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THE STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

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DEC 08 2016

SC Court of Appeals

APPEAL FROM COUNTY OF AIKEN

M. Anderson Griffith, Master-In-Equity

Appellate Case No.: 2016-002102

Canadian River Farms, Ltd., Colt Farms, Inc., B C Farms, Inc., n/k/a , B C Farms of South Carolina, Inc., and Outback Farms, Ltd.,

Respondents/Appellants

vs.

Becky J. Gonshonroski, The South Carolina Department of Transportation and Aiken County, a body politic and political subdivision of the State of South Carolina,
Respondents

Ex Parte: Carolyn Barrett, Robert Barrett and Save Windsor SC, Proposed
Intervenor, Appellant, Respondent.

MOTION FOR SANCTIONS AND TO ORDER RETURN TO
STATUS QUO ANTE

This matter involves the closing of roads by Respondents/Appellants (collectively the Farms), during the pendency of appeal in violation of the automatic stay on appeal. The Farms have closed the roads on at least two occasions commencing work on the road on October 17, 2016.

The thirty day period to appeal ran on October 17, 2016, which was the first Monday after the thirty days fell during a weekend. Numerous filings took place in between the filing of the final order of the lower court on September 15, and October 17, when the final Amended Notice

of Appeal was filed. It is clear that the automatic stay of appeal pursuant to Rule 241, SCACR and was in effect at the time the Respondents/Appellants first started to close the road.

The Farms closed the road by digging ditches making said roads impassable at three points beginning October 17, 2016 and said roads remained closed for a period of fifteen days. The Farms again violated the automatic stay of appeal by closing said road and erecting metal barriers on November 21st, 2016 and said metal barriers remained locked until December 1, 2016. Appellants/Respondants have attached hereto an affidavit regarding the road closures (Ex. A), pictures of the barriers and irrigation pivots (Ex. B) and documentation that said irrigation system was designed prior to the Farms filing the underlying action in the Aiken County court of Common Pleas.

Appellants believe that said road closures are arbitrary and in violation of Rule 241 of the South Carolina Appellate Court Rules. The Farms have failed to request a stay from the judgment underlying this appeal. Appellants/Respondants request that the farms be sanctioned for their disregard of the Courts rules and further Order that the roads remain opened during the pendency of the appeal.



Brad Owensby
For Appellants/Respondants, Carolyn Barret
Michael Barrett, Save Windsor, SC
319 Park Ave. SE
Aiken, SC 29801
803.648.5777

EXHIBIT A

IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM AIKEN COUNTY

Anderson M. Griffith, Master-In-Equity

Case No.:2016-CP-02-0051

Canadian River Farms, LTD,
Colt Farms, Inc., B C Farms, Inc.
n/k/a B C Farms of South Carolina
Inc., Outback Farms, Ltd.,

Respondent(s)/Appellant(s),

v.

Becky J. Gonshorowski, The South
Carolina Department of Transportation,
Aiken County South Carolina, a body
politic and political subdivision of the
State of South Carolina

Respondent(s).

and

Carolyn Barrett and Robert Barrett,
Save Windsor, SC

Appellant(s)/Respondent(s)

AFFIDAVIT IN SUPPORT OF MOTION FOR SANCTIONS AND RESTORATION OF
STATUS QUO ANTE

Personally appeared before me, Carolyn Barrett, Appellant/Respondent, who being duly sworn deposes and says that

1. She is a resident of Aiken County living at 252 Old Bell Road, Aiken, SC 29801, and is one of the founders of Save Windsor SC, an unincorporated association.
2. She is informed and believes that plaintiffs, individually or collectively are in violation of the automatic stay of appeal, since they have closed the road which is the subject matter of the litigation under appeal.
3. On or about October 17th, the Respondents/Appellants caused three barriers, and two ditch's to be dug across the roads, with earthen barriers, no trespassing signs, and have put a video surveillance camera in a tree near the intersection of Highway 78 and Oak Ridge Club and intersections of portions of Old Bell Road in Aiken County, South Carolina.
4. Approximately two weeks prior to the closing of the roads on October 17, 2016, she noticed that the road signs had been taken down by someone, and did not realize that was a precursor to closing the roads.
5. She has taken pictures of the road closing and a no trespassing sign, which are attached as Exhibits to this affidavit. The pictures show the closing of the roads at the intersections of Highway 78 and Oak Ridge Club Road, at Cedar Branch Road and Oak Ridge Club Road, and at Old Bell Road, near the intersection of Old Bell Road and Weyerhauser Road.
6. Respondents kept the roads closed for approximately fifteen days, the roads opened again

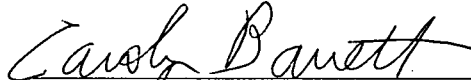
in late October of 2016. Affiant believes that the road unilateral decision to close the roads by Appellants is their desire to continuously use the area of portions of the road to operate as a center pivot for large irrigators for Appellants corporate farming enterprise.

7. On or about November 19, 2016 affiant observed metal gates being installed at various intersections of Old Bell Road and Oak Ridge Club Road, which were closed and locked by the 21st of November 2016.
8. Affiant has observed no obstruction or activity of the irrigators during much of the period of the second closing of the roads and therefor believes that the closing is arbitrary and for no purpose.
9. After requests were made in writing a verbally of the Respondent's attorney the roads were opened on December 1, 2016; however, it is the affiants understanding and belief that the Respondents believe that they can arbitrarily close the road at any time they chose for any length of time they deem fit.
10. Affiant believes that the closing of the roads is an effort to intimidate the neighboring residents and the closing of the roads was planned prior to the underlying action being filed in Aiken County Court of Common Pleas.
11. Affiant has obtained a copy of the NOI-New Well Construction application sent to DHEC on 6-17-15 by B. C. Farms, Inc., and obtained a copy of the location of the wells indicating the circles as to how the systems will pivot.
12. The Affiants placed the pivots near the road and had them to pivot in a full circle across Old Bell Road and Oak Ridge Club Road.
13. The intent from this paperwork dated 6-17-15 proves affiants intended to take the roads

from the Citizens of Aiken County as the irrigation systems run across the roads.

14. There were many ways he could have run smaller irrigation systems and not had to close these two vital roads.
15. As a result of the closing, she and other parties have to drive almost three miles further to get to her home in Windsor South Carolina. She is informed and believes that the Respondents/Appellants should be required to re-open the roads, and to pay sanctions for violation of the automatic stay.

Further Affiant Sayeth Not.



Carolyn Barrett

Sworn and subscribed to on this
the 2nd day of December, 2016


Notary Public for SC

My Commission Expires: June 19, 2022

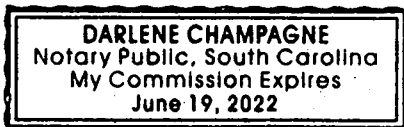


EXHIBIT B

THE STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

APPEAL FROM COUNTY OF AIKEN

M. Anderson Griffith, Master-In-Equity

Appellate Case No.: 2016-002102

Canadian River Farms, Ltd., Colt Farms, Inc., B C Farms, Inc., n/k/a, B C Farms of South
Carolina, Inc., and Outback Farms, Ltd.,

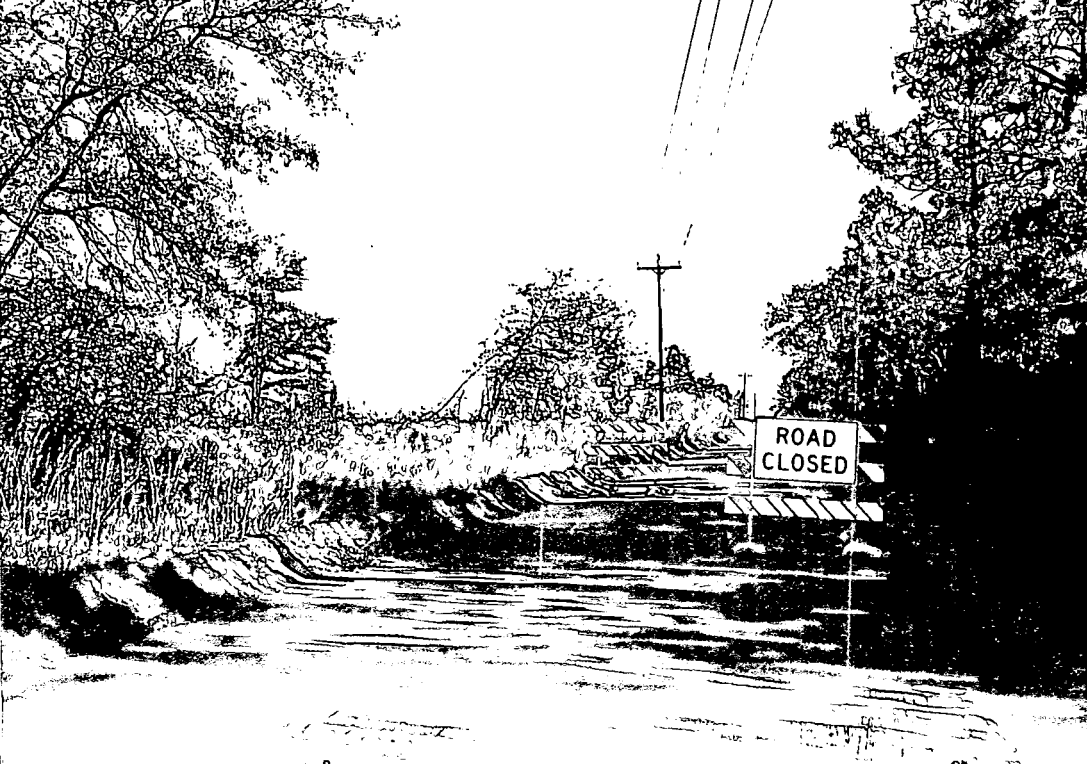
Respondents/Appellants

vs.

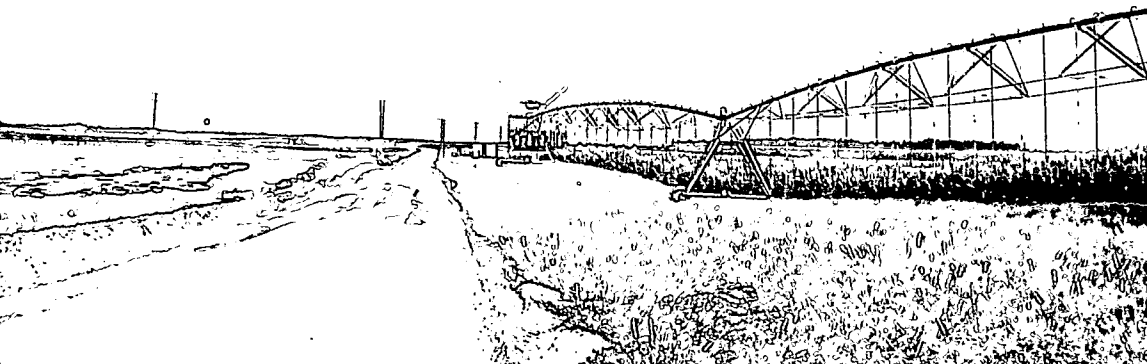
Becky J. Gonshorowski, The South Carolina Department of Transportation and Aiken County, a
body politic and political subdivision of the State of South Carolina,

Ex Parte: Carolyn Barrett, Robert Barrett, and Save Windsor SC, Proposed Intervener,
Appellant, Respondent.

WELL AND PIVOT



ROAD
CLOSED



THE STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

APPEAL FROM COUNTY OF AIKEN

M. Anderson Griffith, Master-In-Equity

Appellate Case No.: 2016-002102

Canadian River Farms, Ltd., Colt Farms, Inc., B C Farms, Inc., n/k/a, B C Farms of South Carolina, Inc., and Outback Farms, Ltd.,

Respondents/Appellants

vs.

Becky J. Gonshorowski, The South Carolina Department of Transportation and Aiken County, a body politic and political subdivision of the State of South Carolina,

Ex Parte: Carolyn Barrett, Robert Barrett, and Save Windsor SC, Proposed Intervener,

Appellant, Respondent.

WELL AND PIVOT



THE STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

APPEAL FROM COUNTY OF AIKEN

M. Anderson Griffith, Master-In-Equity

Appellate Case No.: 2016-002102

Canadian River Farms, Ltd., Colt Farms, Inc., B C Farms, Inc., n/k/a, B C Farms of South Carolina, Inc., and Outback Farms, Ltd.,

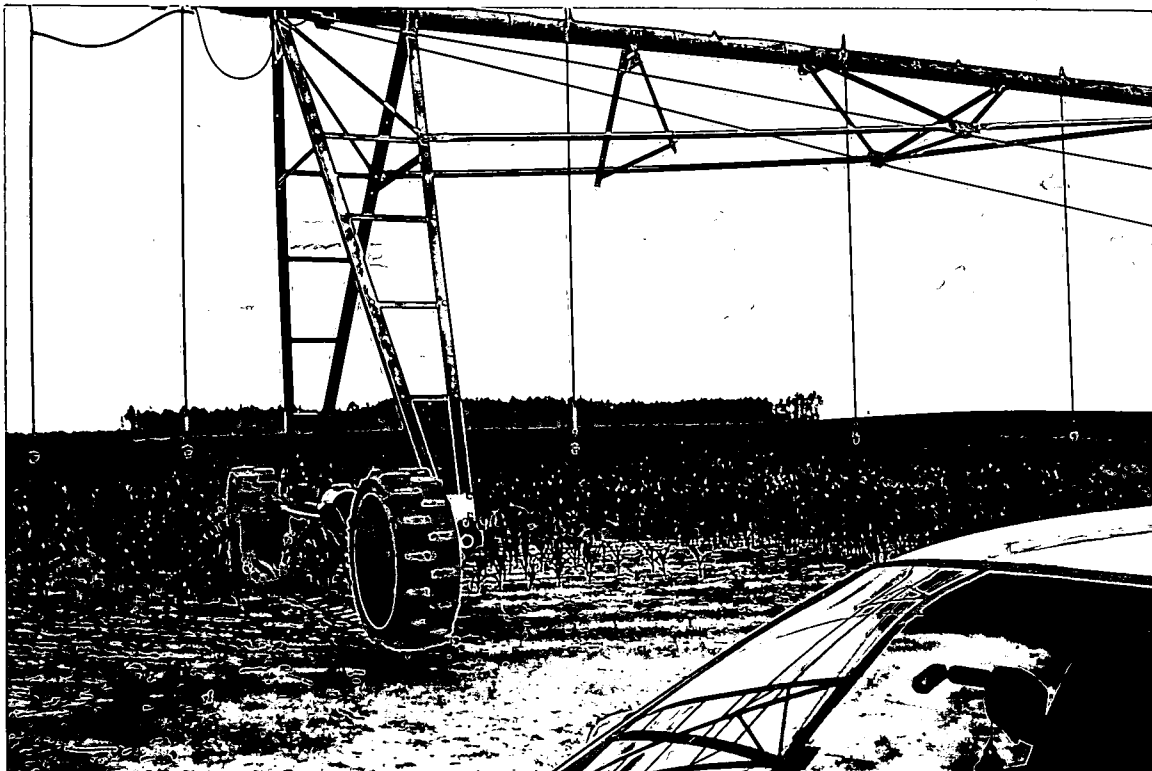
Respondents/Appellants

vs.

Becky J. Gonshorowski, The South Carolina Department of Transportation and Aiken County, a body politic and political subdivision of the State of South Carolina,

Ex Parte: Carolyn Barrett, Robert Barrett, and Save Windsor SC, Proposed Intervener,
Appellant, Respondent.

IRRIGATION PIVOT



THE STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

APPEAL FROM COUNTY OF AIKEN

M. Anderson Griffith, Master-In-Equity

Appellate Case No.: 2016-002102

Canadian River Farms, Ltd., Colt Farms, Inc., B C Farms, Inc., n/k/a, B C Farms of South Carolina, Inc., and Outback Farms, Ltd.,

Respondents/Appellants

vs.

Becky J. Gonshorowski, The South Carolina Department of Transportation and Aiken County, a body politic and political subdivision of the State of South Carolina,

Ex Parte: Carolyn Barrett, Robert Barrett, and Save Windsor SC, Proposed Intervener,
Appellant, Respondent.

GATE LOCATED AT HIGHWAY 78



THE STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

APPEAL FROM COUNTY OF AIKEN

M. Anderson Griffith, Master-In-Equity

Appellate Case No.: 2016-002102

Canadian River Farms, Ltd., Colt Farms, Inc., B C Farms, Inc., n/k/a, B C Farms of South Carolina, Inc., and Outback Farms, Ltd.,

Respondents/Appellants

vs.

Becky J. Gonshorowski, The South Carolina Department of Transportation and Aiken County, a body politic and political subdivision of the State of South Carolina,

Ex Parte: Carolyn Barrett, Robert Barrett, and Save Windsor SC, Proposed Intervener,
Appellant, Respondent.

GATE LOCATED AT HIGHWAY 78



THE STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

APPEAL FROM COUNTY OF AIKEN

M. Anderson Griffith, Master-In-Equity

Appellate Case No.: 2016-002102

Canadian River Farms, Ltd., Colt Farms, Inc., B C Farms, Inc., n/k/a, B C Farms of South
Carolina, Inc., and Outback Farms, Ltd.,

Respondents/Appellants

vs.

Becky J. Gonshorowski, The South Carolina Department of Transportation and Aiken County, a
body politic and political subdivision of the State of South Carolina,

Ex Parte: Carolyn Barrett, Robert Barrett, and Save Windsor SC, Proposed Intervener,
Appellant, Respondent.

GATE AT CEDAR BRANCH ROAD



THE STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

APPEAL FROM COUNTY OF AIKEN

M. Anderson Griffith, Master-In-Equity

Appellate Case No.: 2016-002102

Canadian River Farms, Ltd., Colt Farms, Inc., B C Farms, Inc., n/k/a, B C Farms of South
Carolina, Inc., and Outback Farms, Ltd.,

Respondents/Appellants

vs.

Becky J. Gonshorowski, The South Carolina Department of Transportation and Aiken County, a
body politic and political subdivision of the State of South Carolina,

Ex Parte: Carolyn Barrett, Robert Barrett, and Save Windsor SC, Proposed Intervener,
Appellant, Respondent.

GATE LOCATED AT CEDAR BRANCH ROAD

6/19/2015
PLE



Groundwater Withdrawal Notice of Intent (NOI) New Well Construction

0212029

A. General Information

1. Facility Name: Cameron Tract	
2. Facility Address: 231 Oak Ridge Club Rd.	City: Windsor State: SC Zip: 29856
3. Owner Name: BC Farms, Inc.	8. Contact Name: Brandon Woody
4. Owner Address: 1100 Grasmere Ct. City: Aiken State: SC Zip 29803	9. Contact Address: 1100 Grasmere Ct. City: Aiken State: SC Zip: 29803
5. Owner Telephone Number: (806) 333-2922	10. Contact Telephone Number: (806) 333-2922
6. Owner Fax Number: (803) 502-4146	11. Contact Fax Number: (803) 502-4146
7. Owner E-Mail Address: brandon.woody@aol.com	12. Contact E-Mail Address: brandon.woody@aol.com
13. Name and phone number of Agent completing application:	

B. Purpose for Groundwater Use: (please indicate number of wells or sources beside description which best applies, include a combined estimated maximum monthly withdrawal in million gallons next to description)

	Water Supply (WS)	MG		Industrial (IN)	MG
	Golf Course Irrigation (GC)	MG		Aquaculture (AQ)	MG
6	Agricultural Irrigation (AI)	500	MG	Other (OT)	MG

C. Well Driller Information

1. Company Name: Grosch Irrigation Co., Inc.	5. E-mail Address: scott@groschcompanies.com
2. Well Driller's Name: Greg Grosch	6. SC Certification Number: B 1348
3. Company Address: 737 Firetower Rd. City: Dublin State: GA Zip: 31021	
4. Telephone Number: (478) 275-0013	7. Fax Number: (478) 275-0014

D. Well Location/Construction and Site Details

Include with the NOI the address of the facility, a map depicting the location of each existing and proposed well(s). Include irrigated areas if withdrawing water for irrigation purposes. Include Latitude/Longitude for each well.

E. Signature/Certification

I certify that the information herein is complete and all documentation was prepared under my direction or supervision and the information, to the best of my knowledge and belief is true, accurate, and complete.

Print/Type Name: Brandon Woody

Signature:	Date: 6-17-15
------------	---------------

1

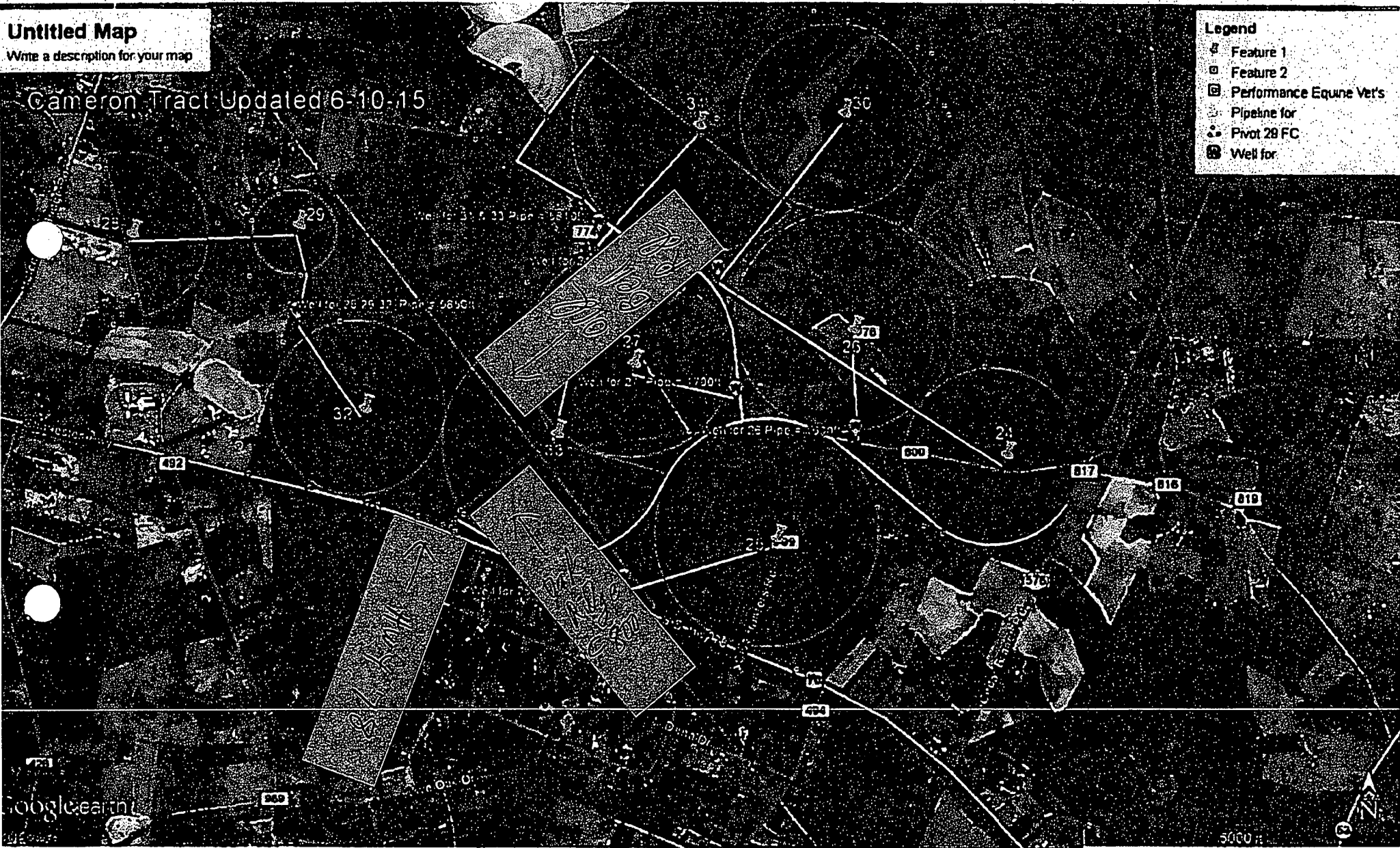
Untitled Map

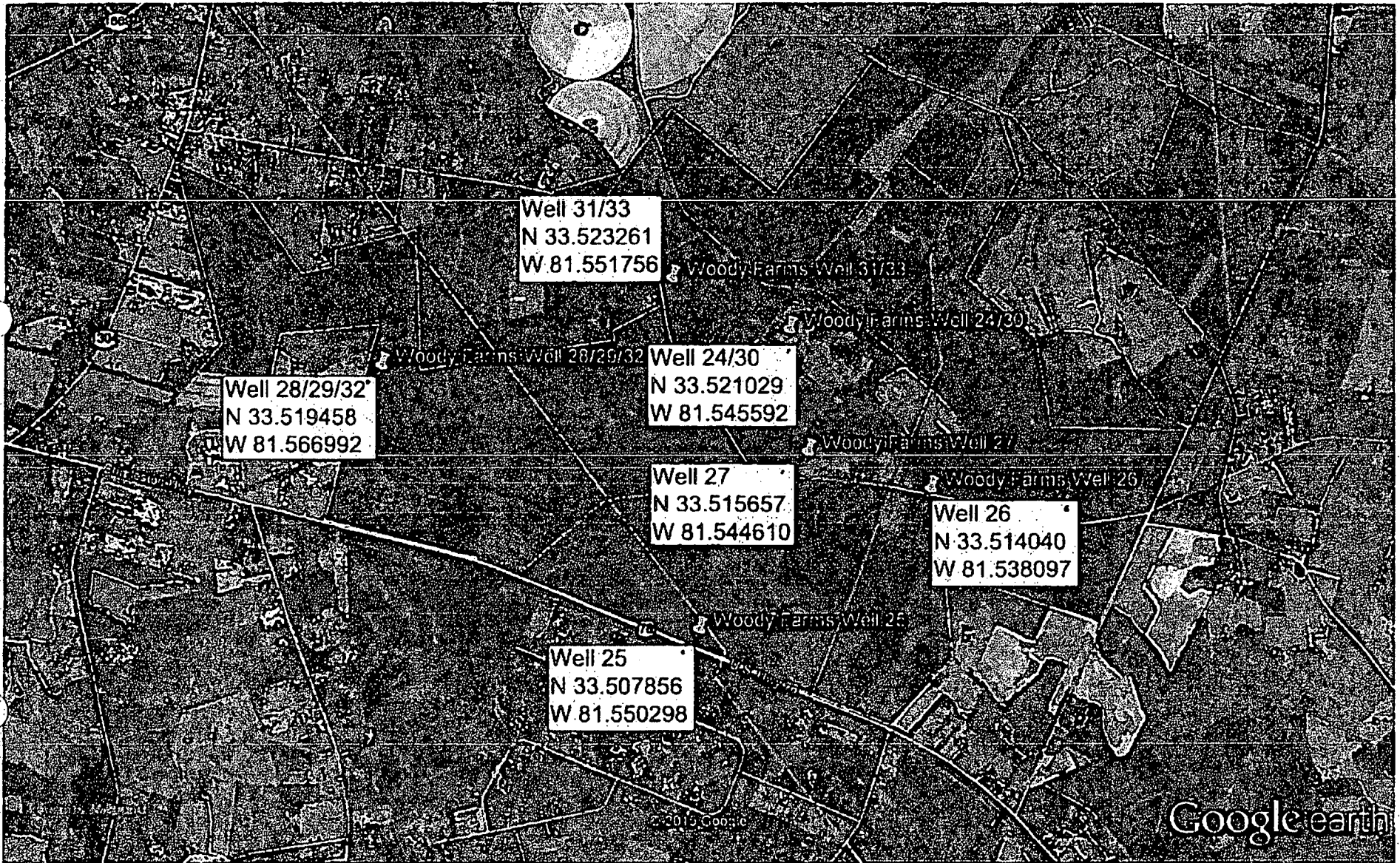
Write a description for your map

Cameron Tract Updated 6-10-15

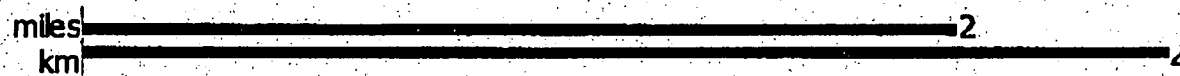
Legend

- Feature 1
- Feature 2
- Performance Equine Vet's
- Pipeline for
- Pivot 28 FC
- Well for





Google Earth Pro





NOTICE OF INTENT (NOI)

Well 24/30

CONSTRUCTION OF INDIVIDUAL RESIDENTIAL OR IRRIGATION WELL UNDER THE SOUTH CAROLINA GENERAL PERMIT # SCW00000000

SEE REVERSE FOR INSTRUCTIONS

Submission of this Notice of Intent constitutes notice that the party identified in Section III of this form intends to be authorized by a permit issued for construction of an individual residential or irrigation well in the location identified in Section II of this form. Becoming a permittee obligates the construction to comply with the terms and conditions of the permit. ALL NECESSARY INFORMATION MUST BE PROVIDED ON THIS FORM. A FEE OF \$70 FOR INDIVIDUAL RESIDENTIAL WELLS OR \$50 FOR IRRIGATION WELLS IS REQUIRED FOR COVERAGE UNDER THIS PERMIT. KEEP A COPY OF THIS NOI AT THE DRILLING SITE.

I. Well Owner Information (mailing address)

Name: BC Farms, Inc.
last first

SCDHEC USE ONLY:
SCW _____
Well ID Number

Address: 1100 Grasmere Ct. Phone: (806) 333-2922

City: Aiken State: SC Zip: 29803

II. Well/Site Location Information

COUNTY: Aiken Proposed Start Date: June 29 2015
month day year

Name: Woody Brandon
last first

Address: 231 Oak Ridge Club Rd.

No Address Exists
Location Map Attached

City: Windsor State: SC Zip: 29856

RESIDENTIAL (single dwelling) IRRIGATION (livestock, chicken house, pond) REPLACEMENT (see instructions) EMERGENCY

III. Well Driller Information

Well Drillers Name: Grosch Greg SC Cert No: B 1348
last first

Company Name: Grosch Irrigation Co., Inc.

Company Address: 737 Firetower Rd.

City: Dublin State: GA Zip: 31021

Phone: (478) 275-0013
Fax: (478) 275-0014

Please note: the driller must have a copy of this NOI at the drill site.

IV. Fee Information

Method of Payment: Check (# 3236) Money Order Visa MasterCard
(Provide credit card numbers by phone only)

Transfer from: name _____ permit# SCW _____

If the NOI was faxed to SCDHEC, record the date: _____ month _____ day _____ year and _____ time _____ the fax was sent.

V. Certification: I certify that this document and all attachments were prepared under my direction or supervision and the information submitted is, to the best of my knowledge and belief, true, accurate and complete.

Print Name: Brandon Woody Title: Pres.

Signature: [Signature] Date: 6-17-15

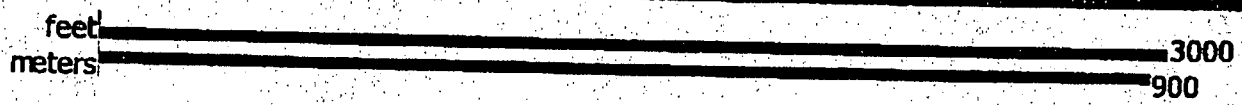
Label 1

N 33.521029
W 81.545592

Woody Farms (Fall 24/30)

Google earth

Google Earth Pro





NOTICE OF INTENT (NOI)

Well 25

CONSTRUCTION OF INDIVIDUAL RESIDENTIAL OR IRRIGATION WELL UNDER THE SOUTH CAROLINA GENERAL PERMIT # SCW00000000

SEE REVERSE FOR INSTRUCTIONS

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I. Well Owner Information (mailing address)

Name: BC Farms, Inc.
last first

SCDHEC USE ONLY:
SCW _____
Well ID Number

Address: 1100 Grasmere Ct. Phone: (806) 333-2922

City: Aiken State: SC Zip: 29803

II. Well/Site Location Information

COUNTY: Aiken Proposed Start Date: June 29 2015
month day year

Name: Woody Brandon
last first

Address: 231 Oak Ridge Club Rd. No Address Exists
Location Map Attached

City: Windsor State: SC Zip: 29856

RESIDENTIAL (single dwelling) IRRIGATION (livestock, chicken house, pond) REPLACEMENT (see instructions) EMERGENCY

III. Well Driller Information

Well Drillers Name: Grosch Greg SC Cert No: B 1348
last first

Company Name: Grosch Irrigation Co., Inc.

Company Address: 737 Firetower Rd.

City: Dublin State: GA Zip: 31021

Phone: (478) 275-0013

Fax: (478) 275-0014

Please note: the driller must have a copy of this NOI at the drill site.

IV. Fee Information

Method of Payment: Check (# 32367) Money Order Visa MasterCard
(Provide credit card numbers by phone only)

Transfer from: name _____ permit# SCW _____

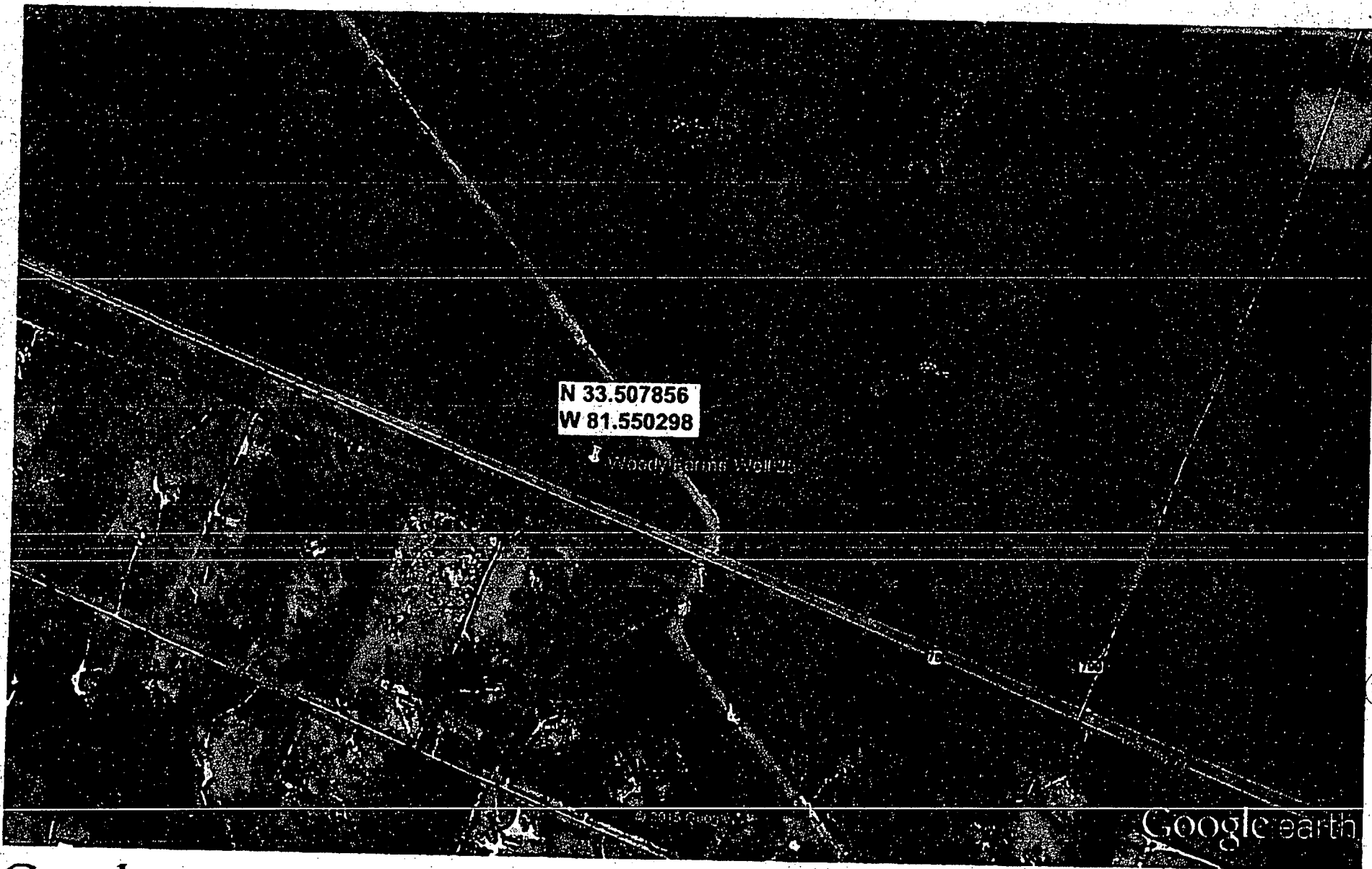
If the NOI was faxed to SCDHEC, record the date: _____ month _____ day _____ year and _____ time _____ the fax was sent.

V. Certification: I certify that this document and all attachments were prepared under my direction or supervision and the information submitted is, to the best of my knowledge and belief, true, accurate and complete.

Print Name: Brandon Woody Title: Pres.

Signature: [Signature] Date: 8-17-15

Wells

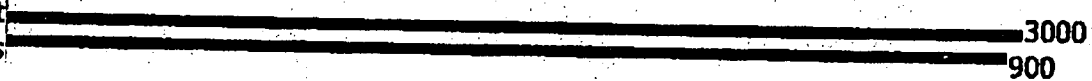


N 33.507856
W 81.550298

Woody Farms Well 25

Google Earth Pro

feet
meters





NOTICE OF INTENT (NOI) Well 26

CONSTRUCTION OF INDIVIDUAL RESIDENTIAL OR IRRIGATION WELL UNDER THE SOUTH CAROLINA GENERAL PERMIT # SCW00000000

SEE REVERSE FOR INSTRUCTIONS

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I. Well Owner Information (mailing address)

Name: BC Farms, Inc.
last first

SCDHEC USE ONLY:
SCW _____
Well ID Number

Address: 1100 Grasmere Ct. Phone: (806) 333-2922

City: Aiken State: SC Zip: 29803

II. Well/Site Location Information

COUNTY: Aiken Proposed Start Date: June 29 2015
month day year

Name: Woody Brandon
last first

No Address Exists
Location Map Attached

Address: 231 Oak Ridge Club Rd.

City: Windsor State: SC Zip: 29856

RESIDENTIAL (single dwelling) IRRIGATION (livestock, chicken house, pond) REPLACEMENT (see instructions) EMERGENCY

III. Well Driller Information

Well Drillers Name: Grosch Greg SC Cert No: B 1346
last first

Company Name: Grosch Irrigation Co., Inc.

Company Address: 737 Firetower Rd.

City: Dublin State: GA Zip: 31021

Phone: (478) 275-0013

Fax: (478) 275-0014

Please note: the driller must have a copy of this NOI at the drill site.

IV. Fee Information

Method of Payment: Check (# 32367) Money Order Visa MasterCard

(Provide credit card numbers by phone only)

Transfer from name _____ permit# SCW _____

If the NOI was faxed to SCDHEC, record the date: _____ month _____ day _____ year and _____ time _____ the fax was sent.

V. Certification: I certify that this document and all attachments were prepared under my direction or supervision and the information submitted is, to the best of my knowledge and belief, true, accurate and complete.

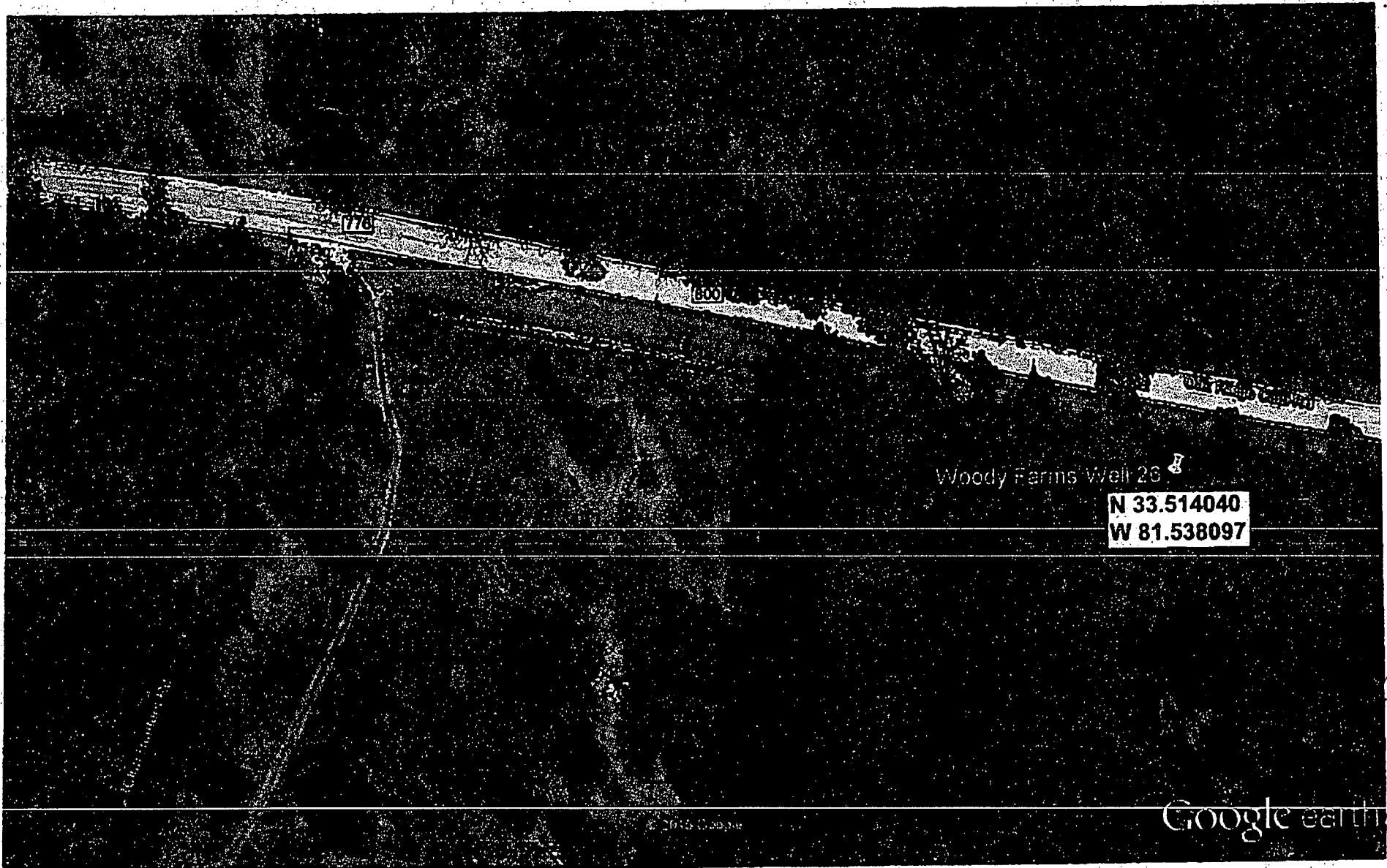
Print Name: Brandon Woody

Title: Owner

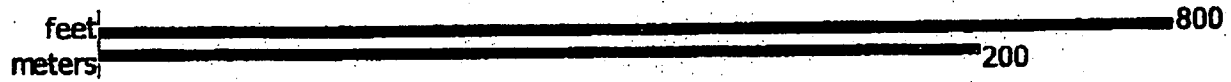
Signature: [Signature]

Date: 6-17-15

[Handwritten Signature]



Google Earth Pro





NOTICE OF INTENT (NOI)

Well 27

CONSTRUCTION OF INDIVIDUAL RESIDENTIAL OR IRRIGATION WELL UNDER THE SOUTH CAROLINA GENERAL PERMIT # SCW00000000

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I. Well Owner Information (mailing address)

Name: BC Farms, Inc
last first

SCDHEC USE ONLY:	
SCW _____	Well ID Number _____

Address: 1100 Grasmere Ct Phone: (803) 333-2922

City: Aiken State: SC Zip: 29803

II. Well/Site Location Information

COUNTY: Aiken Proposed Start Date: June 29 2015
month day year

Name: Woody Brandon
last first

Address: 231 Oak Ridge Club Rd No Address Exists
Location Map Attached

City: Windsor State: SC Zip: 29858

RESIDENTIAL (single dwelling) IRRIGATION (livestock, chicken house, pond) REPLACEMENT (see instructions) EMERGENCY

III. Well Driller Information

Well Drillers Name: Grosch Greg SC Cert No: B 1348
last first

Company Name: Grosch Irrigation Co., Inc.

Company Address: 737 Firetower Rd.

City: Dublin State: GA Zip: 31021

Phone: (478) 275-0013
Fax: (478) 275-0014

Please note: the driller must have a copy of this NOI at the drill site.

IV. Fee Information

Method of Payment: Check (# 32367) Money Order Visa MasterCard
(Provide credit card numbers by phone only)

Transfer from: name _____ permit# SCW _____

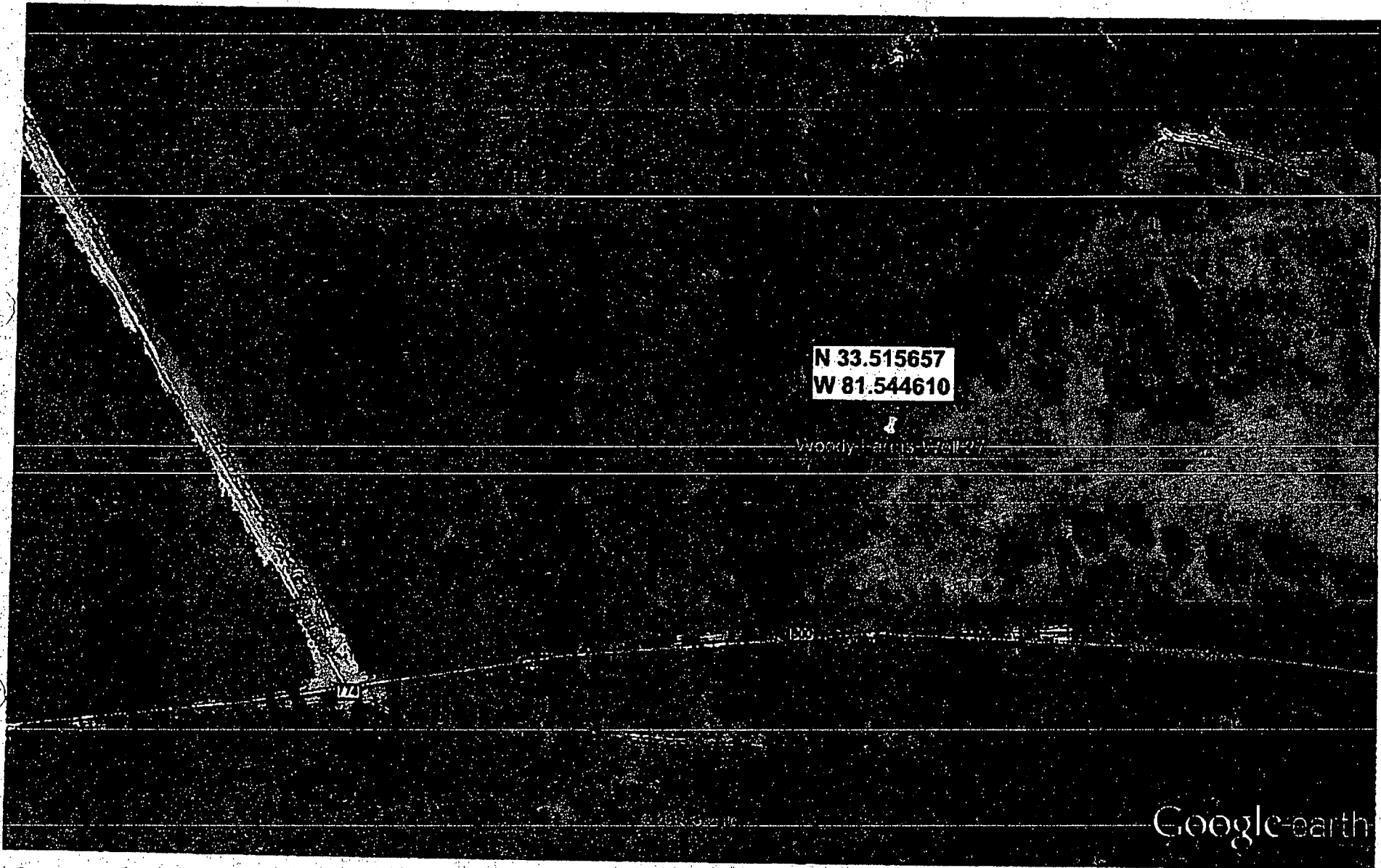
If the NOI was faxed to SCDHEC, record the date: _____ month _____ day _____ year and _____ time the fax was sent.

V. Certification: I certify that this document and all attachments were prepared under my direction of supervision and the information submitted is, to the best of my knowledge and belief, true, accurate and complete.

Print Name: Brandon Woody Title: Pres

Signature: [Signature] Date: 6-17-15

[Handwritten Signature]

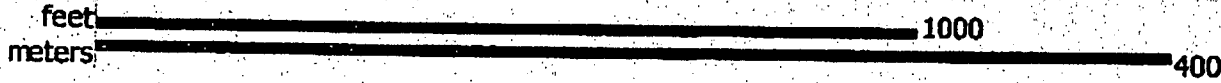


N 33.515657
W 81.544610

Woody Farms Well-27

Google-earth

Google Earth Pro





NOTICE OF INTENT (NOI) Well 28/29/32

CONSTRUCTION OF INDIVIDUAL RESIDENTIAL OR IRRIGATION WELL UNDER THE SOUTH CAROLINA GENERAL PERMIT # SCW00000000

SEE REVERSE FOR INSTRUCTIONS

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I. Well Owner Information (mailing address)

SCDHEC USE ONLY:	
SCW _____	Well ID Number _____

Name: BC Farms, Inc.
last first

Address: 1100 Grasmere Ct. Phone: (806) 333-2922

City: Aiken State: SC Zip: 29803

II. Well/Site Location Information

COUNTY: Aiken Proposed Start Date: June 29 2015
month day year

Name: Woody Brandon
last first

Address: 231 Oak Ridge Club Rd. No Address Exists
Location Map Attached

City: Windsor State: SC Zip: 29856

RESIDENTIAL (single dwelling) IRRIGATION (livestock, chicken house, pond) REPLACEMENT (see instructions) EMERGENCY

III. Well Driller Information

Well Drillers Name: Grosch Greg SC Cert No: B 1348
last first

Company Name: Grosch Irrigation Co., Inc.

Company Address: 737 Firetower Rd.

City: Dublin State: GA Zip: 31021

Phone: (478) 275-0013 Fax: (478) 275-0014

Please note: the driller must have a copy of this NOI at the drill site.

IV. Fee Information

Method of Payment: Check (# 32367) Money Order Visa MasterCard
(Provide credit card numbers by phone only)

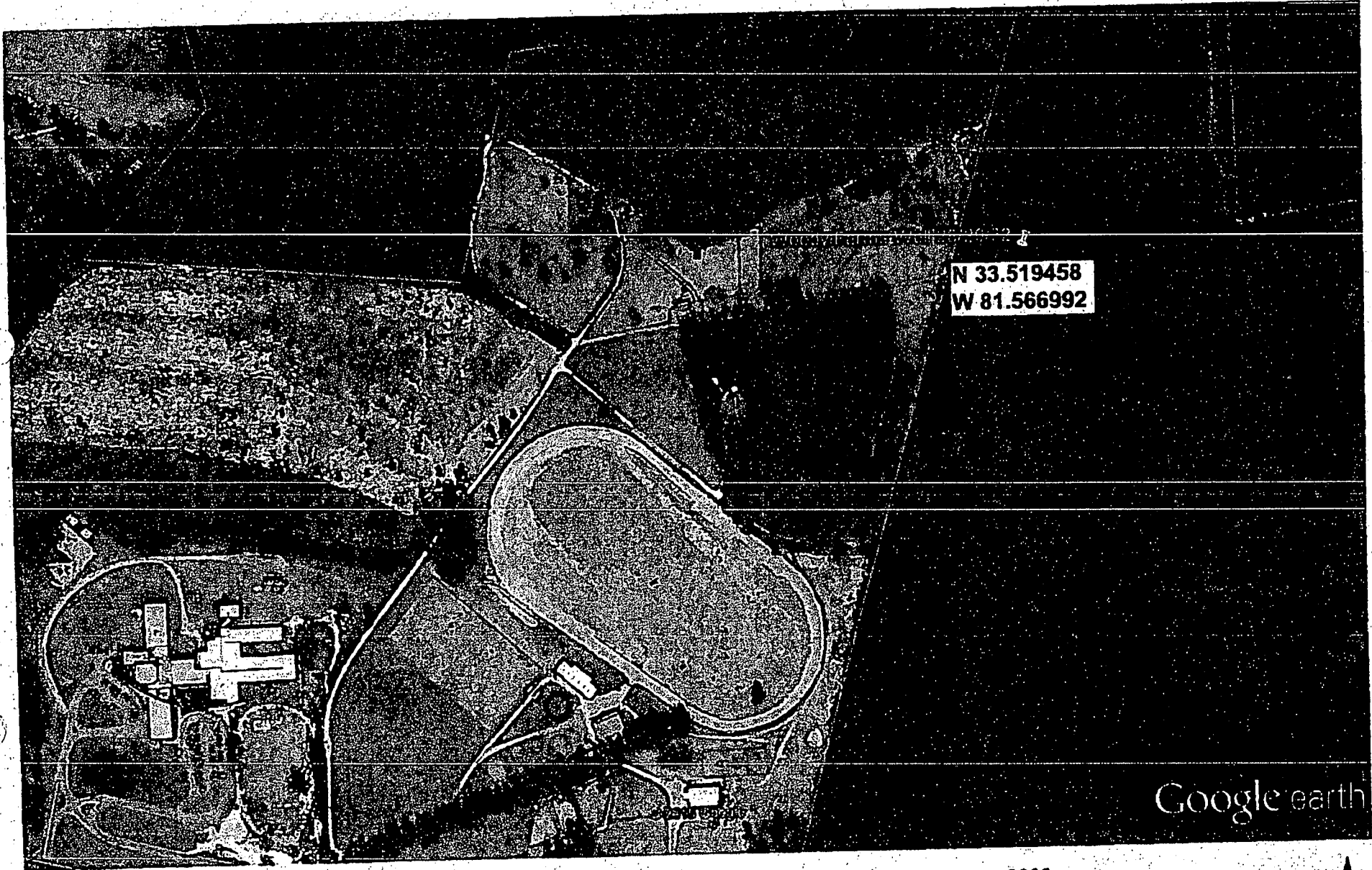
Transfer from: name _____ permit# SCW: _____

If the NOI was faxed to SCDHEC, record the date: _____ month _____ day _____ year and _____ time the fax was sent.

V. Certification: I certify that this document and all attachments were prepared under my direction or supervision and the information submitted is, to the best of my knowledge and belief, true, accurate and complete.

Print Name: Brandon Woody Title: Owner

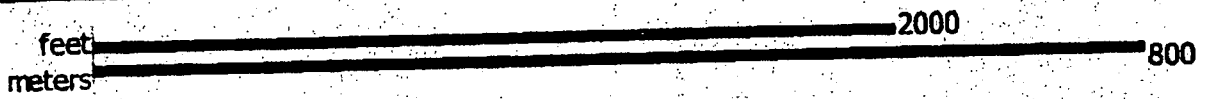
Signature: [Signature] Date: 6-17-15



N 33.519458
W 81.566992

Google earth

Google Earth Pro





NOTICE OF INTENT (NOI) Well 31/33

CONSTRUCTION OF INDIVIDUAL RESIDENTIAL OR IRRIGATION WELL UNDER THE SOUTH CAROLINA GENERAL PERMIT # SCW00000000

SEE REVERSE FOR INSTRUCTIONS

Submission of this Notice of Intent constitutes notice that the party identified in Section III of this form intends to be authorized by a permit issued for construction of an individual residential or irrigation well in the location identified in Section II of this form. Becoming a permittee obligates the construction to comply with the terms and conditions of the permit. ALL NECESSARY INFORMATION MUST BE PROVIDED ON THIS FORM. A FEE OF \$70 FOR INDIVIDUAL RESIDENTIAL WELLS OR \$50 FOR IRRIGATION WELLS IS REQUIRED FOR COVERAGE UNDER THIS PERMIT. KEEP A COPY OF THIS NOI AT THE DRILLING SITE.

I. Well Owner Information (mailing address)

SCDHEC USE ONLY:
SCW _____
Well ID Number

Name: BC Farms, Inc.
last first
Address: 1100 Grasmere Ct.
City: Aiken State: SC Zip: 29803
Phone: (806) 333-2922

II. Well/Site Location Information

COUNTY: Aiken Proposed Start Date: June 29 2015
month day year
Name: Woody Brandon
last first
Address: 231 Oak Ridge Club Rd. No Address Exists
Location Map Attached
City: Windsor State: SC Zip: 29856
 RESIDENTIAL (single dwelling) IRRIGATION (livestock, chicken house, pond) REPLACEMENT (see instructions) EMERGENCY

III. Well Driller Information

Well Drillers Name: Grosch Greg SC Cert No: B 1348
last first
Company Name: Grosch Irrigation Co., Inc.
Company Address: 737 Firetower Rd.
City: Dublin State: GA Zip: 31021
Phone: (478) 275-0013
Fax: (478) 275-0014
Please note: the driller must have a copy of this NOI at the drill site.

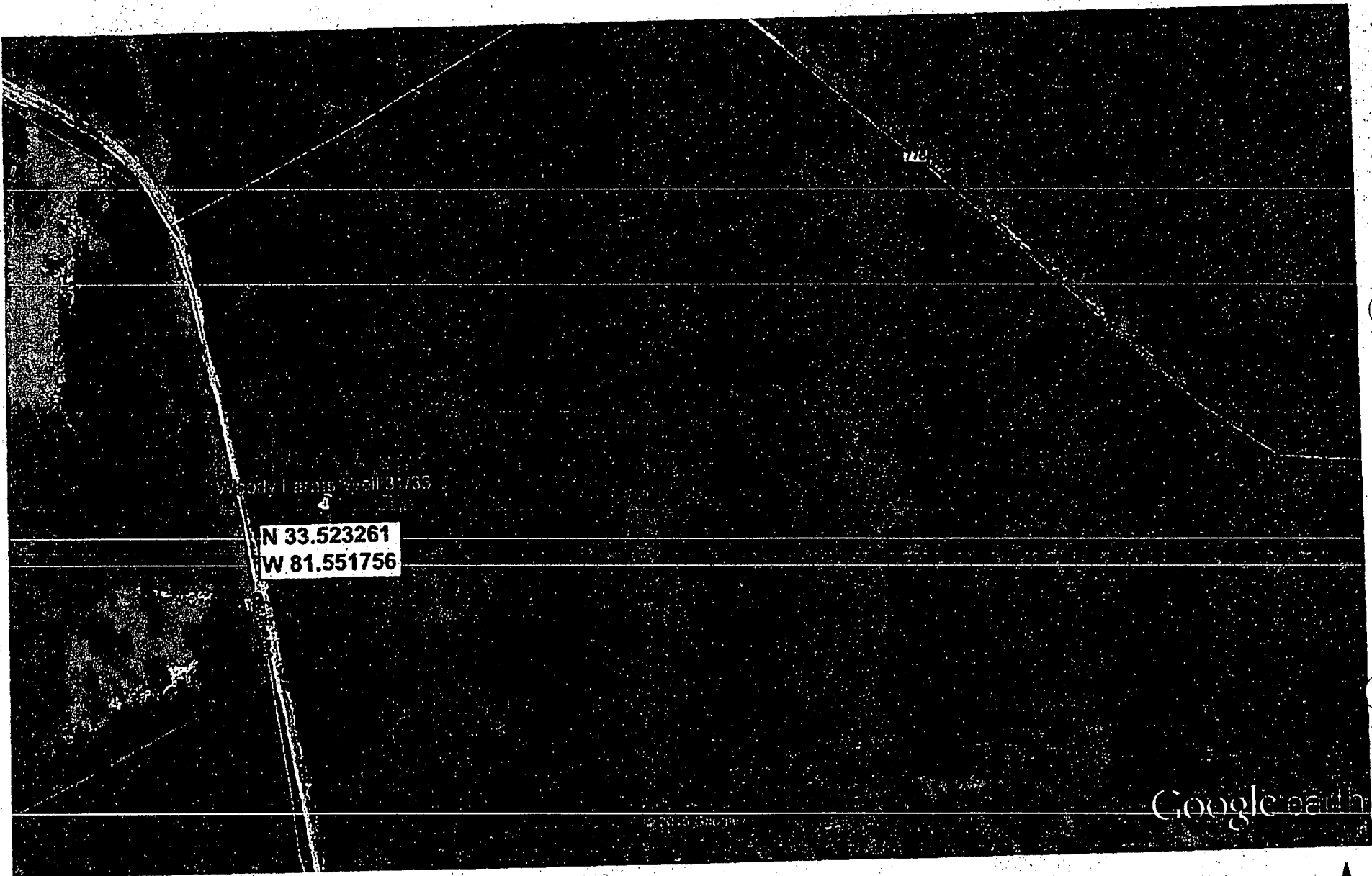
IV. Fee Information

Method of Payment: Check (# 32367) Money Order Visa MasterCard
(Provide credit card numbers by phone only)
Transfer from: name _____ permit# SCW _____
If the NOI was faxed to SCDHEC record the date: _____ month _____ day _____ year and _____ time _____ the fax was sent.

V. Certification: I certify that this document and all attachments were prepared under my direction or supervision and the information submitted is, to the best of my knowledge and belief, true, accurate and complete.

Print Name: Brandon Woody Title: Permittee
Signature: [Signature] Date: 6-17-15

Well 33



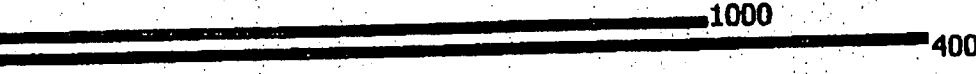
N 33.523261
W 81.551756

Woody Larris Well 31733

Google Earth

Google Earth Pro

feet
meters





Catherine E. Heigel, Director

Promoting and protecting the health of the public and the environment.

June 23, 2015

(BOW/Bristol)

BC Farms, Inc.

Attention: Mr. Brandon Woody

1100 Grasmere Court

Aiken, SC 29803

Reference: BC Farms, Inc./Cameron Tract
Water Use Registration
Aiken County

Dear Mr. Woody:

The Department is in receipt of the Groundwater Withdrawal Notice of Intent (NOI) for New Well Construction for the referenced project. The Groundwater Use and Reporting, R.61-113, Section D. 3 requires a proposed groundwater withdrawer outside of a designated capacity use area in the Coastal Plain (Aiken County) notify the department of its intent to construct a new well, or increase the rated capacity of an existing well, at least thirty days before initiating the action. Further, the Groundwater Use and Reporting Act requires annual reporting of withdrawal from the registered source(s) and appropriate forms will be mailed to your attention in early December.

Please submit completed DHEC Form 1903 for each well upon completion of all construction activities for these wells. If you have any questions concerning this correspondence please contact me at (803) 898-3559 bristolpl@dhec.sc.gov.

With regards,

Paul L. Bristol, Geologist
Water Quantity Permitting Section
Water Monitoring, Assessment, and Protection Division
Bureau of Water

Re: Woody NOI

Bristol, Paul

Mon 9/21/2015 2:58 PM

To: Scott Brantley <scott@groschcompanies.com>;

Thanks and be safe.

Paul

Paul L. Bristol, Geologist
Water Quantity Permitting Section
Water Monitoring, Assessment, and Protection Division
Bureau of Water

From: Scott Brantley <scott@groschcompanies.com>

Sent: Monday, September 21, 2015 2:56 PM

To: Bristol, Paul

Subject: RE: Woody NOI

Paul:

Please consider this email as 48 hour notice that we will begin construction on these wells.

Scott Brantley



737 Firetower Rd.

Dublin, GA 31021

Office: (478) 275-0013

Mobile: (478) 697-1801

Fax: (478) 275-0014

scott@groschcompanies.com

From: Bristol, Paul [<mailto:BRISTOPL@dhec.sc.gov>]

Sent: Monday, June 29, 2015 1:21 PM

To: Scott Brantley

Subject: Re: Woody NOI

Registration # 02IR029

Paul L. Bristol, Geologist
Water Quantity Permitting Section
Water Monitoring, Assessment, and Protection Division
Bureau of Water

From: Scott Brantley <scott@groschcompanies.com>

Sent: Monday, June 29, 2015 1:00 PM

To: Bristol, Paul

Subject: RE: Woody NOI

Paul:

If it isn't too much trouble, that would be great.

Thanks for your help.

Scott Brantley



737 Firetower Rd.
Dublin, GA 31021
Office: (478) 275-0013
Mobile: (478) 697-1801
Fax: (478) 275-0014
scott@groschcompanies.com

From: Bristol, Paul [<mailto:BRISTOPL@dhec.sc.gov>]

Sent: Monday, June 29, 2015 12:40 PM

To: Scott Brantley

Subject: Re: Woody NOI

Correct, I mailed confirmation to Mr. Woody on 23 June that his site is registered with the Department. If need, I can PDF and send to you a copy of same.

Paul L. Bristol, Geologist
Water Quantity Permitting Section
Water Monitoring, Assessment, and Protection Division
Bureau of Water

Scott Brantley



737 Firetower Rd.
Dublin, GA 31021
Office: (478) 275-0013
Mobile: (478) 697-1801
Fax: (478) 275-0014
scott@groschcompanies.com

From: Bristol, Paul [<mailto:BRISTOPL@dhec.sc.gov>]
Sent: Monday, June 29, 2015 9:44 AM
To: Scott Brantley
Subject: Re: Woody NOI

Date Department receives formal notice.

Paul L. Bristol, Geologist
Water Quantity Permitting Section
Water Monitoring, Assessment, and Protection Division
Bureau of Water

From: Scott Brantley <scott@groschcompanies.com>
Sent: Friday, June 26, 2015 2:12 PM
To: Bristol, Paul
Subject: Woody NOI

Paul:

Can you tell me when the clock on the 30 day period begins for this NOI? Is it the date that I submitted it, the date you received it, or from the date that your review is completed?

Scott Brantley



737 Firetower Rd.

From: Scott Brantley <scott@groschcompanies.com>
Sent: Monday, June 29, 2015 11:46 AM
To: Bristol, Paul
Subject: RE: Woody NOI

Paul:

Thanks, they were both submitted at the same time. I have received the ID numbers from the Private Well NOIs, am I correct that I will not receive anything from the GW NOI?

Scott Brantley



737 Firetower Rd.
Dublin, GA 31021
Office: (478) 275-0013
Mobile: (478) 697-1801
Fax: (478) 275-0014
scott@groschcompanies.com

From: Bristol, Paul [<mailto:BRISTOPL@dhec.sc.gov>]
Sent: Monday, June 29, 2015 11:41 AM
To: Scott Brantley
Subject: Re: Woody NOI

Correct, GW NOI or Private well NOI, which ever submitted earlier.

Paul L. Bristol, Geologist
Water Quantity Permitting Section
Water Monitoring, Assessment, and Protection Division
Bureau of Water

From: Scott Brantley <scott@groschcompanies.com>
Sent: Monday, June 29, 2015 11:20 AM
To: Bristol, Paul
Subject: RE: Woody NOI

Paul:

So, the date that the NOI was received by DHEC?

NOIs

Scott Brantley <scott@groschcompanies.com>

Thu 6/18/2015 10:25 AM

Inbox

To: Bristol, Paul <BRISTOPL@dhec.sc.gov>; Longshore, Mike <LONGSHHM@dhec.sc.gov>;

Paul/Mike:

I have mailed out the respective NOIs (3724 & 3647) for BC Farms (Brandon Woody). If either of you have any questions or concerns about these please don't hesitate to give me a call or email. This is a large project of similar scale to the Walther project.

Scott Brantley



737 Firetower Rd.
Dublin, GA 31021
Office: (478) 275-0013
Mobile: (478) 697-1801
Fax: (478) 275-0014
scott@groschcompanies.com

THE STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

RECEIVED

DEC 08 2016

SC Court of Appeals

APPEAL FROM COUNTY OF AIKEN

M. Anderson Griffith, Master-In-Equity

Appellate Case No.: 2016-002102

Canadian River Farms, Ltd., Colt Farms, Inc., B C Farms, Inc., n/k/a, B C Farms of South Carolina, Inc., and Outback Farms, Ltd.,

Respondents/Appellants

vs.

Becky J. Gonshorowski, The South Carolina Department of Transportation and Aiken County, a body politic and political subdivision of the State of South Carolina,

Ex Parte: Carolyn Barrett, Robert Barrett, and Save Windsor SC, Proposed Intervener,
Appellant, Respondent.

PROOF OF SERVICE

I certify that I have served the Motion for Sanctions and to Order Return to Status Quo Ante by depositing a copy of same in the United States mail, postage prepaid, on December 5, 2016, addressed to:

Mary Olivia Guynn, Attorney for (s)/Respondent(s)/Appellant(s)
210 Colony Pkwy
Aiken, SC 29803

J. Calhoun Watson, Attorney for (s)/Respondent(s)/Appellant(s)
1310 Gadsen Street
Columbia, SC 29211

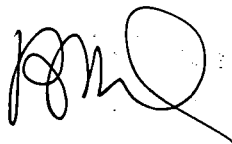
Tina Marie Cundari, Attorney for (s)/Respondent(s)/Appellant(s)
1310 Gadsen Street
Columbia, SC 29201

James M. Holly, Attorney for County of Aiken, SC/ Respondent
P.O. Box 5924
Aiken, SC 29804

Natalie Jean Moore, Attorney for SCDOT/Respondent
P.O. Box 191
Columbia, SC 29202

Becky J. Gonshorowski, Pro Se/ Respondent
183 Old Bell Road
Aiken, SC 29803

December 05 , 2016



Bradford M. Owensby (SC BAR 77636)
Banks & Owensby, LLC
319 Park Avenue SE
Aiken, SC 29801
Telephone: 803-648-5777
Facsimile: 803-648-5228
bmowensby@gmail.com
Attorney for Intervener



Banks & Owensby, LLC

Law Office

319 Park Avenue S.E. Aiken SC 29801 | 803-648-5777 | banksandowensbyllc@gmail.com

Attorney and Counselor

Bradford Owensby

December 05, 2016

RECEIVED

DEC 08 2016

SC Court of Appeals

Honorable Jenny Abbott Kitchings
Clerk of the South Carolina
Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: Canadian River Farms, Ltd., Colt Farms, Inc., B C Farms, Inc., n/k/a, B C Farms of South Carolina, Inc., and Outback Farms, Ltd.,
vs.
Becky J. Gonshorowski, The South Carolina Department of Transportation and Aiken County, a body politic and political subdivision of the State of South Carolina,

Ex Parte: Carolyn Barrett, Robert Barrett, and Save Windsor SC, Proposed Intervenor,

Appellate Case No. 2016-002102

Dear Ms. Kitchings:

Please find attached the Original and six copies of the Motion For Sanctions and to Order Return to Status Quo regarding the above referenced matter. A copy of which has been served upon Attorneys, Mary Olivia Guynn, J. Calhoun Watson, Tina Marie Cundari, James M. Holly, Natalie Jean Moore, and Pro Se Respondent Becky J. Gonshorowski. Please also find enclosed a check in the amount of \$25.00 for the cost of filing fee.

If you have any questions or need any further information, please do not hesitate to contact me.

With Best Regards,

Bradford M. Owensby
Counsel for Respondent

Enclosure

cc: Mary Olivia Guynn, Attorney for (s)/Respondent(s)/Appellant(s)
J. Calhoun Watson, Attorney for (s)/Respondent(s)/Appellant(s)
Tina Marie Cundari, Attorney for (s)/Respondent(s)/Appellant(s)
James M. Holly, Attorney for County of Aiken, SC/Respondent
Natalie Jean Moore, Attorney for SCDOT/Respondent
Becky J. Gonshorowski, Pro Se/ Respondent