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## A Baseline Documentation Report for the Delta Wind Birds Sky Lake Nature Reserve

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# A BASELINE DOCUMENTATION REPORT FOR THE DELTA WIND BIRDS SKY LAKE NATURE RESERVE

	Ву
Perkins, and Michael Thomas	Jensine Coggin, Hays Dubberly, Preston P
	A thesis submitted to the faculty of The University of the requirements of the Sally McDonnell
S	Oxford, MS
	May 2021
Approved By	
Advisor: Professor Jason Hoeksema	
Reader: Professor Peter Zee	
Reader: Professor Susan Ballanger	

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### **Abstract**

The purpose of this baseline documentation is to conduct a report on our subject property and discuss the findings. A conservation easement is established by upholding a certain standard of a property's current condition which makes a baseline documentation necessary for an easement to be enacted. Baseline documentation reports are used as a resource to monitor and enforce the legal agreements of the conservation easement. The subject property is currently owned by the Delta Wind Birds organization. In our scenario, this documentation report will serve to aid in the conversion of our subject property into a conservation easement in which the Mississippi Land Trust will serve as the steward. The subject property is a 13.66 acre tract which borders Sky Lake, an oxbow lake located in Humphreys county. The methods used in this report range from hands on survey methods and sightings in addition to research and communication on various animal and plant species in the respective fields. The data gathered from the group's analysis are compiled throughout this report in various charts and tables. This data includes numerous bird species that occur on the subject property as well as those of conservation concern; such as Anhinga, Bald Eagle, and Prothonotary Warbler. In addition, prominent plant species on the subject property include Bald cypress, Water hickory, American groundnut, and Balloon vine. From our findings, we are able to conclude that the subject property has a healthy and flourishing biodiversity. In addition, the conservation easement will protect the subject property from deforestation and will allow the subject property to remain in its natural vegetative state in the future.

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## **Statement of Purpose and Limitations**

The purpose of this *Baseline Documentation Report* (BDR) is to provide a descriptive narrative and photogenic account of the natural, scenic, and cultural features of one contiguous parcel of land totaling +/- 13.66 acres (subject property) located on Sky Lake, an oxbow lake located in Humphreys County, Mississippi. The subject property defined and described in this report is offered by the owner (Delta Wind Birds) for enrollment in a perpetual conservation easement administered by the Mississippi Land trust in 2021. The subject property is not part of, or located within, a larger contiguous tract. Throughout this report, the conservation easement area will be referenced as the subject property or CE area.

The purpose of the conservation easement on the subject property is to protect and conserve natural areas, open space, natural communities, waterfowl, and any other wildlife habitat that may call the subject property home. In addition, this easement will serve as an example to any properties in the area of what a protected landscape at Sky Lake should look like. Once finalized, the conservation easement will serve to preserve both the natural and scenic values of the subject property, which extends along the bank and protrudes marginally into Sky Lake, which lies within the Yazoo River Basin.

When donating a conservation easement, the Internal Revenue Service (IRS) requires that the donor provides sufficient baseline data "to establish the condition of the property at the time of the gift" (Treasury Reg. § 1.170A-14(g)(5)(i)). The regulations specify that such documentation may include:

- A. The appropriate survey maps for the United States Geological Survey, showing the property lines and other contiguous or nearby protected area;
- B. A map of the area drawn to scale, showing all existing man-made improvements or incursions, vegetation and identification of flora and fauna, land use history, and distinct natural features;
- C. An aerial photograph of the property at an appropriate scale taken as close as possible to the date the donation is made; and
- D. On-site photographs taken at appropriate locations on the property.

In order for the conservation easement to be eligible for a charitable deduction, the easement must protect or preserve at least one of the following:

- A. Land areas for outdoor recreation or education of the general public.
- B. Natural habitats for fish, wildlife and plants of similar ecosystems.
- C. Open space, which provides scenic enjoyment to the general public or yields a significant public benefit according to a clearly delineated federal, state or local governmental policy.
- D. A historically important land area or a certified historic structure, defined as any building, structure, or land area that is
  - (a) listed in the National Register

(b) certified by the U.S. Secretary of the Interior to be of historic significance to a historic district listed on the National Register.

This *Baseline Documentation Report* includes those required elements for subject property proposed for protection via a conservation easement.

There is no claim or intent of this report to entail an extensive assessment of the ecological, historic, or archeological features of the property. This report is a compilation of data that describes with narratives, maps, and photographs the general natural community types, scenic areas, man-made features, and improvements to the property in a format that will allow Mississippi Land Trust to compare site specific data during future inspections of the property. The description of the flora herein is not to be considered a complete biological inventory of the plants on the property, but rather a description of the major components of the natural and created plant communities that occur on the site at the time of this report. Likewise, the description of the fauna should be considered a preliminary list of species that were either observed on the property during site visits by the report preparers or others, or may occur (in the case of species of conservation concern known to occur in similar habitat in the area). Because plant communities change in response to natural disturbances and during normal vegetational succession, these descriptions only provide a "snapshot" of the ecological conditions present at the time of this report and are not an exhaustive inventory. Assessment of the property included in this document is limited to the property owned by Delta Wind Birds, as identified within

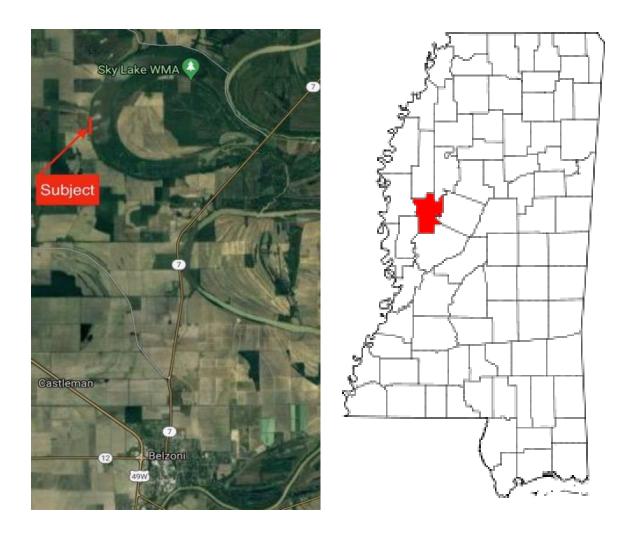
the narrative and on the site maps and aerial photos included in the Appendix. No other representation is expressed or implied. Field work and photographs for this assessment were conducted on 05/15/20 and 09/27/20.

### **CONSERVATION EASEMENT AREA SUMMARY TABLE**

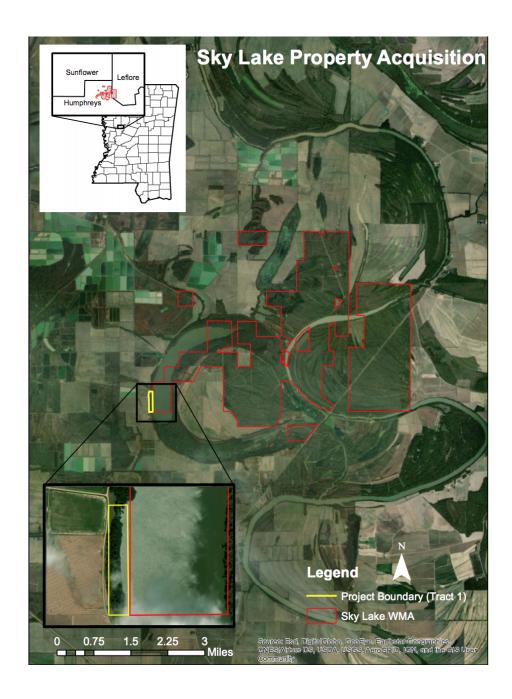
NAME OF PROPERTY	Delta Wind Birds Sky Lake Nature Reserve
OWNER	Delta Wind Birds P.O. Box 1536 Oxford, MS 38655, USA dwindbirds@gmail.com
PRIMARY POINT OF CONTACT	Jason Hoeksema, President 237 Timber Ln. Oxford, MS 38655 662-202-4992
LEGAL COUNSEL	Hollaman Raney, P.C. P.O. Box 1480 Oxford, MS 38655 Mobile - (662) 801-2266 Office - (662) 236-4001 Fax - (662) 236-4939
EASEMENT HOLDER	Mississippi Land Trust Attn: Brian Ballinger P.O. Box 23 Stoneville, MS 38776 bballinger@wildlifemiss.org www.mississippilandtrust.org 662-686-3375
PROPERTY LOCATION / LEGAL	Approximately 6.25 miles north of Belzoni, MS, in the West 1/4, of the West 1/2, Southeast 1/4 in Section 33, T 17 N, R 3 W, of Humphreys County, MS. The property is located on the west side of Sky lake, running parallel with Sky Lake Road. The property is accessible from Sky Lake Road, north of Old US Hwy 49W.
DEED AND TAX PARCELS	Humphreys County, MS, Deed Book 0202, Pages 18-22, August 24, 2020 (PPIN X-XXX-XXX-XXXXXX)
ACREAGE AND HABITATS	Total CE area = +/- 13.66 acres  Mixed Bottomland Hardwoods/Swamp Forest = +/-12.56  Open Field = +/- 1.1
USGS QUAD	Indianola, MS 7.5 Minute Quadrangle Maps
CENTER COORDINATES FOR EASEMENT AREA	Center of Easement 33°16'23.2"N, 90°30'42.2"W
ELEVATION	Ranges from 30 to 36 meters above Mean Sea Level
LANDMARKS	Sky Lake Road

## **Property Location**

The subject property is located in Humphreys County, Mississippi, which is approximately 6.25 miles north of Belzoni, Mississippi (Figure 1). The easement is located on the West side of Sky Lake, running parallel with Sky Lake Road. The main property access is from Sky Lake Road which runs north from Old US Hwy 49W.



**Figure 1:** Property area near Belzoni (left, with subject property in red) in Humphreys County, Mississippi (right).



**Figure 2:** The map on the left shows the position of the subject property (outlined in yellow) relative to Sky Lake, and relative to the adjacent Sky Lake WMA (outlined in red).

### **Geographic Position/GPS Coordinates**

33°16'23.2"N, 90°30'42.2"W

### Acreage

+/- 13.66 acres

#### Access

Access to the subject property is from Sky Lake Rd, a public gravel road (Figure 3).





**Figure 3:** Sky Lake Road viewed from the north to south (left) and from the south to north (right).

#### **Legal Description - Conservation Easement Area**

The following legal description is adapted from a survey conducted by Marshall Clayton Beckwith, a surveyor licensed with the state of Mississippi, on February 9, 2020 (see Tract 1 in Appendix 1).

A parcel of land located in the West 1/4, of the West 1/2, Southeast 1/4 in Section 33, T 17 N, R 3 W, of Humphreys County, MS and being more particularly described as follows:

Commencing From A Found 1-1/4" Pipe at the SW Corner of Section 33, T 17N, R 3W, HUMPHREYS COUNTY, MS;

Thence run N 89° 27'04" E for a distance of 2642.27 Ft to a found 3/4" iron rod on the eastern boundary of Sky Lake Road at the SW Corner of the SE 1/4 of Section 33 and being the point of beginning of Tract 1; thence run N 00° 39'48" E for a distance of 1802.24 Ft to a set 1/2" rebar; thence run N 89° 33'34" E for a distance of 330.28 Ft to a point not set in Sky Lake, but having a set 1/2" rebar witness corner on line with an offset distance of 241.50 Ft.; thence run S 00° 39'48" W for a distance of 1801.62 Ft to a point not set in Sky Lake, but having a Set 1/2" rebar witness corner bearing S 89° 27'04" W at an offset distance of 221.11 Ft; hence run S 89° 27'04" W for a distance of 330.28 Ft to a found 3/4" Iron Rod, and the point of beginning of Tract 1.

Containing an area of 13.66 Acres more or less. Bearing and distances are based on GPS grid coordinates from MS West Zone 2302.

## **Ownership History of the Property**

The subject property was once part of a larger parcel, which was conveyed to Charles W. Rowland and Delores G. Rowland by Guaranty Bank & Trust company in a deed of trust under a promissory note on July 30, 2001. On July 11, 2003, the larger parcel was foreclosed on by Guaranty Bank & Trust Company and offered for sale at auction. On July 25, 2003 the larger parcel was sold to Glenn Miller of Timber Resources of Mississippi, Inc.. On May 7, 2012, the subject property was part of a parcel that was conveyed to James H. Tipton and Marilyn K. Tipton by Glenn Miller. On May 11, 2012, James H. Tipton conveyed a parcel containing the subject property to McBride Farm and Outfitters, LLC. On October 2, 2017, James H. Tipton conveyed a parcel containing the subject property to Robert B. Smith. Alan Woodard, PA conducted a title search on the subject property on behalf of Delta Wind Birds in November, 2019, and determined that the deed from Tipton to Smith contained an erroneous survey map. Delta Wind Birds commissioned an updated survey, which was finalized on February 29, 2020. On May 4, 2020, the subject property was conveyed by Robert B. Smith to Delta Wind Birds, who immediately conveyed it to Michael T. Lewis with an option to repurchase at a later date. On August 18, 2020, Delta Wind Birds purchased the subject property from Michael T. Lewis.

## **Property Description**

### **General Description of the Region**

Humphreys County, Mississippi is located in west central Mississippi with the county seat being Belzoni. Humphreys County has a total area of 431 square miles, 13 of which are water. This region was coined the "Farm-Raised Catfish Capital of the World" in 1976 by Governor Cliff Finch due to the fact that 160 sq. kilometers were used to grow catfish. Humphreys County is home to a large number of oxbow lakes, which are curved lakes formed where the main channel of a river once flowed. The county is encompassed by the Mississippi River Alluvial Plain, Mississippi Alluvial Valley (MAV). This ecoregion encompasses the largest continuous system of wetlands in North America.

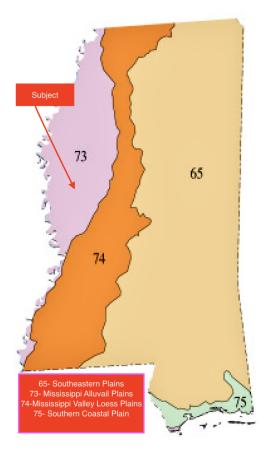
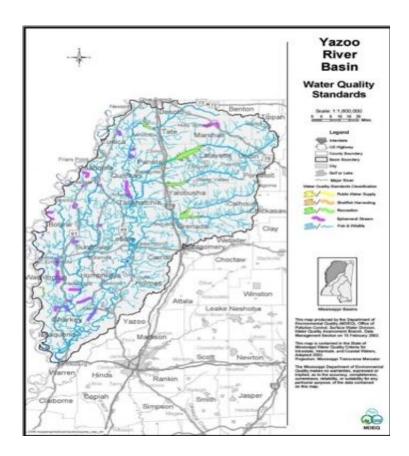


Figure 4.
Level Ill Ecoregions of Mississippi. Source:
U.S. Environmental Protection Agency

The almost 25 million acre MAV supports an ecologically rich forested wetland ecosystem. Less than 20% of the original bottomland forests remain today because of agriculture, decades of draining, and forest clearing. The floodplain extends from the meeting point of the Mississippi and Ohio rivers to the Gulf of Mexico. Almost 40% of the waterfowl from the Mississippi Flyway and 60% of all U.S. bird species migrate or winter in the MAV. It is the most significant wintering waterfowl habitat area for Mallards and Wood Ducks in North America, and hosts a significant number of Green-winged Teal, Northern Shoveler, and Gadwall in winter. In 1987, the MAV became part of the Lower Mississippi Valley Joint Venture partnership, who has continued to improve the habitat conditions of waterfowl.

The subject property is also located in the Southern Central region of the Yazoo River Basin (Figure 3). The Yazoo River Basin is Mississippi's largest basin and covers 13,355 miles and all or parts of 30 counties. In its northern half, the Yazoo River Basin boasts an impressive width of 100 miles and a length of nearly 200 miles. Major streams included in this basin are the Yazoo, Tallahatchie, Yalobusha, Coldwater, Bogue Phalia, Yocona, and Sunflower Rivers. The southern end of the basin is located where the Yazoo River flows into the Mississippi river just north of Vicksburg, Mississippi. Although described as an extremely erosive area of the country, Humphreys County has some of the most fertile and productive farmland in the world (Cheng). Humphreys County land use has been predominantly agriculture (cotton, soybeans, and corn) for more than 100 years, and is well known for producing more farm-raised catfish than any other county in the world.



**Figure 5:** Map of the Yazoo River Basin focusing on specific water quality standards and areas of concern that fall within the Yazoo River Basin.

The purpose of the report was to identify principal causes of surface water quality problems in the Yazoo River Basin (Figure 5). These water quality issues include excessive concentration of nutrients, siltation, pathogens, and organic enrichment from non-point source pollution. Recommendations made in the report focus on management practices to not only protect water quality and wetland habitat in the basin but also to improve water quality for the future. These recommendations help landowners to reduce soil erosion, improve water quality, establish wildlife habitat, and to enhance forest and wetland resources. In addition, programs and efforts to permanently protect forested wetlands adjacent to water bodies are actively being implemented.

### **Climate**

The climate in Humphreys County, Mississippi could generally be described as hot in summer and mild in winter. Humphreys County averages 56.2 inches of rain per year, with an average of 97.3 days in which precipitation is recorded. In addition, Humphreys County has an average of 215 days that are described as "sunny." The average high temperature in July is recorded at 91.5 degrees Fahrenheit, whereas the average low in January is recorded at 34.3 degrees Fahrenheit. The hottest month for Humphreys County is August, in which an average high of 91.8 degrees Fahrenheit is recorded. The most pleasant months of the year for Humphreys county are October, April, and May. Annual snowfall for Humphreys County is recorded at 0.1 inches, making it one of the lowest ranked counties for snowfall in Mississippi.

## Soils on the Property

The soils vary in levels of silt concentration, but all areas reflect a drainage class of "poorly drained." Dowling clay (alligator) is the most common type of soil present on the subject property (Figure 6). All areas, with the exception of water, are classified as prime farmland.

Table 1: This table contains a breakdown of the varying types of soils present on the subject property. Dowling clay is the most prominent soil type, typically being found in marshy wetland habitats. The distinct soil types were identified with the help of the NRCS web soil survey map.

MAP UNIT SYMBOL	MAP UNIT NAME	ACRES IN AOI	PERCENT OF AOI
Da	Dowling Clay (alligator)	7.9	57.6%
Fm	Forestdale silt loam, 0 to 2 percent slopes	1.6	11.6%
Fp	Forestdale silt loam, 2 to 5 percent slopes	0.2	1.6%
Fs	Forestdale very fine sandy loam, 0 to 2 percent slopes	1.1	8.0%
W	Water	2.9	21.2%



**Figure 6:** The soil data map on the right represented here is taken from the United States Department of Agriculture soil survey website.

## **Improvements to the Property**

There are not any roads in the subject property, nor any paved roads adjacent to the subject property. Sky Lake Road is a rough gravel road. No man-made improvements were noted on the subject property, except for an agricultural drainage ditch and culvert intersecting the property near its south end (Figure 10).

## **Mineral and Water Rights**

Mineral rights are retained by the current property owners, Delta Wind Birds. Mississippi is a regulated riparian state for water law and water rights cannot be severed.

### **GPS Photos and Locations**

Figures 8-12 contain photos that are geo-referenced, annotated with GPS coordinates, elevation, and compass direction to visually document the landscape of the property at the time of the site visit on 27 September 2020. The pictures were captured using the app GPS Camera 55.





**Figure 7:** Open field habitat at north end of property. The left photo was taken facing east, towards Sky Lake, along the north boundary of the subject property. The right photo was taken from the same point, facing southeast. At the northwest corner of the property, there is a sign that can be viewed when facing east towards Sky Lake, from Sky Lake Road.



**Figure 8:** Open field habitat at south end of property. The left photo was taken facing east, towards Sky Lake, along the south boundary of the subject property. The right photo was taken from the same point, facing northeast. At the southwest corner of the property, there is another sign that can be viewed when facing east towards Sky Lake, from Sky Lake Road.





**Figure 9:** Open field habitat at south end of subject property. The left photo was taken from the exact same positions as the Figure 8 images, but facing north along the west boundary of the subject property. Visible is an irrigation ditch that allows for farming sediment to flow from the fields into Sky Lake. In the left photo, one can see the ditch in the short distance. On the right picture, the drainage pipe in the ditch allows for runoff. This the only man-made feature on the property.





**Figure 10:** Both of these pictures are representative of the open field habitat at the north end of the property. The left photo views the property facing north while the photo on the right views the property facing south. Each of these photos were taken from the same position.





**Figure 11:** Each of these photos represent the palustrine wetland on the subject property. The image on the left shows the open understory of the sloped understory, facing north. On the right is the largest cypress tree, viewed facing east towards Sky Lake.

### **Aerial Photos**

These aerial photos (Figs. 12-13) capture the entire subject property from January 20, 2020.



**Figure 12:** The arrow on the left shows the north end of the forested palustrine wetland habitat, while the arrow on the far right shows the south end of the subject property. Sky Lake's water level was high and thus the open field habitat was inundated.



**Figure 13:** This image encompasses the entire property and surrounding area, with agricultural fields to the west and Sky Lake to the right. The arrows indicate the north and south ends of the subject property.

### Habitats and Biota in CE Area

The types of habitat present on the subject property were determined by observing specific characteristics of the subject property at various scales. In addition, the Wetlands Mapper provided by the U.S. Fish and Wildlife Service was used in determining specific wetland boundaries (U.S. Fish and Wildlife). Table 2 below represents the breakdown of the habitat types present. The Palustrine Wetland dominates the majority of the subject property, whereas the Open Field Habitat is a small percentage of the total area.

Table 2: The following table is a representation of the two types of habitats present on the subject property. Due to the subject property being located on the bank of Sky Lake, it is expected that the Palustrine Wetland habitat dominates the greater majority of the habitat type. However, there still is a small percentage of the property that is representative of an Open Field habitat.

HABITAT/LAND COVER	ТҮРЕ	ACRES	PERCENT	DESCRIPTION
Mixed Bottomland Hardwoods and Swamp Forest	Palustrine Wetland	12.56	91.9	Palustrine Wetland includes all nontidal wetlands dominated by trees, shrubs, persistent emergents, emergent mosses or lichens. Dominant species include Bald cypress, Water Hickory and Buttonbush.
Open Field	Upland	1.1	8.1	Uncultivated land with soil representative of cropland.
Total CE Area		13.66	100%	

We used a variety of approaches to compile information about plant and animal species occurring at the subject property. For all organisms, presence was noted during the site visits. In addition, we conducted two different botanical surveys, one in the open field habitat and another in the palustrine wetland habitat on the subject property. To aid in the

identification of bird species in the area that we were not able to directly observe, bird sightings at Sky Lake were accessed through documentation provided by the eBird database (Species Map). For all animals, we list species that either a) were observed during a site visit (listed in bold), or b) are listed as a species of conservation concern in Mississippi's State Wildlife Action Plan and that may occur at the subject property based on known occurrence in similar habitats or nearby. Nearby occurrences were determined by searching Humphreys and surrounding counties in the Natural Heritage Database maintained by the Mississippi Department of Wildlife Fisheries and Parks.

#### **Plants**

On September 27, 2020, two different forms of botanical surveys were conducted, one each in the open field and palustrine wetland habitats on the subject property, using protocols set forth by the California Department of Fish and Wildlife and California native plant society (CDFW-CNPS), which recommends a bounded plot (relevé) method for habitats dominated by herbaceous vegetation and a representative area (rapid assessment) method for habitats dominated by woody vegetation. The rapid assessment method can identify up to 20 of the most abundant species in a larger plot. In contrast, the relevé method seeks to identify all plant species present in a smaller plot area. However, both methods classify each plant into layers or strata, and estimate percent cover.

The surveys identified prominent species in each of these environments at the time of the surveys. A rapid assessment of the palustrine wetland habitat was conducted within a 1000 m<sup>2</sup> (40 x 25 meters) area. The three most prominent species identified in this survey,

representative of the palustrine wetland, were water hickory, bald cypress, and buttonbush. A relevé survey of the open field habitat at the north end of the reserve was conducted within a 100 m² (4 x 25 meters) area. In this survey, the three most abundant plant species were balloon vine, American groundnut, and sunshine mimosa. Table 3 gives the nineteen most prominent plant species recorded from a vegetation rapid assessment in the palustrine wetland, sorted by percent cover. Table 4 gives all the plant species in the relevé survey of the open field habitat, sorted by percent cover.

The two surveys are not meant to represent a comprehensive list of all plant species occurring on the subject property, but rather a representative snapshot of the two dominant habitats. Some plant species that were not recorded in our surveys on September 27, 2020, but were noted in the subject property on previous site visits, include: rhomboid mercury (*Acalypha rhomboidea*), balloon vine (Cardiospermum halicacabum), wild persimmon (Diospyros virginiana), halberd-leaf rosemallow (Hibiscus laevis), swamp rosemallow (Hibiscus moscheutos), water tupelo (Nyssa aquatica), and dwarf palmetto (Sabal minor).

.



**Figure 14: Habitat Map.**The image represents a breakdown of the habitats found in the CE area:
Palustrine Wetland and Open Field

Table 3: The following table shows the results of a vegetation rapid assessment conducted in the palustrine wetland habitat. The survey was conducted in a representative area of  $1000m^2$  ( $40 \times 25m$ , aligned perpendicular to the shoreline) in which we identified up to 20 of the most prominent plant species. The abbreviations under the strata column are defined as follows: T (Overstory tree), U (Understory tree), S (Shrub), H (Herb), V (Woody Vine).

STRATA	COMMON NAME	SCIENTIFIC NAME	PERCENT COVER (%)
Т	Bald cypress	Taxodium distichum	15-25
Т	Water hickory	Carya aquatica	15-25
S	Buttonbush	Cephalanthus occidentalis	5-15
Т	Sugarberry	Celtis laevigata	1-5
U	Eastern swamp privet	Foresteria acuminata	1-5
Т	Water locust	Gleditsia aquatica	1-5
V	Greenbrier	Smilax rotundifolia	1-5
U	Cedar elm	Ulmus crassifolia	1-5
V	Poison ivy	Toxicodendron radicans	1
V	Wild grape	Vitis sp.	1
Н	White morning glory	Ipomoea lacunosa	1
Н	Wright's morning glory	Ipomoea wrightii	1
Н	Indian heliotrope	Heliotropium indicum	<1
Н	Rosemallow	Hibiscus sp.	<1
Н	Willow primrose	Ludwigia decurrens	<1
U	Laurel oak	Quercus laurifolia	<1
Т	Overcup oak	Quercus lyrata	<1
Н	Smooth false buttonweed	Spermacoce glabra	<1
Н	Dayflower	Commelina sp.	<1

Table 4: The following table shows the results of a relevé botanical survey conducted in the open field habitat. The plot was established in a representative area of  $100m^2$  (4 x 25m, aligned perpendicular to the shoreline) in which we identified all plant species. H = Herb, and U = low-medium tree.

LAYER	COMMON NAME	SCIENTIFIC NAME	PERCENT COVER (%)
Н	American groundnut	Apios americana	25
Н	Balloon vine	Cardiospermum halicacabum	25
Н	Sunshine mimosa	Mimosa strigillosa	25
Н	Bermuda grass	Cynodon dactylon	15
Н	Melon	Cucumis sp.	5
Н	Swamp rose mallow	Hibiscus moscheutos	5
Н	Green foxtail	Setaria pumila	5
Н	Amaranth	Amaranthus sp.	4
Н	American buckwheat vine	Brunnichia ovata	3
Н	Wright's morning glory	Ipomoea wrightii	3
Н	Prickly fanpetals	Sida spinosa	3
Н	Johnsongrass	Sorghum halapense	3
Н	Ragweed	Ambrosia sp.	2
Н	Dogbane	Apocynum cannabinum	2
Н	Cockspur grass	Echinochloa sp. (prob. crus-galli)	2
Н	Goldenrod	Solidago sp.	1-5
U	Sugarberry	Celtis laevigata	1
Н	Crabgrass	Digitaria sp. (prob. sanguinalis)	1
Н	Pennsylvania smartweed	Persicaria pennsylvanicum	1
Н	Knotweed	Polygonaceae sp.	1
Н	Blackberry	Rubus argutus	1
Н	Carolina horsenettle	Solanum carolinense	1
Н	Aster	Symphotrichum sp.	1

Н	Vetch	Vicia sativa	1
Н	Dayflower	Commelina sp.	<1
U	Water hickory	Carya aquatica	<1

In each of the following tables of animal occurrence, NatureServe ranks are also incorporated; this includes global rank, state rank, federal status, and state status. Global rank is an international system for ranking threatened or endangered species throughout the world. Ranks are developed for different portions of a species range. The first and most critical rank describes the species status globally, and best describes the risk of extinction. This is called the Global Rank and begins with a "G". The most widely used NatureServe ranks in the United States are the State Ranks, which describe the rarity of a species within each state's boundary. These State Ranks begin with the letter "S". Global, National, and State ranks all use a 1-5 ranking system, with 1 representing the most critically imperilled because of extreme rarity or vulnerability to extinction. State ranks are defined as follows: S#B (Breeding – Conservation status refers to the breeding population of the species in Mississippi), S#N (Non-breeding – Conservation status refers to the non-breeding population of the species in Mississippi). Federal status and state status are defined as follows: LE (LE – Listed Endangered - A species is in danger of extinction throughout all or a significant portion of its range), LT (Listed Threatened - A species likely to become an endangered species within the foreseeable future throughout all or a significant portion of its range), PS (Partial Status - A species listed in parts of its range and not in others; or, one or more subspecies or varieties are listed, while the others are not listed).

## **Birds**

Table 5 is a compilation of bird species that have been identified on the subject property, or on Sky Lake. Of the 132 bird species listed below, 89 of these species have been identified on the subject property.

Table 5: The following table contains a list of birds known to occur at the subject property (bold) or at Sky Lake, based on our own site visits, as well as data from eBird.org. For those listed as species of conservation concern in the Mississippi State Wildlife Action Plan, their conservation status is also listed.

			GLOBAL	STATE	FEDERAL	STATE
COMMON NAME	SCIENTIFIC NAME	FAMILY	RANK	RANK	STATUS	STATUS
Acadian flycatcher	Empidonax virescens	Tyrannidae				
	Recurvirostra		İ			
American avocet	americana	Recurvirostridae				
American coot	Fulica americana	Rallidae				
	Corvus					
American crow	brachyrhynchos	Corvidae				
American						
goldfinch	Spinus tristis	Fringillidae				
American kestrel	Falco sparverius	Falconidae				
American redstart	Setophaga ruticilla	Parulidae				
American robin	Turdus migratorius	Turdidae				
American white	Pelecanus		Ì			
pelican	erythrorhynchos	Pelecanidae				
American wigeon	Mareca americana	Anatidae				
				S3B,		
Anhinga	Anhinga anhinga	Anhingidae	G5	S1N		
	Haliaeetus			S2B,S2		
Bald eagle	leucocephalus	Accipitridae	G4	N		
Baltimore oriole	Icterus galbula	Icteridae				
Barn swallow	Hirundo rustica	Hirundinidae				
Barred owl	Strix varia	Strigidae				
Belted kingfisher	Megaceryle alcyon	Alcedinidae				
Black-bellied	Dendrocygna					
whistling-duck	autumnalis	Anatidae				
Black-crowned				S3B,		
night-heron	Nycticorax nycticorax	Ardeidae	G5	S4N	ļ	
Black-necked stilt	Himantopus mexicanus	Recurvirostridae				
Black-throated						
green warbler	Setophaga virens	Parulidae			<u> </u>	

Blackpoll warbler	Setophaga striata	Parulidae			
Blue grosbeak	Passerina caerulea	Cardinalidae			
Blue jay	Cyanocitta cristata	Corvidae			
Blue-gray					
gnatcatcher	Polioptila caerulea	Polioptilidae			
Blue-headed vireo	Vireo solitarius	Vireonidae			
Blue-winged teal	Anas discors	Anatidae			
Brown thrasher	Toxostoma rufum	Mimidae			
Brown-headed					
cowbird	Molothrus ater	Icteridae			
Canada goose	Branta canadensis	Anatidae			
Carolina					
chickadee	Poecile carolinensis	Paridae  -	 		
Carolina wren	Thryothorus ludovicianus	  Troglodytidae			
Cattle egret	Bubulcus ibis	Ardeidae			
Cedar waxwing	Bombycilla cedrorum	Bombycillidae	!		
Chimney swift	Chaetura pelagica	Apodidae			
Chipping sparrow	Spizella passerina	Passerellidae	<u> </u>		
11 0 1	1		<u> </u>		
Common grackle	Quiscalus quiscula	Icteridae 			
yellowthroat	Geothlypis trichas	  Parulidae			
Cooper's hawk	Accipiter cooperii	Accipitridae			
Dark-eyed junco	Junco hyemalis	Passerellidae			
Dickcissel	Spiza americana	Cardinalidae			
Double-crested		Phalacrocoracida			
cormorant	Phalacrocorax auritus	e			
Downy					
woodpecker	Picoides pubescens	Picidae			
Dunlin	Calidris alpina	Scolopacidae			
Eastern bluebird	Sialia sialis	Turdidae			
Eastern kingbird	Tyrannus tyrannus	Tyrannidae			
Eastern	Ctarra all a su a a a a	I ataut da a			
meadowlark	Sturnella magna	Icteridae	 		
Eastern phoebe	Sayornis phoebe	Tyrannidae	 		
Eastern towhee	Pipilo erythrophthalmus	Passerellidae			
Eastern wood-pewee	Contopus virens	  Tyrannidae			
European starling	Sturnus vulgaris	Sturnidae	<u> </u>		
Forster's tern	Sterna forsteri	Laridae	 		
		i	 		
Gadwall	Anas strepera	Anatidae			

Golden-crowned						
Kinglet	Regulus satrapa	Regulidae				
Gray Catbird	Dumetella carolinensis	Mimidae				
Great Blue Heron	Ardea herodias	Ardeidae				
Great Crested						
Flycatcher	Myiarchus crinitus	Tyrannidae	ļ			
Great Egret	Ardea alba	Ardeidae				
Great Horned Owl	Bubo virginianus	Strigidae				
Greater						
White-fronted Goose	Angon allifuona	Anatidae				
	Anser albifrons		1			
Greater Yellowlegs	Tringa melanoleuca Leuconotopicus	Scolopacidae 				
Hairy Woodpecker	-	  Picidae				
Hermit Thrush	Catharus guttatus	Turdidae		1		
Horned Lark	Eremophila alpestris	Alaudidae	1			
House Sparrow	Passer domesticus	Passeridae				
House Wren	l		1			
	Troglodytes aedon	Troglodytidae  Cardinalidae		-		
Indigo Bunting	Passerina cyanea					
Killdeer	Charadrius vociferus	Charadriidae	<u> </u>	-		
Least Sandpiper	Calidris minutilla	Scolopacidae		-		
Lesser Scaup	Aythya affinis	Anatidae				
Lesser Yellowlegs	Tringa flavipes	Scolopacidae				
Little Blue Heron	Equation of applica	Ardeidae	G5	S2B, S2N		
Loggerhead	Egretta caerulea	Ardeidae	03	52IV		 
Shrike	Lanius ludovicianus	Laniidae				
Long-billed	Limnodromus		1			
Dowitcher	scolopaceus	Scolopacidae				
Louisiana						
Waterthrush	Parkesia motacilla	Parulidae	G5	S3B		
Magnolia Warbler	Setophaga magnolia	Parulidae				
Mallard	Anas platyrhynchos	Anatidae				
Merlin	Falco columbarius	Falconidae				
Mississippi Kite	Ictinia mississippiensis	Accipitridae				
Mourning Dove	Zenaida macroura	Columbidae				
Northern			0.5	G2G4	(DC)	
Bobwhite	Colinus virginianus	Odontophoridae	G5	S3S4	(PS)	
Northern Cardinal	Cardinalis cardinalis	Cardinalidae				
Northern Flicker	Colaptes auratus	Picidae				
Northern Harrier	Circus cyaneus	Accipitridae				

Northern					I
Mockingbird	Mimus polyglottos	Mimidae			
Northern Shoveler	Spatula clypeata	Anatidae			
Orange-crowned					
Warbler	Vermivora celata	Parulidae			
				S3B,	
Osprey	Pandion haliaetus	Pandionidae	G5	S1S2N	
Painted Bunting	Passerina ciris	Cardinalidae	G5	S3S4B	
Palm Warbler	Setophaga palmarum	Parulidae			
Pectoral					
Sandpiper	Calidris melanotos	Scolopacidae			
Pied-billed Grebe	Podilymbus podiceps	Podicipedidae			
Pileated					
Woodpecker	Dryocopus pileatus	Picidae			
Pine Siskin	Spinus pinus	Fringillidae			
Pine Warbler	Setophaga pinus	Parulidae			
Prothonotary			İ		
Warbler	Protonotaria citrea	Parulidae	G5	S5B	
Red-bellied					
Woodpecker	Melanerpes carolinus	Picidae			
Red-eyed Vireo	Vireo olivaceus	Vireonidae			
Red-shouldered					
Hawk	Buteo lineatus	Accipitridae			
Red-tailed Hawk	Buteo jamaicensis	Accipitridae			
Red-winged					
Blackbird	Agelaius phoeniceus	Icteridae			
Ring-billed Gull	Larus delawarensis	Laridae			
Ring-necked Duck	Aythya collaris	Anatidae			
Roseate Spoonbill	Platalea ajaja	Threskiornithidae			
Ruby-crowned			Ì		
Kinglet	Regulus calendula	Regulidae			
Ruby-throated					
Hummingbird	Archilochus colubris	Trochilidae			
Ruddy Duck	Oxyura jamaicensis	Anatidae			
	Passerculus				
Savannah Sparrow	sandwichensis	Passerellidae			
Semipalmated	<b></b>				
Sandpiper	Calidris pusilla	Scolopacidae			
Short-billed	7 i do	Coological			
Dowitcher	Limnodromus griseus	Scolopacidae			
Snow Goose	Chen caerulescens	Anatidae		 	
Snowy Egret	Egretta thula	Ardeidae	G5	S4B, S1N	
Song Sparrow	Melospiza melodia	Passerellidae	i	1	İ

Spotted Sandpiper	Actitis macularius	Scolopacidae				
Stilt Sandpiper	Calidris himantopus	Scolopacidae				
Summer Tanager	Piranga rubra	Cardinalidae				
Swamp Sparrow	Melospiza georgiana	Passerellidae				
<b>Tufted Titmouse</b>	Baeolophus bicolor	Paridae				
Turkey Vulture	Cathartes aura	Cathartidae				
Vesper Sparrow	Pooecetes gramineus	Passerellidae	ĺ			
Western		Caalamaaidaa	G5	S4N		
Sandpiper	Calidris mauri	Scolopacidae	65			
White Ibis	Eudocimus albus	Threskiornithidae	G5	S2B, S3N		
White-breasted			Ì			
Nuthatch	Sitta carolinensis	Sittidae				
White-crowned						
Sparrow	Zonotrichia leucophrys	Passerellidae				
White-eyed Vireo	Vireo griseus	Vireonidae				
White-throated						
Sparrow	Zonotrichia albicollis	Passerellidae				
Wilson's						
Phalarope	Phalaropus tricolor	Scolopacidae				
Winter Wren	Troglodytes hiemalis	Troglodytidae				
Wood Duck	Aix sponsa	Anatidae				
Wood Stork	Mycteria americana	Ciconiidae	G4	S2N	PS:LT	LE
Yellow-billed			Ì		İ	
Cuckoo	Coccyzus americanus	Cuculidae				
Yellow-rumped						
Warbler	Setophaga coronata	Parulidae				
Yellow-throated						
Warbler	Setophaga dominica	Parulidae				

#### Mammals

Table 6 represents mammal data for the subject property. Of the mammals listed, the Eastern Gray Squirrel is the only mammal that we observed during site visits. However, with the help of the Mississippi Wildlife Action Plan and Dr. Richard Buchholz, we believe the remainder of the mammals listed below may occur on the subject property.

Table 6: The following table contains a list of mammals either a) observed during a site visit (bold), or b) listed as a species of conservation concern in Mississippi's State Wildlife Action Plan and could occur at the subject property based on known occurrence in similar habitats or nearby.

COMMON NAME	SCIENTIFIC NAME	FAMILY	GLOBAL RANK	STATE RANK	FEDERAL STATUS	STATE STATUS
Eastern Spotted Skunk	Spilogale putorius	Mephitidae	G5	S1		
Louisiana Black Bear	Ursus americanus luteolus	Urdisdae	G5T2	S1	LT	LE
Northern Long-eared bat	Myotis septentrionalis	Vespertilionidae	G1G2	S1N	LT	
Rafinesque's Big-eared Bat	Corynorhinus rafinesquii	Vespertilionidae	G3G4	S3		
Hoary Bat	Lasiurus cinereus	Vespertilionidae	G5	S3	(PS)	
Southeastern Myotis	Myotis austroriparius	Vespertilionidae	G3G4	S3		
Eastern Gray Squirrel	Sciurus carolinensis	Sciuridae				

<sup>\*</sup> bold = observed at the subject property

#### **Fishes**

Table 7 lists the one fish species--Alligator Gar--that is listed as being of conservation concern as stated in the Mississippi's Wildlife Action Plan

Table 7: This table lists fishes that are of conservation concern (based on listing in Mississippi's Wildlife Action Plan) that likely occur at Sky Lake. After cross-reference of the Mississippi's Wildlife Action Plan and a list of fishes likely to occur at Sky Lake, we found that only one species was under conservation concern.

COMMON NAME	SCIENTIFIC NAME	FAMILY	GLOBAL RANK	STATE RANK	FEDERAL STATUS	STATE STATUS
Alligator Gar	Atractosteus spatula	Lepisosteidae	G3G4	S2		

## **Reptiles**

Table 8 lists two reptiles observed on the property or nearby in Sky Lake during site visits--American Alligator and Plain-bellied Watersnake--while the other six species listed are of conservation concern according to Mississippi's Wildlife Action Plan.

Table 8: This table contains a list of reptiles that either a) were observed during a site visit (bold), or b) are listed as a species of conservation concern in Mississippi's State Wildlife Action Plan and that we believe could occur at the subject property based on known occurrence in similar habitats or nearby.

COMMON NAME	SCIENTIFIC NAME	FAMILY	GLOBAL RANK	STATE RANK	FEDERAL STATUS	STATE STATUS
Alabama Map Turtle	Graptemys pulchra	Emydidae	G4	S2		
American Alligator	Alligator mississippiensis	Alligatoridae	G4			
Alligator Snapping Turtle	Macrochelys temminckii	Cleydridae	G3G4	S3		
Black Kingsnake	Lampropeltis getula nigra	Colubridae	G5T5	S3		
Plain-bellied Watersnake	Nerodia erythrogaster	Colubridae				
Queen Snake	Regina septemvittata	Colubridae	G5	S2S3		
Red Milk Snake	Lampropeltis triangulum syspila	Colubridae	G5T5	S3		
Southern Coal Skink	Plestiodon anthracinus pluvialis	Scincidae	G5T5	S2S3		

<sup>\*</sup> bold = observed at Delta Wind Birds Sky Lake Nature

## **Amphibians**

Table 9 lists three amphibians that were observed on the property during site visits--American Bullfrog, Green Frog, and Southern Leopard Frog--while the other three species are of conservation concern according to Mississippi's Wildlife Action Plan.

Table 9: This table contains a list of amphibians that either a) were observed during a site visit (bold), or b) are listed as a species of conservation concern in Mississippi's State Wildlife Action Plan and that we believe may could occur at the subject property based on known occurrence in similar habitats or nearby.

COMMON NAME	SCIENTIFIC NAME	FAMILY	GLOBAL RANK	STATE RANK	FEDERAL STATUS	STATE STATUS
American Bullfrog	Lithobates catesbeianus	Ranidae				
Crawfish Frog	Lithobates areolatus	Ranidae	G4	S2		
Green Frog	Lithobates calmitans	Ranidae				
Pickerel Frog	Lithobates palustris	Ranidae	G5	S3		
Small-mouthed Salamander	Ambystoma texanum	Ambystomatidae	G5	S3		
Southern Leopard Frog	Lithobates spenocephalus	Ranidae				

<sup>\*</sup> bold = observed at Delta Wind Birds Sky Lake Nature Reserve

## Threats to Ecological Integrity

The owners have assumed an exceptional and unique goal to forgo subdivision development, intensive agriculture and forest management, commercial hunting, or clear-cutting of the conservation easement area. Instead, they have chosen to protect and conserve the property's ecological functions and natural environment.

The greatest risk to the natural forest community on the property is from subdivision, clearing, and development into lakefront residential lots, similar to the developments immediately adjacent from the subject. The owners are planning to eliminate that threat with the placement of the conservation easement.

Agricultural run-off of sediments and nutrients is of particular concern to the integrity of the wetland habitats of Sky Lake. According to Mississippi's State Wildlife Action Plan (2015), the greatest threats to this drainage area, where the subject is located, are from nutrient runoff, sedimentation, lack of field borders and buffers, farming in the floodplains, logging, wood harvesting, headcutting, and impoundments. Because of its high conservation priority rank, and the decline in quality of stream habitats in this drainage, this natural resource is considered vulnerable by the Mississippi Department of Wildlife, Fisheries and Parks Natural Heritage Program. In addition, the water quality issues include excessive concentration of nutrients, siltation, pathogens, and organic enrichment from non-point source pollution. Recommendations made in the report focus on management practices to not only protect water quality and wetland habitat in the

basin but also to improve water quality for the future. These recommendations help landowners to reduce soil erosion, improve water quality, establish wildlife habitat, and to enhance forest and wetland resources. In addition, programs and efforts to permanently protect forested wetlands adjacent to water bodies are actively being implemented.

## **Management Needs**

The palustrine wetlands and open field habitat are passively managed, and the owners do not anticipate removing any timber from the forested wetland. While not mandatory for the purposes of the conservation easement, the owner should consider developing a Forest Management Plan that complies with the requirements of the Mississippi Land Trust conservation easement.

The Mississippi Department of Environmental Quality recommends that water bodies within the watershed be considered a priority for streambank and riparian buffer zone restoration and any sediment reduction Best Management Practices (BMPs), especially for the road crossings, agricultural activities, and construction activities. The implementation of these BMP activities should reduce the sediment load to water bodies to equal that of a relatively stable stream, and will allow the streams to approach stable conditions. This will provide improved habitat for the support of aquatic life in the water bodies and will result in the attainment of the applicable water quality standard.

No sign of feral swine or beaver damage was evident during the site visits, but nearby and adjacent properties have experienced damage to timber, crops, and habitat. The owners should routinely monitor the property and take control measures as needed, perhaps in collaboration with adjacent landowners.

An abandoned pontoon boat has been observed lodged in the buttonbush at the southeast corner of the property, and it should be removed as soon as possible.

An updated report on the condition of the property should be prepared in the year 2031 (10 years after the recordation of the easement) and submitted to the grantor of the easement.

## **Recommendation of Conservation Easement**

The subject property consists of 12.56 acres of Palustrine Wetland habitat that spans approximately 549 meters along Sky Lake (an oxbow lake and former Mississippi River distributary of the Wisconsin or Holocene age) and 1.1 acres of open field habitat. The property provides habitat for numerous types of waterfowl, wading birds, songbirds, and other wetland-dependent bird species in addition to diverse plants, mammals, reptiles, amphibians, and fish. The natural Palustrine Wetland habitat extending along the bank of Sky Lake makes this property a high-priority candidate for conservation. A perpetual conservation easement on the subject property will ensure that the natural state of the property remains intact, and will eliminate the threat of any destructive human activities.

Protection via a Mississippi Land Trust conservation easement will help preserve the ecological and scenic values of the property and will greatly benefit a wide variety of migrating and resident wildlife in the region that use Palustrine Wetland and forage in adjacent waters and open fields. This easement will protect the functions and values of the natural forests and the adjacent oxbow lake, whose integrity would be otherwise compromised in the future due to construction of residential developments in the immediate vicinity in recent years. Also, this easement will serve to support various governmental conservation policies including but not limited to the defined objectives outlined in the *North American Waterfowl Management Plan* 2018, the *Mississippi State Wildlife Action Plan* (2015-2025), and the Mississippi Department of Environmental Quality's Yazoo River Basin Plan.

Additionally, the conservation easement will expand the area within the basin under permanent protection and will complement the larger, landscape-level conservation efforts in the region undertaken by the Mississippi Land Trust, the US Fish and Wildlife Service, the US Forestry Service, the USDA Natural Resources Conservation Service and Farm Services Agency and its state, federal and private partners.

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# **Appendix 1: Survey plat of the subject property** (Tract 1)

