



October 14, 2016

CERTIFIED 9214 8969 0099 9790 1406 3053 69
&FIRST CLASS MAIL

Thomas E. Mixon
PO Box 276
Clearwater, SC 29601

RE: Notice of Alleged Violation
Mixon Pond Dam, Dam No. D 3051
Barnwell County

Dear Sir or Madam:

On November 2, 2015, the Department sent you a letter advising you of a visual assessment of your dam following the October 2015 flooding that noted your dam was damaged and repairs and/or maintenance were needed to ensure your dam was in compliance with the South Carolina Dams and Reservoirs Act, S.C. Code Ann. 49-11-110, et seq., and Regulation 72-1, et seq.

As of the date of this letter, Department records indicate that a requirement for Mixon Pond Dam, Dam No. D 3051 has not been met, which included, but was not limited to a tree management plan. **You must have your tree management plan submitted or contact the Department to discuss an appropriate schedule for submission by October 28, 2016.**

Failure to comply with this deadline may result in the Department initiating an enforcement action, which may include the assessment of civil penalties pursuant to the SC Dams and Reservoir Safety Act, S.C. Code Ann. 49-11, et seq. (2008) and Regulation 71-1, et seq. (2012).

All correspondence should be directed to:

John McCain
Dam Safety Program
SCDHEC Bureau of Water
2600 Bull Street
Columbia, SC 29201

Or by email to: response@dhec.sc.gov

If you have any questions, please contact me at (803) 898-1768.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Douthit", is written in a cursive style.

Roxanne Douthit, Enforcement Officer
WP Enforcement Section
Bureau of Water - WP Control Division
SCDHEC