MISSISSIPPI DEPARTMENT OF WILDLIFE, FISHERIES AND PARKS
1505 Eastover Drive
Jackson, MS 39211-6374

PUBLIC NOTICE OF INTENT NUMBER A-3777 (I)

The Mississippi Commission on Wildlife, Fisheries and Parks, at a meeting in McComb, Mississippi on May 18, 2006, under authority of §25-43-3.103 made known its intent to, and thirty (30) days thereafter did, adopt the following regulation pursuant to the authority granted to it under the terms and provisions of MISS. CODE ANN. §49-5-71(4), the Mississippi Commission on Wildlife, Fisheries and Parks may grant easements, rights-of-way or other forms of access across properties owned and/or controlled by the Commission. To that end, the Commission adopts the following protocol as the accepted method for issuing an easement, right-of-way or surface use license across any of the lands under its control.

EASEMENT

Any entity or person desirous of obtaining an easement, right-of way or other access over, on or across lands controlled by the Mississippi Commission on Wildlife, Fisheries and Parks, must submit his or her request, in writing, to the Commission, in care of the Executive Director of the Department of Wildlife, Fisheries and Parks, 1505 Eastover Drive, Jackson, MS, 39211-6374 .

Such request should include a sketch or plat of the state lands which will be the subject of any proposed access conveyance, which clearly depicts the route or area affected by the request, plus any other such pertinent documentation (deeds, leases, etc.) which may be helpful.

Supporting documentation should demonstrate that no other viable route of access exists to allow the requestor to reach his/her property. The request will be evaluated upon the criteria set forth herein and the demonstrated lack of access to the requestor's property by any other route.

PERPETUAL EASEMENT

It is the policy of the Commission that a perpetual easement may only be granted to a sister agency of state government, counties or municipalities. A perpetual easement may be granted to a public utility, where indicated.

SURFACE USE LICENSE

It is the policy of the Commission in response to a request for access from an individual - - where the request is made to allow the individual to access his or her property that is contiguous, or otherwise closely situated, to the state lands - - to grant that individual a surface use license, where appropriate, that will inure to the benefit of the requestor/grantee only. Any such surface use license shall be specific to the grantee and shall not run with the land. Any surface use license for access shall terminate upon the grantee's death, conveyance of the property to a subsequent grantee or the occurrence of any other event which would make the continuance of the surface use license no longer feasible.

This adopted public notice will become effective July 18, 2006. Witness my hadn and seal this the 7th day of June, 2006.

Mississippi Commission on
Wildlife, Fisheries and Parks

William C. Deviney, ~~Jr.,~~ Chairman

Mississippi Department of
Wildlife, Fisheries and Parks

Sam Polles, Ph.D, Executive Director

I certify this to be a true and
Correct copy.

Executive Director

Sharon Miller
Notary

My commission expires:

SHARON S. MILLER, HINDS COUNTY, MS
NOTARY
My Commission Expires
May 15, 2010
PUBLIC