

JOINT APPLICATION
FOR
A DEPARTMENT OF THE ARMY, CORPS OF ENGINEERS PERMIT,
STATE OF GEORGIA MARSHLAND PROTECTION PERMIT,
REVOCABLE LICENSE AGREEMENT
AND REQUEST FOR
WATER QUALITY CERTIFICATION
AS APPLICABLE

INSTRUCTIONS FOR SUBMITTING APPLICATION:

Every Applicant is Responsible to Complete The Permit Application and Submit as Follows: One copy each of application, location map, drawings, copy of deed and any other supporting information to addresses 1, 2, and 3 below. If water quality certification is required, send only application, location map and drawing to address No. 4.

1. For Department of the Army Permit, mail to: Commander, Savannah District, US Army Corps of Engineers, ATTN: CESAS-RD, 100 W. Oglethorpe Avenue, Savannah, Georgia 31401-3640. Phone (912) 652-5347 and/or toll free, Nationwide 1-800-448-2402.

2. For State Permit - State of Georgia (six coastal counties only) mail to: Habitat Management Program, Coastal Resources Division, Georgia Department of Natural Resources, 1 Conservation Way, Brunswick, Georgia 31523. Phone (912) 264-7218.

3. For Revocable License - State of Georgia (six coastal counties plus Effingham, Long, Wayne, Brantley and Charlton counties only) - Request must have State of Georgia's assent or a waiver authorizing the use of State owned lands. All applications for dock permits in the coastal counties or for docks located in tidally influenced waters in the counties listed above need to be submitted to Real Estate Unit. In addition to instructions above, you must send two signed form letters regarding revocable license agreement to: Ecological Services Coastal Resources Division, Georgia Department of Natural Resources, 1 Conservation Way, Brunswick, Georgia 31523. Phone (912) 264-7218.

4. For Water Quality Certification State of Georgia, mail to: Water Protection Branch, Environmental Protection Division, Georgia Department of Natural Resources, 4220 International Parkway, Suite 101, Atlanta, Georgia 30354 (404) 675-1631.

The application must be signed by the person authorized to undertake the proposed activity. The applicant must be the owner of the property or be the lessee or have the authority to perform the activity requested. Evidence of the above may be furnished by copy of the deed or other instrument as may be appropriate. The application may be signed by a duly authorized agent if accompanied by a statement from the applicant designating the agent. See item 6, page 2.

1. Application No. _____

2. Date 2/24/25

3. For Official Use Only _____

4. Name and address of applicant. DAN Underwood 1636 Goulds Landing Rd NE TOWNSEND GA 31331

5. Location where the proposed activity exists or will occur. 1636 Goulds Landing Rd NE TOWNSEND GA 31331

Lat. _____ Long. 31.619988, -81.263523

McIntosh
County

_____ Military District

TOWNSEND
In City or Town

Darien

Near City or Town

Spring Cove Plantation
Subdivision

Tract II
Lot No.

9.94 Acres.
Lot Size

_____ Approximate Elevation of Lo

GA
State

Barbour River
Name of Waterway

BARBOUR Island River - Sapelo Sound
Name of Nearest Creek, River, Sound, Bay or Hammock

6. Name, address and title of applicant's authorized agent for permit application coordination.

DAN UNDERWOOD 27 Sessions - Street Marietta GA 30060

Statement of Authorization: I hereby designate and authorize the above named person to act in my behalf as my agent in the processing of this permit application and to furnish, upon request, supplemental information in support of this application.


Signature of Applicant

2/24/25
Date

7. Describe the proposed activity, its purpose and intended use, including a description of the type of structures, if any to be erected on fills, piles, of float-supported platforms, and the type, composition and quantity of materials to be discharged or dumped and means of conveyance. If more space is needed, use remarks section on page 4 or add a supplemental sheet. (See Part III of the Guide for additional information required for certain activities.)

8. Proposed use: Private ☒

Public ☒

Commercial ☐

Other ☐ (Explain)

Private members only - Public for B&T.

9. Names and addresses of adjoining property owners whose property also adjoins the waterway.

SEE Attached

10. Date activity is proposed to commence.

UPON APPROVAL

Date activity is expected to be completed

70 days expect Brack extension

11. Is any portion of the activity for which authorization is sought now complete ☒ Y ☐ N

a. If answer is "Yes", give reasons in the remarks in the remarks section.

Indicate the existing work on the drawings.

external flt vending tank.

b. If the fill or work is existing, indicate date of commencement and completion.

c. If not completed, indicate percentage completed.

12. List of approvals or certifications required by other Federal, State or local agencies for any structures, construction discharges, deposits or other activities described in this application. Please show zoning approval or status of zoning for this project.

Issuing Agency	Type Approval	Identification No.	Date/Application	Date/Approval
Building & Zoning Office	Commercial Property	N/A		2/4/25

13. Has any agency denied approval for the activity described herein or for any activity directly related to the activity described herein?
☐ Yes ☐ NO (If "yes", explain).

Note: Items 14 and 15 are to be completed if you want to bulkhead, dredge or fill.

14. Description of operation: (If feasible, this information should be shown on the drawing).

a. Purpose of excavation or fill _____

1. Access channel length _____ depth _____ width _____

2. Boat basin length _____ depth _____ width _____

3. Fill area length _____ depth _____ width _____

4. Other _____ length _____ depth _____ width _____

(Note: If channel, give reasons for need of dimensions listed above.)

b. If bulkhead, give dimensions _____

-- Type of bulkhead construction (material) _____

1. Backfill required: Yes _____ No _____ Cubic yards _____

2. Where obtained _____

c. Excavated material

1. Cubic yards _____

2. Type of material _____

15. Type of construction equipment to be used _____

a. Does the area to be excavated include any wetland? Yes ☐ No ☐

b. Does the disposal area contain any wetland? Yes ☐ No ☐

c. Location of disposal area _____

d. Maintenance dredging, estimated amounts, frequency, and disposal sites to be utilized: _____

e. Will dredged material be entrapped or encased? _____

f. Will wetlands be crossed in transporting equipment to project site? _____

g. Present rate of shoreline erosion (if known) _____

16. Description of Avoidance, Minimization and Compensation: Provide a brief explanation describing how impacts to waters of the United States are being avoided and minimized on the project site. Also, provide a brief description of how impacts to waters of the United States will be compensated for, or a brief statement explaining why compensatory mitigation should not be required for those impacts.

17. Water Quality Certification: In some cases, Federal law requires that a Water Quality Certification from the State of Georgia be obtained prior to issuance of a Federal license or permit. Applicability of this requirement to any specific project is determined by the permitting Federal agency. The information requested below is generally sufficient for the Georgia Environmental Protection Division to issue such a certification if required. Any item, which is not applicable to a specific project, should be so marked. Additional information will be requested if needed.

a. Please submit the following:

1. A plan showing the location and size of any facility, existing or proposed, for handling any sanitary or industrial waste waters generally on your property.
2. A plan of the existing or proposed project and your adjacent property for which permits are being requested.
3. A plan showing the location of all points where petro-chemical products (gasoline, oils, cleaners) used and stored. Any aboveground storage areas must be diked, and there should be no storm drain catch basins within the dike areas. All valving arrangements on any petro-chemical transfer lines should be shown.
4. A contingency plan delineating action to be taken by you in the event of spillage of petro-chemical products or other materials from your operation.
5. Plan and profile drawings showing limits of areas to be dredged, areas to be used for placement of spoil, locations of any dikes to be constructed showing locations of any weir(s), and typical cross sections of the dikes.

b. Please provide the following statements:

1. A statement that all activities will be performed in a manner to minimize turbidity in the stream.
2. A statement that there will be no oils or other pollutants released from the proposed activities which will reach the stream.
3. A statement that all work performed during construction will be done in a manner to prevent interference with any legitimate water uses.

18. Application is hereby made for a permit or permits to authorize the activities described herein; Water Quality Certification from the Georgia Environmental Protection Division is also requested if needed. 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. I further certify that I possess the authority to undertake the proposed activities.



Signature of Applicant

19. 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 false writing or document knowing same to contain any false, fictitious or fraudulent statement or entry, shall be fined no more than \$10,000 or imprisoned not more than 5 years or both.

PRIVACY ACT NOTICE

The Department of the Army permit program is authorized by Section 10 of the Rivers and Harbors Act of 1899, Section 404 of the Clean Water Act and Section 103 of the Marine Protection, Research and Sanctuaries Act of 1972. These laws require permits authorizing structures and work in or affecting navigable waters of the United States, the discharge of dredged or fills material into waters of the United States, and the transportation of dredged material for the purpose of dumping it into ocean waters. Information provided will be used in evaluating the application for a permit. Information in the application is made a matter of public record through issuance of a public notice. Disclosure of the information requested is voluntary; however, the data requested are necessary in order to communicate with the applicant and to evaluate the permit application. If necessary information is not provided, the permit application cannot be processed nor can a permit be issued.

SUPPORTING REMARKS:

149 103
11 43 a

GEORGIA, MCINTOSH COUNTY

THIS INDENTURE, made and entered into this 11th day of February, 1991, by and between EAGLE NECK DEVELOPMENT COMPANY, a Georgia Corporation of McIntosh County, Georgia hereinafter referred to as party of the first part and JOHN L. UNDERWOOD, III of Fulton County, Georgia, hereinafter referred to as party of the second part,

WITNESSETH, that the said party of the first part, for and in consideration of the sum of Ten (\$10.00) Dollars and other good and valuable considerations, in hand paid at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, have granted, bargained, sold and conveyed and does hereby grant, bargain, sell and convey unto the said party of the second part, his heirs and assigns, all of the following described property, to-wit:

All that certain tract or parcel of land lying, being and situate in the 22nd G.M. District, McIntosh County, Georgia containing 10.3 acres, more or less, as being more particularly described upon a map or plat of survey prepared by or under the direction of Vincent Helmly, Georgia R.L.S. No. 1882, dated February 8, 1991, entitled "Plat of Tract 11 of an 80 acre portion of Spring Cove Plantation, Harris Neck, 22nd G.M. District, McIntosh County, Georgia", recorded in the Office of the Clerk of Superior Court of McIntosh County, Georgia, at Plat Cabinet 1, Slide 33E, which is incorporated herein by reference for all intents and purposes.

Said property being the northeasternmost portion of an eighty (80) acre tract conveyed to Grantor herein by warranty deed from Gene R. Slivka, dated September 13, 1990, and recorded in the Office of the Clerk of Superior Court of McIntosh County, Georgia, at Deed Book 144, Page 495.

Also, conveyed herein is an easement across a tract of land shown on a map or plat of survey of a width of sixty (60) feet providing a utility and access easement to subject property; said plat recorded in Plat Cabinet 1, Slide 33E, of the Office of the Clerk of Superior Court, McIntosh County, Georgia.

This conveyance includes by QUIT-CLAIM ONLY, and without any of the warranties hereinafter expressed and without any implied warranties and subject to the rights of the public, the government of the United States of America, and the State of Georgia, if any in and to any tidal marshes, streams, and estuaries within its boundaries, that portion of the marshland lying immediately east of the 10.3 acres of high land, to a point 600 feet southeast of the northeastern corner of subject property with the Swain River.

The above referenced property is conveyed subject to the jurisdiction of the United States Corps of Engineers with regard to any "Wetlands" involved therein as defined by the appropriate Federal Statutes and Regulations.

SUBJECT, HOWEVER, to the following limitations and restrictions which shall be covenants running with the above-described tract or parcel of land and which shall remain in full force and effect until the same be modified or abrogated by the joint consent of the parties herein, their heirs and assigns, by written memorandum:

(1) Grantee herein shall provide to Grantor and Grantor's successors and assigns, of any portion of the eighty (80) acre tract conveyed to Grantor herein by that certain warranty deed recorded in the Office of the Clerk of Superior Court of McIntosh County, Georgia, in Deed Book 144, Page 495, ingress and egress to deep water on the Swain River through subject property conveyed herein, said deep water located in an area within 200 feet of the northeastern corner of the subject property. This provision shall be satisfied by Grantee providing a boat launching facility for those parties provided herein with an easement across said property of a width of at least twenty-five (25) feet which shall be reduced to a map or plat of survey if the boat launching facility is not completed by December 31, 1991, with the exact location of the easement to be subject to change and resurvey as is deemed necessary by Grantee herein, his successors and assigns.

(2) Grantee shall place underground all secondary utility service lines serving subject property.

Subject property is conveyed subject to those certain limitations and restrictions enumerated in that certain warranty deed from Gene R. Slivka to Grantor herein recorded in the Office of the Clerk of Superior Court of McIntosh County, Georgia, at Deed Book 144, Page 495, which are incorporated herein by reference for all intents and purposes.

TO HAVE AND TO HOLD, the within granted and described property, together with all and singular the rights, members and appurtenances thereunto belonging or in any wise appertaining to the only proper use, benefit and behoof of the said party of the second part, his heirs, executors, administrators and assigns, forever in fee simple; and the said party of the first part, its heirs, executors and administrators, the said bargained property unto the said party of the second part, his heirs, executors, administrators and assigns, against the said party of the first part, its heirs, executors, administrators and assigns, shall and will and do hereby warrant and forever defend.

IN WITNESS WHEREOF, the said party of the first part has hereunto set its hand and affixed its seal and delivered these presents on this the day and year first above written.

EAGLE NECK DEVELOPMENT COMPANY

BY: *Ben M. Cart, Jr.*
Ben M. Cart, Jr., President

Signed, sealed and delivered in the presence of:
James H. Duff
Witness
[Signature]
Notary Public
My Comm. Exp. 8-31-95
McINTOSH CO.

McIntosh County, Georgia
Real Estate Transfer Tax
Paid \$ 100.00
Date 2-14-91
Bootie W. Goodrich
Deputy Clerk of Superior Court

Rec. Feb 14, 1991
Bootie W. Goodrich
pcsc

BK:2023 PG:84-84

P2023000084

FILED IN OFFICE
CLERK OF COURT
09/22/2023 12:51 PM
MANDY HARRISON, CLERK
SUPERIOR COURT
MCINTOSH COUNTY, GA

1067314405
PARTICIPANT ID

Mandy Harrison

RETRACEMENT SURVEY OF:

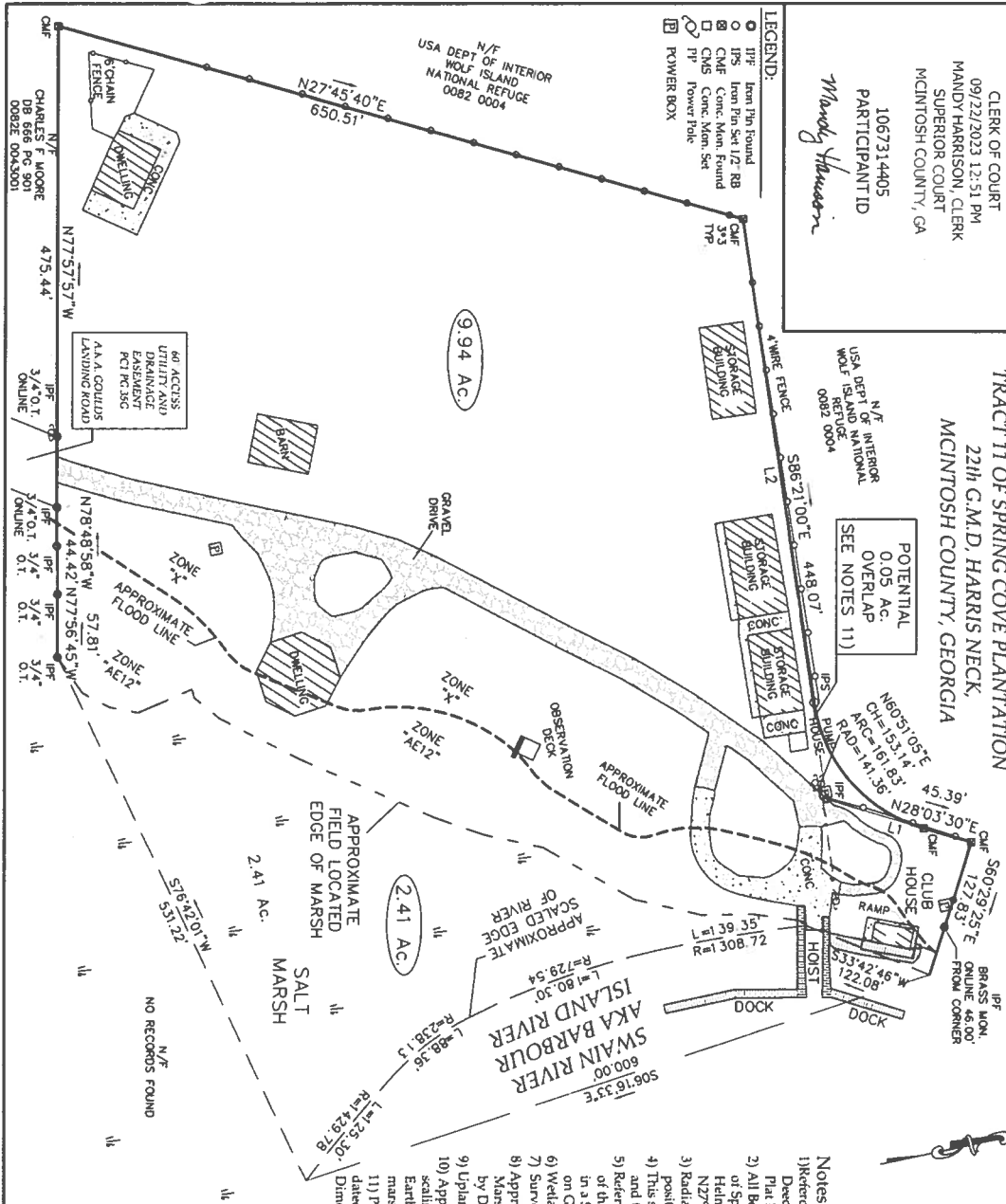
LANDS OF JOHN L. UNDERWOOD III

BEING 12.35 ACRES OF LAND

TRACT 11 OF SPRING COVE PLANTATION

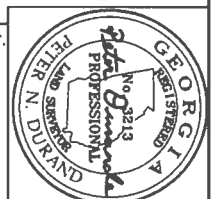
22th G.M.D. HARRIS NECK,

MCINTOSH COUNTY, GEORGIA



SURVEYORS CERTIFICATE

This plat is a retracement of an existing parcel of land and does not subdivide or create a new parcel or make any changes to any real property boundaries. The recording information of the documents which created the parcel are sealed herein. RECORDATION OF THIS PLAT DOES NOT IMPLY APPROVAL OF ANY LOCAL JURISDICTION, AVAILABILITY OF PERMITS, COMPLIANCE WITH LOCAL REGULATIONS OR REQUIREMENTS, OR SUTABILITY FOR ANY USE OR PURPOSE OF THE LAND. Furthermore, the undersigned land surveyor certifies that this plat complies with the minimum technical standards for property surveying in Georgia as set forth in the rules and regulations of the Georgia Board of Registration for Professional Engineers and Land Surveyors and as set forth in O.C.G.A. Section 15-6-67.



Durand Land Surveying Inc.

184 Apache Road
Brunswick, GA 31525
(912) 399-2720

peterdurand@bellsouth.net
durandlandsurveying.com

Prepared for:
JOHN L. UNDERWOOD III

Survey of
12.35 ACRES OF LAND
TRACT 11
SPRING COVE PLANTATION
22th G.M.D. HARRIS NECK,
MCINTOSH COUNTY,
GEORGIA

Surveyed: 08/29/2023
Completed Survey: 07/13/2023
EBC: 1 in 47.403
Angle Error: 0.3"
Adj.: COMPASS RULE
Plat Date: 08/29/2023
Plat EOC: 1 in 1,012.478
Equip: Cordimeter 610
Job#: 23-073

1/15/2024

I, **John L. Underwood III**, as the owner of the property located at 1636 Goulds Landing Road, Townsend GA 31331, hereby acknowledge and give my permission to **Dan Underwood** to act as the applicant for the purposes of obtaining the necessary permits for Barbour River Club to carry out the proposed project on my property.

I confirm that I am aware of the application being submitted for this project and have reviewed and am familiar with the plans outlined in the application. Furthermore, I grant **Dan Underwood** full permission to proceed with filing for the permit and carrying out the project as described in the application submitted to Georgia Department of Natural Resources.

This authorization includes any actions necessary for compliance with the permitting process and approval requirements.

If further information or clarification is required, I can be reached at 404-262-7599

Sincerely,


John L. Underwood III

1636 Goulds Landing Road

Townsend GA 31331