

From: [Carpenter, Ellen](#)
To: [Shafii, Mo](#); [Bailey, John](#)
Subject: FW: Permit 5430-WR-6
Date: Monday, June 01, 2015 10:09:24 AM

Fyi.

From: Carol Bitting [mailto:lcbitting@gmail.com]
Sent: Thursday, May 28, 2015 1:25 PM
To: Carpenter, Ellen; Bailey, John
Subject: Permit 5430-WR-6

Ellen,

In reference to AFIN 51-0020, Permit 5430-WR-6, EC Farms I have some questions because this permit is attached to a location and is a sow/pig operation.

April 21, 2011, Richard Campbell modifies the permit. He is operating a 312 sow farrowing swine operation and wishes to add 481.6 acres in fields.

March 16, 2012, The permit was modified to update the NMP, added the 481.6 acres and revised requirements to most recent version of Reg 5.

April 1, 2012 Authorization for a no-didscharge water permit under the Arkansas Water and Air Pollution Control Act

Feb. 27, 2015, This permit transferred from C & C Farms owner Richard Campbell to EC Farms, Ellis Junior Campbell. The permit is attached to a location Latitude 35 54'43" N Longitude 93 12'9" W.

Speaking with the Newton County Court House to see if ownership of the property had changed I was told as of 5/27/15 there was no record of any ownership changes. The former sow/pig operation was transferred to C & H Hog Farms, the land has been reclaimed by Richard and Mary Campbell and the building is now noted as a shed with no property attached.

The permit for the "no-Discharge states that operation shall be in accordance with all conditions set forth in the permit. Effective April 1, 2012 and modification effective date is March 1, 2015.

Ellis states he has worked on this farm in the past. To me this suggests this farm is in operation.

(1). This is where my questions begin. How did Ellis Campbell get a permit for a closed facility with no property?

Under Reg 5.306 Minor modifications of permits (D) Permittee must have an active confined animal feeding operation associated with the permit. We know NRCS did the inspection closure and the lagoons were filled and closed therefore it is no longer fits the description of feeding operation.

(2). Is this a completely different permit than Permit # 5430-WR-1 thru Permit # 5430-WR-5?

3540 -WR-5 #20 when the facility cease operations permittee must submit closure of waste storage within 60 days of final operation and within 10 days of closure activities. Reg 5.701 The CNMP Section 8-Closure Plan for this permit states that if this operation ceases to function for animal confinement and manure storage, it shall be closed as follows.....

This operation ceased functioning as animal confinement and manure storage on or before 3/26/2014 ADEQ inspected the facility and it had ceased to operate. NRCS had already completed the closure inspection prior to 3/17/2014.

My overall question is: Can Mr. Ellis Junior Campbell have a Reg 5 permit with all the conditions set forth he must follow associated with this permit 5430-WR-6 and not have an

operating farm?

I read every permit related to this location, every permit was for a sow/pig feeding operation, every permit was referenced by the lat/lon at the same location. This operation ceased operation and it is documented with ADEQ, Newton County, NRCS with one exception, Richard Campbell asking for closure of the permit. How can it suddenly come alive under another name?

I did see the minor modification denial to spread C & H waste on the fields without major modification. Many of the acres of these fields are on Big Creek and many are along Hwy 7, then there is Shop Creek that directly flows into the Little Buffalo River. I was surprised to see that Joy Burdine field (200 acres) is at Parthenon according to the field descriptions included in the permit, very close to the Little Buffalo.

Sincerely,

Carol Bitting

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