

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, U.S. Army Engineer District, Savannah ATTN: CESAS-OP-F, P.O. Box 889, Savannah, Georgia 31402-0889. 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 \_\_\_\_\_ 3. For Official Use Only \_\_\_\_\_

4. Name and address of applicant.

**Dr. James A. Daly**  
**Bull River Enterprises, LLC**  
**8005 U.S. Highway 80**  
**Savannah, Georgia 31410**

5. Location where the proposed activity exists or will occur. Lat. 32.034660° N Long. -80.959064° W

<b>Chatham</b>	<b>N/A</b>	<b>Savannah</b>
County	Military District	In City or Town
<b>Wilmington Island</b>	<b>N/A</b>	<b>N/A</b>
Near City or Town	Subdivision	Lot No.
<b>6.021 Acres</b>	<b>+/- 11 Feet</b>	<b>Georgia</b>
Lot Size	Approximate Elevation of Lot	State

**Bull River**  
Name of Waterway  
CESAS Form 19

\_\_\_\_\_  
Name of Nearest Creek, River, Sound, Bay or Hammock

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

Sligh Environmental Consultants, Inc.  
Attn: Stuart F. Sligh  
31 Park of Commerce Way, Suite 200B  
Savannah, GA 31405

phone (912) 232-0451

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

4/6/18  
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.)

The applicant is proposing to add floating docks to the existing marina facility located at 8005 U.S. Highway 80 adjacent to the Bull River. The proposed dock additions are all within the existing water bottoms lease footprint that the Applicant currently has with the Georgia Department of Natural Resources. The proposed dock additions total 3,666 square feet of additional floating dock structures within the waterway. It is proposed these dock additions could be considered a minor alteration under the Coastal Marshlands Protection Act as the total square footage is less than one-tenth of an acre in additional impacts. See attached Project Description for details.

8. Proposed use: Private \_\_\_ Public \_\_\_ Commercial X Other \_\_\_ (Explain)

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

Bull River Yacht Club Townhomes Homeowners Association  
P.O Box 9087  
Savannah, Georgia 31412-9087

No upstream adjoining landowner

10. Date activity is proposed to commence. Upon receipt of authorization to proceed

Date activity is expected to be completed. Within five years of authorization

11. Is any portion of the activity for which authorization is sought now complete \_\_\_ Y X N

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

Indicate the existing work on the drawings.

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.

<u>Issuing Agency</u>	<u>Type Approval</u>	<u>Identification No.</u>	<u>Date/Application</u>	<u>Date/Approval</u>
GADNR-CRD	CMPA Permit	CMPA Permit #693	N/A	10/3/2014

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13. Has any agency denied approval for the activity described herein or for any activity directly related to the activity described herein? \_\_\_ Yes X 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. 1.If bulkhead, give dimensions \_\_\_\_\_

2.Type of bulkhead construction (material) \_\_\_\_\_

Backfill required: Yes \_\_\_\_\_ No \_\_\_\_\_ Cubic yards \_\_\_\_\_

Where obtained \_\_\_\_\_

C. Excavated material

1.Cubic yards \_\_\_\_\_

2.Type of material \_\_\_\_\_

15.Type of construction equipment to be used Standard Dock Building Barges with cranes

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. 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 above-ground storage areas must be diked, and there should be no storm drain catch basins within the diked 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.

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17. 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

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 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 fill 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:

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STATE OF GEORGIA

REVOCABLE LICENSE REQUEST FOR THE USE OF TIDAL WATERBOTTOMS

APPLICANTS NAME(S): Bull River Enterprises, LLC, Attn: Dr. James Daly

MAILING ADDRESS: 8005 U.S. Hwy 80 E, Savannah GA 31410  
(Street) (City) (State) (Zip)

PROJECT ADDRESS/LOCATION: 8005 U.S. HWY 80 E, Savannah, GA 31410

COUNTY: Chatham WATERWAY: Bull River DATE: November 6, 2018

LOT, BLOCK & SUBDIVISION NAME FROM DEED: Lot 1A, Bull River Marina, 5th G.M.D., Chatham County, GA

Georgia Department of Natural Resources  
Coastal Resources Division  
One Conservation Way  
Brunswick, Georgia 31520-8687

I am requesting that I be granted a revocable license from the State of Georgia to encroach on the beds of tidewaters, which are state owned property. Attached hereto and made a part of this request is a copy of the plans and description of the project that will be the subject of such a license. I certify that all information submitted is true and correct to the best of my knowledge and understand that willful misrepresentation or falsification is punishable by law.

I understand that if permission from the State is granted, it will be a revocable license and will not constitute a license coupled with an interest. I acknowledge that this revocable license does not resolve any actual or potential disputes regarding the ownership of, or rights in, or over the property upon which the subject project is proposed, and shall not be construed as recognizing or denying any such rights or interests. I acknowledge that such a license would relate only to the property interests of the State and would not obviate the necessity of obtaining any other State license, permit or authorization required by State law. I recognize that I waive my right of expectation of privacy and I do not have the permission of the State of Georgia to proceed with such project until the Commissioner of DNR or his/her designee has signed a copy of this request.

Sincerely,

By:   
(Applicant), title if applicable

By: \_\_\_\_\_  
(Applicant), title if applicable

\*\*\*\*\*

The State of Georgia hereby grants you a revocable license not coupled with an interest as provided in your request. This area may now or in the future be utilized by boats employing power drawn nets under the provisions for commercial or sport bait shrimping. In its occupancy and use of the premises, licensee shall not discriminate against any person on the basis of race, gender, color, national origin, religion, age, or disability. This covenant by licensee may be enforced by termination of this license, by injunction, and by any other remedy available at law to the Department. The project proposed for this license must be constructed and completed within the specified timeframe associated with the authorization and/or transmittal letter associated with this revocable license and must be maintained in serviceable condition. Otherwise, action will be initiated to revoke this license and all structures must be removed immediately at the licensee's expense.

STATE OF GEORGIA  
Office of the Governor

By: \_\_\_\_\_  
For: Mark Williams, Commissioner-DNR

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

Revised 6/20/2017

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GEORGIA  
CORPORATIONS DIVISION

GEORGIA SECRETARY OF STATE  
ROBYN A. CRITTENDEN

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## BUSINESS SEARCH

### BUSINESS INFORMATION

Business Name:	<b>BULL RIVER ENTERPRISES LLC</b>	Control Number:	<b>12026589</b>
Business Type:	<b>Domestic Limited Liability Company</b>	Business Status:	<b>Active/Compliance</b>
Business Purpose:	<b>NONE</b>		
Principal Office Address:	<b>1132 Wilmington Island Rd, Savannah, GA, 31410</b>	Date of Formation / Registration Date:	<b>3/23/2012</b>
State of Formation:	<b>Georgia</b>	Last Annual Registration Year:	<b>2018</b>

### REGISTERED AGENT INFORMATION

Registered Agent Name: **Daly, Lake**

Physical Address: **1132 Wilmington Island Rd Savannah, GA 31410, Savannah, GA, 31410, USA**

County: **Chatham**

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4/09/2012 04:41pm

PAID: 14.00

Daniel W. Massey, Clerk  
Superior Court of Chatham County  
Chatham County, Georgia

Real Estate Transfer Tax

PAID \$2550.00

*R. Jindal*  
For Clerk of Superior Court

**ARDEN J. HADWIN**  
ATTORNEY AT LAW  
18 E. MONTGOMERY CROSSROADS  
P. O. BOX 13279  
SAVANNAH, GA. 31416  
(912) 927-4706

STATE OF GEORGIA     )  
                                  )  
COUNTY OF CHATHAM )

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**WARRANTY DEED**

THIS INDENTURE, made and entered into this 6th day of April, 2012 by and between **BULL RIVER MARINA, LLC**, a Georgia Limited Liability Company, Party of the First Part, and **BULL RIVER ENTERPRISES, LLC**, a Georgia Limited Liability Company, Party of the Second Part.

W I T N E S S E T H

Party of the First Part, for and in consideration of the sum of Ten (\$10.00) Dollars, other valuable consideration, to it in hand paid by Party of the Second Part, at or before the sealing and delivery of these presents, the receipt of which is hereby acknowledged, has granted, bargained, sold, aliened, conveyed and confirmed, and, by these presents does grant, bargain, sell, alien, convey and confirm unto Party of the Second Part, its successors and assigns, the following property, to-wit:

Lot 1-A, Marina Phase, Bull River Yacht Club, Chatham County, Georgia as more particularly described in EXHIBIT A attached hereto and made a part hereof.

TOGETHER WITH ALL AND SINGULAR the rights, members and appurtenances thereunto belonging; and all the estate, right, title, interest, claim and demand whatsoever of the party of the First Part, its successors and assigns, of, in, or to the same, and every part or parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD the above described lot, tract or parcel of land, with all and singular the rights, members, easements and appurtenances thereunto appertaining, to the only proper use, benefit and behoof of the Party of the Second Part, its successors and assigns, in fee simple forever.

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AND LASTLY, Party of the First Part, its successors and assigns, the above described lands and premises, unto Party of the Second Part, its successors and assigns, against itself, its successors and assigns, and against all and every other person or persons whomsoever, shall and will WARRANT AND FOREVER DEFEND by virtue of these presents.

IN WITNESS WHEREOF, the said Party of the First part has hereunto set its hand and seal the day and year first above written.

**BULL RIVER MARINA, LLC**

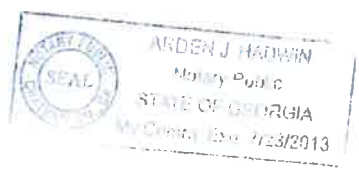
By: John F. Tanner (L.S.)  
JOHN F. TANNER, Manager/Member

By: Kendall C. Tanner (L.S.)  
KENDALL C. TANNER, Member

Signed, sealed and delivered  
in the presence of:

Suzanne C. Lowe  
[Signature]

Notary Public, Chatham County, Georgia  
My Commission Expires: \_\_\_\_\_  
(NOTARIAL SEAL)



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EXHIBIT A

ALL that certain lot, tract or parcel of land situate, lying and being on Wilmington Island in Chatham County, Georgia known as Lot 1-A, Marina Phase, of a Recombination of Lots 1 & 2, of Bull River Yacht Club, as shown on that certain plat dated April 25, 2000, as revised May 10, 2000, prepared and certified by J. Whitley Reynolds, Ga. RLS #2249, as recorded in the Office of the Clerk of the Superior Court of Chatham County, Georgia in Subdivision Map Book 20-S, Folio 9, which plat is hereby incorporated herein for all purposes.

And, but without warranty of title, all the marsh land lying eastwardly of Lots 691 and 692, Mayer Plantation, between the boundary lines of the property as if they were extended to the low water mark of the Bull River, including all improvements and docks, both fixed and floating, located thereon and as may extend into the Bull River.

This being the same property as conveyed to BULL RIVER MARINA, LLC by BULL RIVER MARINA ASSOCIATES, LLP by Warranty Deed dated March 28, 2003 and recorded in the Office of the Clerk of Superior Court of Chatham County, Georgia in Deed Book 248-Z, Page 454.

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