



**NORTH CAROLINA  
SOIL & WATER CONSERVATION COMMISSION  
TELECONFERENCE MEETING MINUTES  
February 21, 2017**

512 N. Salisbury Street  
Archdale Building – Conference Room 425G  
Raleigh, NC 27604  
Call-in #: 919-733-2511

[https://ncag.adobeconnect.com/swcc\\_2016/](https://ncag.adobeconnect.com/swcc_2016/)

<b>Commission Members</b>	Helen Wiklund	Ann Daisey – Dare SWCD
John Langdon – phone	David Harrison	Angela Little
Wayne Collier – phone	Kristina Fischer	Paula Day
Chris Hogan – phone	Gerda Rhodes	Jason Byrd – Rockingham SWCD
Ben Knox – phone	Eric Pare	Rodney Wright – Rockingham SWCD
Manly West – phone	Dietrick Kilpatrick – Craven SWCD	Jason Walker – Yadkin SWCD
Bill Yarborough – phone	Mike Willis – Caldwell SWCD	Ken Parks
<b>Commission Counsel</b>	Natalie Woolard	Kenneth Short
Phillip Reynolds - phone	Tom Hill	Louise Hart
<b>Guests</b>	P. J. Andrews – Pitt SWCD	Lynn Whitehurst – Martin SWCD
Pat Harris	Tom Best – Pitt SWCD	Michael Pardue – Wilkes SWCD
David Williams	Patrick Baker – Pamlico SWCD	Michelle Lovejoy – NCFSWC
Julie Henshaw	Derek Potter – Pamlico SWCD	Renee Melvin
Kelly Hedgepeth	Candy Bohmert – Pamlico SWCD	Frankie Singleton – Davie SWCD
Daphne Cartner	Sabra Cahoon – Pamlico SWCD	Stokes SWCD
Sandra Weitzel	Deryck Parker - NRCS	Tonya Wingate - Caswell SWCD
Bryan Evans	Craig Frazier – Randolph SWCD	
Tim Beard	Brad Moore – Alamance SWCD	

Chairman John Langdon opened with prayer and called the meeting to order at 1:06 p.m. Chairman Langdon inquired whether any Commission members need to declare any conflict of interest, or appearance of conflict of interest, that may exist for agenda items under consideration, as mandated by the State Ethics Act. None were declared. Chairman Langdon welcomed everyone to the meeting. Chairman Langdon announced with the ice storm during the Annual Meeting in January in Charlotte, he

planned this meeting to take care of those issues the Commission did not discuss. If the Commission needs to table some issues and gain some understanding, those issues will be discussed at the March Commission Meeting. Chairman Langdon added Rockingham County asked to be added to the agenda (see Agenda Item 6 – Other District Issues) and any other district may add items to Agenda Item 6.

1. **Approval of Agenda:** Chairman Langdon asked for comments on the agenda. Commissioner West stated Item 4 is long and not sure the Commission can adequately handle it over a conference call. Chairman Langdon spoke to Director Harris over the phone last week and Chairman Langdon suggested the Commission needs to have a listening session today to better understand Pamlico SWCD's issues. Commissioner Hogan moved to approve the amended agenda and Commissioner Knox seconded. Motion carried.
2. **Supervisor Appointments:** Chairman Langdon recognized Mr. Eric Pare
  - Eduardo J. Valdivieso, Dare SWCD, elected term filling the unexpired term of Louise Hanson for 2014-2018
  - Margaret S. Knight, Edgecombe SWCD, appointed term filling the unexpired term of Thomas C. Cherry for 2014-2018
  - Emily Walton, Onslow SWCD, elected term filling the unexpired term of Marion Howard (former supervisor resigned in June 2015) for 2014-2018

Commissioner Collier moved to approve the appointments and Commissioner West seconded. Motion carried.

3. **District Issues (Post Approvals):** Chairman Langdon recognized Ms. Kelly Hedgepeth

**3A. Washington SWCD Post Approval:** Ms. Gerda Rhodes presented

Ms. Hedgepeth stated this issue from Washington SWCD came before the Commission in November. During the discussion, it was determined that the District's request had not been properly approved by the board and that it needed to be returned to the District for proper approval. This issue was on the agenda in January, but due to the ice storm, Ms. Rhodes could not travel and is coming before the Commission now.

Ms. Rhodes stated during the November Commission Meeting, it was discovered the issue was not properly voted on to approve Doug Maxwell's AIM project 94-2016-010. Washington's Board held another meeting, with all supervisors present, and a motion was made to approve Doug Maxwell's AIM project for payment of \$1,836. The motion was seconded and approved by all six supervisors.

Commissioner West moved to approve the post approval and Commissioner Hogan seconded. Motion carried.

**3B. Pitt SWCD Post Approval:** Mr. P. J. Andrews presented

Ms. Hedgepeth stated this is a post approval for a contract that had damage during Hurricane Matthew for repair of a waterway still under the 10-year maintenance period for payment of \$903.

Mr. Andrews stated Mr. Stephen McLawhorn, a vegetable producer in Pitt County, was in process of getting his strawberry rows planted and prepped, when Hurricane Matthew came through. Mr. McLawhorn was almost finished with his work, but the sediment had washed into his field. The sediment was trapped in the waterway, and it did exactly what it was designed to do. The producer was on a time crunch to plant and regrade the waterway and pull the topsoil into the field. The County told the producer to do what he had to do.

Commissioner Yarborough moved to approve the post approval, and Commissioner Hogan seconded. Motion carried.

4. **District Issue from Pamlico SWCD:** Chairman Langdon recognized Pamlico SWCD

Chairman Patrick Baker from Pamlico SWCD announced Derek Potter, Candy Bohmert and Sabra Cahoon are also participating on the conference call.

Chairman Langdon stated this is a large and complex issue and not sure the Commission will give it justice over the phone. Chairman Langdon asked Chairman Baker to provide the Commissioners with a summary. If the Commissioners could not conclude today, the Commission would have the information and discuss the issue at the March Commission Meeting.

Chairman Baker stated the position of the Pamlico SWCD is the Board would like this issue resolved. It has been ongoing since 2015. A timeline of events was provided for Contract #69-2015-002. Pamlico's Board is requesting the cooperator to be paid for the contract. The project called for water-control structures, which were designed and a contract was written, and the cooperator installed the structures. Afterward, issues arose regarding payment, which went back and forth between NRCS, the Division, and the District and whether the practices met the program standards. Pamlico's Board determined, the program standards were met, and the District wants the contract to be paid. Chairman Baker added the cooperator was applying for funding for installing all these structures with EQIP funds, however, 45 structures were installed through EQIP and 13 structures were installed under the NC Ag Cost Share Program (NCACSP). All 58 water-controlled structures were installed on 362 acres. EQIP requires a drainage water management budget/plan. NCACSP does not require a drainage water management plan.

Chairman Langdon asked the district the following questions with regards to the water quality benefit:

1. Do these structures meet the tech standards? Yes
2. Do they have a water quality benefit? Yes
3. Did the Division approve the contract? Yes
4. Do the district supervisors support the contract and practice? Yes

Commissioner Knox questioned why this has not been paid by the Division? Mr. Phillip Reynolds, Commission Counsel, stated it is his understanding, the Division has been advised by their counsel not to participate in this conversation, as this is a contract issue. The Commission recognizes the dividing line between funding the contracts, execution of the contracts, and enforcing the contracts and any resolution between those disputes. Director Harris is unable to answer the question now.

Commissioner Knox asked, "what is the difference in the cost of 13 structures versus the 5 big structures?" Ms. Candy Bohmert, Cost Share Technician with Pamlico SWCD, stated it is \$5,000 between the two with the smaller ones being costlier. Ms. Bohmert stated the 45 EQIP structures have been approved and paid and the 13 Ag Cost Share structures have not been paid.

Mr. Reynolds stated this is a contract issue, and that he is not aware of any mechanism now that would allow the Commission to resolve the issue between the local district and Division. The Commission is only a listener today, per Chairman Langdon, since the Commission cannot decide. Chairman Langdon stated we cannot go any further with this today. All those involved need to get this resolved rapidly.

Chairman Langdon asked, "does the Commission not represent the districts?" Mr. Reynolds' response is the local districts were created before the Commission. The Commission does not have the authority to intervene on contract issues between the District and Division. It is a contractual issue with the Department. The Commission did not cause the problem and cannot fix it.

Director Harris added, the Division and Department are currently working to resolve this contract payment issue even though we have nothing to add to the discussion today.

**5. District Issue from Randolph SWCD:** Chairman Langdon recognized Randolph SWCD

Mr. Craig Frazier, Supervisor with Randolph SWCD, is asking the Commission to consider the issues related to the Job Approval Authority (JAA) process through NRCS. Based on the lack of training offered and the AgLearn issues related to the Certified Conservation Planner (CCP) process, Randolph SWCD would like the Commission to also reconsider deadlines or determine alternatives for certifying conservation plans.

Commissioner West believes this is an NRCS issue not a state issue. Mr. Frazier informed the Commission the employee seeking JAA is a district employee. Randolph SWCD is the only office with no NRCS seats in their office. The district has a good working relationship with NRCS, and they work well separately.

Commissioner Yarborough encouraged conservation planning as an important part of our work.

Commissioner Yarborough moved to remove CCP requirements for AgWRAP contracts on conservation plans, and Commissioner Knox seconded. Discussion followed with Deputy Director David Williams stating the CAT Team has been meeting to improve the process by which district employees can obtain JAA and CCP. The CAT Team expects to bring a phased-in

plan to the Commission in May. The Commission put a policy in place the second year AgWRAP was established that all AgWRAP contracts would have to be signed by a CCP, however, not all districts have CCP. If the requirement is removed, who will determine that a Cost Share Conservation plan is sufficient? Deputy Williams stated there needs to be a standard.

The discussion continued with regards to an interim fix/alternative to get these contracts completed and not hold up the conservation. Perhaps, a committee needs to be set up to seek another way and get the folks certified.

Deputy Williams asked Mr. Frazier did the district approach Randy Blackwood about signing off on the CCP on the contract? Yes. The Division enforced the policy the Commission established. How long did it delay the contract? Mr. Frazier could not answer that question.

Commissioner West stated there is a motion on the table and a second and would like to motion an alternative. Mr. Reynolds stated the Chairman can accept the motion to amend or substitute the motion on the table.

Director Harris stated our intent of the Listening Sessions with the CAT Team is to discuss through a partnership by addressing everyone's challenges. One item the CAT team discovered was there is a draft policy that Mr. Williams referenced to bring back on the Certified Conservation Planning piece and alternatives. Commissioner Collier asked to put a time frame on the disbursement of the CCP. Commissioner Yarborough restated the motion to remove the requirement for CCP signature on AgWRAP contracts.

Chairman Langdon stated there is a motion on the table and Chairman Langdon polled each Commissioner individually. Motion carried.

Mr. Frazier presented a second issue regarding two employees were sent to animal waste certification training, and they have not received Job Approval Authority (JAA). Director Harris asked Mr. Frazier if the discussion is regarding JAA for the nutrient management standard 590 or being a designated technical specialist for waste utilization? Mr. Frazier stated the technical staff had to have the JAA 590 to have approval authority to write waste plans which came from Division staff.

Ms. Natalie Woolard stated this is stemming from our technical specialist rules from the Commission and the rules are being revised and will be brought forth at the Commission Meeting in March. A review of the proposed changes to the rules will go out to public comment. Ms. Woolard stated there are two ways for individuals to be designated a technical specialist. Until this rule is changed, these are the parameters. The Commission can look at in March and modify their rules.

No action was taken. Craig Frazier thanked the Commission.

**6. Other District Issues:** Chairman Langdon recognized any other districts.

Mr. Jason Byrd, Rockingham staff member, read a letter from the Rockingham Board of Supervisors. They oppose the Ag Cost Share (ACSP) rule revisions. These recommended

changes are not fair to all districts. Rockingham's Board also disagrees with the rule revisions pertaining to program allocations. Rockingham's Board will attend the public comment period.

Commissioner Hogan had discussions with Orange SWCD staff to try to better understand the concerns. Ms. Julie Henshaw reminded the Commission that in March 2016 the Cost Share Committee presented its suggestions for changing the allocation rules to the Commission. By consensus the Commission conceptual approved the Committee's recommendations. Ms. Henshaw added that the Cost Share Committee is currently conducting an informal stakeholder process, not a public comment process. Cost Share Committee is hosting eight meetings within a month and will present its recommendations for formal commission consideration in May. The Committee is proposing to consider federal dollars expended as part of the Commission's technical assistance allocation, recognizing the important role that districts perform to help implement federal Farm Bill programs.

Mr. Byrd continued the discussion with regards to work being done on EQIP and NRCS programs, however, the workload in NRCS is a big part of the problem. Chairman Langdon stated there is an opportunity for improvement. Chairman Langdon urged Mr. Byrd to send the documentation to the Commission to discuss at the March or May Commission Meeting.

Commissioner Collier stated as the Commission moves forward, the Commission needs to know how NRCS' staffing situations are affecting districts as the Commission continues to make decisions for districts. Chairman Langdon added, the Commission does not need NRCS to fail. It would be prudent for management to be in a more independent position.

Mr. Brad Moore stated that Alamance SWCD had experienced the same issues as Rockingham SWCD.

No action was taken.

Chairman Langdon thanked everyone for sharing their time and scheduling the call. The Commission achieved what we wanted to achieve and be prepared to discuss these issues in March.

**Adjournment:** Meeting adjourned at 3:20 p.m.



Patricia K. Harris  
Division of Soil & Water Conservation, Raleigh, N.C.



Helen Wiklund, Recording Secretary

***These minutes were approved by the North Carolina Soil & Water Conservation Commission on March 15, 2017.***

**NORTH CAROLINA SOIL AND WATER CONSERVATION COMMISSION  
RALEIGH, NORTH CAROLINA  
AGENDA  
DRAFT  
TELECONFERENCE**

**BUSINESS SESSION**

Archdale Building

Room #425G

512 N. Salisbury Street

Raleigh, NC 27604

February 21, 2017

Adobe Connect Pro Address: [https://ncag.adobeconnect.com/swcc\\_2016/](https://ncag.adobeconnect.com/swcc_2016/)

Meet-Me Conference #: (919) 733-2511

1:00 p.m.

**I. CALL TO ORDER**

The State Government Ethics Act mandates that at the beginning of any meeting the Chair reminds all the members of their duty to avoid conflicts of interest and inquire as to whether any member knows of any conflict of interest or potential conflict with respect to matters to come before the Commission. If any member knows of a conflict of interest or potential conflict, please state so at this time.

**II. PRELIMINARY – Business Meeting**

Welcome

Chairman John Langdon

**III. BUSINESS**

1. Approval of agenda

Chairman John Langdon

2. Supervisor Appointments

Mr. Eric Pare

3. District Issues (Post Approvals)

Ms. Kelly Hedgepeth

A. Washington SWCD Post Approval

Washington SWCD

B. Pitt SWCD Post Approval

Pitt SWCD

4. District Issue from Pamlico SWCD

Chairman John Langdon

5. District Issue from Randolph SWCD

Chairman John Langdon

6. Other District Issues

Chairman John Langdon

**IV. ADJOURNMENT**



**DIVISION OF SOIL AND WATER CONSERVATION**  
 North Carolina Department of Agriculture & Consumer Services  
 1614 Mall Service Center • Raleigh, NC 27699-1614  
 919.733.2302 • www.ncagr.gov/swc/

INTERNAL USE ONLY:  
 Appointed / Elected Seat  
 Current Term: 17-18

**RECOMMENDATION FOR APPOINTMENT OF SUPERVISOR**

Complete and submit online on your district's SharePoint page; keep original for your file

The supervisors of the DARE Soil and Water Conservation District of DARE County, North Carolina have recommended the individual listed below for APPOINTMENT as a district supervisor in accordance with N.C.G.S. 139-7 for a term of office commencing 2/2017 and ending DEC 2018 to fill the expired or un-expired term of Louise Hanson

Name of nominee: Eduardo J. Valdivieso, P.E.  
 Address of nominee, City, State, Zip: 515 Wax Myrtle Court, Kill Devil Hills, NC 27948  
 Email address of nominee: eddlev@rpcontracting.com  
 Home phone: n/a  
 Mobile phone: 252.202.6422  
 Business phone: 252.261.3336  
 Occupation: Civil Engineer  
 Age: 53  
 Education: Bachelor of Science in Civil Engineering, Old Dominion University  
 Positions of leadership NOW held by nominee: Town of Kill Devil Hills Planning Board Member; Senior Project Engineer @ RPC Contracting, Inc.  
 Former occupations or positions of leadership contributing to nominee's qualifications: Past Owner/President of Qubla & Associates, P.C., a regional civil/site engineering & surveying consulting firm  
 Other pertinent information: Licensed Professional Engineer (Active) - State of North Carolina PE No. 18723, Commonwealth of Virginia PE No. 023301

Dates of previous attendance at UNC School of Government training, if applicable: n/a  
 Is nominee willing to attend a training session at the UNC School of Government within the first year after appointment? Check for "Yes"   
 Has the nominee been contacted to determine their willingness to serve? Check for "Yes"   
 Has the program and purpose of the soil and water conservation district been explained to the nominee? Check for "Yes"   
 Is the nominee willing to attend and participate in local district meetings? Check for "Yes"   
 Is the nominee willing to attend and participate in Area meetings? Check for "Yes"   
 Is the nominee willing to attend and participate in State meetings? Check for "Yes"

**Signatures**  
 I hereby certify that the board of supervisors considered the Guiding Principles for Supervisor Nomination for Appointment shown on the reverse of this nomination form when selecting the above supervisor candidate for nomination. I also certify that this recommendation has been considered and approved by a majority of the members of the board of supervisors and entered in the official minutes of the board.

X [Signature]  
 SWCD Chair (or Vice Chair if Chair is being nominated) 2/3/17  
 Printed name: LARRY BROWN Date

I hereby certify that the above information is true and accurate.  
 X [Signature]  
 individual recommended for appointment February 10, 2017  
 Printed name: Eduardo J. Valdivieso, P.E. Date

Dare County Soil and Water Conservation District Board

Satellite Office  
2601 N Croatan Highway  
Kill Devil Hills NC 27948

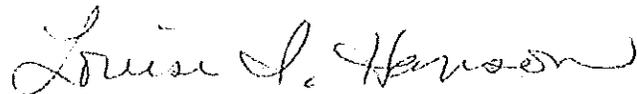
Mailing: PO Box 1000  
Manteo NC 27954

April 26, 2016

Dear Chair,

I would like to thank you and the Dare County Soil and Water Conservation District Board for your support for me as an elected Board Supervisor. I would also like to commend all members for the progressive environmental work completed during that time. This letter is to officially tender my resignation from the Board due to changes in my availability resulting in many missed meetings. Please continue with the vital projects in this region.

Thank you,

A handwritten signature in cursive script that reads "Louise I. Hanson".

Louise I. Hanson

Cc, Ann Daisy, Linda Peterson -Albemarle RC&D



**DIVISION OF SOIL AND WATER CONSERVATION**  
 North Carolina Department of Agriculture & Consumer Services  
 1614 Mall Service Center • Raleigh, NC 27699-1614  
 919.733.2302 • www.ncagr.gov/swc/

INTERNAL USE ONLY:  
Appointed / Elected Seat  
 Current Term: 17-18

**RECOMMENDATION FOR APPOINTMENT OF SUPERVISOR**

Complete and submit online on your district's SharePoint page; keep original for your file

The supervisors of the Edgecombe Soil and Water Conservation District of Edgecombe County, North Carolina have recommended the individual listed below for APPOINTMENT as a district supervisor in accordance with N.C.G.S. 139-7 for a term of office commencing March 1, 2017 and ending December 2018 to fill the expired or un-expired term of Thomas C. Cherry

Name of nominee: Margaret S. Knight  
 Address of nominee, City, State, Zip: 1033 Branch Farm Road Macesville, NC 27852  
 Email address of nominee: mknight4@emborgmail.com  
 Home phone: 252-827-5886  
 Mobile phone: 252-813-9250  
 Business phone: \_\_\_\_\_  
 Occupation: Retired District Employee (served as director for 17 years)  
 Age: 55

Education: AAS Degree in Business Administration, Bachelor and Masters in Biblical Studies

Positions of leadership NOW held by nominee: Member of CCI, Associate Member

Former occupations or positions of leadership contributing to nominee's qualifications: 30+ years employee of the Edgecombe Soil and Water Conservation District with experience working in all phases of the conservation program including the Board of Supervisors.

Other pertinent information: Completed Supervisor Training, Excellent knowledge of district and federal programs and operations. Since my employment with the district I have developed a deep concern for our natural resources and will work to support efforts to maintain and improve their quality and sustainability. I truly believe we have a responsibility to leave our environment better than we found it and better for future generations.

Dates of previous attendance at UNC School of Government training, if applicable: February 2011

Is nominee willing to attend a training session at the UNC School of Government within the first year after appointment? Check for "Yes"

Has the nominee been contacted to determine their willingness to serve? Check for "Yes"

Has the program and purpose of the soil and water conservation district been explained to the nominee? Check for "Yes"

Is the nominee willing to attend and participate in local district meetings? Check for "Yes"

Is the nominee willing to attend and participate in Area meetings? Check for "Yes"

Is the nominee willing to attend and participate in State meetings? Check for "Yes"

**Signatures**

I hereby certify that the board of supervisors considered the Guiding Principles for Supervisor Nomination for Appointment shown on the reverse of this nomination form when selecting the above supervisor candidate for nomination. I also certify that this recommendation has been considered and approved by a majority of the members of the board of supervisors and entered in the official minutes of the board.

X Joseph A. Suggs  
 SWCD Chair (or Vice Chair if Chair is being nominated)  
 Printed name: Joseph A. Suggs

2/16/2017  
 Date

I hereby certify that the above information is true and accurate.

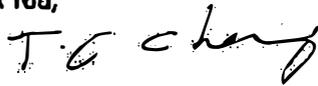
X Margaret Knight  
 Individual recommended for appointment  
 Printed name: Margaret Knight

2/16/2017  
 Date

To Whom It May Concern,

I, Thomas Cherry, do here by resign my position on the Board of Supervisors of the Edgecombe Soil and Water Conservation District. Effective Immediately.

Thank You,

A handwritten signature in cursive script that reads "T. Cherry".

Thomas Cherry

2/1/2017



DIVISION OF SOIL AND WATER CONSERVATION  
 North Carolina Department of Agriculture & Consumer Services  
 1614 Mail Service Center • Raleigh, NC 27699-1614  
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INTERNAL USE ONLY:  
 Appointed  Elected Seat  
 Current Term: 17-18

### RECOMMENDATION FOR APPOINTMENT OF SUPERVISOR

Complete and submit online on your district's SharePoint page; keep original for your file

The supervisors of the Onslow Soil and Water Conservation District of Onslow County, North Carolina have recommended the individual listed below for APPOINTMENT as a district supervisor in accordance with N.C.G.S. 139-7 for a term of office commencing March 2017 and ending December 2018 to fill the expired or un-expired term of Marion Howard.

Name of nominee: Emily Walton  
 Address of nominee, City, State, Zip: 125 Thomas Holahd Road, Stella NC 28582  
 Email address of nominee: ema.walton@gmail.com  
 Home phone: n/a  
 Mobile phone: 910-381-140  
 Business phone: n/a  
 Occupation: Contract Specialist, Department of the Navy  
 Age: 35

Education: BS Agriculture Business Management, BS Animal Science- NC State University; Additional Masters level courses in Extension Education & Soil Science

Positions of leadership NOW held by nominee: none

Former occupations or positions of leadership contributing to nominee's qualifications: Extension Agent- Livestock, Onslow County 2004-2010

Other pertinent information: As a long time horse owner, I have many contacts within the local equestrian community. As a landowner, I also have a personal interest in sustaining natural resources and developing/supporting small scale farms

Dates of previous attendance at UNC School of Government training, if applicable: n/a

Is nominee willing to attend a training session at the UNC School of Government within the first year after appointment? Check for "Yes"

Has the nominee been contacted to determine their willingness to serve? Check for "Yes"

Has the program and purpose of the soil and water conservation district been explained to the nominee? Check for "Yes"

Is the nominee willing to attend and participate in local district meetings? Check for "Yes"

Is the nominee willing to attend and participate in Area meetings? Check for "Yes"

Is the nominee willing to attend and participate in State meetings? Check for "Yes"

#### Signatures

I hereby certify that the board of supervisors considered the Guiding Principles for Supervisor Nomination for Appointment shown on the reverse of this nomination form when selecting the above supervisor candidate for nomination. I also certify that this recommendation has been considered and approved by a majority of the members of the board of supervisors and entered in the official minutes of the board.

X S. Jerome Shaw 02/13/2017  
 SWCD Chair (or Vice Chair if Chair is being nominated) Date  
 Printed name: S. Jerome Shaw

I hereby certify that the above information is true and accurate.

X Emily Walton 01/24/2017  
 Individual recommended for appointment Date  
 Printed name: Emily Walton

Marion Howard  
5585 Gum Branch Road  
Jacksonville, NC 28540  
(910) 934-5539

June 15, 2015

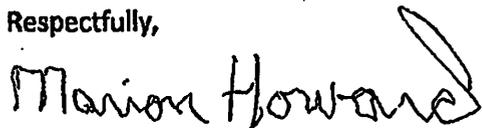
Onslow County Soil and Water Board of Supervisors  
Jerome Shaw, Chairman, Board Members and Staff  
4028 Richlands Highway  
Jacksonville, NC 28540

CC: Jeff Hudson, Onslow County Manager; Onslow County Board of Commissioners

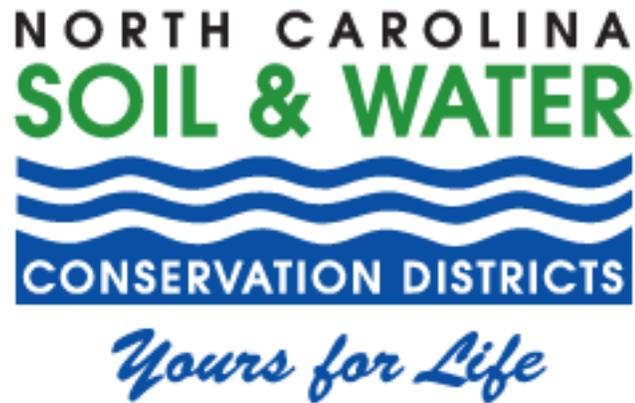
Dear Mr. Shaw,

I am writing this letter to inform you that I feel the time has come to resign from my position of District Supervisor. I have served on this board for many years but I feel my resignation is necessary due to the fact that a select number of members and staff have chosen to withhold pertinent information from some of all parties entitled. My resignation will be effective immediately.

Respectfully,

A handwritten signature in black ink that reads "Marion Howard". The signature is written in a cursive style with a large, looped flourish at the end of the name.

Marion Howard



Washington County Soil and Water  
P.O.Box 218  
Roper, NC 27970

To Commission Members:

I am writing this letter asking for post contract approval for the water control structures (that work with subsurface tile drainage), that were put in on Doug Maxwell's farm. NC State University reached out to soil and water districts wanting to implement these structures. There were AIM funds earmarked for this work. Doug Maxwell was willing to implement the structures and was told by our technician that there were funds to assist with the cost. A note in the file (May, 2016) indicates that the project was pending waiting for division approval.

I believe that after that initial work, our technician failed to follow through with proper communication with the producer to explain that work could not be done until it was approved by the commission. I apologize for the oversight, but am asking that you honor the work that has been done. It is documented that they were properly installed and Doug even went beyond what was needed in installation. The units were designed and built by Agri Drain Corporation.

Thank you,

Gerda D. Rhodes  
Board Chair of WCSWCD



**Tyrrell Soil and Water Conservation District**

P.O. Box 162 - Columbia, NC 27925 - Phone (919) 796-3891 - Fax (919) 796-1963

9/13/2016

Soil & Water Conservation Commission  
1614 Mail Service Center  
Raleigh, NC 27699-1614

RE: AIM Project 94-2016-010

Dear Members of the Commission,

This letter is on the behalf of the Washington County Soil & Water Conservation District. As technician for the Tyrrell Soil & Water Conservation District, I have Job Approval Authority for the design, construction, and implementation of Water Control Structures. I have been asked to inspect and evaluate the Water Control Structures for contract 94-2016-010 installed by Doug Maxwell in Washington County, NC. For some background on the construction competency of Mr. Maxwell, part of his business is designing and installing sub surface drain tile systems for farmers across the state as well as in various states. He has sophisticated equipment that allows him to survey and install this tile with great precision. I myself have observed this process on multiple occasions.

As for my evaluation of the installation of the structures, the two structures are level and installed very well. On my observation, they had a few boards inside the risers and were holding water the height of the boards as designed. They are both tied into the sub surface drain tile systems and seem to function as designed. Mr. Maxwell has also gone beyond the call by getting a bulkhead/headwall structure installed around both of the structures to prevent erosion and the possibility of compromising the integrity of the designed systems at his own cost which is \$2,000+ extra.

In conclusion, it is my opinion that these structures were installed and tied into the existing systems correctly and competently, and will function and serve their purpose. I have included some photos of both of the sites.

Thank you for your time,

Ty Fleming  
Tyrrell SWCD Technician



Structure near 30' Canal Rd. (Note: Large black pipe in picture above is not Part of structure, but was blown in ditch from adjacent property by Hurricane Hermine.)



Structure 2 installed at far end of field.



## **ATTACHMENT 3B**

### **Board Members**

C. Leroy Smith, Chair  
Tom Best, Vice-Chair  
Bob Edwards, Sec. / Tres.  
Brooks Bunn, Member

December 20, 2016

Dear Soil & Water Conservation Commission,

Our district would like to request post work approval for the repair of a waterway still under the 10 year maintenance period: NCACSP 74-2012-009. The waterway performed beautifully during hurricane Matthew in that it trapped a large amount of sediment carried by a large amount of water. Mr. Stephen McLawhorn understood the need to wait for district/division approval before beginning work but he also needed to quickly repair the waterway so that he could plant his next crop of strawberries without the threat of drainage issues resulting from the damaged waterway. He needed to plant his strawberries within a certain timeframe and could not wait for approval. In light of the circumstances, the Pitt district advised him to do the work and told him that we would do our best to have his application/contract approved after the repair work had been completed. This repair application/contract was approved by our SWCD Board at our most recent meeting December 6<sup>th</sup>, 2016: NCACSP 74-2017-012. Mr. McLawhorn communicated that he would greatly appreciate any assistance the district could offer since he's had a tough year in the strawberry business due to unfavorable weather. Thank you for your consideration in this matter.

Sincerely,

C. Leroy Smith  
Pitt SWCD Chairman

**Hedgepeth, Kelly**

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**From:** Sisley, Caroline - NRCS-CD, Greenville, NC <Caroline.Sisley@nc.nacdnet.net>  
**Sent:** Monday, December 19, 2016 3:10 PM  
**To:** Hedgepeth, Kelly  
**Cc:** Harrison, David; Andrews, PJ  
**Subject:** Requesting Post Approval on Waterway Repair  
**Attachments:** 74-2017-012 StephenMcLawhorn DamageBefore pic1.jpeg; 74-2017-012 StephenMcLawhorn DamageBefore pic2.jpeg; 74-2017-012 StephenMcLawhorn DamageBefore pic3.jpeg

Hello Kelly,

Our district would like to request post approval from the Commission on the repair of a waterway still under the 10 year maintenance period: NCACSP 74-2012-009. The waterway performed beautifully during hurricane Matthew in that it trapped a large amount of sediment carried by a large amount of water. The farmer understood the need to wait for district/division approval before beginning work but he also needed to quickly repair the waterway so that he could plant his next crop of strawberries without the threat of drainage issues resulting from the damaged waterway. He needed to plant his strawberries within a certain timeframe and could not wait for approval. In light of the circumstances, the Pitt district advised him to do the work and told him that we would do our best to have his application/contract approved after the repair work had been completed. This repair application/contract was approved by our SWCD Board at our most recent meeting December 6<sup>th</sup>: NCACSP 74-2017-012. The farmer communicated that he would greatly appreciate any assistance the district could offer since he's had a tough year in the strawberry business due to unfavorable weather.

I've submitted the contract in CS2 and attached pictures of the damage caused by hurricane Matthew. If you have any questions or need additional information please let me and PJ know.

Thank you,

Caroline Sisley, Resource Conservation Specialist  
Pitt Soil & Water Conservation District  
403 Government Circle, Suite 4  
Greenville, NC 27834  
252-752-2720 Ext 123



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## TIMELINE FOR CONTRACT # 69-2015-002

- 7/14/15 Meeting with NRCS, Keith Jackson (Joy Sherrod, Deryck Parker), Mr. Owen Peele, and District Staff (Candy Bohmert and Sabra Cahoon). We discussed Mr. Peele's desire to hold water in his fields. NRCS agreed to all but 13 risers to be covered under an EQIP contract. An application was to be submitted through Cost Share for the remaining thirteen.
- 8/17/15 The Water Control Structure Designs were approved by Deryck Parker, NRCS.
- 8/27/15 Mr. Peele signed an application for the structures.
- 9/3/15 The Pamlico Soil and Water Conservation Districts Board of Supervisors met and approved the application for these structures. Keith Jackson (NRCS) was there also.
- 10/1/15 The Board of Supervisors approved the contract #69-2015-002 for 13 risers (\$17,529).
- 3/23/16 Deryck Parker and Keith Jackson (NRCS) were joined by Sabra Cahoon and Candy Bohmert (District) to complete construction check of the installed structures (EQIP and Cost Share). Deryck Parker approved installation and signed construction approval on the design sheets.
- 4/4/16 The District was notified by Keith Jackson and said that the Area Engineer (Joy Sherrod) wasn't going to allow Deryck Parker (NRCS) to approve the 13 structures for payment. An email was sent to Kelley Hedgepath and Natalie Woolard requesting a Division engineer to come and check out the structures.
- 4/6/16 The Request for Payment along with the approved design sheets was uploaded to CS2 and the yellow form was sent to Raleigh. Teleconference between Candy Bohmert (District Staff), Kelly Hedgepath, Julie Henshaw, and Natalie Woolard.
- 4/15/16 An email from Pat Harris to Chairman Patrick Baker denying the request.
- 5/22/16 A response letter from the Board of Supervisors to Pat Harris.
- 6/17/16 A response letter from Pat Harris refusing to pay without a letter from NRCS with further explanation.
- 10/5/16 The producer, Owen Peele, called and requested us to contact the Auditor for NCDA, Derek Allred. Mr. Peele had contacted him previously. The Auditor requested historical information on the past RFP's.
- There are a series of emails and phone calls from this date until November 15, 2016.
- 10/6/16 A second letter to Pat Harris from the Board of Supervisors requesting payment.
- 11/21/16 Ken Parks sent an email that said the contract had been pended per "the new policy".
- 12/1/16 An email from Chairman Baker to Joy Sherrod requesting a letter of approval.

- 1/24/17 An email from Chairman Baker to Joy Sherrod requesting a letter of approval.
- 1/30/17 An email response from Joy Sherrod saying that it's being held up at State level.

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(29)

CTA

STRUCTURE FOR WATER CONTROL (587)  
FLASHBOARD RISER

Land User Owen Peck

Location Penitas Co. Farm 574, T. 2019

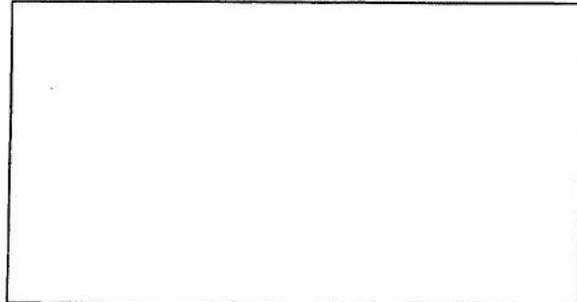
Address 282 Peck Rd  
Aurora, NC 27806

Case File EQIP

DESIGN DATA

Watershed Size 7  
Drainage Curve 45, 16  
Design Q 0.84

LOCATION SKETCH



CULVERT INFORMATION

Head 0.5" Corr. 42" x 2 1/2"  
Size 18" Q 5.2 Gauge 14  
Length 30'  
Material CAI

RISER INFORMATION

Head 0.5" Corr. 42" x 2 1/2"  
Size 24" Q 5.9 Gauge 14  
Total Height 24"  
Material CAI

SEEDING INFORMATION

Vegetation Type Forage  
Pounds Seed 1<sup>st</sup>  
Fertilizer 15-10-10  
Lime 400  
Small Grain 0  
Mulch 1 bale  
Notes \_\_\_\_\_

CONCRETE INFORMATION

See worksheet developed by GDJ 10/16/91 for amount of concrete needed to prevent floatation. \_\_\_\_\_ cu. Yd.  
Height of riser for calculating concrete volume will be the difference in elevation of the inlet invert of the culvert pipe and the top of riser.

SEE FIELD BOOK FOR PRELIMINARY SURVEY FOR LOW CONTROL POINT IN FIELD

ENGINEERING CLASS (I) II III IV V  
(10cfs) (20cfs) (40cfs) (80cfs) (200cfs)

DESIGNED BY:		APPROVED BY:	
Name <u>Tina Sorenson</u>	Name <u>Jeff C. Peck</u>	Title <u>CET</u>	Title <u>CET</u>
Title <u>Dist. Conservationist</u>	Date <u>8/17/15</u>	Date <u>8/17/15</u>	
Date <u>02/25/2015</u>			

NOTES: GTA

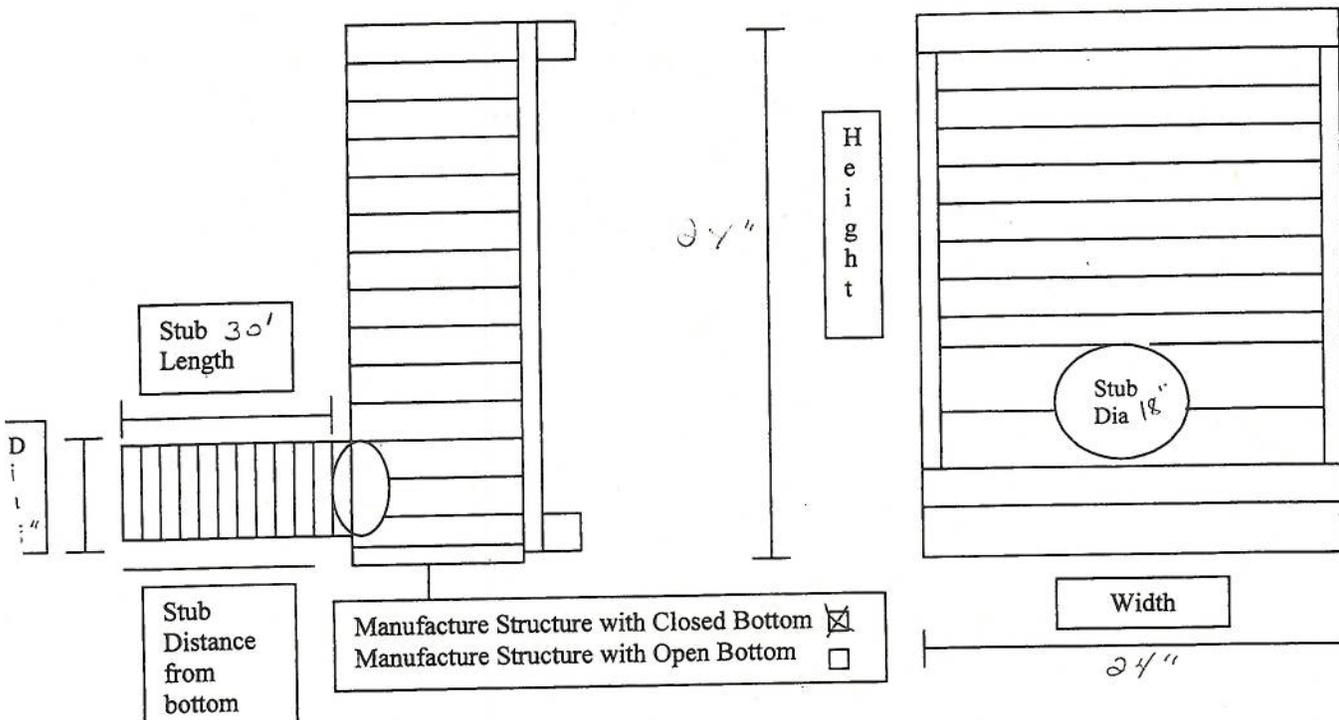
CONSTRUCTION ELEVATIONS	
TBM Description <u>Rebar located near corner of church parking lot, adjacent field 59</u>	Elevation <u>10.08</u>

DESIGN ELEVATION	"AS BUILT" ELEVATION	CONSTRUCTION NOTES:
Ground @ Str. <u>11.5</u>	<u>11.7</u> <del>12.0</del>	
Ditch Bottom <u>9.0</u>	<u>2.5</u>	
Inlet Invert <u>9.0</u>	<u>8.9</u>	
Outlet Invert <u>8.9</u>	<u>8.8</u>	
Top of Riser* <u>11.0</u>	<u>10.90</u>	
Top of Fill <u>12.5</u>	<u>13.1</u>	

\*TOP OF RISER SHOULD NOT BE HIGHER THAN LOW POINT IN FIELD WITHOUT THE CONCURRENCE OF AREA ENGINEER.

CONSTRUCTION APPROVAL	
Name <u>[Signature]</u>	CERTIFICATION STATEMENT
Title <u>LET</u>	
Date <u>3 / 23 / 16</u>	

FLASHBOARD RISER SCHEMATIC VIEW



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STRUCTURE FOR WATER CONTROL (587)  
 FLASHBOARD RISER

Land User Owen Peete

Location Parishes Co. Farm 374, T 2519

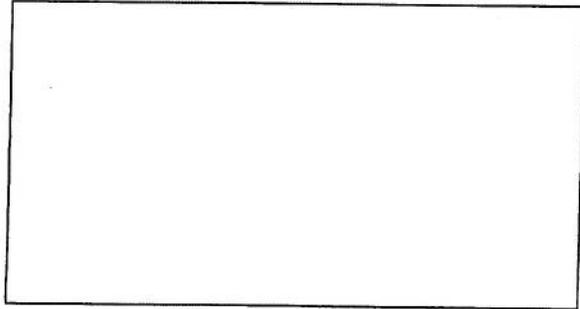
Address 282 Peete Rd  
 Aurora, LA 70806

Case File ERIP

DESIGN DATA

Watershed Size 6  
 Drainage Curve 4.5 1.5/6  
 Design Q 0.72

LOCATION SKETCH



CULVERT INFORMATION

Head 0.5" Corr. 4 1/2" x 2 1/2"  
 Size 18" Q 5.2 Gauge 14  
 Length 30'  
 Material CMF

RISER INFORMATION

Head 0.5" Corr. 4 1/2" x 2 1/2"  
 Size 24" Q 5.9 Gauge 14  
 Total Height 30"  
 Material CTA

SEEDING INFORMATION

Vegetation Type Grass  
 Pounds Seed 100  
 Fertilizer 100 10-10-10  
 Lime 100  
 Small Grain 0  
 Mulch 1 bale  
 Notes \_\_\_\_\_

CONCRETE INFORMATION

See worksheet developed by GDJ 10/16/91 for amount of concrete needed to prevent floatation. \_\_\_\_\_ cu. Yd.  
 Height of riser for calculating concrete volume will be the difference in elevation of the inlet invert of the culvert pipe and the top of riser.

SEE FIELD BOOK FOR PRELIMINARY SURVEY FOR LOW CONTROL POINT IN FIELD

ENGINEERING CLASS (I) II III IV V  
 (10cfs) (20cfs) (40cfs) (80cfs) (200cfs)

DESIGNED BY:		APPROVED BY:	
Name <u>Tina G... ..</u>	Name <u>Debra L. ... ..</u>	Title <u>Dist. Conservationist</u>	Title <u>CEP</u>
Date <u>02/25/2015</u>	Date <u>8/17/15</u>		

NOTES:  
CTA

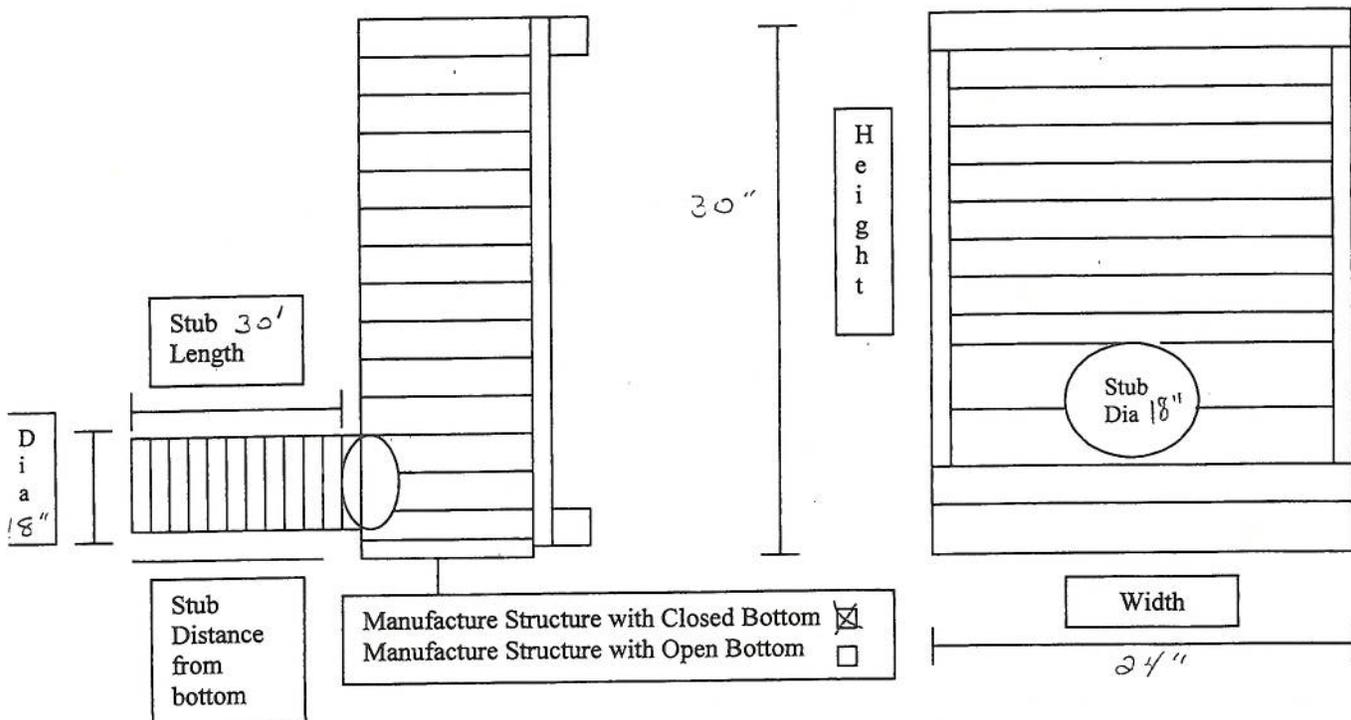
CONSTRUCTION ELEVATIONS	
TBM Description <u>Rebar located near corner of church parking lot, adjacent field 59</u>	Elevation <u>10.08</u>

DESIGN ELEVATION	"AS BUILT" ELEVATION	CONSTRUCTION NOTES:
Ground @ Str. <u>11.6</u>	<u>11.6</u>	
Ditch Bottom <u>8.6</u>	<u>8.50</u> <i>w/L</i>	
Inlet Invert <u>8.6</u>	<u>8.7</u>	
Outlet Invert <u>8.5</u>	<u>8.8</u>	
Top of Riser* <u>11.1</u>	<u>11.2</u>	
Top of Fill <u>12.6</u>	<u>13.1</u>	

\*TOP OF RISER SHOULD NOT BE HIGHER THAN LOW POINT IN FIELD WITHOUT THE CONCURRENCE OF AREA ENGINEER.

CONSTRUCTION APPROVAL	
Name <u>D. C. Pal</u>	CERTIFICATION STATEMENT
Title <u>CET</u>	
Date <u>3 / 23 / 16</u>	

FLASHBOARD RISER SCHEMATIC VIEW



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STRUCTURE FOR WATER CONTROL (587)  
FLASHBOARD RISER

Land User Owen Peete

Location Form 374, T 2019

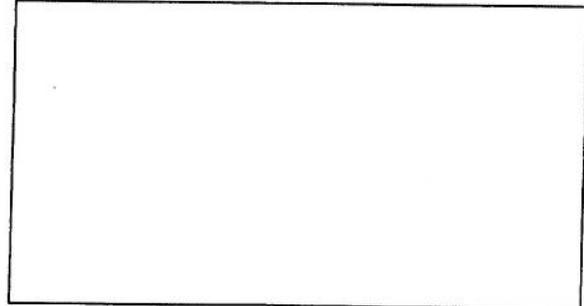
Address 282 Peete Rd  
Avenue, NC 27806

Case File EQIP

DESIGN DATA

Watershed Size 5.5  
Drainage Curve 4.5 in 1/4  
Design Q 0.66

LOCATION SKETCH



CULVERT INFORMATION

Head 0.5" Corr. 1/2" x 2 1/2"  
Size 18" Q5.2 Gauge 14  
Length 30'  
Material CAI

RISER INFORMATION

Head 0.5" Corr. 1/2" x 2 1/2"  
Size 24" Q5.7 Gauge 14  
Total Height 30"  
Material CAI

SEEDING INFORMATION

Vegetation Type Grass  
Pounds Seed 10  
Fertilizer 100 100000  
Lime 1000  
Small Grain 0  
Mulch 1000  
Notes \_\_\_\_\_

CONCRETE INFORMATION

See worksheet developed by GDJ 10/16/91 for amount of concrete needed to prevent floatation. \_\_\_\_\_ cu. Yd.  
Height of riser for calculating concrete volume will be the difference in elevation of the inlet invert of the culvert pipe and the top of riser.

SEE FIELD BOOK \_\_\_\_\_ FOR PRELIMINARY SURVEY FOR LOW CONTROL POINT IN FIELD

ENGINEERING CLASS (I) II III IV V  
(10cfs) (20cfs) (40cfs) (80cfs) (200cfs)

DESIGNED BY:		APPROVED BY:	
Name <u>Tasha Jackson</u>	Name <u>Duff C. Paul</u>	Title <u>CET</u>	Title _____
Title <u>Dist. Conservationist</u>	Date <u>8/17/15</u>	Date _____	Date _____

NOTES:  
CTA

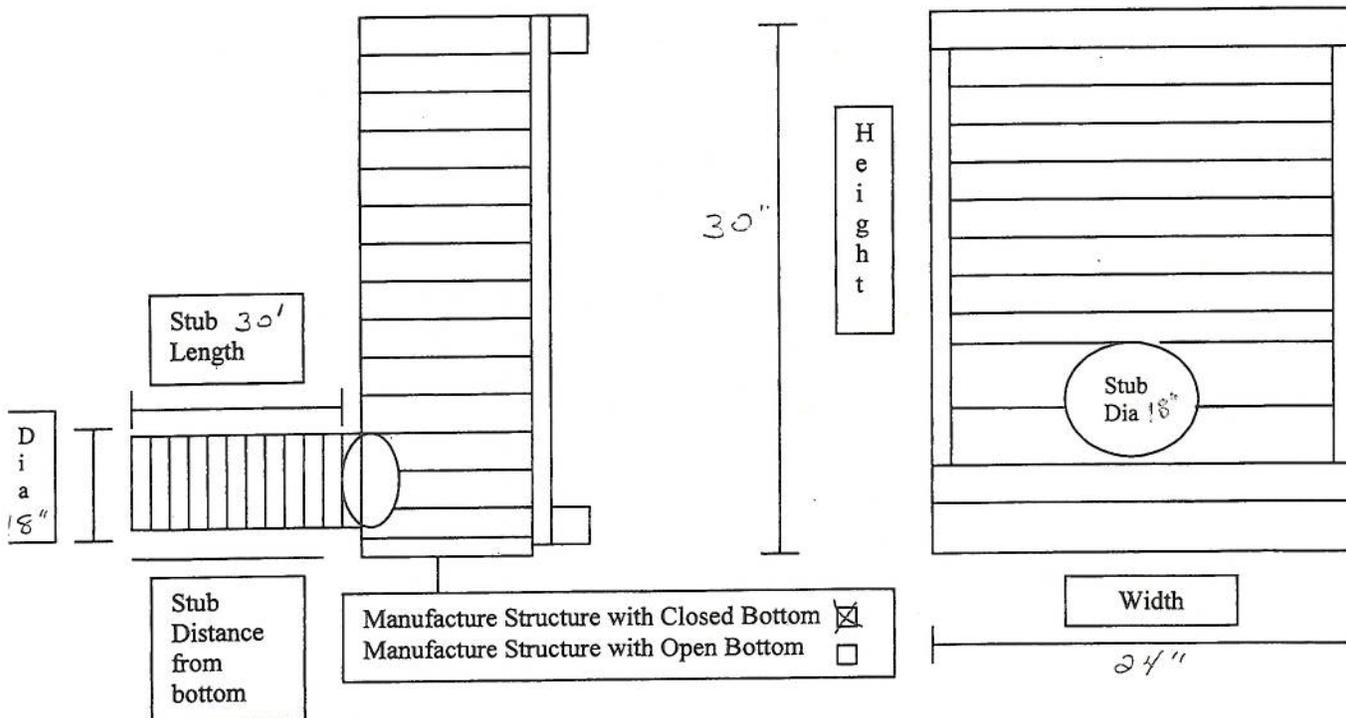
CONSTRUCTION ELEVATIONS	
TBM Description <u>Rebar located near corner of church parking lot, adjacent field #9</u>	Elevation <u>10.08</u>

DESIGN ELEVATION	"AS BUILT" ELEVATION	CONSTRUCTION NOTES:
Ground @ Str. <u>11.3</u>	<u>11.7</u>	
Ditch Bottom <u>8.3</u>	<u>8.50</u>	
Inlet Invert <u>8.3</u>	<u>8.30</u>	
Outlet Invert <u>8.2</u>	<u>8.50</u>	
Top of Riser* <u>10.8</u>	<u>10.8</u>	
Top of Fill <u>12.3</u>	<u>12.8</u>	

\*TOP OF RISER SHOULD NOT BE HIGHER THAN LOW POINT IN FIELD WITHOUT THE CONCURRENCE OF AREA ENGINEER.

CONSTRUCTION APPROVAL	
Name <u>D. J. [Signature]</u>	CERTIFICATION STATEMENT
Title <u>LET</u>	
Date <u>3 / 23 / 14</u>	

FLASHBOARD RISER SCHEMATIC VIEW



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STRUCTURE FOR WATER CONTROL (587)  
FLASHBOARD RISER

Land User Owen Peale

Location Penitas Co. Farm 374, T. 20.9

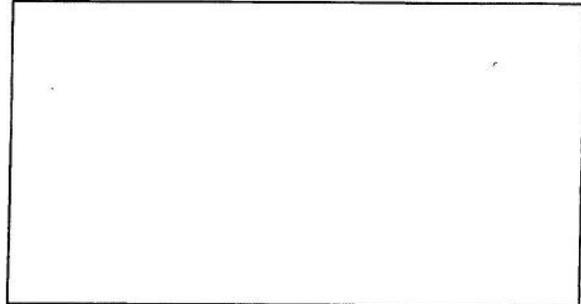
Address 282 Peale Rd  
Aurora, N.C. 27806

Case File 2012

DESIGN DATA

Watershed Size 10  
Drainage Curve 4.5 1 5/4  
Design Q 1.2

LOCATION SKETCH



CULVERT INFORMATION

Head 0.5" Corr. 1/2" x 3 1/2"  
Size 18" Q.S. 2 Gauge 14  
Length 30'  
Material CAI

RISER INFORMATION

Head 0.5" Corr. 1/2" x 3 1/2"  
Size 24" Q.S. 9 Gauge 14  
Total Height 30"  
Material CAI

SEEDING INFORMATION

Vegetation Type Grass  
Pounds Seed 1-20  
Fertilizer 10-10-10  
Lime 4-5 T  
Small Grain 0"  
Mulch 1 inch  
Notes \_\_\_\_\_

CONCRETE INFORMATION

See worksheet developed by GDJ 10/16/91 for amount of concrete needed to prevent floatation. \_\_\_\_\_ cu. Yd.  
Height of riser for calculating concrete volume will be the difference in elevation of the inlet invert of the culvert pipe and the top of riser.

SEE FIELD BOOK FOR PRELIMINARY SURVEY FOR LOW CONTROL POINT IN FIELD

ENGINEERING CLASS (I) II III IV V  
(10cfs) (20cfs) (40cfs) (80cfs) (200cfs)

DESIGNED BY:	APPROVED BY:
Name <u>Robin Morrison</u>	Name <u>Duff C. Paul</u>
Title <u>Dist. Conservationist</u>	Title <u>CET</u>
Date <u>02/25/2015</u>	Date <u>8/17/15</u>

NOTES:

CTA  
\_\_\_\_\_  
\_\_\_\_\_

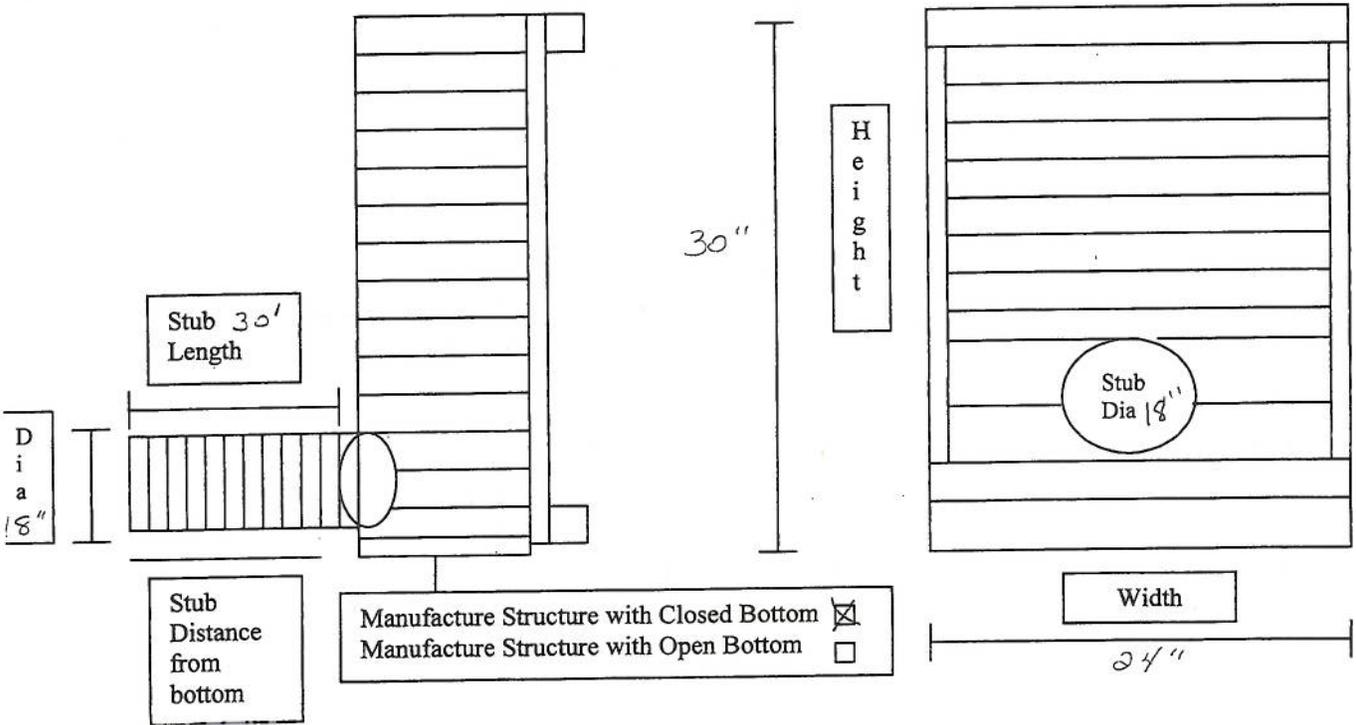
CONSTRUCTION ELEVATIONS	
TBM Description <u>Rebar located near corner of church parking lot, adjacent field #9</u>	Elevation <u>10.08</u>

DESIGN ELEVATION	"AS BUILT" ELEVATION	CONSTRUCTION NOTES:
Ground @ Str. <u>11.0</u>	<u>11.20</u>	
Ditch Bottom <u>8.0</u>	<u>7.90</u> <i>w/k</i>	
Inlet Invert <u>8.0</u>	<u>8.00</u>	
Outlet Invert <u>7.9</u>	<u>8.10</u>	
Top of Riser* <u>10.5</u>	<u>10.55</u> <sup>50</sup>	
Top of Fill <u>12.0</u>	<u>12.40</u>	

\*TOP OF RISER SHOULD NOT BE HIGHER THAN LOW POINT IN FIELD WITHOUT THE CONCURRENCE OF AREA ENGINEER.

CONSTRUCTION APPROVAL	
Name <u>[Signature]</u>	CERTIFICATION STATEMENT _____ _____ _____
Title <u>CET</u>	
Date <u>3 / 23 / 14</u>	

FLASHBOARD RISER SCHEMATIC VIEW



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STRUCTURE FOR WATER CONTROL (587)  
FLASHBOARD RISER

Land User Owen Perle

Location Perle Co. Farm 374, T 2019

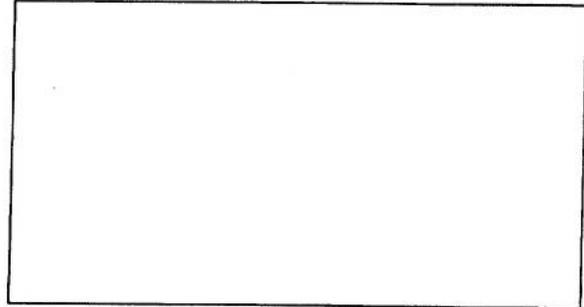
Address 282 Perle RD  
Aurora, NC 27806

Case File EQ 17

DESIGN DATA

Watershed Size 12  
Drainage Curve 45 1.5/16  
Design Q 1.44

LOCATION SKETCH



CULVERT INFORMATION

Head 0.5" Corr. 1/2" x 3 1/2"  
Size 18" Q5.2 Gauge 14  
Length 30'  
Material CAF

RISER INFORMATION

Head 0.5" Corr. 1/2" x 3 1/2"  
Size 24" Q5.7 Gauge 14  
Total Height 30"  
Material CAF

SEEDING INFORMATION

Vegetation Type Timber  
Pounds Seed 100  
Fertilizer 150 100000  
Lime 400  
Small Grain 0  
Mulch 1 cal  
Notes \_\_\_\_\_

CONCRETE INFORMATION

See worksheet developed by GDJ 10/16/91 for amount of concrete needed to prevent floatation. \_\_\_\_\_ cu. Yd.  
Height of riser for calculating concrete volume will be the difference in elevation of the inlet invert of the culvert pipe and the top of riser.

SEE FIELD BOOK FOR PRELIMINARY SURVEY FOR LOW CONTROL POINT IN FIELD

ENGINEERING CLASS

(I) (10cfs)    II (20cfs)    III (40cfs)    IV (80cfs)    V (200cfs)

DESIGNED BY:		APPROVED BY:	
Name <u>Keith Garrison</u>	Title <u>Dist. Conservationist</u>	Name <u>D. L. ...</u>	Title <u>CETO</u>
Date <u>02/25/2015</u>		Date <u>8/17/15</u>	

NOTES:

CTA

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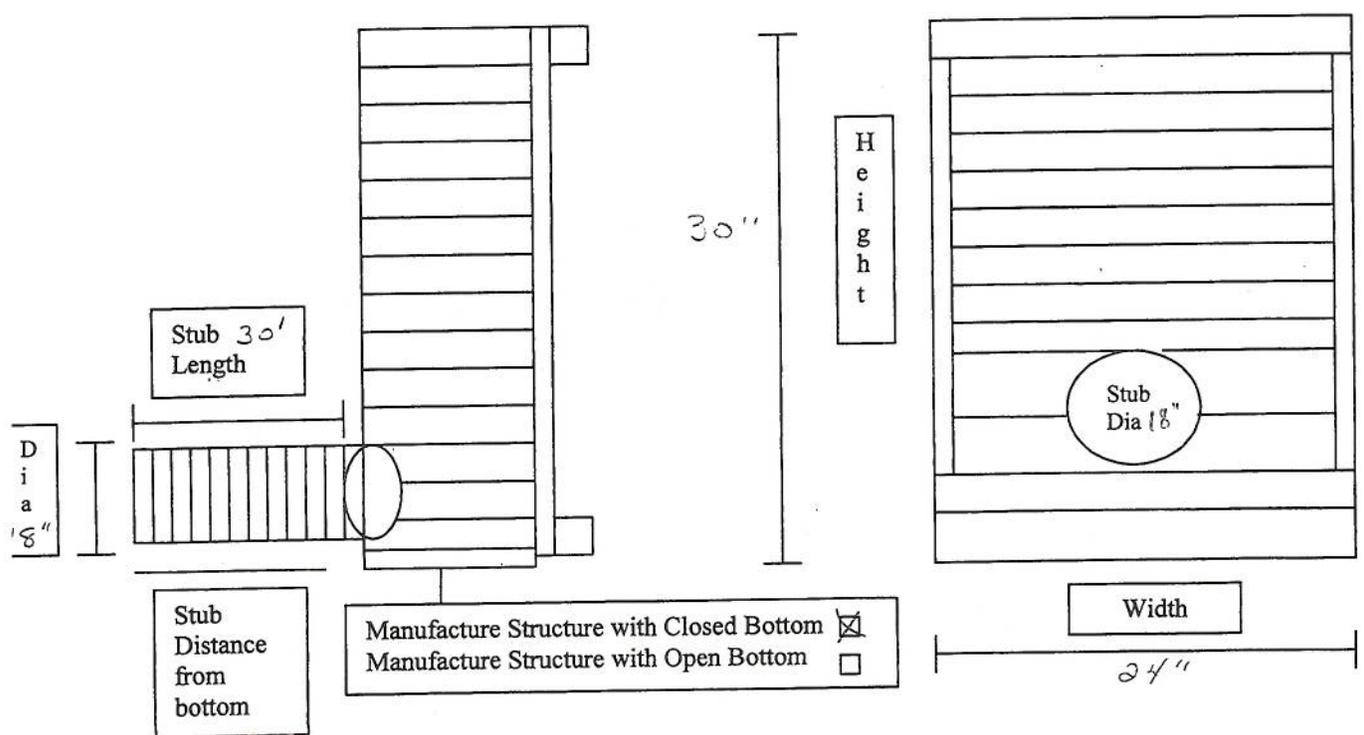
CONSTRUCTION ELEVATIONS	
TBM Description <u>Rebar located near corner of church parking lot, adjacent field 59</u>	Elevation <u>10.08</u>

DESIGN ELEVATION	"AS BUILT" ELEVATION	CONSTRUCTION NOTES:
Ground @ Str. <u>10.6</u>	<u>10.40</u>	
Ditch Bottom <u>7.6</u>	<u>7.90</u>	
Inlet Invert <u>7.6</u>	<u>7.70</u>	
Outlet Invert <u>7.5</u>	<u>7.90</u>	
Top of Riser* <u>10.1</u>	<u>10.20</u>	
Top of Fill <u>11.6</u>	<u>11.90</u>	

\*TOP OF RISER SHOULD NOT BE HIGHER THAN LOW POINT IN FIELD WITHOUT THE CONCURRENCE OF AREA ENGINEER.

CONSTRUCTION APPROVAL	
Name <u>D. A. C. [Signature]</u>	CERTIFICATION STATEMENT
Title <u>CET</u>	
Date <u>3 / 23 / 16</u>	

FLASHBOARD RISER SCHEMATIC VIEW



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STRUCTURE FOR WATER CONTROL (587)  
FLASHBOARD RISER

Land User Owen Peck

Location Parcel 374, T201?

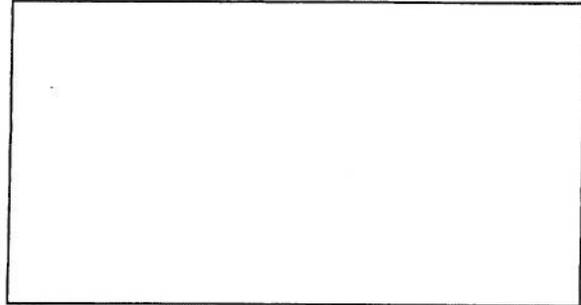
Address 282 Peck RD  
Averett, NC 27806

Case File EQIP

DESIGN DATA

Watershed Size 11  
Drainage Curve 4.5 1.5/6  
Design Q 1.32

LOCATION SKETCH



CULVERT INFORMATION

Head 0.5" Corr. 1/2" x 2 1/2"  
Size 18" Q.S.2 Gauge 14  
Length 30'  
Material CAF

RISER INFORMATION

Head 0.5" Corr. 1/2" x 2 1/2"  
Size 24" Q.S.9 Gauge 14  
Total Height 30"  
Material CAF

SEEDING INFORMATION

Vegetation Type Grass  
Pounds Seed 1"  
Fertilizer 10" 1000000  
Lime 40"  
Small Grain 2"  
Mulch 1" Loh  
Notes \_\_\_\_\_

CONCRETE INFORMATION

See worksheet developed by GDJ 10/16/91 for amount of concrete needed to prevent floatation. \_\_\_\_\_ cu. Yd.  
Height of riser for calculating concrete volume will be the difference in elevation of the inlet invert of the culvert pipe and the top of riser.

SEE FIELD BOOK FOR PRELIMINARY SURVEY FOR LOW CONTROL POINT IN FIELD

ENGINEERING CLASS (I) II III IV V  
(10cfs) (20cfs) (40cfs) (80cfs) (200cfs)

DESIGNED BY:		APPROVED BY:	
Name <u>T. J. Johnson</u>	Name <u>Duff C. Peck</u>	Title <u>CEP</u>	Title <u>CEP</u>
Title <u>Dist. Conservationist</u>	Date <u>8/17/15</u>	Date <u>8/17/15</u>	
Date <u>02/25/2015</u>			

NOTES: CTA

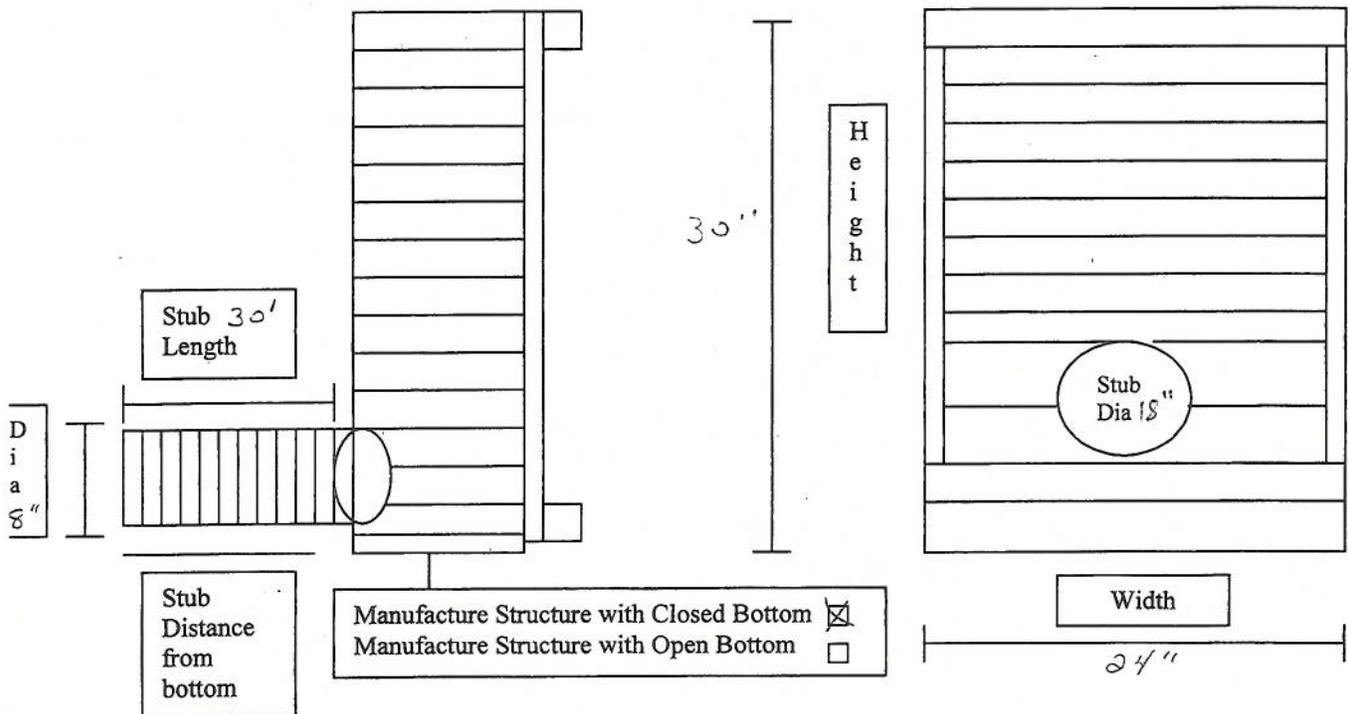
CONSTRUCTION ELEVATIONS	
TBM Description <u>Rebar located near corner of church parking lot, adjacent field #9</u>	Elevation <u>10.08</u>

DESIGN ELEVATION	"AS BUILT" ELEVATION	CONSTRUCTION NOTES:
Ground @ Str. <u>10.5</u>	<u>10.20</u>	
Ditch Bottom <u>7.5</u>	<u>w/c 7.60</u>	
Inlet Invert <u>7.5</u>	<u>7.20</u>	
Outlet Invert <u>7.4</u>	<u>7.30</u>	
Top of Riser* <u>10.0</u>	<u>9.70</u>	
Top of Fill <u>11.5</u>	<u>11.50</u>	

\*TOP OF RISER SHOULD NOT BE HIGHER THAN LOW POINT IN FIELD WITHOUT THE CONCURRENCE OF AREA ENGINEER.

CONSTRUCTION APPROVAL	
Name <u>D. J. Tol</u>	CERTIFICATION STATEMENT
Title <u>LET</u>	
Date <u>3 / 23 / 16</u>	

FLASHBOARD RISER SCHEMATIC VIEW



U.S. Department of Agriculture  
Natural Resource Conservation Service

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STRUCTURE FOR WATER CONTROL (587)  
FLASHBOARD RISER

Land User Owen Peck

Location Pointe La Poudre Co  
Farm 374, T209

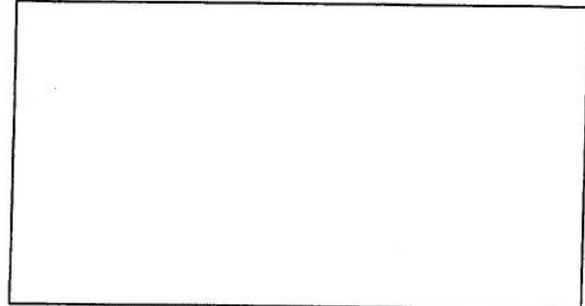
Address 282 Peck Rd  
Avenue, NE 27806

Case File EQIP

DESIGN DATA

Watershed Size 11  
Drainage Curve 4.5, 1, 16  
Design Q 1.32

LOCATION SKETCH



CULVERT INFORMATION

Head 0.5" Corr. 1/2" x 2 1/2"  
Size 18" Q 5.2 Gauge 14  
Length 30'  
Material CAI

RISER INFORMATION

Head 0.5" Corr. 1/2" x 2 1/2"  
Size 34" Q 5.9 Gauge 14  
Total Height 36"  
Material CAI

SEEDING INFORMATION

Vegetation Type Grass  
Pounds Seed 1#  
Fertilizer 10" 10-10-10  
Lime 1.0"  
Small Grain 1"  
Mulch 1 bale  
Notes \_\_\_\_\_

CONCRETE INFORMATION

See worksheet developed by GDJ 10/16/91 for amount of concrete needed to prevent floatation. \_\_\_\_\_ cu. Yd.  
Height of riser for calculating concrete volume will be the difference in elevation of the inlet invert of the culvert pipe and the top of riser.

SEE FIELD BOOK FOR PRELIMINARY SURVEY FOR LOW CONTROL POINT IN FIELD

ENGINEERING CLASS (I) II III IV V  
(10cfs) (20cfs) (40cfs) (80cfs) (200cfs)

DESIGNED BY:		APPROVED BY:	
Name <u>John Jackson</u>	Name <u>Duff C. Parks</u>	Title <u>CET</u>	Title _____
Title <u>Dist. Conservationist</u>	Date <u>8/17/15</u>	Date _____	Date _____
Date <u>02/25/2015</u>			

NOTES: CTA

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25

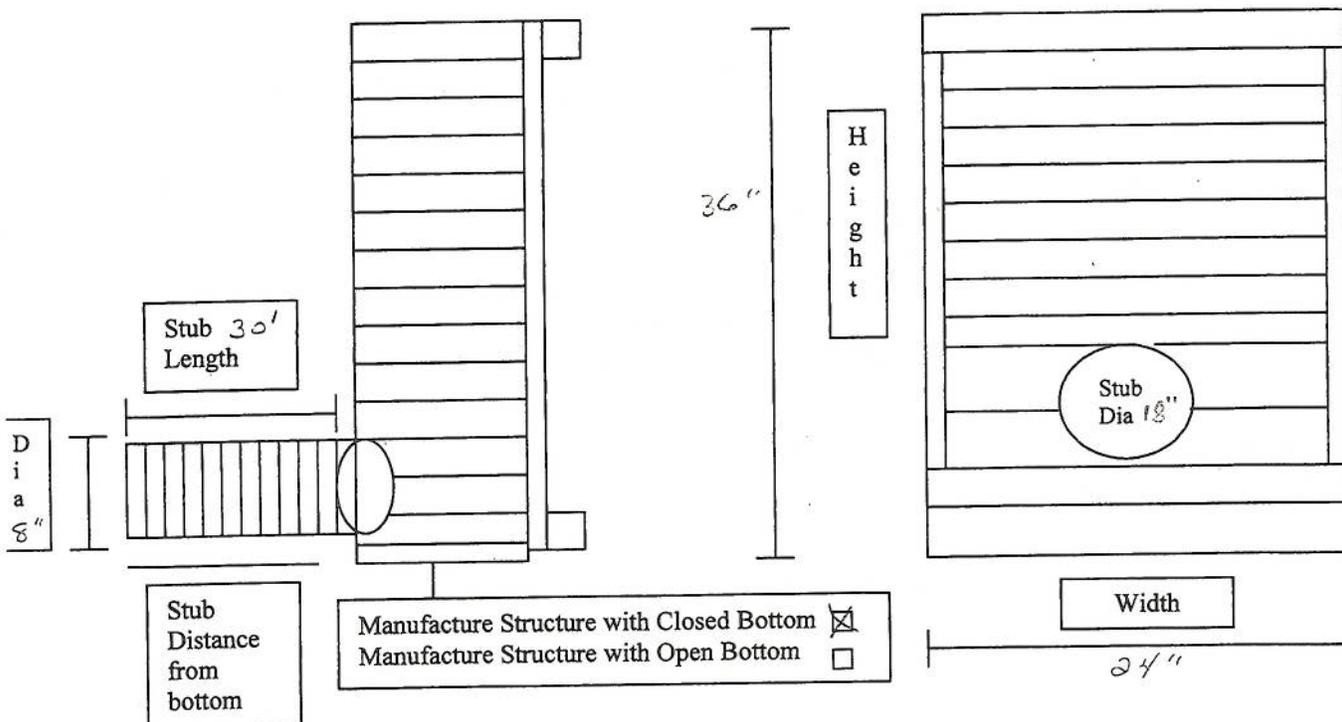
CONSTRUCTION ELEVATIONS	
TBM Description <u>Rebar located near corner of church parking lot, adjacent field #9</u>	Elevation <u>10.08</u>

DESIGN ELEVATION	"AS BUILT" ELEVATION	CONSTRUCTION NOTES:
Ground @ Str. <u>10.5</u>	<u>10.20</u>	
Ditch Bottom <u>7.0</u>	<u>w/L 7.60</u>	
Inlet Invert <u>7.0</u>	<u>7.30</u>	
Outlet Invert <u>6.9</u>	<u>7.50</u>	
Top of Riser* <u>10.0</u>	<u>10.30</u>	
Top of Fill <u>11.5</u>	<u>11.70</u> <del>11.20</del>	

\*TOP OF RISER SHOULD NOT BE HIGHER THAN LOW POINT IN FIELD WITHOUT THE CONCURRENCE OF AREA ENGINEER.

CONSTRUCTION APPROVAL	
Name <u>Duff C. Pal</u>	CERTIFICATION STATEMENT
Title <u>CET</u>	
Date <u>3 / 23 / 14</u>	

FLASHBOARD RISER SCHEMATIC VIEW



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U.S. Department of Agriculture  
Natural Resource Conservation Service

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Rev. 12/01

(41)

STRUCTURE FOR WATER CONTROL (587)  
FLASHBOARD RISER

*Peckles Co*

Land User Owen Peckles

Location Farm 374, T 2219

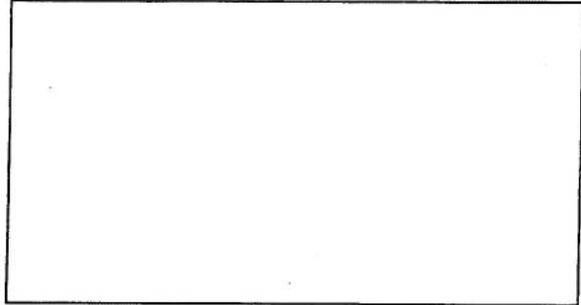
Address 282 Peckles Rd  
Aurora, N.C. 27806

Case File 5217

DESIGN DATA

Watershed Size 8  
Drainage Curve 4.5 : 1.6  
Design Q 0.96

LOCATION SKETCH



CULVERT INFORMATION

Head 0.5" Corr. 1/2" x 2 1/2"  
Size 18" Q5.2 Gauge 14  
Length 30'  
Material CAI

RISER INFORMATION

Head 0.5" Corr. 1/2" x 2 1/2"  
Size 14" Q5.9 Gauge 14  
Total Height 24"  
Material CAI

SEEDING INFORMATION

Vegetation Type Fescue  
Pounds Seed 1#  
Fertilizer 15" 11-11-11  
Lime 4.05  
Small Grain 0.1  
Mulch 1 bale  
Notes \_\_\_\_\_

CONCRETE INFORMATION

See worksheet developed by GDJ 10/16/91 for amount of concrete needed to prevent floatation. \_\_\_\_\_ cu. Yd.  
Height of riser for calculating concrete volume will be the difference in elevation of the inlet invert of the culvert pipe and the top of riser.

SEE FIELD BOOK \_\_\_\_\_ FOR PRELIMINARY SURVEY FOR LOW CONTROL POINT IN FIELD

ENGINEERING CLASS (I) II III IV V  
(10cfs) (20cfs) (40cfs) (80cfs) (200cfs)

DESIGNED BY:		APPROVED BY:	
Name <u>Tasha Carlson</u>	Name <u>Duff C. Peck</u>	Title <u>Dist. Conservationist</u>	Title <u>GET</u>
Date <u>02/25/2015</u>	Date <u>8/17/15</u>		

NOTES: CTA

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\_\_\_\_\_

411

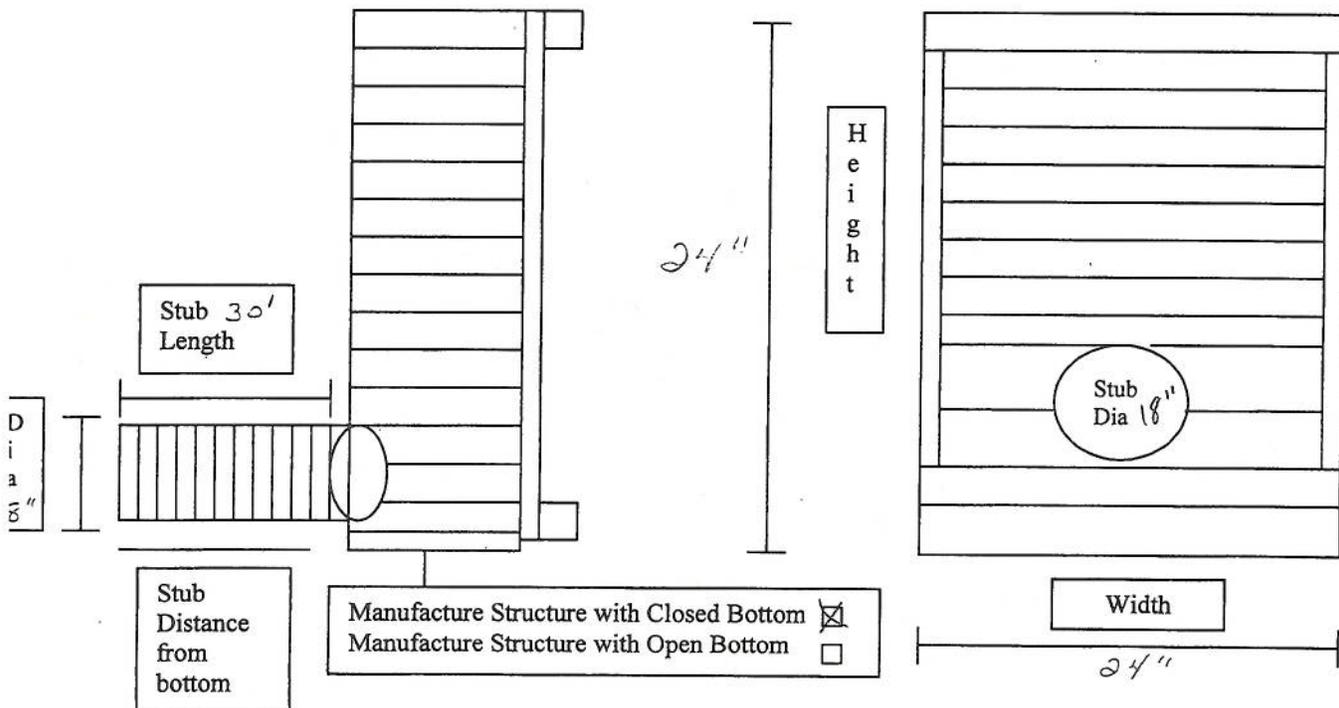
CONSTRUCTION ELEVATIONS	
TBM Description <u>Rebar located near corner of church parking lot, adjacent field #9</u>	Elevation <u>10.08</u>

DESIGN ELEVATION	"AS BUILT" ELEVATION	CONSTRUCTION NOTES:
Ground @ Str. <u>10.4</u>	<u>10.5</u>	
Ditch Bottom <u>7.9</u>	<u>w/c 8.50</u>	
Inlet Invert <u>7.9</u>	<u>8.30</u>	
Outlet Invert <u>7.8</u>	<u>8.40</u>	
Top of Riser* <u>9.9</u>	<u>10.30</u>	
Top of Fill <u>11.4</u>	<u>12.0</u>	

\*TOP OF RISER SHOULD NOT BE HIGHER THAN LOW POINT IN FIELD WITHOUT THE CONCURRENCE OF AREA ENGINEER.

CONSTRUCTION APPROVAL	
Name <u>Deq L. Tal</u>	CERTIFICATION STATEMENT  _____  _____  _____
Title <u>CET</u>	
Date <u>3 / 23 / 16</u>	

FLASHBOARD RISER SCHEMATIC VIEW



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U.S. Department of Agriculture  
Natural Resource Conservation Service

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Rev. 12/01

STRUCTURE FOR WATER CONTROL (587)  
FLASHBOARD RISER

Pemlico Co.

Land User Owen Peete

Location Farm 374 T. 3019

Address 282 Peete RD  
Aurora, NC 27806

Case File EDP

DESIGN DATA

Watershed Size 8  
Drainage Curve 4.5 1. 16.  
Design Q 0.96

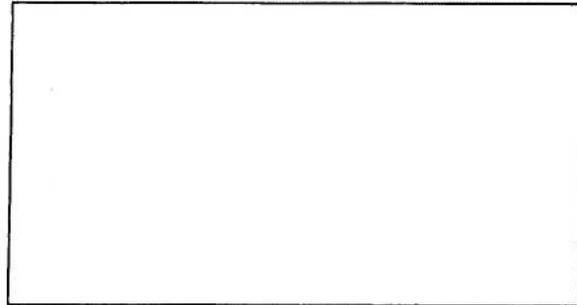
CULVERT INFORMATION

Head 0.5" Corr. 1/2" x 2 1/2"  
Size 18" Q52 Gauge 14  
Length 30'  
Material CAF

RISER INFORMATION

Head 0.5" Corr. 1/2" x 2 1/2"  
Size 24" Q59 Gauge 14  
Total Height 30  
Material CAF

LOCATION SKETCH



SEEDING INFORMATION

Vegetation Type Forage  
Pounds Seed 100  
Fertilizer 10" 10-10-10  
Lime 400  
Small Grain 0  
Mulch 1 bale  
Notes \_\_\_\_\_

CONCRETE INFORMATION

See worksheet developed by GDJ 10/16/91 for amount of concrete needed to prevent floatation. \_\_\_\_\_ cu. Yd.  
Height of riser for calculating concrete volume will be the difference in elevation of the inlet invert of the culvert pipe and the top of riser.

SEE FIELD BOOK FOR PRELIMINARY SURVEY FOR LOW CONTROL POINT IN FIELD

ENGINEERING CLASS (I) II III IV V  
(10cfs) (20cfs) (40cfs) (80cfs) (200cfs)

DESIGNED BY:		APPROVED BY:	
Name <u>Tasha Snelson</u>	Name <u>Duff C. Paul</u>	Title <u>GET</u>	Title _____
Title <u>Dist. Conservationist</u>	Date <u>8/17/15</u>	Date _____	Date _____

NOTES:

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\_\_\_\_\_

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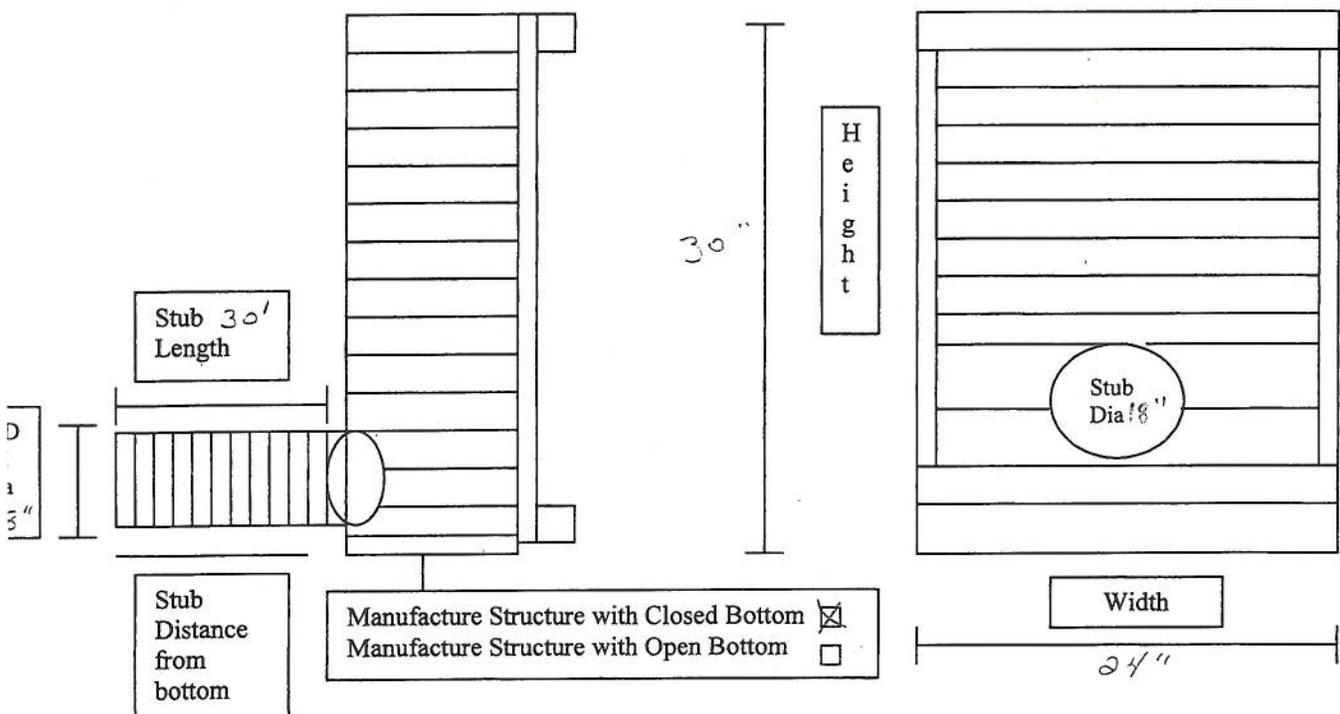
CONSTRUCTION ELEVATIONS	
TBM Description <u>Rebar located near corner of church parking lot, adjacent field #9</u>	Elevation <u>10.08</u>

DESIGN ELEVATION	"AS BUILT" ELEVATION	CONSTRUCTION NOTES:
Ground @ Str. <u>10.5</u>	<u>11.60</u>	
Ditch Bottom <u>7.5</u>	<u>w/L 8.50</u>	
Inlet Invert <u>7.5</u>	<u>7.8</u>	
Outlet Invert <u>7.4</u>	<u>7.60</u>	
Top of Riser* <u>10.0</u>	<u>10.30</u>	
Top of Fill <u>11.5</u>	<u>10.50</u>	

\*TOP OF RISER SHOULD NOT BE HIGHER THAN LOW POINT IN FIELD WITHOUT THE CONCURRENCE OF AREA ENGINEER.

CONSTRUCTION APPROVAL	
Name <u>Doug C. Hall</u>	CERTIFICATION STATEMENT
Title <u>CET</u>	
Date <u>3 / 23 / 16</u>	

FLASHBOARD RISER SCHEMATIC VIEW



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U.S. Department of Agriculture  
Natural Resource Conservation Service

NC-ENG-46  
Rev. 12/01

(43)

STRUCTURE FOR WATER CONTROL (587)  
FLASHBOARD RISER

Land User Owen Peete

Location Form 374, T 2019

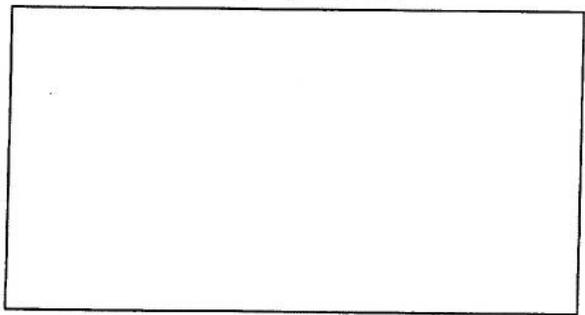
Address 282 Peete Rd  
Aurora, NC 27806

Case File 5017

DESIGN DATA

Watershed Size 2  
Drainage Curve 45 1 1/4  
Design Q 0.96

LOCATION SKETCH



CULVERT INFORMATION

Head 0.5" Corr. 4 1/2" x 2 1/2"  
Size 18" Q5.2 Gauge 14  
Length 30'  
Material CIP

RISER INFORMATION

Head 0.5" Corr. 4 1/2" x 2 1/2"  
Size 24" Q5.9 Gauge 14  
Total Height 24"  
Material CIP

SEEDING INFORMATION

Vegetation Type Grass  
Pounds Seed 12  
Fertilizer 150 1-1-1  
Lime 400  
Small Grain 0  
Mulch 1 bale  
Notes \_\_\_\_\_

CONCRETE INFORMATION

See worksheet developed by GDJ 10/16/91 for amount of concrete needed to prevent floatation. \_\_\_\_\_ cu. Yd.  
Height of riser for calculating concrete volume will be the difference in elevation of the inlet invert of the culvert pipe and the top of riser.

SEE FIELD BOOK \_\_\_\_\_ FOR PRELIMINARY SURVEY FOR LOW CONTROL POINT IN FIELD

ENGINEERING CLASS (I) II III IV V  
(10cfs) (20cfs) (40cfs) (80cfs) (200cfs)

DESIGNED BY:		APPROVED BY:	
Name <u>T. J. Jackson</u>	Name <u>D. J. S. Paul</u>	Title <u>Dist. Conservationist</u>	Title <u>CET</u>
Date <u>02/25/2015</u>	Date <u>8/17/15</u>		

NOTES:  
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\_\_\_\_\_

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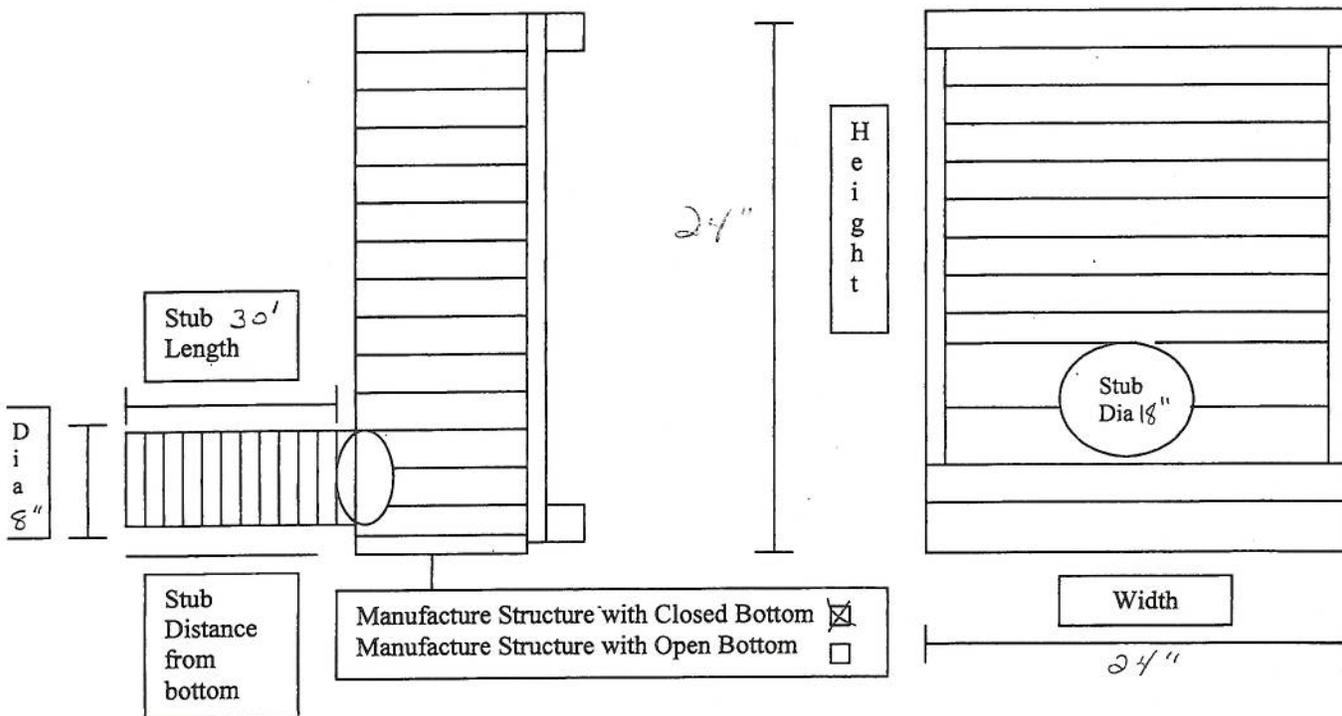
CONSTRUCTION ELEVATIONS	
TBM Description <u>Rebar located near corner of church parking lot, adjacent field #9</u>	Elevation <u>10.08</u>

DESIGN ELEVATION	"AS BUILT" ELEVATION	CONSTRUCTION NOTES:
Ground @ Str. <u>10.1</u>	<u>10.4</u>	
Ditch Bottom <u>7.6</u>	<u>w/c 8.50</u>	
Inlet Invert <u>7.6</u>	<u>8.20</u>	
Outlet Invert <u>7.5</u>	<u>8.30</u>	
Top of Riser* <u>9.6</u>	<u>10.20</u>	
Top of Fill <u>11.1</u>	<u>11.60</u>	

\*TOP OF RISER SHOULD NOT BE HIGHER THAN LOW POINT IN FIELD WITHOUT THE CONCURRENCE OF AREA ENGINEER.

CONSTRUCTION APPROVAL	
Name <u>[Signature]</u>	CERTIFICATION STATEMENT
Title <u>CET</u>	
Date <u>3 / 22 / 16</u>	

FLASHBOARD RISER SCHEMATIC VIEW



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U.S. Department of Agriculture  
Natural Resource Conservation Service

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STRUCTURE FOR WATER CONTROL (587)  
FLASHBOARD RISER

Land User Owen Peck

Location Parishes Co. Farm 374, T 2019

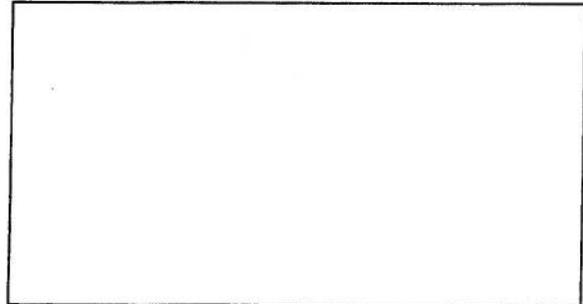
Address 282 Parishes Rd  
Aurora, LA 70806

Case File 52017

DESIGN DATA

Watershed Size 8  
Drainage Curve 4.5 1 5/4  
Design Q 0.96

LOCATION SKETCH



CULVERT INFORMATION

Head 0.5" Corr. 1/2" x 2 3/8"  
Size 18" Q5.2 Gauge 14  
Length 30'  
Material C.A.P.

RISER INFORMATION

Head 0.5" Corr. 1/2" x 2 3/8"  
Size 24" Q5.9 Gauge 14  
Total Height 30'  
Material C.A.P.

SEEDING INFORMATION

Vegetation Type Forage  
Pounds Seed 100  
Fertilizer 10-10-10  
Lime 400  
Small Grain 0  
Mulch 2 tons  
Notes \_\_\_\_\_

CONCRETE INFORMATION

See worksheet developed by GDJ 10/16/91 for amount of concrete needed to prevent floatation. \_\_\_\_\_ cu. Yd.  
Height of riser for calculating concrete volume will be the difference in elevation of the inlet invert of the culvert pipe and the top of riser.

SEE FIELD BOOK FOR PRELIMINARY SURVEY FOR LOW CONTROL POINT IN FIELD

ENGINEERING CLASS (I) II III IV V  
(10cfs) (20cfs) (40cfs) (80cfs) (200cfs)

DESIGNED BY:		APPROVED BY:	
Name <u>T. J. Jackson</u>	Name <u>D. C. Peck</u>	Title <u>CET</u>	Title <u>CET</u>
Title <u>Dist. Conservationist</u>	Date <u>8/17/15</u>	Date <u>8/17/15</u>	

NOTES:

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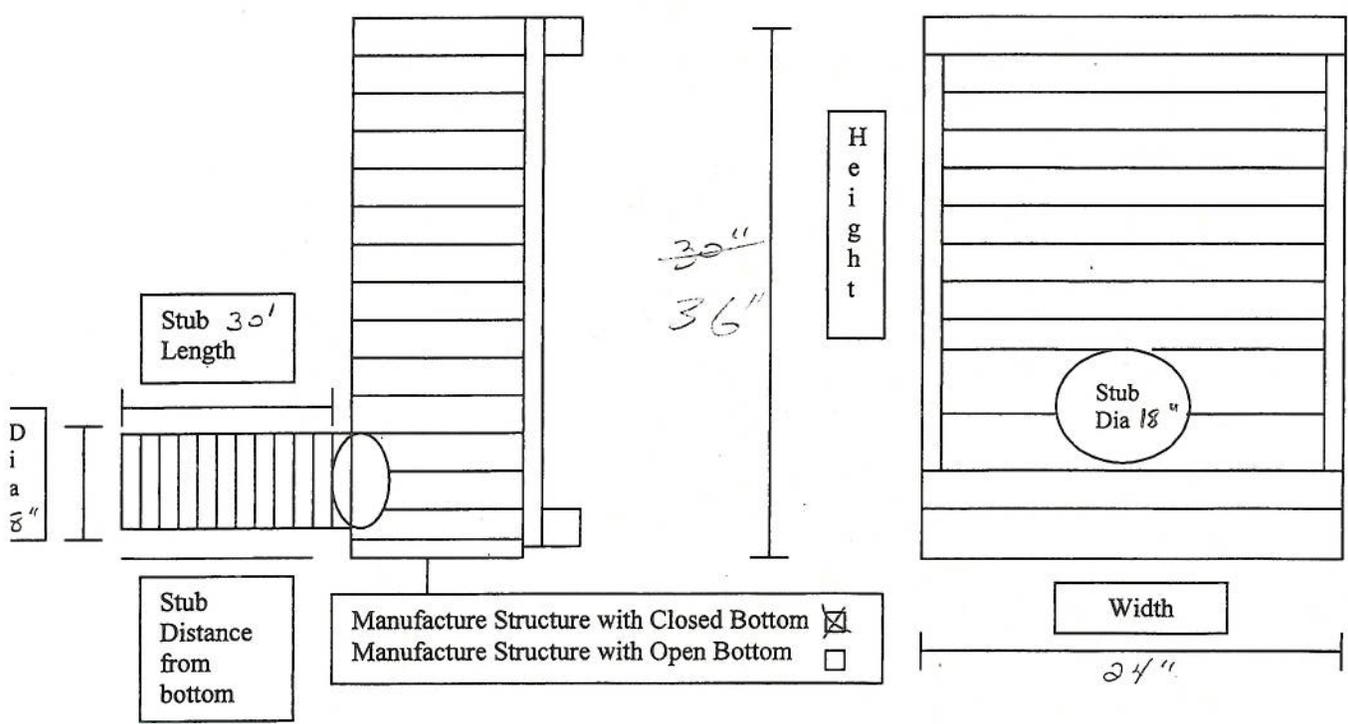
CONSTRUCTION ELEVATIONS	
TBM Description <u>Rebar located near corner of church parking lot, adjacent field #9</u>	Elevation <u>10.08</u>

DESIGN ELEVATION	"AS BUILT" ELEVATION	CONSTRUCTION NOTES:
Ground @ Str. <u>10.0</u>	<u>10.30</u>	
Ditch Bottom <u>7.0</u>	<u>w/L 8.40</u>	
Inlet Invert <u>7.0</u>	<u>6.40</u>	<u>36" Pipe</u>
Outlet Invert <u>6.9</u>	<u>6.80</u>	<u>Riser</u>
Top of Riser* <u>9.5</u>	<u>9.40</u>	
Top of Fill <u>11.0</u>	<u>11.60</u>	

\*TOP OF RISER SHOULD NOT BE HIGHER THAN LOW POINT IN FIELD WITHOUT THE CONCURRENCE OF AREA ENGINEER.

CONSTRUCTION APPROVAL	
Name <u>[Signature]</u>	CERTIFICATION STATEMENT
Title <u>CEI</u>	
Date <u>3 / 23 / 14</u>	

FLASHBOARD RISER SCHEMATIC VIEW



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U.S. Department of Agriculture  
Natural Resource Conservation Service

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Rev. 12/01

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STRUCTURE FOR WATER CONTROL (587)  
FLASHBOARD RISER

Land User Owen Peule

Location Pointe Co. Farm 374, T 2219

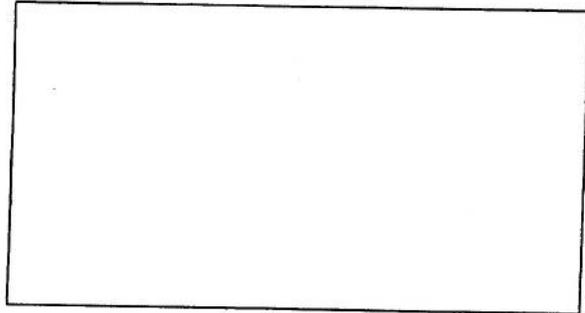
Address 282 Peule Rd  
Aurora, NC 27806

Case File ERRP

DESIGN DATA

Watershed Size 2  
Drainage Curve 1/5 1 1/6  
Design Q 0.96

LOCATION SKETCH



CULVERT INFORMATION

Head 0.5" Corr. 1/2" x 2 1/2"  
Size 18" Q5-2 Gauge 14  
Length 30'  
Material CAI

RISER INFORMATION

Head 0.5" Corr. 1/2" x 2 1/2"  
Size 24" Q5-9 Gauge 14  
Total Height 24"  
Material CAI

SEEDING INFORMATION

Vegetation Type Forest  
Pounds Seed 10  
Fertilizer 100 100000  
Lime 100  
Small Grain 0  
Mulch 1 bale  
Notes \_\_\_\_\_

CONCRETE INFORMATION

See worksheet developed by GDJ 10/16/91 for amount of concrete needed to prevent floatation. \_\_\_\_\_ cu. Yd.  
Height of riser for calculating concrete volume will be the difference in elevation of the inlet invert of the culvert pipe and the top of riser.

SEE FIELD BOOK \_\_\_\_\_ FOR PRELIMINARY SURVEY FOR LOW CONTROL POINT IN FIELD

ENGINEERING CLASS      I      II      III      IV      V  
(10cfs)      (20cfs)      (40cfs)      (80cfs)      (200cfs)

DESIGNED BY:		APPROVED BY:	
Name <u>Robin Garrison</u>	Name <u>D. C. Paul</u>	Title <u>Dist. Conservationist</u>	Title <u>DET</u>
Date <u>02/25/2015</u>	Date <u>8/17/15</u>		

NOTES: CTA

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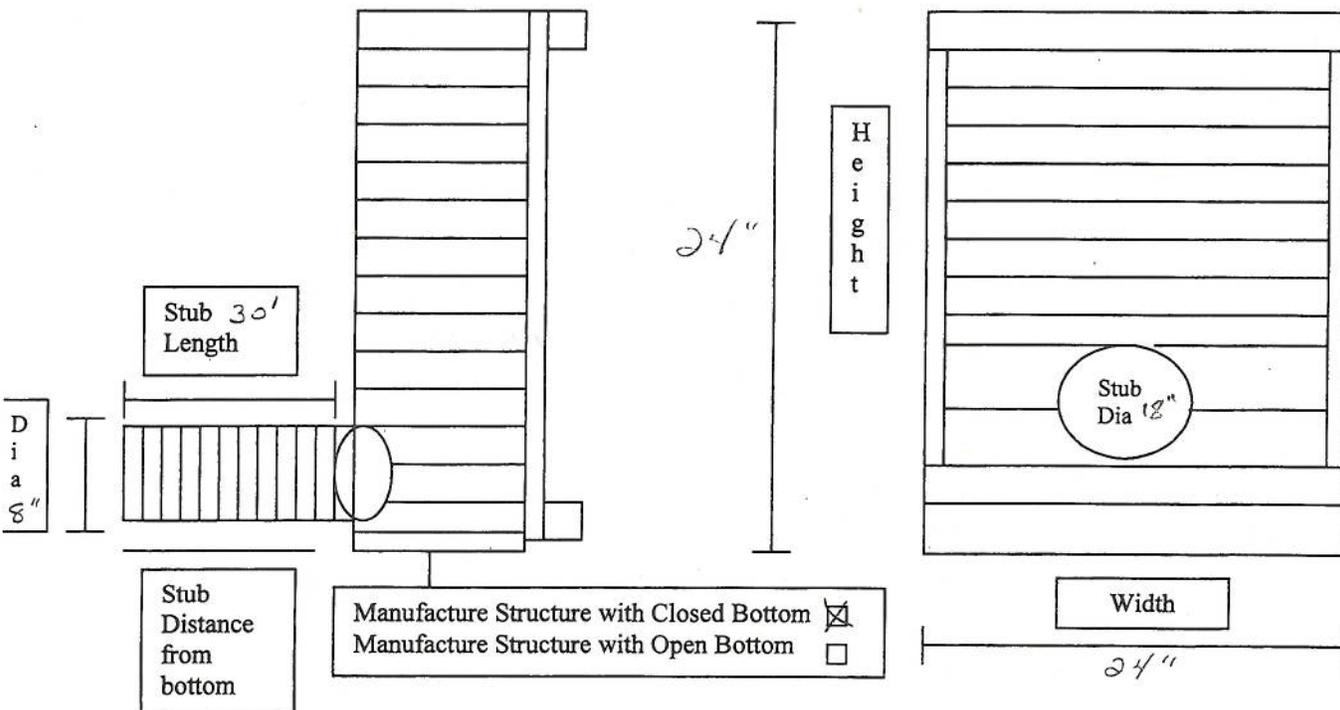
CONSTRUCTION ELEVATIONS	
TBM Description <u>Rebar located near corner of church parking lot, adjacent field 59</u>	Elevation <u>10.08</u>

DESIGN ELEVATION	"AS BUILT" ELEVATION	CONSTRUCTION NOTES:
Ground @ Str. <u>10.0</u>	<u>10.30</u>	
Ditch Bottom <u>7.5</u>	<u>8.10</u> w/L	
Inlet Invert <u>7.5</u>	<u>8.20</u>	
Outlet Invert <u>7.4</u>	<u>8.20</u>	
Top of Riser* <u>9.5</u>	<u>10.20</u>	
Top of Fill <u>11.0</u>	<u>11.60</u>	

\*TOP OF RISER SHOULD NOT BE HIGHER THAN LOW POINT IN FIELD WITHOUT THE CONCURRENCE OF AREA ENGINEER.

CONSTRUCTION APPROVAL	
Name <u>D. C. Paul</u>	CERTIFICATION STATEMENT
Title <u>CET</u>	
Date <u>3 / 23 / 16</u>	

FLASHBOARD RISER SCHEMATIC VIEW



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U.S. Department of Agriculture  
Natural Resource Conservation Service

NC-ENG-46  
Rev. 12/01

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STRUCTURE FOR WATER CONTROL (587)  
FLASHBOARD RISER

Penitencia Co

Land User Owen Peck

Location Form 374, T 2519

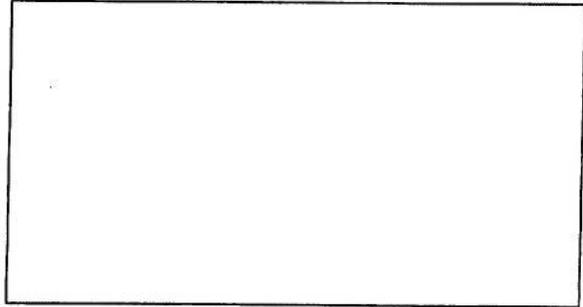
Address 382 Peck Rd  
Aurora, IL 27806

Case File EQID

DESIGN DATA

Watershed Size 11  
Drainage Curve 45 1/4  
Design Q 1.32

LOCATION SKETCH



CULVERT INFORMATION

Head 0.5" Corr. 4 1/2" x 2 1/2"  
Size 18" Q 5.2 Gauge 14  
Length 30'  
Material CAF

RISER INFORMATION

Head 0.5" Corr. 4 1/2" x 2 1/2"  
Size 24" Q 5.9 Gauge 14  
Total Height 24"  
Material CAF

SEEDING INFORMATION

Vegetation Type Grass  
Pounds Seed 100  
Fertilizer 100 10-10-10  
Lime 100  
Small Grain 0  
Mulch 1 inch  
Notes \_\_\_\_\_

CONCRETE INFORMATION

See worksheet developed by GDJ 10/16/91 for amount of concrete needed to prevent floatation. \_\_\_\_\_ cu. Yd.  
Height of riser for calculating concrete volume will be the difference in elevation of the inlet invert of the culvert pipe and the top of riser.

SEE FIELD BOOK FOR PRELIMINARY SURVEY FOR LOW CONTROL POINT IN FIELD

ENGINEERING CLASS

- (I)  
(10cfs)
- II  
(20cfs)
- III  
(40cfs)
- IV  
(80cfs)
- V  
(200cfs)

DESIGNED BY: Name <u>Tommy Morrison</u> Title <u>Dist. Conservationist</u> Date <u>02/25/2015</u>	APPROVED BY: Name <u>Deaf C. Pad</u> Title <u>CET</u> Date <u>8/17/15</u>
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NOTES:

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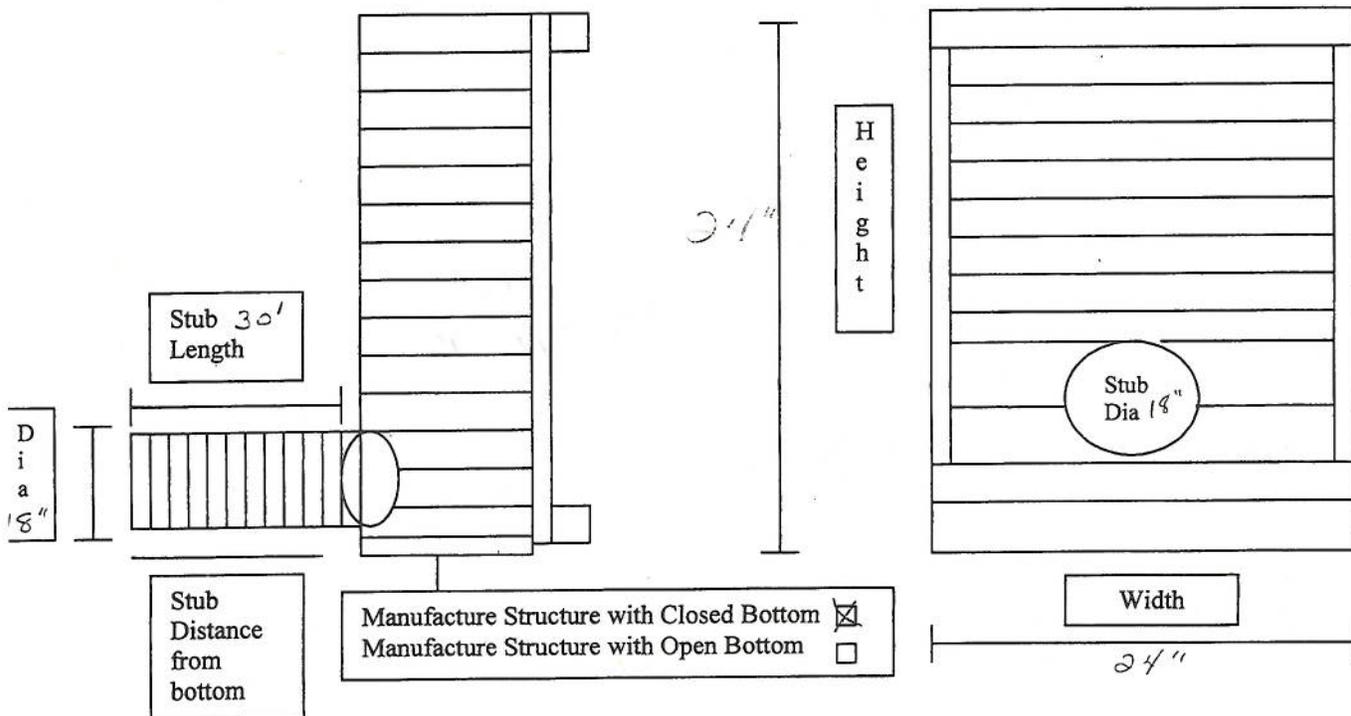
CONSTRUCTION ELEVATIONS	
TBM Description <u>Rebar located near corner of church parking lot, adjacent field</u>	Elevation <u>10.08</u>

DESIGN ELEVATION	"AS BUILT" ELEVATION	CONSTRUCTION NOTES:
Ground @ Str. <u>9.6</u>	<u>10.00</u>	
Ditch Bottom <u>7.1</u>	<u>8.70</u>	
Inlet Invert <u>7.1</u>	<u>8.10</u>	
Outlet Invert <u>7.0</u>	<u>8.10</u>	
Top of Riser* <u>9.1</u>	<u>10.1</u>	
Top of Fill <u>10.0</u>	<u>11.30</u>	

\*TOP OF RISER SHOULD NOT BE HIGHER THAN LOW POINT IN FIELD WITHOUT THE CONCURRENCE OF AREA ENGINEER.

CONSTRUCTION APPROVAL	
Name <u>D. C. Pal</u>	CERTIFICATION STATEMENT
Title <u>CET</u>	
Date <u>3 / 23 / 16</u>	

FLASHBOARD RISER SCHEMATIC VIEW



46

**From:** [Hedgepeth, Kelly](#)  
**To:** [Bohmert, Candy - NRCS, Alliance, NC](#); [Woolard, Natalie](#)  
**Cc:** [Henshaw, Julie](#)  
**Subject:** RE: NRCS/JAA  
**Date:** Tuesday, April 05, 2016 11:09:46 AM

---

Candy,  
Can we set up at time to have a conference call about this so we are all on the same page? Send me some times this week you are available and I'll coordinate the call with everyone.

Thanks,  
Kelly

**From:** Bohmert, Candy - NRCS, Alliance, NC [mailto:Candy.Bohmert@nc.nacdnet.net]  
**Sent:** Monday, April 04, 2016 5:01 PM  
**To:** Woolard, Natalie <natalie.woolard@ncagr.gov>; Hedgepeth, Kelly <Kelly.Hedgepeth@ncagr.gov>  
**Subject:** NRCS/JAA

Good afternoon. I've been told by our NRCS DC, Keith Jackson, that the JAA for one of my contracts has been rejected. The story is this: Mr. Peele wanted water control structures on a 300 acre block of his land. He is using them for water quantity for a water management plan. NRCS went out and surveyed and assessed the project. Thirteen structures were not approved by the engineer, Joy Sherrod, because she said that one large structure would do instead of the smaller structures. Mr. Peele has done this before and knew one structure wouldn't work. He asked if Cost Share would cover the others. The answer was "yes".

The NRCS engineer, Deryck Parker, designed them for us, along with the other 55. He also did the construction check on them and approved them. Ms. Sherrod told him that he COULD NOT approve the 13 done with cost share because she didn't approve their use. She wanted the one large one.

There is nothing wrong with the structures. They were made and installed using the NRCS guidelines. The only reason she's not allowing them to be approved is because she doesn't want them. As far as I know, she doesn't have control over our program. It sounds to me like she's doing a "stompy foot" because the land owner did what he wanted to do.

I would like to request a Division Engineer to approve these structures so that Mr. Peele can be paid. I have the RFP done, and Mr. Parker signed all the design sheets for the Construction Sheets, but when he sends the letter of approval, those thirteen structures will not be included.

Thank you,  
Candy Bohmert  
Pamlico SWCD  
252-745-4303 x3

**From:** [Hedgepeth, Kelly](#)  
**To:** [Bohmert, Candy - NRCS, Alliance, NC](#)  
**Subject:** RE: pamlico  
**Date:** Wednesday, April 06, 2016 12:55:14 PM

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Can you talk tomorrow morning at 8:50 am? And Please forward me this email...  
 Thanks!

Kelly

**From:** Bohmert, Candy - NRCS, Alliance, NC [mailto:Candy.Bohmert@nc.nacdnet.net]  
**Sent:** Wednesday, April 06, 2016 12:12 PM  
**To:** Hedgepeth, Kelly <Kelly.Hedgepeth@ncagr.gov>  
**Subject:** RE: pamlico

Kelly, I now have an email exchange between Joy, Keith Jackson, and Owen Peele. There's nothing there that suggests that Cost Share can't be used. In fact, there's plenty of talk about those 13 risers being covered by Cost share. We have always used CS when EQUIP can't be used. I have multiple contracts that show a tract record of doing that over the 14 years I've been here.

This is a misunderstanding and I'm sure it'll be worked out.

Candy

**From:** Hedgepeth, Kelly [mailto:Kelly.Hedgepeth@ncagr.gov]  
**Sent:** Tuesday, April 05, 2016 12:30 PM  
**To:** Bohmert, Candy - NRCS, Alliance, NC <[Candy.Bohmert@nc.nacdnet.net](mailto:Candy.Bohmert@nc.nacdnet.net)>  
**Subject:** RE: pamlico

I think it is all a misunderstanding. "Everyone" will be Natalie Woolard, Julie Henshaw, myself and maybe someone from NRCS. I'm not sure.. maybe Joy.

Kelly

**From:** Bohmert, Candy - NRCS, Alliance, NC [mailto:Candy.Bohmert@nc.nacdnet.net]  
**Sent:** Tuesday, April 05, 2016 12:17 PM  
**To:** Hedgepeth, Kelly <[Kelly.Hedgepeth@ncagr.gov](mailto:Kelly.Hedgepeth@ncagr.gov)>  
**Subject:** pamlico

Kelly, I also have to apologize for my tone in that email. It blindsided me that those structures wouldn't be approved by NRCS when they are the ones that designed them. I've known Joy for a long time and can't imagine what's going on there. If we can't combine EQUIP and Cost Share, then I need to know because I have projects using both. If this is just an anomaly, I need to know why.

In the meantime, I could use Carl Dunn to come and approve them.

Thanks,  
Candy

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**Bohmert, Candy - NRCS, Alliance, NC**

---

**From:** Harris, Pat <pat.harris@ncagr.gov>  
**Sent:** Friday, April 15, 2016 11:07 AM  
**To:** pbaker849@gmail.com  
**Cc:** Bohmert, Candy - NRCS, Alliance, NC; Williams, David; Woolard, Natalie; Henshaw, Julie; Hedgepeth, Kelly  
**Subject:** Contract 69-2016-002

Dear Chairman Baker,

I've reviewed the information regarding Ms. Bohmert's request for a division engineer to approve the 13 structures for Mr. Owen Peele's contract # 69-2016-002 Request for Payment (RFP). Because our division engineers were not involved in the conservation planning, design and installation of the structures, they are not in the position to determine whether the designed system meets standard and programmatic requirements of the Agriculture Cost Share Program (ACSP). Therefore, I am denying the request.

As you know the division will need a completed RFP including the proper job approval authority signature, or a letter of approval to include the contract number and proper job approval authority signature in order to make payment on this contract.

I would also recommend that your staff continue to work with NRCS to re-evaluate and determine if the system, or parts of the system if any, would meet both standard and ACSP programmatic requirements and work with ACSP staff to properly execute this contract.

Please do not hesitate to contact David Williams or me if you have any questions or would like to further discuss.

Sincerely,  
Patricia K. Harris, Director  
Division of Soil & Water Conservation  
NC Dept. of Agriculture & Consumer Services  
1614 Mail Service Center  
Raleigh, NC 27699-1614  
(919) 715-6097  
<http://www.ncagr.gov/SWC/>

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**Bohmert, Candy - NRCS, Alliance, NC**

---

**From:** Bohmert, Candy - NRCS, Alliance, NC  
**Sent:** Friday, April 15, 2016 2:28 PM  
**To:** Bob Lyon; 'Patrick Baker'  
**Subject:** FW: Contract 69-2016-002

So much for the Division working for us. They just threw me under the bus. Instead of them going to NRCS and having them do their job, they're tossing the ball back to me. I have no leverage to have Ms. Sherrod sign off on the structures, and Division knows that.

This is interesting.....

Candy

**From:** Harris, Pat [mailto:pat.harris@ncagr.gov]  
**Sent:** Friday, April 15, 2016 11:07 AM  
**To:** pbaker849@gmail.com  
**Cc:** Bohmert, Candy - NRCS, Alliance, NC <Candy.Bohmert@nc.nacdnet.net>; Williams, David <david.b.williams@ncagr.gov>; Woolard, Natalie <natalie.woolard@ncagr.gov>; Henshaw, Julie <julie.henshaw@ncagr.gov>; Hedgepeth, Kelly <Kelly.Hedgepeth@ncagr.gov>  
**Subject:** Contract 69-2016-002

Dear Chairman Baker,

I've reviewed the information regarding Ms. Bohmert's request for a division engineer to approve the 13 structures for Mr. Owen Peele's contract # 69-2016-002 Request for Payment (RFP). Because our division engineers were not involved in the conservation planning, design and installation of the structures, they are not in the position to determine whether the designed system meets standard and programmatic requirements of the Agriculture Cost Share Program (ACSP). Therefore, I am denying the request.

As you know the division will need a completed RFP including the proper job approval authority signature, or a letter of approval to include the contract number and proper job approval authority signature in order to make payment on this contract.

I would also recommend that your staff continue to work with NRCS to re-evaluate and determine if the system, or parts of the system if any, would meet both standard and ACSP programmatic requirements and work with ACSP staff to properly execute this contract.

Please do not hesitate to contact David Williams or me if you have any questions or would like to further discuss.

Sincerely,  
 Patricia K. Harris, Director  
 Division of Soil & Water Conservation  
 NC Dept. of Agriculture & Consumer Services  
 1614 Mail Service Center  
 Raleigh, NC 27699-1614  
 (919) 715-6097  
<http://www.ncagr.gov/SWC/>



5/22/16

Patricia Harris, Director  
NC Division of Soil and Water Conservation  
1614 Mail Service Center  
Raleigh, NC 27699

Director Harris,

On May 5, 2016 the Pamlico Soil and Water Conservation District Board of Supervisors met and reviewed your email dated April 15, 2016 concerning certification/payment of ACSP contract 69-2016-002.

In your email you stated, "Because our Division engineers were not involved in the conservation planning, design and installation of the structures, they are not in the position to determine whether the designed system meets standard AND programmatic requirements of the ACSP." We as a District do not understand how a professional engineer is unable to review the ACSP BMP specification and the NRCS practice standard, review the survey data that was obtained by the NRCS Area Office engineering staff, review the WCS Designs (Design Sheets) which were approved by the by Area Office engineering staff and review the construction check data which was signed off on by the NRCS Area Office engineering staff , and not be able to make a professional judgement as to whether or not it meets the requirements of the NRCS technical standard and the ACSP programmatic requirements. Please help us understand what we may be missing.

Also, in your email you recommended that "staff continue to work with NRCS to re-evaluate and determine if the system, or parts of the system if any, would meet both standard and ACSP programmatic requirements." Based on discussions between our Board and our local NRCS representative, we have determined that the design and installation of these 13 structures does in fact meet the requirements of NRCS's technical standard. Our determination is reinforced by the fact that the designs and installation of the structures were approved by the NRCS Area Office engineering staff. The engineering staff would not sign off on either of these items if they were not confident that the structures met their technical standards. So in our opinion, the issue of whether they meet NRCS technical standards is settled.

Concerning whether the installation of these structures meets the ACSP programmatic requirements; based on our review of the WCS practice specification, ACSP policies and ACSP Administrative Rules, it is our determination that the installation of these structures does meet the ACSP programmatic requirements. If there is a specific policy, rule or other requirement that we are overlooking please let us know so we can review it.

Concerning the need to have an actual Job Approval Authority signature on the Request for Payment form or a letter of approval before payment can be made. Multiple times in the past, including payments for this same cooperator, the signed WCS Job Sheet (Construction approval signature on the back of the sheet) has served as adequate job approval/construction approval documentation. Our question is why now, for this contract, is this no longer an adequate form of documentation for construction approval/signature authority for payment?

Based on our review of this situation we request that this Request for Payment be processed and the cooperator be paid promptly.

Sincerely,



Patrick K. Baker  
Chairman



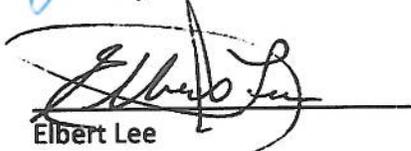
Bob Lyon  
Vice-Chairman



James B. Hardison  
Secretary/Treasurer



Derek Potter



Elbert Lee

**Bohmert, Candy - NRCS, Alliance, NC**

---

**From:** Harris, Pat <pat.harris@ncagr.gov>  
**Sent:** Friday, June 17, 2016 1:46 PM  
**To:** pbaker@gmail.com; Derek Potter; carol lee; Hardison, James; Bob Lyon  
**Cc:** Bohmert, Candy - NRCS, Alliance, NC; Melvin, Renee - NRCS, Goldsboro, NC; Sherrod, Joy - NRCS, Goldsboro, NC; Williams, David; Woolard, Natalie; Henshaw, Julie; Hedgepeth, Kelly; Fischer, Kristina; Pare, Eric  
**Subject:** RE: reply  
**Attachments:** 2016\_6\_17\_PamlicoSWCD\_reply.pdf

Dear Chairman Baker and the Pamlico District board members,

I'm in receipt of your letter dated May 22, 2016 pertaining to contract #69-2016-002. In the attached letter, I've tried to address your concerns as concisely as I can with reference to general statutes, administrative codes and policies as requested.

As I noted in the letter, I would like to see this resolved as much as you and your staff, however we cannot process the Request for Payment until all concerns are adequately addressed.

Sincerely,  
 Pat Harris

Patricia K. Harris, Director  
 Division of Soil & Water Conservation  
 NC Dept. of Agriculture & Consumer Services  
 1614 Mail Service Center  
 Raleigh, NC 27699-1614  
 (919) 715-6097  
<http://www.ncagr.gov/SWC/>

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-----Original Message-----

**From:** Bohmert, Candy - NRCS, Alliance, NC [mailto:Candy.Bohmert@nc.nacdnet.net]  
**Sent:** Friday, June 03, 2016 8:19 AM  
**To:** Harris, Pat <pat.harris@ncagr.gov>  
**Cc:** pbaker@gmail.com; Derek Potter <bdpotterfarms@embarqmail.com>; carol lee <zacleedog@gmail.com>; Hardison, James <james.hardison@ncagr.gov>; Bob Lyon <lyon28571@embarqmail.com>  
**Subject:** FW: reply

Mrs. Harris, this is the reply from the Pamlico Board of Supervisors.



Steve Troxler  
Commissioner

North Carolina Department of Agriculture  
and Consumer Services  
*Division of Soil and Water Conservation*

Patricia K. Harris  
Director

June 17, 2016

**TO:** Patrick K. Baker, Chairman  
Bob Lyon, Vice-Chairman  
James B. Hardison, Secretary-Treasurer  
Derek Potter, Member  
Elbert Lee, Member

**SUBJECT:** Response to questions regarding contract #69-2016-002

Dear Chairman Baker and Pamlico District Board Members,

I'm in receipt on your letter dated May 22, 2016 regarding my denial of Ms. Bohmert's request for a division engineer to approve 13 water control structures for Owen Peele's contract #69-2016-002. I've also discussed this issue with Renee Melvin and Joy Sherrod with the NRCS Area 3 Office.

I will try to address your concerns as concisely as I can with reference to general statutes, administrative codes and policies as requested.

1. You asked that I help you understand why division engineers that were not involved in the conservation planning, design and installation of the structures, are not in the position to determine whether the designed system meets standard and programmatic requirements of the Agriculture Cost Share Program.

- a. Division engineers do not work under the NRCS job approval authority system and have to seal their own work as professional engineers. Administrative code 21 NCAC 56 .0701 Rules of Professional Conduct section (c) A licensee shall perform services only by areas of the licensee's competence and:

- (3) Shall not affix the signature or seal to any engineering or land surveying plan or document dealing with subject matter for which the licensee lacks competence by virtue of education or experience, nor to any such plan or document not prepared under the licensee's direct supervisory control. Direct supervisory control (responsible charge) requires a licensee or employee to carry out all client contacts, provide internal and external financial control, oversee employee training, and exercise control and supervision over all job requirements to include research, planning, design, field supervision and work product review. Direct supervisory control may be accomplished face to face or by other means of communication. A licensee shall not contract with a non-licensed individual to provide these professional services. Research, such as title searches and soil testing, may be contracted to a non-licensed individual provided that individual is qualified or licensed to provide such service and provided the licensee reviews the work. The licensee may affix the seal and signature to drawings and documents depicting the work of two or more professionals provided it is designated by a note under the seal the specific subject matter for which each is responsible, and

**MAILING ADDRESS**  
Division of Soil and Water Conservation  
1614 Mail Service Center  
Raleigh, NC 27699-1614

Telephone: 919-733-2302  
Fax Number: 919-733-3559

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**LOCATION**  
Archdale Building  
512 N. Salisbury Street, Suite 504  
Raleigh, NC 27604

Given NRCS engineering staff did the work for the contract in question, it is my determination that NRCS is in the best position to sign off that the structures in question meet standard and programmatic requirements. I stand by my original denial of Ms. Bohmert's request for division engineering assistance.

2. Based on the information I have, I agree with your third paragraph that the structures most likely meet NRCS technical standards, however it's questionable whether the 13 structures (#29-35 and #41-46) meet programmatic requirements. The 51 structures on tract 2019 were submitted for EQIP funding but based on survey data, NRCS determined that 13 of the proposed field ditch structures could be replaced with 5 structures installed in the main canals. The 13 structures in question were included in Deryck Parker's design package (cover letter pasted below) and noted by Mr. Parker for Conservation Technical Assistance (CTA) only. The other 38 structures were approved for EQIP funding.

August 17, 2015

SUBJECT: ENG - OWEN PEELE DESIGN APPROVAL (TRACT 2019)  
(57) STRUCTURE FOR WATER CONTROL  
(38) FLASHBOARD RISER STRUCTURES (EQIP)  
(13) FLASHBOARD RISER STRUCTURES (CTA)  
PAMLICO COUNTY

TO: KEITH JACKSON  
DISTRICT CONSERVATIONIST  
NEW BERN, NC

File Code: 210

I have reviewed the design package for Owen Peele's (51) Flashboard Riser Structures on Tract 2019. (38) Structures are included in EQIP Contract, and shown on the presented Plan Map as structures (1-28), (36-40), and (47-51). (13) Structures are for CTA only, and shown on presented Plan Map as structures (29-35) and (41-46). All structures are approved for ordering, but please note that we will need a completed Drainage Water Management Plan for Tract 2019 structures (1-28), (36-40), and (47-51) prior to these structures being installed.

Please let me know if you have any questions.

  
Deryck C. Parker  
Civil Engineering Technician  
USDA-NRCS  
Goldboro Area Office  
919-751-0976

If an individual or series of BMPs are designed such they cannot meet EQIP programmatic requirements for water quality, they often fail to meet ACSP programmatic requirements. Ms. Melvin and Ms. Sherrod both confirmed that Mr. Parker designed the 13 structures in question to meet standard and did so upon request by Mr. Peele. They also confirmed Mr. Parker did not design these same structures to meet EQIP or ACSP water quality programmatic requirements.

3. The ACSP FY2016 Detailed Implementation Plan states that the primary purpose of the water control structure is to improve water quality by elevating the water table and reducing drainage outflow. In the fourth paragraph of your letter, my question is how did you determine that the 13 structures in question meet ACSP programmatic requirements? Is there a completed drainage water management plan to support this determination? Is there a cost analysis using ACSP average costs and not EQIP costs that compares the 13 proposed field ditch structures versus 5 structures installed in the main canals?

I provide the following information based on the assumption that the 5 structures in the main canals are less costly.

02 NCAC 59D .0104 Best Management Practices Eligible for Cost Share Payments notes under section (b) BMP definitions and specifications are set forth periodically in the USDA-Natural Resources Conservation Service Technical Guide, Section IV, Raleigh, North Carolina or by the division for district BMP's. BMP specifications appropriate for the current program year shall be met or exceeded in order for an applicant to qualify for cost sharing. Provisions for exceeding BMP design specifications by an applicant may be considered at the time of application with the district. The applicant shall assume responsibility for all costs associated with exceeding BMP design specifications.

General Policies for the NC ACSP #3 states BMPs shall be designed and installed according to NRCS or Soil and Water Conservation Commission standards and specifications at the minimum design necessary to solve the water quality program. If the applicant chooses to exceed design criteria for purposes not associated with water quality, the applicant will be responsible for the additional cost. Additional costs are required to be reflected in the contract.

Ms. Sherrod relayed that she spoke to Mr. Peele during a site visit and Mr. Peele described his desires and management of water control structures which were for water *quantity* and subsurface irrigation. Ms. Sherrod shared with him the resource concern that was fundable under EQIP is water quality. Once the survey was downloaded and topo map created, the decision was made on the number of structures eligible for EQIP and it was shared with Keith Jackson and he relayed it to Mr. Peele.

The best analogy I have is ACSP will fund the Chevrolet-level system and the cooperator has the option to pay the difference to have the Cadillac-level system. It is because of the Commission's aforementioned 59D rule and policy #3 that I recommended in my April 15th email to Chairman Baker to continue to work with NRCS to re-evaluate and determine if a portion of the system would meet both standard and ACSP programmatic requirements for state cost sharing eligibility.

4. Finally, the Commission's policy on Approval of Cost Share Applications, Contracts and Requests for Payments dated 01/06/2013 states Requests for payment (RFPs) must be complete, including job approval authority signature or letter, prior to approval. The division is following policy as we should have been doing in the past.

As a public servant working as staff to the Soil and Water Conservation Commission, I strive to assure that State funding is used in the most cost-effective manner and accomplishes the greatest improvement in water quality as referenced in §106-850(e). I hope I've addressed your questions but please let me know if you have any other questions or need further clarification. I would like to see this resolved as much as you and your staff, however we cannot process the Request for Payment until all concerns are adequately addressed.

Sincerely,



Patricia K. Harris  
Director

CC: Candy Bohmert, Pamlico SWCD  
Renee Melvin, NRCS Area 3 ASTFO  
Joy Sherrod, NRCS Area 3 Engineer  
David Williams, DSWC Deputy Director  
Natalie Woolard, DSWC Technical Services Section Chief  
Julie Henshaw, DSWC NPS Section Chief  
Kelly Hedgepeth, DSWC ACSP Manager  
Kristina Fischer, Eastern Regional Coordinator  
Eric Pare, Eastern Regional Coordinator

10/6/16

Patricia Harris, Director  
NC Division of Soil and Water Conservation  
1614 Mail Service Center  
Raleigh, NC 27699

Director Harris,

The Pamlico Soil and Water Conservation District Board of Supervisors have reviewed your response letter dated June 17, 2016 concerning certification/payment of ACSP contract number 69-2016-002 for Owen Peele. Below you will find our follow-up response.

In your second item you noted the fact that Deryck Parker's design cover letter lists these 13 structures as "Conservation Technical Assistance (CTA) only". It is our understanding that BMP's installed through non-federal cost share programs are routinely labeled "Conservation Technical Assistance". BMP's that require Cultural Resources Reviews are also labeled "CTA" under the section "Program Type" if they are being installed through the NCACSP. So the fact that they were labeled CTA only, in our understanding simply means that they were not being installed through a federal cost share program.

In your third item, you questioned how we determined that the structures met NCACSP programmatic requirements. Our answer to this comes directly from the NCACSP detailed implementation plan excerpt that you included in your response. We determine that the structures meet programmatic requirements because they "improve water quality by elevating the water table and reduce drainage outflow". Installation of these structures followed the same planning and installation procedures as other structures installed in this same general area, for the same landowner in the past two years. These past structures were installed in the same manner yet were approved by NRCS and paid by the DSWC with no issues at all. Our question now is what has changed?

Another question you had was, "Is there a completed drainage water management plan to support this determination?" Yes, there is in fact a Drainage Water Management Plan for the structures in question which was developed by NRCS. However it should be noted that a Drainage Water Management Plan is a requirement of the federal EQIP program and is not a requirement for structures installed under the NCACSP. Structures installed under the NCACSP follow a less intensive management plan which is covered on the NC-ACSP-WCS form (Water Control Structure Maintenance and Management Agreement) whereas structures designed/installed under EQIP use the more intense plan referred to as a Drainage Water Management Plan. As long as the structures are designed according to NRCS Technical Standards, installed according to the design and managed according to the Management

Agreement the cooperator is following NCACSP programmatic requirements. These structures will be managed exactly the same as structures installed in adjacent fields through EQIP.

Next you asked if there is a cost analysis using ACSP average costs and not EQIP costs that compares the 13 proposed field ditch structures versus 5 structures installed in the main canals? The answer to this question is no, a cost analysis was not completed because these structures were designed and installed the same way that they have always been. It should be noted that NRCS and the DSWC have approved ACSP funded structures installed in similar situations ever since the ACSP has been in existence in Pamlico County with no issues at all.

You stated that provisions for exceeding BMP design specifications may be considered at the time of application and that the applicant assumes responsibility for all costs associated with exceeding BMP design. Again, the cooperator installed the structures exactly as designed and did not exceed the design.

Next you referenced policy which states, "If the applicant chooses to exceed design criteria for purposes not associated with water quality, the applicant will be responsible for the additional cost". Our response is again, the design was not exceeded and was not exceeded for purposes not associated with water quality. The landowner's stated interest in water quantity and sub-surface irrigation goes hand in hand with water quality because there is no denitrification without subsurface irrigation into an actively growing root zone. Even during periods where there is no actively growing crop or if board levels are below the root zone, they still provide the water quality benefit of preventing sediment from entering into downstream waters. In our opinion, the cooperators desire for water quantity and sub-surface irrigation is a non-issue.

The Pamlico SWCD has been a state leader in the installation of water control structures and our county was used as testing grounds for flashboard risers when they were first being introduced to the farm owners of NC. Mr. Peele is one of the few landowners that truly understands the benefits of a properly managed water control structure and intensively manages structures installed on his farms. Failure to pay for these structures which were installed according to technical standards and meet programmatic requirements will be an injustice to Mr. Peele and an embarrassment to the state. As stated in our prior letter, it is our determination that these structures meet NRCS technical standards and the NCACSP programmatic requirements and Mr. Peele should be paid immediately. This will be our last written correspondence concerning this issue so if you determine that payment still cannot be made then we request that a meeting be scheduled so that you and our board can discuss this issue in person.

Sincerely,  
Pamlico Soil & Water Conservation District  
Board of Supervisors

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Patrick K. Baker  
Chairman

---

Bob Lyon  
Vice-Chairman

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James B. Hardison  
Secretary/Treasurer

---

Derek Potter  
Supervisor

---

Elbert Lee  
Supervisor

**Bohmert, Candy - NRCS, Alliance, NC**

---

**From:** Allred, Derek B <Derek.Allred@ncagr.gov>  
**Sent:** Wednesday, October 05, 2016 4:12 PM  
**To:** Bohmert, Candy - NRCS, Alliance, NC  
**Subject:** RE: peelee contract

Hi Candy,

Thank you for providing this information; I really appreciate it.

I will review the documentation and follow up if I have any additional questions or requests.

Sincerely,

Derek Allred, CIA, CGAP, CRMA  
Internal Audit Director  
North Carolina Department of Agriculture and Consumer Services  
1001 Mail Service Center  
Raleigh, NC 27699-1001  
Phone: 919-707-3163

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-----Original Message-----

**From:** Bohmert, Candy - NRCS, Alliance, NC [mailto:Candy.Bohmert@nc.nacdnet.net]  
**Sent:** Wednesday, October 05, 2016 4:03 PM  
**To:** Allred, Derek B <Derek.Allred@ncagr.gov>  
**Subject:** FW: peelee contract

Mr. Allred, I spoke with Mr. Peele and he requested that I send you his contract and any information related to it. Because of the amount of paperwork, I have divided it up so that in this email you'll find the contract, as well as related designs for his water control structures and the approval of the contract. If you have any questions, please don't hesitate to call me.

Kind regards,

Candy Bohmert  
Pamlico SWCD - Resource Conservationist  
252-201-9077

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**Bohmert, Candy - NRCS, Alliance, NC**

---

**From:** Allred, Derek B <Derek.Allred@ncagr.gov>  
**Sent:** Thursday, October 06, 2016 1:17 PM  
**To:** Bohmert, Candy - NRCS, Alliance, NC  
**Subject:** RE: Response Letter to Division

That would be great. Thank you, Candy.

Sincerely,

Derek Allred, CIA, CGAP, CRMA  
Internal Audit Director  
North Carolina Department of Agriculture and Consumer Services  
1001 Mail Service Center  
Raleigh, NC 27699-1001  
Phone: 919-707-3163

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**From:** Bohmert, Candy - NRCS, Alliance, NC [mailto:Candy.Bohmert@nc.nacdnet.net]  
**Sent:** Thursday, October 06, 2016 1:01 PM  
**To:** Allred, Derek B <Derek.Allred@ncagr.gov>  
**Subject:** FW: Response Letter to Division

Good afternoon. This is the second response letter (draft) from my Board to Mrs. Harris. We have a meeting tonight and this will be discussed and signed. If you'd like, I will send you the final, signed copy as soon as it's ready.

Candy

**From:** Cahoon, Sabra - NRCS, Alliance, NC  
**Sent:** Thursday, October 06, 2016 10:04 AM  
**To:** Bob Lyon <[lyon28571@embarqmail.com](mailto:lyon28571@embarqmail.com)>; Bossy Hardison <[james.hardison@ncagr.gov](mailto:james.hardison@ncagr.gov)>; Derek Potter <[bdpotterfarms@embarqmail.com](mailto:bdpotterfarms@embarqmail.com)>; Elbert Lee <[zacleedog@gmail.com](mailto:zacleedog@gmail.com)>; Patrick Baker <[pbaker849@gmail.com](mailto:pbaker849@gmail.com)>  
**Cc:** Bohmert, Candy - NRCS, Alliance, NC <[Candy.Bohmert@nc.nacdnet.net](mailto:Candy.Bohmert@nc.nacdnet.net)>  
**Subject:** FW: Response Letter to Division

Attached is the Response letter to the Division. Patrick has asked you look it over and let us know of any recommended changes before the meeting. I'll have the final copy printed off on letterhead and ready for signatures tonight.

**From:** Patrick Baker [mailto:[pbaker849@gmail.com](mailto:pbaker849@gmail.com)]  
**Sent:** Thursday, October 06, 2016 10:01 AM  
**To:** Cahoon, Sabra - NRCS, Alliance, NC <[Sabra.Cahoon@nc.nacdnet.net](mailto:Sabra.Cahoon@nc.nacdnet.net)>  
**Subject:** Response Letter to Division

Sabra,

Attached is the response letter to the Division. Please forward this to the other supervisors and ask them to review it before tonight's meeting and to please let us know of any recommended changes before the meeting. If there are no changes, please put on District letterhead and have ready for signatures tonight. Thanks.

Patrick

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**Bohmert, Candy - NRCS, Alliance, NC**

---

**From:** Allred, Derek B <Derek.Allred@ncagr.gov>  
**Sent:** Friday, October 28, 2016 3:29 PM  
**To:** Bohmert, Candy - NRCS, Alliance, NC  
**Subject:** RE: rfp

Will you please send those reports for each of the contracts you've sent to demonstrate proof of payment by the state? Also, for the contracts sent over to me, are these similar to the one in question?

Sincerely,

Derek Allred, CIA, CGAP, CRMA  
Internal Audit Director  
North Carolina Department of Agriculture and Consumer Services  
1001 Mail Service Center  
Raleigh, NC 27699-1001  
Phone: 919-707-3163

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-----Original Message-----

**From:** Bohmert, Candy - NRCS, Alliance, NC [mailto:Candy.Bohmert@nc.nacdnet.net]  
**Sent:** Friday, October 28, 2016 3:26 PM  
**To:** Allred, Derek B <Derek.Allred@ncagr.gov>  
**Subject:** RE: rfp

The only approval is that they are paid. We get a report that states payment has been made at the end of each month. That's the only thing we have to go on.

-----Original Message-----

**From:** Allred, Derek B [mailto:Derek.Allred@ncagr.gov]  
**Sent:** Friday, October 28, 2016 3:23 PM  
**To:** Bohmert, Candy - NRCS, Alliance, NC <Candy.Bohmert@nc.nacdnet.net>  
**Subject:** RE: rfp

Thanks, Candy. When submitting these, can you please include documentation demonstrating where the requests for payment were approved by the State?

Sincerely,

Derek Allred, CIA, CGAP, CRMA  
Internal Audit Director  
North Carolina Department of Agriculture and Consumer Services  
1001 Mail Service Center  
Raleigh, NC 27699-1001  
Phone: 919-707-3163

E-mail correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties.

-----Original Message-----

From: Bohmert, Candy - NRCS, Alliance, NC [mailto:Candy.Bohmert@nc.nacdnet.net]  
Sent: Friday, October 28, 2016 3:20 PM  
To: Allred, Derek B <Derek.Allred@ncagr.gov>  
Subject: FW: rfp

Hey Derek. You will get 4 emails, each has the Request for Payment and the design sheets.

Thank you and have a nice weekend,  
Candy

-----Original Message-----

From: pamlicoswcd [mailto:swcdcopier@nc.usda.gov]  
Sent: Friday, October 28, 2016 3:01 PM  
To: Bohmert, Candy - NRCS, Alliance, NC <Candy.Bohmert@nc.nacdnet.net>  
Subject: rfp

Please open the attached document. This document was digitally sent to you using an HP Digital Sending device.

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To: Bohmert, Candy - NRCS, Alliance, NC <[Candy.Bohmert@nc.nacdnet.net](mailto:Candy.Bohmert@nc.nacdnet.net)>  
Subject: NRCS Job Approval Authority for NC Ag Cost Share Agreements

Hi Candy,

Would you happen to have any documented communications from the NRCS stating that they no longer sign off on the job approval authority for cost share agreements which originally resulted in your District referencing the design documents? Per our discussion, you mentioned they quit signing off a couple of years ago and I was wondering if they had provided you with anything in writing and their reasons behind refusing to do so.

Sincerely,

Derek Allred, CIA, CGAP, CRMA  
Internal Audit Director  
North Carolina Department of Agriculture and Consumer Services  
1001 Mail Service Center  
Raleigh, NC 27699-1001  
Phone: 919-707-3163

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**Bohmert, Candy - NRCS, Alliance, NC**

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**From:** Hedgepeth, Kelly <Kelly.Hedgepeth@ncagr.gov>  
**Sent:** Monday, November 21, 2016 3:43 PM  
**To:** Bohmert, Candy - NRCS, Alliance, NC  
**Cc:** Melvin, Renee - NRCS, Goldsboro, NC; Henshaw, Julie  
**Subject:** 69-2016-002

Candy,

The payment for 69-2016-002 has been pended while we waited for job approval authority. Please contact NRCS and request a letter of job approval authority for this payment. Per our new policy, please make sure the letter references the contract number.

If you have any questions, please give me a call.

Sincerely,  
Kelly



Kelly Hedgepeth  
North Carolina Agriculture Cost Share Program Manager  
Division of Soil & Water Conservation  
1614 Mail Service Center, Raleigh, NC 27604  
Phone: (919) 715-9631; Fax: (919) 715-1738



Please note my email has changed to [Kelly.Hedgepeth@ncagr.gov](mailto:Kelly.Hedgepeth@ncagr.gov). Please upate your address book.

E-mail correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized state official.

**Bohmert, Candy - NRCS, Alliance, NC**

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**From:** Patrick Baker <[pbaker849@gmail.com](mailto:pbaker849@gmail.com)>  
**Sent:** Monday, January 30, 2017 8:41 AM  
**To:** Bohmert, Candy - NRCS, Alliance, NC; Derek Potter  
**Subject:** Fwd: RE: Job Approval Certification/Letter

----- Forwarded message -----

**From:** "Sherrod, Joy - NRCS, Goldsboro, NC" <[Joy.Sherrod@nc.usda.gov](mailto:Joy.Sherrod@nc.usda.gov)>  
**Date:** Jan 30, 2017 8:02 AM  
**Subject:** RE: Job Approval Certification/Letter  
**To:** "Patrick Baker" <[pbaker849@gmail.com](mailto:pbaker849@gmail.com)>  
**Cc:**

It is coming probably later this week. It is being held up at the state level.

**From:** Patrick Baker [mailto:[pbaker849@gmail.com](mailto:pbaker849@gmail.com)]  
**Sent:** Tuesday, January 24, 2017 5:59 PM  
**To:** Sherrod, Joy - NRCS, Goldsboro, NC <[Joy.Sherrod@nc.usda.gov](mailto:Joy.Sherrod@nc.usda.gov)>  
**Subject:** Fwd: Job Approval Certification/Letter

Joy,

The Pamlico SWCD is still in need of a letter from you verifying that the installation of Mr. Owen Peele's flashboard risers meets NRCS Technical Standards.

Payment of this contract has been held up for an extended period of time so your prompt attention to this matter is requested.

Thank you

Patrick K. Baker

Chairman, Pamlico Soil and Water

Conservation District

----- Forwarded message -----

From: "Patrick Baker" <[pbaker849@gmail.com](mailto:pbaker849@gmail.com)>

Date: Dec 1, 2016 7:51 AM

Subject: Job Approval Certification/Letter

To: <[joy.sherrod@nc.usda.gov](mailto:joy.sherrod@nc.usda.gov)>, "Keith - NRCS New Bern, NC Jackson" <[keith.jackson@nc.usda.gov](mailto:keith.jackson@nc.usda.gov)>,

"Candy - NRCS Alliance, NC Bohmert" <[Candy.Bohmert@nc.nacdnet.net](mailto:Candy.Bohmert@nc.nacdnet.net)>

Cc: "Derek Potter" <[bdpotterfarms@embarqmail.com](mailto:bdpotterfarms@embarqmail.com)>

Joy,

As referenced in the following email from Kelly Hedgepeth, the Pamlico Soil and Water Conservation District requests a letter of Job approval, certifying that the water control structures in the referenced NCACSP contract meet NRCS technical standards.

As stated in Kelly's email, please be sure to reference the contract number in your approval letter.

Payment for this contract has been delayed for an extended period of time now so your prompt action on this request would be greatly appreciated.

Thank you,  
Patrick K. Baker, Chairman  
Pamlico Soil and Water  
Conservation District

**From:** Hedgepeth, Kelly [mailto:[Kelly.Hedgepeth@ncagr.gov](mailto:Kelly.Hedgepeth@ncagr.gov)]

**Sent:** Monday, November 21, 2016 3:43 PM

**To:** Bohmert, Candy - NRCS, Alliance, NC <[Candy.Bohmert@nc.nacdnet.net](mailto:Candy.Bohmert@nc.nacdnet.net)>

**Cc:** Melvin, Renee - NRCS, Goldsboro, NC <[Renee.Melvin@nc.usda.gov](mailto:Renee.Melvin@nc.usda.gov)>; Henshaw, Julie <[julie.henshaw@ncagr.gov](mailto:julie.henshaw@ncagr.gov)>

**Subject:** 69-2016-002

Candy,

The payment for 69-2016-002 has been pended while we waited for job approval authority. Please contact NRCS and request a letter of job approval authority for this payment. Per our new policy, please make sure the letter references the contract number.

If you have any questions, please give me a call.

Sincerely,

Kelly

Kelly Hedgepeth

North Carolina Agriculture Cost Share Program Manager

Division of Soil & Water Conservation

1614 Mail Service Center, Raleigh, NC 27604

Phone: [\(919\) 715-9631](tel:(919)715-9631); Fax: [\(919\) 715-1738](tel:(919)715-1738)

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**Bohmert, Candy - NRCS, Alliance, NC**

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**From:** Harris, Pat <pat.harris@ncagr.gov>  
**Sent:** Friday, January 27, 2017 8:33 AM  
**To:** NCAGR.ncswcdistricts  
**Subject:** [NCSWCDistricts] SWCC special mtg. teleconference, Feb. 21 at 1:00 p.m.  
**Attachments:** ATT00001.txt

Soil & Water Conservation Partnership,

The North Carolina Soil and Water Conservation Commission has scheduled a special teleconference for Tuesday, February 21, 2017 starting at 1:00 p.m. The purpose of this meeting is for the Commission to consider all district issues, including those not addressed at the Commission's January 8, 2017 meeting and district supervisor appointments.

The public is invited to attend the meeting in the Archdale Building's fourth floor conference room #425G, at 512 N. Salisbury Street, Raleigh, North Carolina. The public access video link is [https://ncag.adobeconnect.com/swcc\\_2016/](https://ncag.adobeconnect.com/swcc_2016/) and conference number is (919)733-2511.

Districts are encouraged to submit their agenda items to the division by Feb. 13.

Thank you.....Pat

Patricia K. Harris, Director  
Division of Soil & Water Conservation  
NC Dept. of Agriculture & Consumer Services  
1614 Mail Service Center  
Raleigh, NC 27699-1614  
(919) 715-6097  
<http://www.ncagr.gov/SWC/>

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ATTACHMENT 5

# Randolph County Soil & Water Conservation District

2222-A Fayetteville Street ♦ Asheboro, North Carolina  
Phone: (336) 318-6490 ♦ Fax: (336) 636-7691

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February 10, 2017

Mr. John Langdon  
Chairman  
Soil and Water Conservation Commission

Dear Mr. Langdon and Commission Members,

The Randolph Soil and Water Conservation District would like to request the Soil and Water Conservation Commission, at the February 21, 2017 special meeting, to consider the issues related to the Job Approval Authority (JAA) process through the Natural Resource Conservation Service (NRCS). Based on the lack of trainings offered and AgLearn issues related to the Certified Conservation Planner (CCP) process to also reconsider deadlines or determine alternatives for certifying conservation plans.

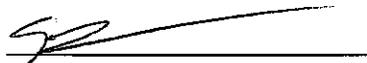
Kaitlyn Johnson, Technician in the Randolph District, began her employment in November 2014. Since her hiring, Kaitlyn has been working to obtain the experience to request JAA in Best Management Practices. The Randolph District requested a technical competency determination for Kaitlyn on January 21, 2016 through the Randolph District Conservationist who delivered the request and required plans to the Area 2 NRCS Engineer on May 31, 2016. Since being submitted numerous inquiries have been made by the Randolph Soil Conservationist as to the status. Following the January 25, 2017 CAT team meeting in Hillsborough, NC, Kaitlyn was contacted by the Area 2 Engineer on January 26, 2017 to update her on the requested JAA and confirmed that it was under review. However, the Area 2 NRCS Engineer stated he does not have the authority to approve the requested JAA practices. Kaitlyn has followed up twice since via email to confirm the status with no reply. Without the authority to certify her own work she still has to rely on the Randolph SWCD engineer or district conservationist to certify her work. Kaitlyn also attended and passed the nutrient management training, completing all 3 modules through NC State University in March 2015. After the training and completing several plans that were consulted on and approved by the Randolph District Soil Conservationist, Kaitlyn contacted Natalie Woolard in April of 2016 about what needed to be done to obtain Technical Specialist Designation. Natalie referred her to the NRCS JAA 590. Once Kaitlyn obtained that approval she could be recommended for Technical Specialist. Kaitlyn consulted her District Soil Conservationist about obtaining; he then inquired and could not get an answer as what needed to be submitted to obtain the NRCS JAA 590.

Randy Freeman, P.E. for the Randolph SWCD, and Kaitlyn have also been trying to gain

access to AgLearn since October 2016 with no success. The proposed policy addressing conservation planning requirements for commission cost share program contracts establishes deadlines for when all conservation plans must be signed by a CCP. With conservation plans being composed of recommended best management practices for land uses and P.E.'s being able to design and install best management practices we do not understand why they would also not be able to sign a certified conservation plan. Based on the inconsistencies of trainings and problems with online resources through NRCS, we question the attainability of obtaining the CCP certification in the allotted timeframe without a structured training program. This then would cause a bottleneck of cost share programs due to the lack of certified planners in the state, the process to become a certified planner, and professional engineers not being able to sign certified plans.

With the issues surrounding the JAA process and the requirements to become a CCP, the Randolph Soil and Water Conservation District would like the Commission to look at establishing their own certification process for best management practices and reconsidering deadlines or determining alternatives for certifying conservation plans for state funded programs. As an alternative for certified conservation planner signature the Randolph SWCD would propose allowing a Licensed Professional Engineer to sign conservation plans for state funded cost share programs.

Sincerely,



Craig Frazier

Chairman

Randolph Soil and Water Conservation District

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*Yours for Life*



Rockingham County Soil & Water Conservation  
525 NC 65, Suite 100  
Reidsville, NC 27320-8861  
Phone: (336) 342-8230

February 22, 2017

Soil & Water Conservation Commission

Rockingham County Board of Supervisors opposes the Ag Cost Share program rule changes. We feel the proposed changes are not fair to all districts. We have several issues in which we asked you to examine closely. We do not believe that the technical assistance allocation should be determined by federal funding or grant funding coming to the districts, regardless of the level of interagency cooperation in that district. We have no control over funding for these federal programs nor do we control the level of staffing of NRCS. We as a board do not supervise federal employees.

We also disagree with the rule revisions pertaining to program allocations. Changing the current parameters which base program allocations on district performance to the proposed parameters that will strictly base allocations on funds spent on BMP's over a set period of time seems illogical and extremely unjust.

The Rockingham District prides itself on our high level of performance and our commitment to delivering a good product. By associating federal funding with our allocations, we believe our level of performance and product delivery will be negatively affected. With current issues pertaining to JAA, the JAA database, CCP policies, the ongoing issues with NRCS under staffing and poor supervision of current staff we see no justification for this type of drastic change.

We will be attending the public comment meeting this week and will also express this at that time. If the Commission would like to further discuss this topic we would welcome that conversation.

Respectfully

Rockingham County Soil & Water District