witness No. 1)

SWORN to and subscribed before me on this \_\_\_\_\_ day of August, 2011.

\_\_\_\_\_ (SEAL)  
Notary Public for North Carolina  
My Commission Expires: \_\_\_\_\_.

STATE OF SOUTH CAROLINA            )  
  )  
COUNTY OF BEAUFORT                )           **COVENANT NOT TO SUE**

IN CONSIDERATION of the sum of Ten and No/100 (\$10.00) Dollars, as well as other good and valuable consideration, including a reciprocal covenant executed by Preferred Island Properties, Inc., the receipt and sufficiency of which are hereby conclusively acknowledged, the undersigned Harbor Island Owners Association (herein after denominated "the Undersigned"), which is a named party in a legal action heretofore pending in the Court of Common Pleas for Beaufort County, South Carolina (Case No. 2008-CP-07-03274) (herein "the Law Suit"), does hereby covenant, agree and stipulate as follows:

1.       The Undersigned shall not (a) institute or prosecute any action, suit or proceeding against Preferred Island Properties, Inc., its successors or assigns, or against its employees, directors, officers, agents or attorneys (herein after collectively denominated "the Beneficiaries" of this Covenant Not to Sue), or against any one or more of the Beneficiaries, (b) permit the institution of any action, suit or proceeding, individually or derivatively, or in the name of, or on the behalf of, or for the benefit of the Undersigned against any of the Beneficiaries aforementioned, or (c) make any claim or demand against any of said Beneficiaries, for, or because of or resulting from any damage, injury, loss or expense sustained by the Undersigned in the past or in the future, which is the result or consequence of any act or omission of or by the Beneficiaries, which

**Exhibit D**

was raised, or which could have been raised, in the Law Suit, including, without limitation, any act, action, promise, representation, undertaking, inaction, failure or omission of or by any one or more of the Beneficiaries; **provided**, nevertheless that no covenant set forth herein shall prevent or preclude the Undersigned from bringing an action for the inducement to enter or for the failure to perform that certain Settlement Agreement between the Undersigned and Preferred Island Properties, Inc., dated August \_\_\_\_, 2011.

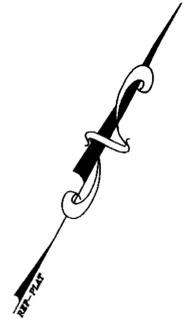
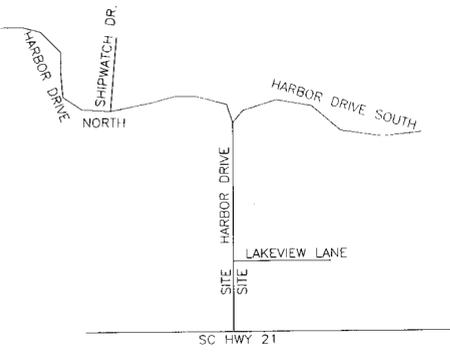
2. The Undersigned hereby stipulates that this document is intended to be and shall be construed only as a Covenant Not to Sue. This document is not intended to be a release, and the Undersigned hereby expressly reserves and does not waive or otherwise relinquish its rights to make claims, and to institute, and to prosecute to recovery, any and all actions, suits or proceedings against any person, firm, company or corporation not designated in paragraph 1 herein above as one of the Beneficiaries of this Covenant Not to Sue.

3. The Undersigned hereby stipulates that this document is not intended to be and shall not be construed as an admission of liability by or on the behalf of the Beneficiaries, who expressly deny and disclaim any liability whatsoever.

4. The provisions of this Covenant Not to Sue, including, without limitation, the consideration set forth in paragraph 1 herein above, are intended to be and shall be construed as creating contractual obligations, and shall not be construed as mere recitals.

5. This Covenant Not to Sue shall be deemed to have been executed

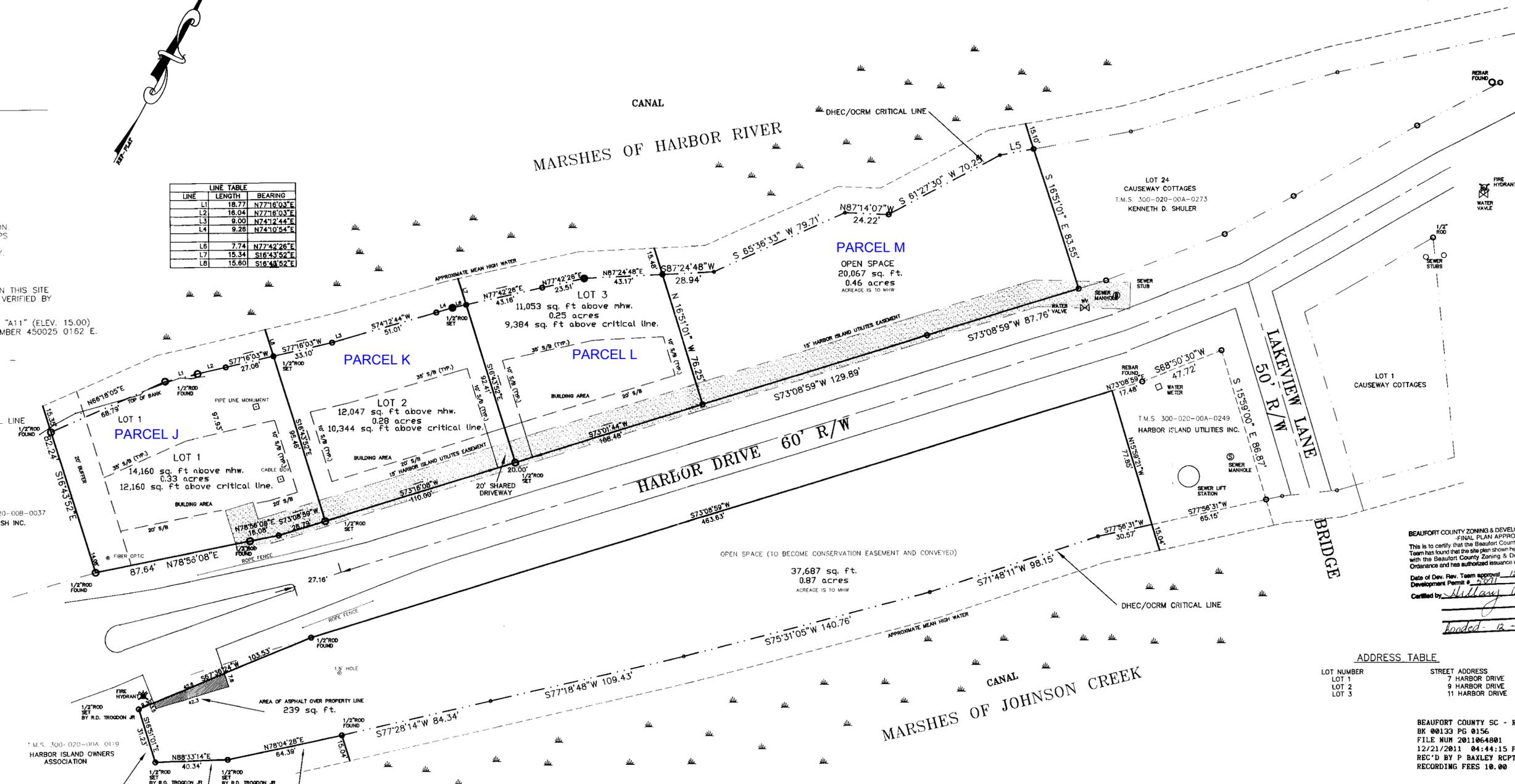




- NOTES:**
- 1.) THE BEARINGS SHOWN HEREON ARE MAGNETIC AND AS SUCH ARE SUBJECT TO LOCAL ATTRACTION.
  - 2.) THE PRESENCE OR ABSENCE OF U.S. ARMY CORPS OF ENGINEERS JURISDICTIONAL WETLANDS IS UNDETERMINED AS OF THE DATE OF THIS SURVEY.
  - 3.) PUBLIC WATER & SEWER
  - 4.) METHOD OF AREA CALCULATION BASED ON COORDINATE METHOD.
  - 5.) BEFORE ANY DESIGN WORK OR CONSTRUCTION ON THIS SITE IS STARTED FLOOD ZONE INFORMATION MUST BE VERIFIED BY BEAUFORT COUNTY BUILDING CODES PHONE NUMBER (843)-470-2684
  - 6.) THIS PROPERTY APPEARS TO BE IN FLOOD ZONE "A11" (ELEV. 15.00) AS DETERMINED BY FEMA FIRM COMM-PANEL NUMBER 450025 0162 E. DATED 11/4/92 (INDEX DATED 11/4/92)
  - 7.) SETBACKS:  
FRONT: FROM EDGE OF R/W VARIES  
SIDE: 10' FROM PROPERTY LINE  
RIVER OVERLAY: 35' SETBACK
  - 8.) ALL CORNERS 1/2" STEEL ROD UNLESS OTHERWISE SPECIFIED
  - 9.) OWNERSHIP IS TO MEAN HIGH WATER AREA CALCULATED IS UPLAND FROM THE CRITICAL LINE

LINE	LENGTH	BEARING
L1	18.77	N77°16'03"E
L2	16.04	N77°16'03"E
L3	9.00	N74°12'44"E
L4	9.26	N74°10'54"E
L6	7.74	N77°42'26"E
L7	15.34	S16°43'52"E
L8	15.80	S18°48'52"E

- REFERENCES:**
- 1.) T.M.S. 300-208-0041
  - 2.) PLAT BY R.D. TROGDON JR DATED JUNE 1980 REVISED 12/12/1980 PLAT BOOK 34, PAGE 136 BEAUFORT COUNTY R.M.C. OFFICE
  - 3.) SEPTIC DRAIN FIELD REMOVED AS PER "H.T.O.A. ON LOT 1"



BEAUFORT COUNTY ZONING & DEVELOPMENT STANDARDS  
 FINAL PLAN APPROVAL  
 This is to certify that the Beaufort County Development Review Team has found that the site plan shown hereon to be in compliance with the Beaufort County Zoning & Development Standards Ordinance and has authorized issuance of a development permit.  
 Date of Dev. Rev. Team approval: 12-23-2009  
 Development Permit #: 2011-064801  
 Certified by: *Melanie A. Smith*  
 Loaded: 12-14-2011

**ADDRESS TABLE**

LOT NUMBER	STREET ADDRESS
LOT 1	7 HARBOR DRIVE
LOT 2	9 HARBOR DRIVE
LOT 3	11 HARBOR DRIVE

BEAUFORT COUNTY SC - ROD  
 BK 00133 PG 0156  
 FILE NUM 2011064801  
 12/21/2011 04:44:15 PM  
 REC'D BY P. BAXLEY RCP# 664110  
 RECORDING FEES 10.00

PLAT SHOWING LOTS 1, 2, & 3  
 TRACT 1 BEING A CONSERVATION EASEMENT  
 TRACT 2, BEING A 3 LOT SUBDIVISION  
 WITH OPEN SPACE

THE CAUSEWAY COTTAGES ANNEX  
 PREPARED FOR PREFERRED PROPERTIES, INC.  
 HARBOR ISLAND  
 BEAUFORT COUNTY-----SOUTH CAROLINA

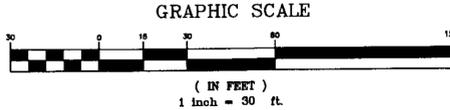
DATE: 7/23/08  
 DATE: 3/25/2010 LOCATED SEPIC TANK DRAIN FIELD  
 DATE: 6/2/2010 ADDED AREA TO DRAIN FIELD AND ASPHALT OVER PROPERTY LINE  
 DATE: 2/4/2011 4 LOTS CONVERT TO 3 LOTS  
 SCALE: 1"=30'  
 JOB#37137 14302-CRIT DRAWN BY OSGN#3

DHEC-OCRM CRITICAL LINE  
 THE AREA SHOWN ON THIS PLAT IS A GENERAL REPRESENTATION OF DHEC-OCRM PERMIT AUTHORITY ON THE SUBJECT PROPERTY. CRITICAL AREAS, BY THEIR NATURE, ARE DYNAMIC AND SUBJECT TO CHANGE OVER TIME. BY GENERALLY DELINEATING THE PERMIT AUTHORITY OF THE DHEC-OCRM, THE OFFICE OF OCRM IN NO WAY WAIVES THE RIGHT TO ASSERT PERMIT JURISDICTION IN ANY CRITICAL AREA ON THE SUBJECT PROPERTY WHETHER SHOWN OR NOT. ALL PROPERTY OWNERS OR PROSPECTIVE BUYERS ARE ADVISED TO HAVE THE LINE CHECKED BY COUNCIL STAFF PRIOR TO CONSTRUCTION OR CLOSING ON THE SALE OF THIS PROPERTY.

SIGNATURE: *David E. Gasque* DATE: 7-14-11  
 THE CRITICAL LINE SHOWN ON THIS PLAT IS VALID FOR THREE YEARS FROM THE DATE OF THIS SIGNATURE, SUBJECT TO THE CAUTIONARY LANGUAGE ABOVE

I, David E. Gasque, a Registered Professional Land Surveyor in the State of South Carolina, certify to owner(s) shown hereon that to the best of my knowledge, information and belief, the survey shown hereon was made in accordance with the requirements of the minimum standards manual for the practice of land surveying in South Carolina, and meets or exceeds the requirements for a CLASS A survey as specified therein, also there are no encroachments or projections other than shown. This survey is not valid unless it bears the original signature and has an embossed seal.

David E. Gasque, R.L.S.  
 S.C. Registration Number 10506

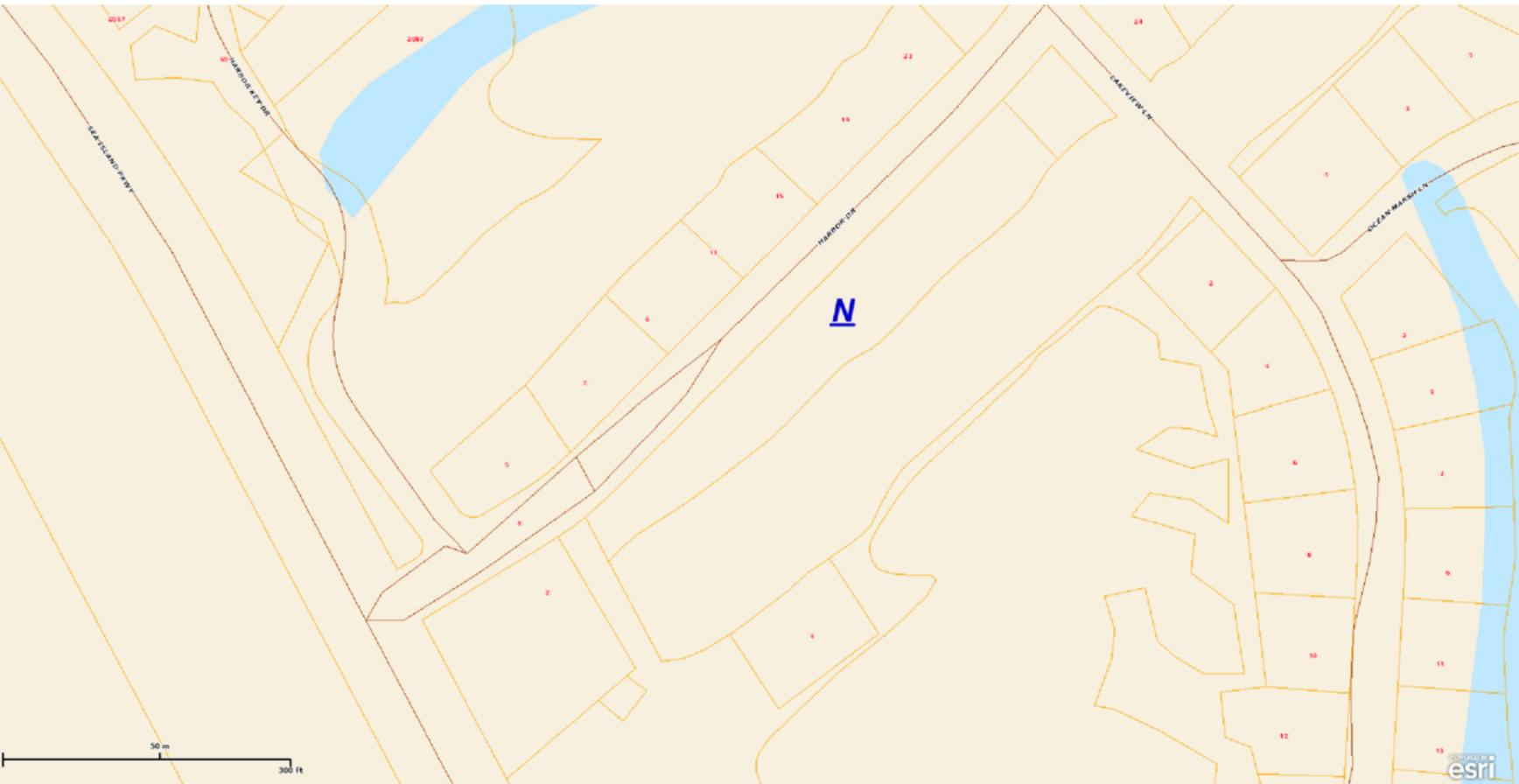


**GASQUE & ASSOCIATES INC.**  
 LAND SURVEYORS · PLANNERS  
 28 PROFESSIONAL VILLAGE CIRCLE, BEAUFORT, S.C.  
 P.O. BOX 1363, BEAUFORT, S.C.  
 (843) 522-1798

THIS PLAT IS COPYRIGHTED AND IS ONLY INTENDED FOR THE USE OF THE ENTITY OR PERSON(S) SHOWN HERE ON.

# PARCEL N

HARBOR ISLAND OWNERS ASSOC



## PARCEL N



## Beaufort County, South Carolina

generated on 8/12/2015 1:59:22 PM EDT

Property ID (PIN)	Alternate ID (AIN)	Parcel Address	Data refreshed as of	Assess Year	Pay Year
R300 020 00B 0041 0000	02571461	7 HARBOR DR,	8/8/2015	2014	2014

## Current Parcel Information

Owner	HARBOR ISLAND OWNERS ASSOC	Property Class Code	ResVac Platted&Unplatted
Owner Address	1 N HARBOR DR SAINT HELENA ISLAND SC 29920	Acreage	.8700
Legal Description	OPEN SPACE PB133 P156 HARBOR ISLAND PB34 P134,135,136 SPLIT 3/00 6.01 AC 20A/249~01/12 SPLIT 1.32 AC 20B/43-46		

## Historic Information

Tax Year	Land	Building	Market	Taxes	Payment
2014	\$21,100		\$21,100	\$311.54	\$311.54
2013	\$21,100		\$21,100	\$301.64	\$301.64
2012	\$47,850		\$47,850	\$262.11	\$262.11
2011	\$95,700		\$95,700	\$515.40	\$515.40
2010	\$95,700		\$95,700	\$508.89	\$508.89
2009	\$95,700		\$95,700	\$499.08	\$499.08
2008	\$34,800		\$34,800	\$489.24	\$489.24
2007	\$34,800		\$34,800	\$465.29	\$465.29
2006	\$34,800		\$34,800	\$425.62	\$425.62
2005	\$34,800		\$34,800	\$372.62	\$372.62

## Sales Disclosure

Grantor	Book & Page	Date	Deed	Vacant	Sale Price
PREFERRED ISLAND PROPERTIES % ROBE	3109 1238	12/21/2011	Li		\$10
BERKELEY FEDERAL SAVINGS &	472 1483	3/1/1987	Fu		\$269,280
HONEYCUTT H ROBERT ANN P	472 1487	3/1/1987	Fu		\$269,280
BERKELEY FEDERAL SAVINGS &	457 934	6/1/1986	Fu		\$0
		12/31/1776	Or		\$0

Improvements

Building	Type	Use Code Description	Constructed Year	Stories	Rooms	Square Footage	Improvement Size
----------	------	----------------------	------------------	---------	-------	----------------	------------------

Features & Exterior Features

Building	Type	Feature Code	Description	No. / Sq.Ft.	Value
----------	------	--------------	-------------	--------------	-------



cause or claim arising from the inducement to enter and/or the failure to perform this Agreement; and

WHEREAS, the Owner has decided to subject to a conservation easement and thereafter to donate to the Association certain open space more particularly described in that certain Plat of Gasque & Associates, Inc., dated July 23, 2008, and last revised on February 4, 2011, the said Plat having been prepared by David E. Gasque, S.C.R.L.S. No. 10506 (herein "the Gasque Plat"), and a copy of which is attached hereto as Exhibit A; and

WHEREAS, the Owner agrees that the property at issue is subject to the Declaration of Covenants and Restrictions for Harbor Island dated August 28, 1980, and recorded in Book 306 at Page 623 at the Register of Deeds for Beaufort County, South Carolina, together with all amendments and supplements thereto (herein collectively "the Declaration"); and

WHEREAS, the Owner hereby requests the Association to approve, and the Association hereby does approve, the subdivision of the property on the northwest side of Harbor Drive into three lots suitable for development, sale and construction, as well as a parcel of open space suitable for a conservation easement, all as appears in the Gasque plat (Exhibit A); and

WHEREAS, the Owner hereby requests the Association to approve, and the Association hereby does approve, the submission of the property on the southeast side of Harbor Drive to a conservation easement; and

WHEREAS, the parties desire to cooperate in bringing to fruition (a) the approval for sale, development and construction of the Owner's three lot

subdivision by any and all governmental authorities; (b) the approval of the design and construction of dwellings to be built on the three lots by the Association's Architectural Control Committee; (c) the subjection by the Owner of the remaining open space to conservation easement(s); and (d) the donation of the land subject to the conservation easement(s) by the Owner to the Association.

NOW, THEREFORE, let these presents

**WITNESSETH:**

IN CONSIDERATION of the promises made herein, the receipt and sufficiency of which are hereby conclusively acknowledged by the parties hereto, the parties' covenant and agree as follows:

1. The statements in the Preamble and in the Recitals, as well as each of the exhibits referred to herein and attached hereto, are expressly incorporated into this Agreement as material provisions hereof.

2. The parties, by and through counsel, shall execute, deliver and file an order of dismissal in form and content identical to that set forth in Exhibit B to this Agreement, thereby ending all causes of action and counterclaims in the Law Suit with prejudice.

3. Each of the parties shall execute and deliver a Covenant Not to Sue in favor of the other party:

(a) The Owner shall properly sign and deliver a covenant in form and content identical to that attached to this Agreement as Exhibit C.

- (b) The Association shall properly sign and deliver a covenant in form and content identical to that attached to this Agreement as Exhibit D.

Neither Covenant Not to Sue shall prevent or preclude the institution and prosecution of an action for either the inducement to enter or for the failure to perform this Agreement.

4. The Owner, apart from the settlement of the Law Suit, has decided to subject the open space on the Gasque Plat to one or more conservation easements and thereafter to donate to the Association the real property subject to the easement(s). The real property that is to be made subject to the easement(s) and donated is identified on the Gasque Plat (Exhibit A) as follows:

- (a) A parcel on the northwest side of Harbor Drive described as "OPEN SPACE, 20,067 sq. ft., 0.46 acres" (acreage is to mean high water); and
- (b) A parcel on the southeast side of Harbor Drive described as "OPEN SPACE (TO BECOME CONSERVATION EASEMENT AND CONVEYED), 37,687 sq. ft., 0.87 acres" (acreage is to mean high water).
- (c) The parties stipulate that the square footage and/or acreage in subparagraphs 4(a) and (b) is approximate.

The Association desires that certain improvements be authorized and permitted on the property after imposition of the conservation easement(s) (herein "the desired improvements"), and, within ten (10) days of the execution and delivery of this Agreement, the Association shall send notice to the Owner identifying the precise, desired improvements that it seeks, as well as the location of each such improvement on the property. The Owner shall present all reasonable requests for desired improvements by the Association to the

governmental, private or charitable organization having authority to approve and/or to authorize the conservation easement(s), and both the Owner and the Association shall use their best efforts to have the desired improvements approved. However, once the decision is made with respect to the approval or disapproval of one or more desired improvements, the decision shall be final and shall not affect the performance of any other provision of this Agreement.

Upon receiving notice of the desired improvements that have been approved for inclusion in the conservation easement(s), the Owner, at its expense, shall obtain one or more appraisals of the property to be donated, and the Association shall concur in the value. Not later than 30 days after the Date of Final Development Approval, as set forth in paragraph 7 below, the owner shall convey the property to be donated to the Association by limited warranty deed, for nominal consideration, and subject to such easements for utilities and other uses as shall exist or as may be required to comply with paragraph 10 below, with the Owner and the Association bearing the cost of closing customarily born by sellers and buyers, respectively, of real property in Beaufort County, South Carolina.

5. The Owner hereby requests approval from the Association pursuant to the Declaration, and the Association hereby approves the development of the Owner's subdivision under the Declaration into three lots as depicted particularly on the Gasque Plat (Exhibit A), to wit: Lot 1, consisting of 14,160 square feet (0.33 acres), including the buffer area that is described more fully in paragraph 12 below, Lot 2, consisting of 12,047 square feet (0.28 acres)

and Lot 3, consisting of 11,053 square feet (0.25 acres). By the execution and delivery of this Agreement, the Association intends both to consent to the subdivision, as required by the Declaration, and to express its approval and support of the subdivision to any and all governmental authorities having jurisdiction to approve or to authorize the subdivision, including, without limitation, Beaufort County.

6. If requested by the Owner, on or before the 5<sup>th</sup> calendar day following receipt of the request, the Association shall confirm by letter or by other written affirmation to one or more governmental authorities (a) the Association's interpretation of the Declaration, as set forth in paragraph 5 above; (b) the Association's approval of, consent to and cooperation with the Owner's subdivision; and/or (c) any other expression of support for the subdivision that the Owner may reasonably require, including, without limitation, the sending of a representative of the Association to one or more public or private meetings to voice its approval.

7. If requested by the Owner, on or before the 5<sup>th</sup> calendar day following receipt of the request, the Association shall confirm by letter or other written affirmation to any governmental, private or charitable organization having authority to approve or to authorize a conservation easement (a) the Association's approval of, consent to and cooperation with the Owner's efforts to subject the open space on the Gasque Plat to one or more conservation easements, which shall include the Association's reasonable requests with respect to the desired improvements; and/or (b) any other expression of support

for the conservation easement(s), that the Owner may reasonably require, including, without limitation, the sending of a representative of the Association to one or more public or private meetings to voice its approval.

8. It is the intention of the parties to cooperate by all lawful ways and means to obtain all governmental approvals necessary to permit the recording of the Gasque Plat (Exhibit A), the sale of lots by reference to that plat and the construction of dwellings on the lots in the subdivision. The date on which the last of these approvals has been obtained by the Owner shall be known as the Date of Final Development Approval.

9. After the Date of Final Development Approval, upon the submission of plans by the Owner, or upon submission of plans by the Owner's successor in interest and/or the Owner's assignee, the Association's Architectural Control Committee, in reviewing and approving the plans, shall act with reasonable alacrity and shall apply the same objective design criteria heretofore applied to the review and approval of plans for dwellings similar in size, elevation, color and exterior finish to those proposed by the Owner, its successors and/or assigns. The shared goal shall be, in the exercise of good faith, to propose and to approve plans for dwellings that are reasonably similar to those already existing at Harbor Island, without unnecessary or unreasonable requirements as to height, size, placement, color or finish. In addition, the Association and its Architectural Control Committee shall not unreasonably impair, impede or delay construction after design approval has been obtained by the Owner, its successors or assigns. In order to be bound by the obligations set forth in this paragraph only,

the Association's Architectural Control Committee, by and through its chair, has signed this Agreement.

10. The Association agrees that, at no charge to the Owner, the Association shall allow the Owner to access and tie into existing water, sewer, power, cable and other utilities at Harbor Island. The Association agrees to grant to the Owner such customary and usual installation, repair and maintenance easements as may be required to allow the Owner to tie into such utilities. If the Owner damages the Association's property in connection with utility access, the Owner shall promptly restore such property, at the Owner's expense, to the same condition it was in immediately before such damage occurred.

11. None of the three lots in the owner's subdivision shall incur any charge or assessment by the Association until the assessments for the 2012 calendar year are calculated and billed to other property owners subject to the Declaration, typically in advance in November of each year. The property to be donated to the Association shall incur no charge or assessment at all.

12. The buffer area along the southwest boundary of Lot 1 in the Owner's subdivision shall be 20 feet in width for the entire length of that boundary, and, although the buffer area shall be an integral part of Lot 1, no vertical construction shall be placed in the buffer area. Notwithstanding the foregoing, the buffer area may be landscaped with trees, shrubbery and/or grass in the discretion of the then owner of Lot 1.

13. Any notice authorized or required by this Agreement shall be deemed to have been delivered, provided the address used for the party

receiving the notice is correct, (a) if by courier, on the date of delivery; (b) if by electronic transmission, on the date of the transmission; and (c) if by overnight express, on the date of confirmed delivery.

14. Both the Owner and the Association represent and warrant that this Agreement has been signed and delivered by agents who have been duly authorized to do so.

15. The benefits and burdens created by this Agreement may be assigned by the Owner but not by the Association.

16. The parties also covenant and agree as follows:

- (a) **Attorney's Fees.** In the event of a default in the performance of this Agreement, the prevailing party in any litigation that may ensue shall be entitled to recover its reasonable attorney's fees.
- (b) **Binding Agreement.** This Agreement in its entirety shall be binding upon the parties hereto, their successors, legal representatives and/or permitted assigns.
- (c) **Survival.** The promises and obligations set forth in this Agreement shall survive the transactions contemplated by the Agreement and shall remain forever binding on the parties, their successors and assigns.
- (d) **Integration and Merger.** The parties warrant that no promise or representation not expressed herein has been relied upon by them, and that any such promise or representation has been superseded by and merged into this Agreement, which is a final and fully integrated statement of the understanding of the parties.
- (e) **Interpretation.** This Agreement has been compiled by both parties, and, as a consequence, if any ambiguity exists, both parties shall be considered to have drafted the Agreement. Accordingly, there shall be no presumption of, or preference for, an interpretation against the interest of the draftsman.
- (f) **Governing Law.** This Agreement shall be deemed to have been executed and delivered in Beaufort County, South Carolina, and it

shall in all respects be construed and enforced in accordance with the laws of the state of South Carolina.

IN WITNESS WHEREOF, the undersigned parties have caused this Agreement to be executed and delivered effective on the date set forth in the Preamble.

HARBOR ISLAND OWNERS ASSOCIATION

Kathryn M Foyt  
(Witness No. 1)

By: Bruce D. Harrell  
Its President

Colonah Walker  
(Witness No. 2)

Attest: [Signature]  
Its Secretary

HARBOR ISLAND OWNERS ASSOCIATION ARCHITECTURAL CONTROL COMMITTEE

[Signature]  
(Witness No. 1)

By: [Signature]  
Its Chair

[Signature]  
(Witness No. 2)

PREFERRED ISLAND PROPERTIES, INC.

Mary N. Shum  
(Witness No. 1)

By: [Signature]  
H. Robert Honeycutt  
Its President

Jenny A. Wilson  
(Witness No. 2)

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF ~~BEAUFORT~~ York

**ACKNOWLEDGMENT**

PERSONALLY appeared before me KATHRYN M. FAH, who,  
(Print Name of Witness No. 1)  
first being duly sworn, made oath that (s)he saw the above-named Harbor Island  
Owners Association, by Ben Horack, its President, as attested by  
Laura Huggins, its Secretary, sign, seal and, as its act and deed, deliver the  
Agreement above, and that (s)he with Deborah Walker  
(Print Name of Witness No. 2)  
witnessed the execution thereof.

Kathryn M. Fah  
(Signature of Witness No. 1)

SWORN to and subscribed before me  
on this 3<sup>rd</sup> day of August, 2011  
Jan P. Stewart (SEAL).  
Notary Public for South Carolina  
My Commission Expires: 11/25/12

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF BEAUFORT )

**ACKNOWLEDGMENT**

PERSONALLY appeared before me MARY E. BOYKIN, who,  
(Print Name of Witness No. 1)  
first being duly sworn, made oath that (s)he saw the above-named Harbor Island  
Owners Association Architectural Control Committee, by [Signature],  
its Chair, sign, seal and, as its act and deed, deliver the Agreement above, and  
that (s)he with Donald D. Joelke witnessed the execution thereof.  
(Print Name of Witness No. 2)

Mary E Boykin  
(Signature of Witness No. 1)

SWORN to and subscribed before me  
on this 4<sup>th</sup> day of September, 2011  
Sally Tubler (SEAL).  
Notary Public for South Carolina  
My Commission Expires: 10-25-2020

STATE OF NORTH CAROLINA )  
COUNTY OF Sampson )

**ACKNOWLEDGMENT**

PERSONALLY appeared before me MARY H. SHUM, who,  
(Print Name of Witness No. 1)  
first being duly sworn, made oath that (s)he saw Preferred Island Properties, by  
H. Robert Honeycutt, its President, sign, seal and, as its act and deed, deliver  
the Agreement above, and that (s)he with Jincy A. Wilson  
(Print Name of Witness No. 2)  
witnessed the execution thereof.

Mary H. Shum  
(Signature of Witness No. 1)

SWORN to and subscribed before me  
on this 28 day of August, 2011.

Jincy A. Wilson (SEAL)  
Notary Public for North Carolina  
My Commission Expires: 6-3-14



STATE OF SOUTH CAROLINA )  
 )  
 COUNTY OF BEAUFORT )  
 )  
 HARBOR ISLAND OWNER'S )  
 ASSOCIATION, INC., )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 PREFERRED ISLAND )  
 PROPERTIES, INC., )  
 )  
 Defendant. )  
 \_\_\_\_\_ )

IN THE COURT OF COMMON PLEAS  
 (Case No. 2008-CP-07-03274)

CONSENT ORDER OF DISMISSAL

WHEREAS, the parties to this action have reached a settlement of all issues in dispute.

NOW, THEREFORE, by and with the approval of the parties, whose counsel have subscribed their consent herein below, it is

ORDERED that the case captioned above, comprising all causes of action and counterclaims, shall be, and the same hereby is, dismissed with prejudice and forever ended, with each of the parties bearing its own attorney's fees and costs; and the Notice of Pendency of Action shall be, and the same hereby is, canceled of record.

AND IT IS SO ORDERED.

September \_\_\_\_, 2011  
 Beaufort South Carolina.

\_\_\_\_\_  
 MARVIN H. DUKES, III  
 Master in Equity and  
 Special Circuit Court Judge

I CONSENT:

I CONSENT:

\_\_\_\_\_  
 Drew A. Laughlin  
 Attorney for the Plaintiff  
 Harbor Island Owners Association

\_\_\_\_\_  
 Robert V. Mathison, Jr.  
 Attorney for the Defendant  
 Preferred Island Properties, Inc.

**Exhibit B**

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF BEAUFORT )

**COVENANT NOT TO SUE**

IN CONSIDERATION of the sum of Ten and No/100 (\$10.00) Dollars, as well as other good and valuable consideration, including a reciprocal covenant executed by Harbor Island Owners Association, the receipt and sufficiency of which are hereby conclusively acknowledged, the undersigned Preferred Island Properties, Inc. (herein after denominated "the Undersigned"), which is a named party in a legal action heretofore pending in the Court of Common Pleas for Beaufort County, South Carolina (Case No. 2008-CP-07-03274) (herein "the Law Suit"), does hereby covenant, agree and stipulate as follows:

1. The Undersigned shall not (a) institute or prosecute any action, suit or proceeding against Harbor Island Owners Association, its successors or assigns, or against its employees, officers, directors, agents or attorneys (herein after collectively denominated "the Beneficiaries" of this Covenant Not to Sue), or against any one or more of the Beneficiaries, (b) permit the institution of any action, suit or proceeding, individually or derivatively, or in the name of, or on the behalf of, or for the benefit of the Undersigned against any of the Beneficiaries aforementioned, or (c) make any claim or demand against any of said Beneficiaries, for, or because of or resulting from any damage, injury, loss or expense sustained by the Undersigned in the past or in the future, which is the result or consequence of any act or omission of or by the Beneficiaries, which

**Exhibit C**

was raised, or which could have been raised, in the Law Suit, including, without limitation, any act, action, promise, representation, undertaking, inaction, failure or omission of or by any one or more of the Beneficiaries; **provided**, nevertheless that no covenant set forth herein shall prevent or preclude the Undersigned from bringing an action for the inducement to enter or for the failure to perform that certain Settlement Agreement between the Undersigned and Harbor Island Owners Association dated August \_\_\_\_\_, 2011.

2. The Undersigned hereby stipulates that this document is intended to be and shall be construed only as a Covenant Not to Sue. This document is not intended to be a release, and the Undersigned hereby expressly reserves and does not waive or otherwise relinquish its rights to make claims, and to institute, and to prosecute to recovery, any and all actions, suits or proceedings against any person, firm, company or corporation not designated in paragraph 1 herein above as one of the Beneficiaries of this Covenant Not to Sue.

3. The Undersigned hereby stipulates that this document is not intended to be and shall not be construed as an admission of liability by or on the behalf of the Beneficiaries, who expressly deny and disclaim any liability whatsoever.

4. The provisions of this Covenant Not to Sue, including, without limitation, the consideration set forth in paragraph 1 herein above, are intended to be and shall be construed as creating contractual obligations, and shall not be construed as mere recitals.

5. This Covenant Not to Sue shall be deemed to have been executed

and delivered in Beaufort County, South Carolina, and it shall in all respects be governed by and construed in accordance with the laws of the State of South Carolina.

IN WITNESS WHEREOF the Undersigned has executed this Covenant Not to Sue on the \_\_\_\_\_ day of August, 2011.

PREFERRED ISLAND PROPERTIES, INC.

\_\_\_\_\_  
(Witness No. 1)

By: \_\_\_\_\_  
H. Robert Honeycutt  
Its President

\_\_\_\_\_  
(Witness No. 2)

STATE OF NORTH CAROLINA )  
 )  
COUNTY OF \_\_\_\_\_ )

**ACKNOWLEDGMENT**

PERSONALLY appeared before me \_\_\_\_\_, who,  
(Print Name of Witness No. 1)  
first being duly sworn, made oath that (s)he saw Preferred Island Properties, by H. Robert Honeycutt, its President, sign, seal and, as its act and deed, deliver the Covenant Not to Sue above, and that (s)he with \_\_\_\_\_  
(Print Name of Witness No. 2)  
witnessed the execution thereof.

\_\_\_\_\_  
(Signature of Witness No. 1)

SWORN to and subscribed before me on this \_\_\_\_\_ day of August, 2011.

\_\_\_\_\_ (SEAL)  
Notary Public for North Carolina  
My Commission Expires: \_\_\_\_\_.

STATE OF SOUTH CAROLINA            )  
  )  
COUNTY OF BEAUFORT                )           **COVENANT NOT TO SUE**

IN CONSIDERATION of the sum of Ten and No/100 (\$10.00) Dollars, as well as other good and valuable consideration, including a reciprocal covenant executed by Preferred Island Properties, Inc., the receipt and sufficiency of which are hereby conclusively acknowledged, the undersigned Harbor Island Owners Association (herein after denominated "the Undersigned"), which is a named party in a legal action heretofore pending in the Court of Common Pleas for Beaufort County, South Carolina (Case No. 2008-CP-07-03274) (herein "the Law Suit"), does hereby covenant, agree and stipulate as follows:

1.       The Undersigned shall not (a) institute or prosecute any action, suit or proceeding against Preferred Island Properties, Inc., its successors or assigns, or against its employees, directors, officers, agents or attorneys (herein after collectively denominated "the Beneficiaries" of this Covenant Not to Sue), or against any one or more of the Beneficiaries, (b) permit the institution of any action, suit or proceeding, individually or derivatively, or in the name of, or on the behalf of, or for the benefit of the Undersigned against any of the Beneficiaries aforementioned, or (c) make any claim or demand against any of said Beneficiaries, for, or because of or resulting from any damage, injury, loss or expense sustained by the Undersigned in the past or in the future, which is the result or consequence of any act or omission of or by the Beneficiaries, which

**Exhibit D**

was raised, or which could have been raised, in the Law Suit, including, without limitation, any act, action, promise, representation, undertaking, inaction, failure or omission of or by any one or more of the Beneficiaries; **provided**, nevertheless that no covenant set forth herein shall prevent or preclude the Undersigned from bringing an action for the inducement to enter or for the failure to perform that certain Settlement Agreement between the Undersigned and Preferred Island Properties, Inc., dated August \_\_\_\_, 2011.

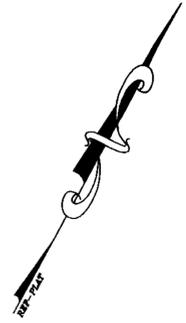
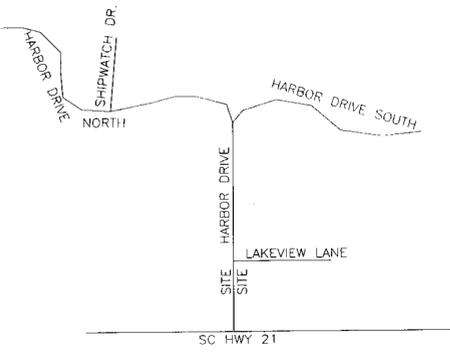
2. The Undersigned hereby stipulates that this document is intended to be and shall be construed only as a Covenant Not to Sue. This document is not intended to be a release, and the Undersigned hereby expressly reserves and does not waive or otherwise relinquish its rights to make claims, and to institute, and to prosecute to recovery, any and all actions, suits or proceedings against any person, firm, company or corporation not designated in paragraph 1 herein above as one of the Beneficiaries of this Covenant Not to Sue.

3. The Undersigned hereby stipulates that this document is not intended to be and shall not be construed as an admission of liability by or on the behalf of the Beneficiaries, who expressly deny and disclaim any liability whatsoever.

4. The provisions of this Covenant Not to Sue, including, without limitation, the consideration set forth in paragraph 1 herein above, are intended to be and shall be construed as creating contractual obligations, and shall not be construed as mere recitals.

5. This Covenant Not to Sue shall be deemed to have been executed

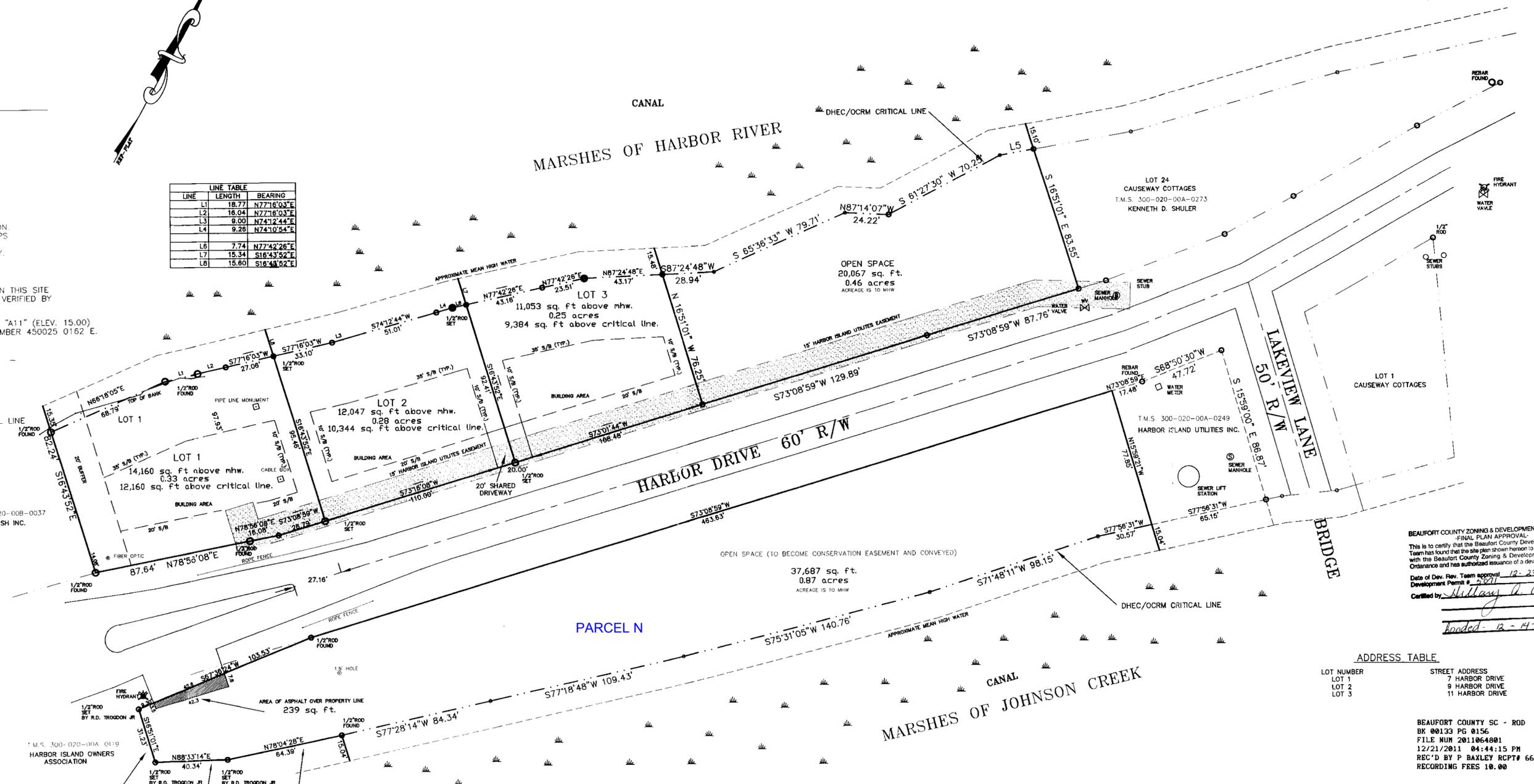




- NOTES:**
- 1.) THE BEARINGS SHOWN HEREON ARE MAGNETIC AND AS SUCH ARE SUBJECT TO LOCAL ATTRACTION AND AS SUCH OR ABSENCE OF U.S. ARMY CORPS OF ENGINEERS JURISDICTIONAL WETLANDS IS UNDETERMINED AS OF THE DATE OF THIS SURVEY.
  - 2.) PUBLIC WATER & SEWER
  - 3.) METHOD OF AREA CALCULATION BASED ON COORDINATE METHOD.
  - 4.) BEFORE ANY DESIGN WORK OR CONSTRUCTION ON THIS SITE IS STARTED FLOOD ZONE INFORMATION MUST BE VERIFIED BY BEAUFORT COUNTY BUILDING CODES PHONE NUMBER (843)-470-2684
  - 5.) THIS PROPERTY APPEARS TO BE IN FLOOD ZONE "A11" (ELEV. 15.00) AS DETERMINED BY FEMA FIRM COMM-PANEL NUMBER 450025 0162 E. DATED 11/4/92 (INDEX DATED 11/4/92)
  - 6.) SETBACKS:  
FRONT: FROM EDGE OF R/W VARIES  
SIDE: 10' FROM PROPERTY LINE  
RIVER OVERLAY: 35' SETBACK
  - 7.) ALL CORNERS 1/2" STEEL ROD UNLESS OTHERWISE SPECIFIED
  - 8.) OWNERSHIP IS TO MEAN HIGH WATER AREA CALCULATED IS UPLAND FROM THE CRITICAL LINE

LINE	LENGTH	BEARING
L1	18.77	N77°16'03"E
L2	16.04	N77°16'03"E
L3	9.00	N74°12'44"E
L4	9.26	N74°10'54"E
L6	7.74	N77°42'26"E
L7	15.34	S16°43'52"E
L8	15.80	S18°48'52"E

- REFERENCES:**
- 1.) T.M.S. 300-208-0041
  - 2.) PLAT BY R.D. TROGDON JR DATED JUNE 1980 REVISED 12/12/1980 PLAT BOOK 34, PAGE 136 BEAUFORT COUNTY R.M.C. OFFICE
  - 3.) SEPTIC DRAIN FIELD REMOVED AS PER "H.T.O.A. ON LOT 1"



BEAUFORT COUNTY ZONING & DEVELOPMENT STANDARDS  
 FINAL PLAN APPROVAL  
 This is to certify that the Beaufort County Development Review Team has found that the site plan shown hereon to be in compliance with the Beaufort County Zoning & Development Standards Ordinance and has authorized issuance of a development permit.  
 Date of Dev. Rev. Team approval: 12-23-2009  
 Development Permit #: 2011-064801  
 Certified by: *Melanie A. Smith*  
 Loaded: 12-14-2011

**ADDRESS TABLE**

LOT NUMBER	STREET ADDRESS
LOT 1	7 HARBOR DRIVE
LOT 2	9 HARBOR DRIVE
LOT 3	11 HARBOR DRIVE

BEAUFORT COUNTY SC - ROD  
 BK 00133 PG 0156  
 FILE NUM 2011064801  
 12/21/2011 04:44:15 PM  
 REC'D BY P. BAXLEY RCP# 664110  
 RECORDING FEES 10.00

PLAT SHOWING LOTS 1, 2, & 3  
 TRACT 1 BEING A CONSERVATION EASEMENT  
 TRACT 2, BEING A 3 LOT SUBDIVISION  
 WITH OPEN SPACE

THE CAUSEWAY COTTAGES ANNEX  
 PREPARED FOR PREFERRED PROPERTIES, INC.  
 HARBOR ISLAND  
 BEAUFORT COUNTY-----SOUTH CAROLINA

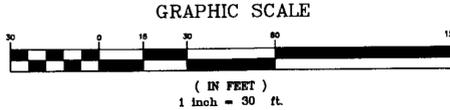
DATE: 7/23/08  
 DATE: 3/25/2010 LOCATED SEPIC TANK DRAIN FIELD  
 DATE: 6/2/2010 ADDED AREA TO DRAIN FIELD AND ASPHALT OVER PROPERTY LINE  
 DATE: 2/4/2011 4 LOTS CONVERT TO 3 LOTS  
 SCALE: 1"=30'  
 JOB#37137 14302-CRIT DRAWN BY OSGN#3

DHEC-OCRM CRITICAL LINE  
 THE AREA SHOWN ON THIS PLAT IS A GENERAL REPRESENTATION OF DHEC-OCRM PERMIT AUTHORITY ON THE SUBJECT PROPERTY. CRITICAL AREAS, BY THEIR NATURE, ARE DYNAMIC AND SUBJECT TO CHANGE OVER TIME. BY GENERALLY DELINEATING THE PERMIT AUTHORITY OF THE DHEC-OCRM, THE OFFICE OF OCRM IN NO WAY WAIVES THE RIGHT TO ASSERT PERMIT JURISDICTION IN ANY CRITICAL AREA ON THE SUBJECT PROPERTY WHETHER SHOWN OR NOT. ALL PROPERTY OWNERS OR PROSPECTIVE BUYERS ARE ADVISED TO HAVE THE LINE CHECKED BY COUNCIL STAFF PRIOR TO CONSTRUCTION OR CLOSING ON THE SALE OF THIS PROPERTY.

*David E. Gasque*  
 SIGNATURE DATE 7-14-11  
 THE CRITICAL LINE SHOWN ON THIS PLAT IS VALID FOR THREE YEARS FROM THE DATE OF THIS SIGNATURE, SUBJECT TO THE CAUTIONARY LANGUAGE ABOVE

I, David E. Gasque, a Registered Professional Land Surveyor in the State of South Carolina, certify to owner(s) shown hereon that to the best of my knowledge, information and belief, the survey shown hereon was made in accordance with the requirements of the minimum standards manual for the practice of land surveying in South Carolina, and meets or exceeds the requirements for a CLASS A survey as specified therein, also there are no encroachments or projections other than shown. This survey is not valid unless it bears the original signature and has an embossed seal.

David E. Gasque, R.L.S.  
 S.C. Registration Number 10506



**GASQUE & ASSOCIATES INC.**  
 LAND SURVEYORS · PLANNERS  
 28 PROFESSIONAL VILLAGE CIRCLE, BEAUFORT, S.C.  
 P.O. BOX 1363, BEAUFORT, S.C.  
 (843) 522-1798

THIS PLAT IS COPYRIGHTED AND IS ONLY INTENDED FOR THE USE OF THE ENTITY OR PERSON(S) SHOWN HERE ON.

# PARCEL 0



# PARCEL O

### Search by

**Property ID (PIN)**

Street Address

Alternate ID (AIN)

Legal Description

Sales

Owner Name

### Functions

County Home →

Welcome

**Real Property**

Personal Property

Vehicle Tax

Shopping Cart

Help

Feedback

County Login

Search by Property ID (PIN)...

Parcel ID	Address	Owner Name
<i>No Records Found</i>		

Owner Name

*Search performed on 8/12/2015 8:05:44 AM EDT  
with Parcel ID = UNIDENTIFIED  
and SortBy = PARCELID ASC*

**First**

**Last**