



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

Jack

**RECEIVED**

APR 30 2008

*gc*  
**MARINE RESOURCES  
COMMISSION**

1090 SKIPJACK ROAD • KINSALE, VIRGINIA 22488 • (804) 472-2331 • [www.bevansoyster.com](http://www.bevansoyster.com)

April 28, 2008

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

Dear Commissioner Bowman:

We are submitting this notification under 4VAC20-2230-10, General Permit #4 for the temporary placement of protective aquaculture structures for culturing oysters. We request permission to deploy aquaculture structures in the West Yeocomico River near the mouth of Wilkins Creek, Northumberland County. We propose to deploy structures on hard-shelled, traditional leased ground that is far removed from major residential development and void of navigational conflicts within waterways.

**Name:**

Bevans Oyster Company

**Address:**

1090 Skipjack Road, Kinsale, VA 22488

**Phone:**

804.472.2331

**Location:**

Proposed deployment location is in the West Yeocomico River, southeast of the mouth of Wilkins Creek. This is hard-shelled leased oyster ground that is to the right of the navigational channel entering Wilkins Creek. Aquaculture area is to the west-southwest of Mundy Point, on the western shoreline of Wilkins Creek.

**Size:**

Plat #16524 = 5.50 acres (we propose to use ~4.25 acres; larger rectangular section of ground). The remainder of the ground continues as a small, narrow band that runs upriver along the western shoreline of Wilkins Creek however, we do not request permission to deploy structures in this area.

**Number of structures:**

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

**Description of structure:**

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

**Species to be cultured:**

These cages will be used to culture approved shellfish species currently allowed by Virginia Law.

**Description of the area:**

Plat #16524 is located to the west-southwest of the mouth of Wilkins Creek in the West Yeocomico River. Public Ground 114 fully surrounds this leased ground and therefore will not cause conflict with other leased ground operators. We propose to deploy aquaculture structures in minus 4.0' to minus 9.0' at mean low water. This area is removed from any navigational channels as the markers for Wilkins Creek are well off to the east. Additionally, there are only two private residences within 500' of the proposed deployment area. Mr. Neale supports the project and has signed the adjacent owner acknowledgement form (see enclosed). Mr. Marston is the other adjacent landowner and he owns a 100' pier that sufficiently allows him access to navigable water. Our proposed deployment area is a considerable distance to the east of this unmarked channel. Lastly, Mr. Marston's scenic vista is unobstructed as deployment of these structures is well hidden by several large, mature trees.

**Submerged Aquatic Vegetation (SAV):**

Conflict with SAV is not an issue for the proposed deployment area, as historical and recent surveys have not detected active SAV beds (see enclosed).

**Date of placement:**

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

**Permit fee:**

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

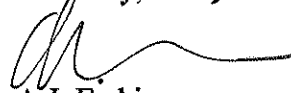
**Adjacent Property Owner Addresses:**

Joseph A. Neale  
202 Long Point Road  
Callao, VA 22435

Lance and Cynthia Marston  
208 Long Point Road  
Callao, VA 22435

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

Sincerely,

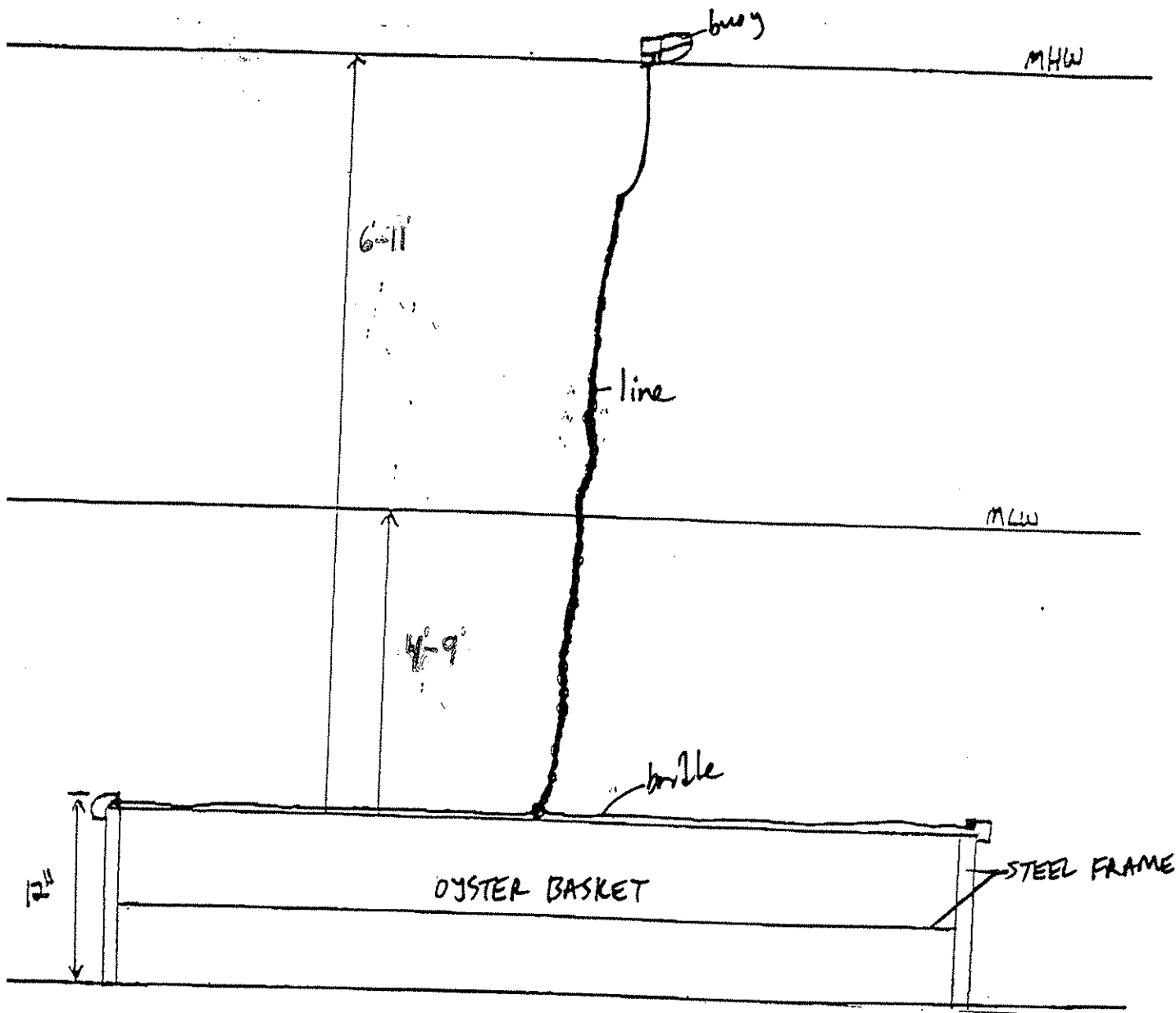


A.J. Erskine

Bevans Oyster Co.

[ajerskine@bevansoyster.com](mailto:ajerskine@bevansoyster.com)

804.761.9408



HARD SHELL  
SUBSTRATE

4/28/08

BEVANS OYSTER CO.

NOTIFICATION TO REQUEST PERMISSION TO DEPLOY  
OYSTER AQUACULTURE CAGES FOR THE CONTINUED  
CULTIVATION OF OYSTERS IN WEST YEDCOMICO RIVER,  
MOUTH WILKINS CREEK (PLAT # 16524)

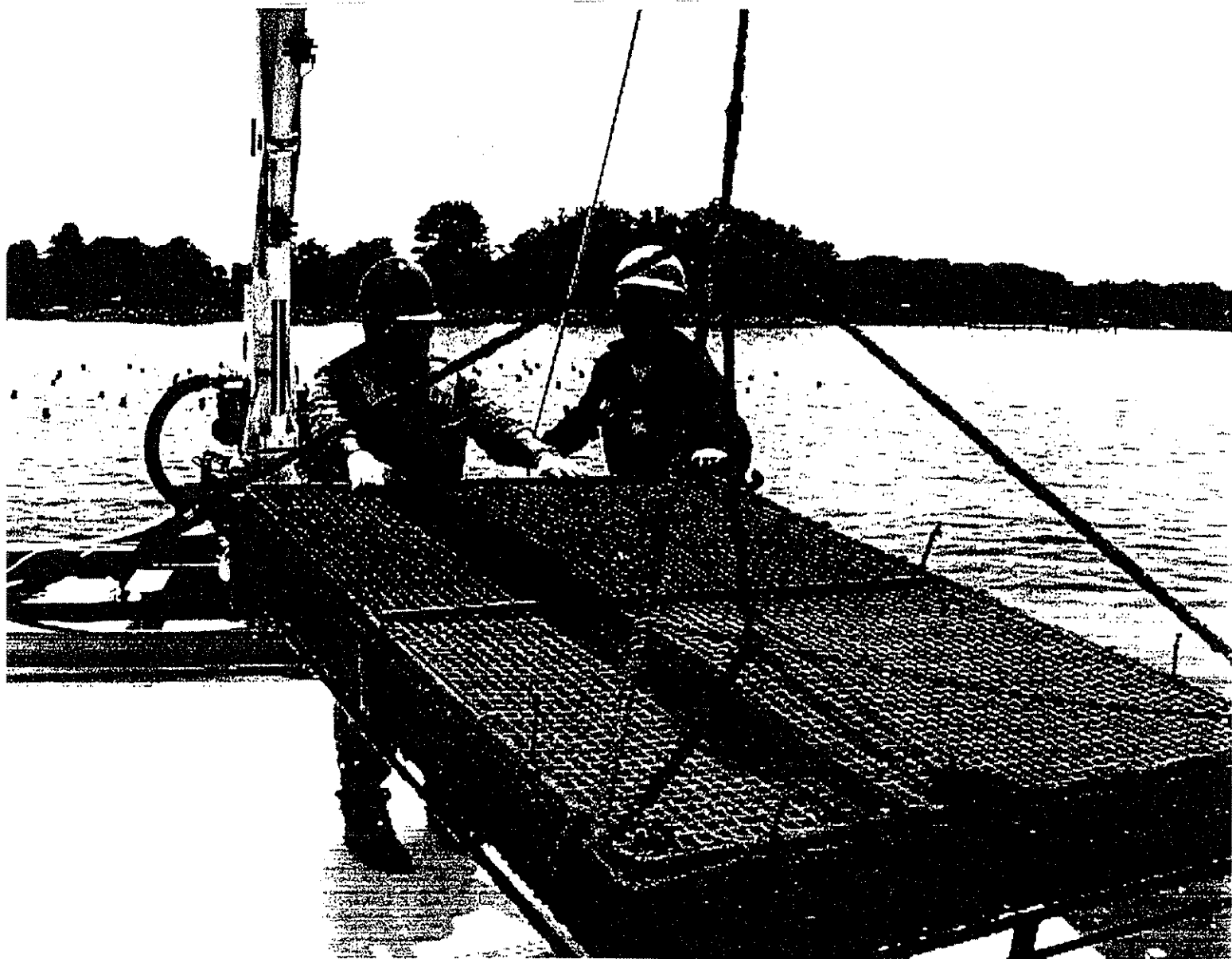
\* SCHEMATIC DRAWING OF OYSTER AQUACULTURE CAGE \*

4/28/08

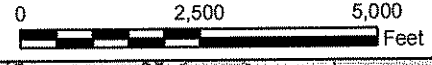
BEVANS OYSTER CO.

NOTIFICATION TO REQUEST PERMISSION TO DEPLOY  
OYSTER AQUACULTURE CAGES FOR THE CONTINUED  
CULTIVATION OF OYSTERS IN WEST YEO COMICO  
RIVER, MOUTH WILKINS CREEK (PLAT # 16524)

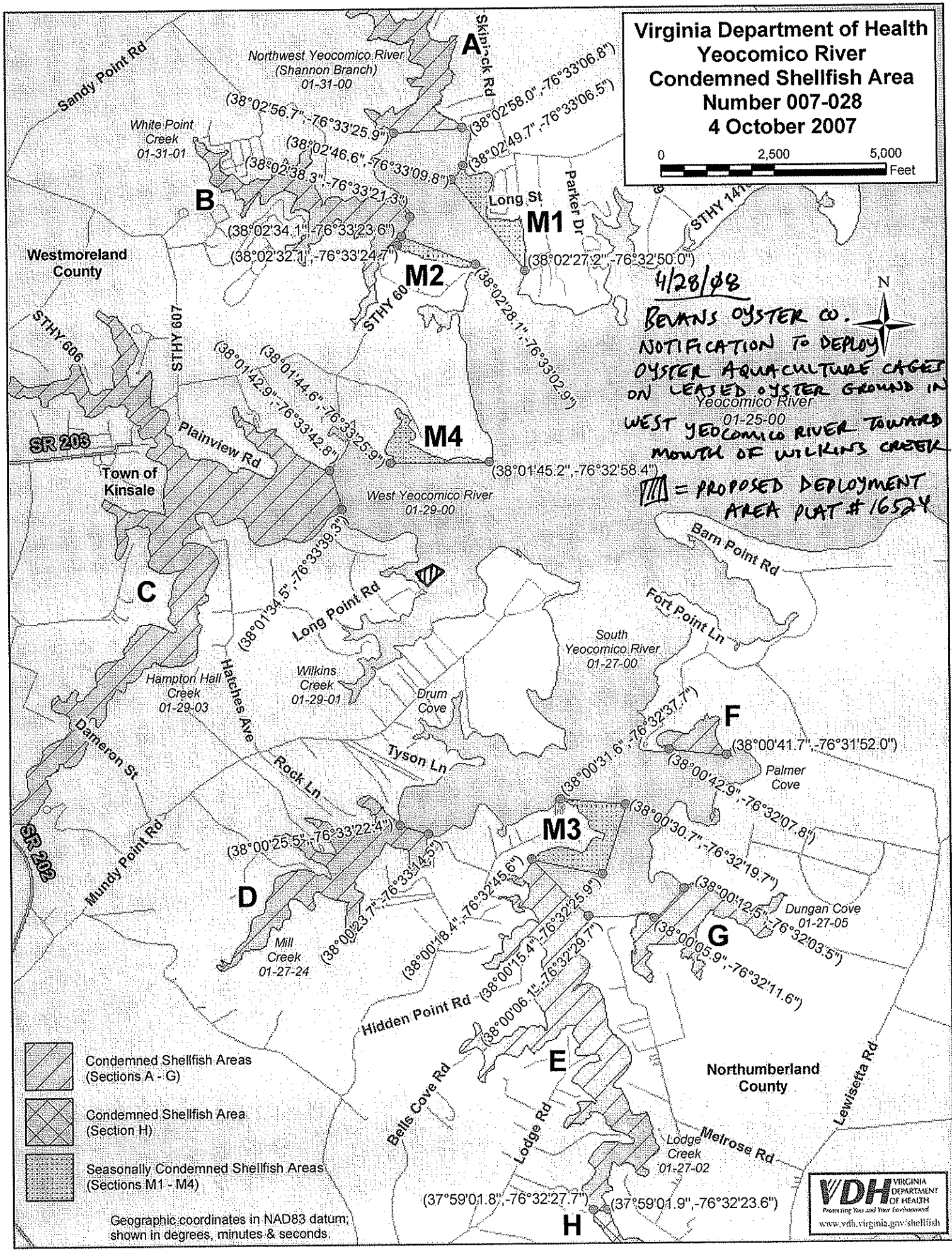
\* PHOTO OF OYSTER AQUACULTURE CAGES \*






Virginia Department of Health  
 Yeocomico River  
 Condemned Shellfish Area  
 Number 007-028  
 4 October 2007

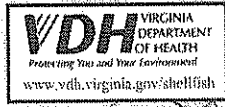


4/28/08  
 BEVANS OYSTER CO.  
 NOTIFICATION TO DEPLOY  
 OYSTER AQUACULTURE CAGES  
 ON LEASED OYSTER GROUND IN  
 Yeocomico River  
 01-25-00  
 WEST YECOMICO RIVER TOWARD  
 MOUTH OF WILKINS CREEK  
 ▨ = PROPOSED DEPLOYMENT  
 AREA PLAT # 16524



-  Condemned Shellfish Areas (Sections A - G)
-  Condemned Shellfish Area (Section H)
-  Seasonally Condemned Shellfish Areas (Sections M1 - M4)

Geographic coordinates in NAD83 datum, shown in degrees, minutes & seconds.



PUBLIC GROUND  
NO. 114

2269  
MUNDY PT. &  
WATT PT. FARMS  
INC.

14653  
MUNDY PT. &  
WATT PT. FARMS  
INC.

1048  
MUNDY PT. &  
WATT PT. FARMS  
INC.

MUNDY POINT

14083  
C.W. I  
SONS

1931  
MUNDY I  
WATT PT  
FARMS II


S.P. 500  
1.59 ACS. 191

PROPOSED S  
1.49 ACS. 2003

WILKINS CREEK  
01-29-01

4/28/08

BEVANS OYSTER CO.  
REQUEST NOTIFICATION TO  
DEPLOY OYSTER AQUACULTURE  
STRUCTURES ON LEASED GROUND  
IN YEDCOMICO RIVER (TOWARD  
MOUTH OF WILKINS CREEK)  
PLAT # 16524

 = AREA WE PROPOSE  
TO DEPLOY CAGES  
PLAT # 16524  
DRUM COVE

2237  
MUNDY PT. &  
WATT PT.  
FARMS INC.

2238  
MUNDY PT. &  
WATT PT. FARMS  
INC.

WALKER 85  
827

WALKER  
POINT

ALLEN 825

MIDDLE 826

2236  
MUNDY PT. & WATT

620,000

BROAD 91 881

FOX 76 829

2242  
THRIFT 528

12773  
THOMPSON

A

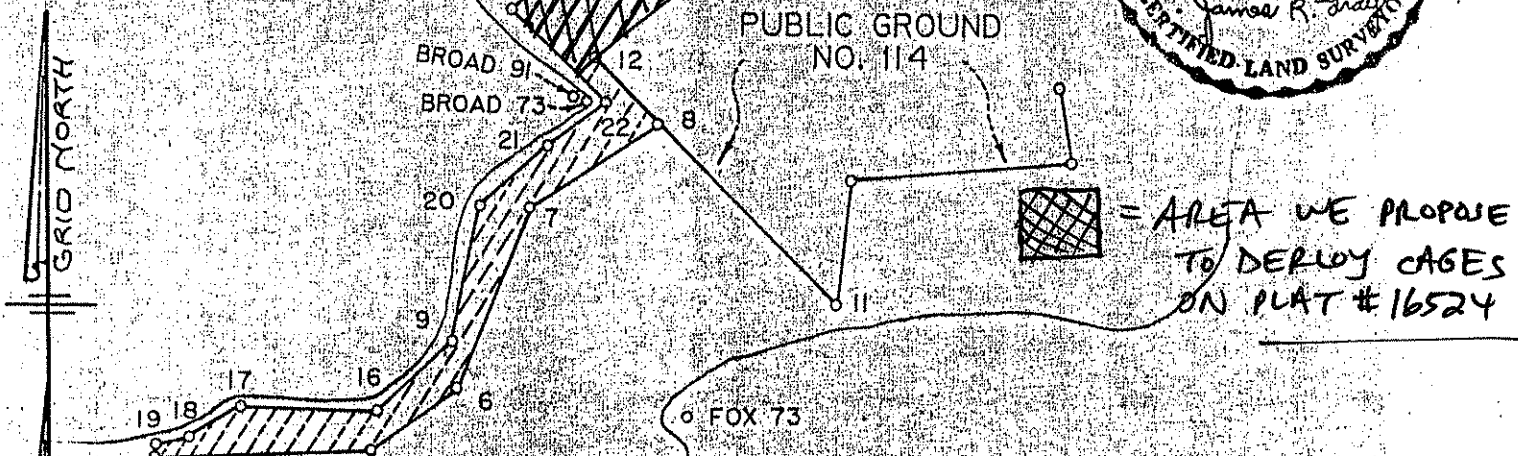
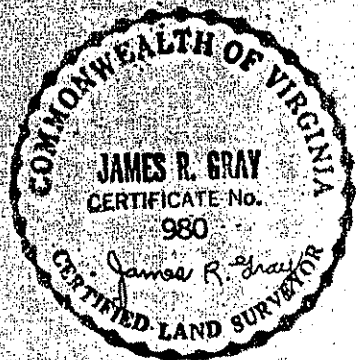
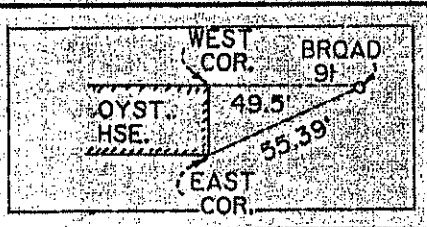
FIELD BOOK		PAGE	
COUNTY RECORDED IN			
BOOK NO.	PAGE NO.	BOOK NO.	PAGE NO.

**COMMONWEALTH**  
OF  
**VIRGINIA**  
**MARINE RESOURCES COMMISSION**

APP. NO. A91-27

MAP NO.

FILE NO. 16524



4/28/08

BEVAN'S OYSTER CO.  
NOTIFICATION TO DERRICK  
DEPLOY OYSTER AQUACULTURE  
FOR CULTURE ACTIVITIES ON  
LEASED GROUND IN YEDCOMICO  
RIVER (MOUTH OF WILKINS CREEK)

DERRICK		BROAD 91	FOX 73
360°00'00"	NORTH	360°00'00"	360°00'00"
22°57'36"	BROAD 91	@	339°50'37"
54°31'05"	FOX 73	159°50'37"	@
@	DERRICK	202°57'36"	234°31'05"
24°06'22"	BROAD 73	112°04'38"	341°26'51"
318°12'22"	4	229°39'43"	265°01'48"
8°38'22"	5	210°30'58"	263°12'16"
23°27'22"	6	202°28'43"	276°04'18"
23°05'22"	7	202°25'30"	321°35'30"
31°04'13"	8	108°18'10"	353°53'30"
54°31'54"	11	127°55'56"	54°33'50"
23°17'23"	12	28°12'56"	344°43'18"
30°57'56"	13	49°19'26"	10°32'11"
25°56'10"	14	31°41'12"	5°07'21"
19°15'15"	15	2°48'51"	346°35'41"
15°01'46"	28	320°38'09"	335°18'09"
26°37'37"	22	100°52'17"	346°14'03"
22°23'23"	21	208°29'37"	331°31'42"
17°39'49"	20	220°21'37"	313°44'02"
8°46'22"	16	212°36'08"	269°49'06"
338°59'22"	17	227°46'40"	270°41'39"
328°25'22"	18	228°20'32"	267°07'27"
319°59'22"	19	230°37'35"	266°21'38"

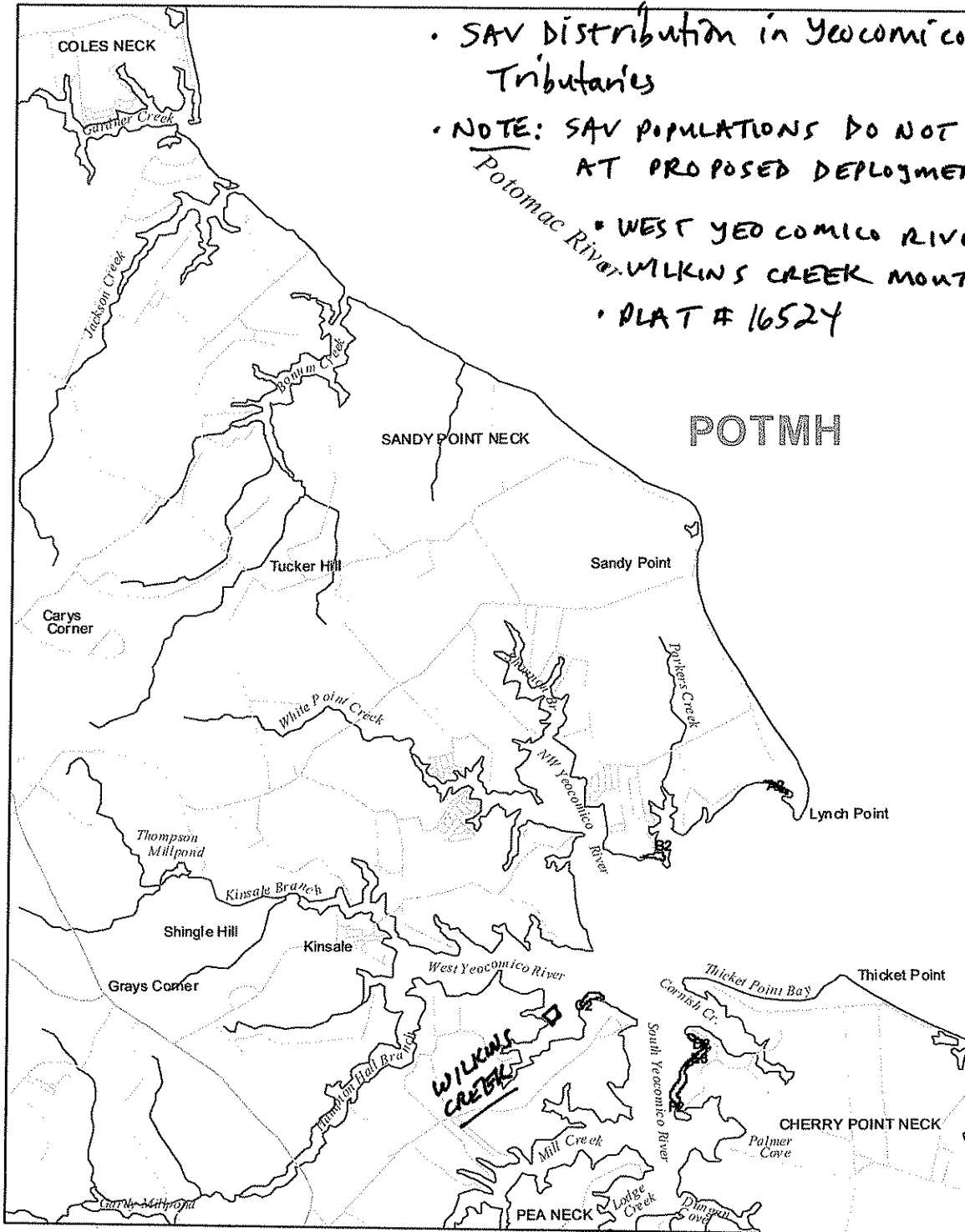
	NORTH	EAST
BROAD 91	620307.75	2560285.89
FOX 73	619622.08	2560537.57
DERRICK	619068.41	2559760.84
BROAD 73	620297.62	2560310.85
4	619519.47	2559357.64
5	619538.03	2559832.19
6	619676.63	2560024.75
7	620065.58	2560185.95
8	620246.60	2560470.74
9	619772.03	2560011.70
11	619855.71	2560865.88
12	620387.26	2560737.25
13	620695.65	2560737.25
14	620901.23	2560652.24
15	620614.78	2560300.98
16	619619.89	2559845.95

2560328.55

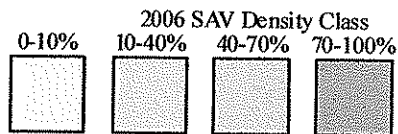
RECORDED AREA	P.F. 1046	= 2.34 AC
RECORDED AREA	P.F. 1318	= 2.30 AC
APP. # A91-27		= 0.86 AC

# Submerged Aquatic Vegetation 2006

Kinsale, Va.- Md. (88)



Hectares of SAV: 10.21  
Date Flown: 08/21, 08/22



Sources: VIMS, USGS

PDF Created 11/2008

APPENDIX B

Adjacent Property Owner's Acknowledgement Form

I, JOSEPH A. NEALE, own land next to/ across the water from/ in the same cove  
(print adjacent property owner's name)

as the land of RONALD W. BEVANS  
(print applicant's name)

I have reviewed the applicant's project drawings dated 4/28/08 to be submitted for all  
(date of drawings)

necessary Federal, State, and Local permits.

I have no comment regarding the proposal

I do not object to the proposal

I object to the proposal

**The applicant has agreed to contact me for additional comments if the proposal changes prior to construction of the project.**

(Before signing this form, please be sure that you have checked the appropriate option above)

Joseph A. Neale  
Adjacent property owner's signature

4/28/08  
Date

**NOTE: IF YOU OBJECT TO THE PROPOSAL, THE REASON(S) YOU OPPOSE THE PROJECT MUST BE SUBMITTED TO VMRC IN WRITING. AN OBJECTION WILL NOT NECESSARILY RESULT IN A DENIAL OF A PERMIT FOR THE PROPOSED WORK. HOWEVER, VALID COMPLAINTS WILL BE GIVEN FULL CONSIDERATION DURING THE PERMIT REVIEW PROCESS.**