

Payments in Lieu of Taxes (PILT Act)
 Statement of Federal Land Payments, (43 CFR 44)
 During The Period October 1, 2011 through September 30, 2012

ENCLOSURE 3
 OMB NO. 1093-0005
 EXPIRES: 12/31/2012

FEDERAL AGENCY MAKING PAYMENT AND TYPE OF PAYMENT

MISSISSIPPI COUNTIES	FS TIMBER TITLE I*	SECURE SCHOOLS TITLE III	FS BANKHEAD JONES	ONRR/BLM MINERAL LEASING*	BLM SEC 3 TAYLOR GRAZING*	BLM SEC 15 TAYLOR GRAZING*	BLM BANKHEAD JONES	BLM SALE OF MATERIALS*	FERC POWER SALES*	PW REFUGE REVENUE SHARING*	TOTAL	REC ADJ	REC FOR ACCEPT
ADAMS COUNTY	198,889	6,613									198,889	99,445	99,445
AMITE COUNTY	534,316										540,929	267,158	273,771
ATTALA COUNTY											-	-	-
BENTON COUNTY	245,659	41,808									287,467	122,830	164,637
CALHOUN COUNTY											-	-	-
CARROLL COUNTY											-	-	-
CHICKASAW COUNTY	114,233	19,965									134,198	57,117	77,081
CHOCTAW COUNTY	71,409										71,409	35,705	35,705
CLAIBORNE COUNTY											-	-	-
CLAY COUNTY											-	-	-
COPIAH COUNTY	128,357										128,357	64,179	64,179
COVINGTON COUNTY											-	-	-
DE SOTO COUNTY											-	-	-
FORREST COUNTY	245,494	33,119									278,613	122,747	155,866
FRANKLIN COUNTY	1,616,315										1,616,315	808,158	808,158
GEORGE COUNTY	74,278										74,278	37,139	37,139
GREENE COUNTY	249,967	37,390									287,357	124,984	162,373
GRENADE COUNTY											-	-	-
HANCOCK COUNTY											-	-	-
HARRISON COUNTY	201,106	22,877									223,983	100,553	123,430
HINDS COUNTY											-	-	-
HOLMES COUNTY											-	-	-
HUMPHREYS COUNTY											-	-	-
ISSAQUENA COUNTY											-	-	-
ITAWAMBA COUNTY											-	-	-
JACKSON COUNTY	72,073										72,073	36,037	36,037
JASPER COUNTY	105,547	15,101									120,648	52,774	67,874
JEFFERSON COUNTY	157,989	16,608									174,597	78,995	96,602
JONES COUNTY	129,156	16,153									145,309	64,578	80,731
KEMPER COUNTY											-	-	-
LAFAYETTE COUNTY	102,223										102,223	51,112	51,112
LAUDERDALE COUNTY											-	-	-

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LEAKE COUNTY											-	-	-
LEE COUNTY											-	-	-
LEFLORE COUNTY											-	-	-
LINCOLN COUNTY	126,649										126,649	63,325	63,325
LOWNDES COUNTY								1,156			1,156	578	578
MADISON COUNTY											-	-	-
MARSHALL COUNTY	83,824										83,824	41,912	41,912
MONROE COUNTY											-	-	-
MONTGOMERY COUNTY											-	-	-
NESHOMA COUNTY											-	-	-
NEWTON COUNTY	24,183										24,183	12,092	12,092
NOKUBEE COUNTY											-	-	-
OKTIBBEHA COUNTY	472										472	236	236
PANOLA COUNTY											-	-	-
PEARL RIVER COUNTY	24,299										24,299	12,150	12,150
PERRY COUNTY	1,034,624										1,034,624	517,312	517,312
PIKE COUNTY											-	-	-
PONTOLOC COUNTY	2,613										2,613	1,307	1,307
PRENTISS COUNTY											-	-	-
QUITMAN COUNTY											-	-	-
RANKIN COUNTY											-	-	-
SCOTT COUNTY	608,104	41,934									650,038	304,052	345,986
SHARKEY COUNTY	217,811	5,147									222,958	108,905	114,053
SMITH COUNTY	461,827	31,093									492,920	230,914	262,006
STONE COUNTY	195,210	25,409									220,619	97,605	123,014
TALLAHATCHEE COUNTY											-	-	-
TATE COUNTY											-	-	-
TIPPAH COUNTY	39,746										39,746	19,873	19,873
TISHOMINGO COUNTY											-	-	-
TUNICA COUNTY											-	-	-
UNION COUNTY	30,495										30,495	15,248	15,248
WARREN COUNTY											-	-	-

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WASHINGTON COUNTY													
WAYNE COUNTY	462,038	29,575									491,613	231,019	260,594
WEBSTER COUNTY													
WILKINSON COUNTY	399,456	38,374									437,830	199,728	238,102
WINSTON COUNTY	130,480	22,814									153,294	65,240	88,054
YALOBUSHA COUNTY	82,303										82,303	41,152	41,152
YAZOO COUNTY													
TOTAL	8,171,145	403,980	-	-	-	-	-	1,156	-	-	8,576,281	4,086,153	4,490,128

NOTE: AMOUNTS SHOWN ON THIS TABLE REPRESENT PAYMENTS MADE TO STATE OR LOCAL GOVERNMENTS DURING THE TIME PERIOD OF OCTOBER 2011 THROUGH SEPTEMBER 2012. PAYMENTS MADE DIRECTLY TO THE STATE GOVERNMENT ARE MARKED WITH AN (*), PAYMENTS MADE DIRECTLY TO LOCAL GOVERNMENT UNITS ARE NOT MARKED.

PLEASE BE SURE THAT PAYMENTS MARKED WITH AN (*) WERE ACTUALLY DISTRIBUTED BY THE STATE TO LOCAL GOVERNMENTS AND WERE DISTRIBUTED OR RECEIVED BY THE LOCAL GOVERNMENT DURING THE OCTOBER 2011 THROUGH SEPTEMBER 2012 TIME PERIOD.

IF ANY PAYMENTS MADE TO THE STATE WERE NOT DISTRIBUTED TO LOCAL GOVERNMENTS AT ALL OR WERE NOT DISTRIBUTED TO LOCAL GOVERNMENTS DURING THE OCTOBER 2011 THROUGH SEPTEMBER 2012 TIME PERIOD THEN THEY SHOULD NOT BE INCLUDED IN THE REPORT THAT WE ARE REQUESTING. PLEASE CHECK WITH YOUR STATE TREASURER'S OFFICE TO DETERMINE IF STATE RECEIVED PAYMENTS WERE DISTRIBUTED AND WHEN.

Paperwork Reduction Act Statement The Paperwork Reduction Act of 1995 (44 U.S.C. 3501 et seq.) requires us to inform you that this information is being used to compute payments due units of general local government under the PILT Act (31 U.S.C. 6901-6907). Response to this request is required to obtain a benefit. The public reporting burden for this collection of information is estimated to average 75 hours per response, including the time required for gathering the data needed and completing and reviewing the collection of information form. Send comments on the burden estimate or on any other aspect of this information collection, including suggestions for reducing this burden, to Department of the Interior, Office of Budget, MS 4116 MB, 1849 C St. NW, Washington, DC 20240. Under the Paperwork Reduction Act, an agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid

A) Federal Forestry receipts distributed during October 1, 2011 through September 30, 2012 totaled \$8,614,192.00
 A reconciliation of this amount and the amount included of \$8,576,281 follows:

FS Timber Payments	\$6,147,508	
FS/MMS Timber Payments	<u>\$2,466,684</u>	
Total Payments		\$8,614,192
Add:		
Amts received from MMS-Denver prior to, but disbursed after October 1, 2011		0
Amts received for BLM Sale of Materials		1,156.00
Difference between the actual amount received on a mthly basis from MMS-Denver		0
Amounts < \$10 due to counties from 9/12 disb		(17)
Less:		
Amounts received from MMS-Denver not disbursed as of September 30, 2012		(39,050.00)
Total Payments made to counties for the period October 1, 2011 to September 30, 2012		<u><u>\$8,576,281</u></u>

Although 100% of these funds were distributed to the counties, State Law (Code Section 49-19-23) requires that 50% of the receipts from Title I and from BLM Sale of Material be used for the benefit of public schools and that the remaining 50% shall be expended, at the discretion of the Board of Supervisors, for the benefit of public roads or public schools.

B) During Fiscal Year 2012, the State received funds under the Mineral Leasing Act in the amount of \$26,220.72. In accordance with the State Law (Code Section 29-7-3) these funds are maintained in special funds appropriated by the State Legislature and do not pass through to the counties.

C) During Fiscal Year 2012, the State received funds under the BLM Sale of Materials. Lowndes County received \$1,156.00 from the sale of materials. See footnote (a) for the state law that pertains to this.

Miss. Code Ann. § 49-19-23

MISSISSIPPI CODE of 1972

*** Current through the 2012 Regular Session ***

TITLE 49. CONSERVATION AND ECOLOGY
CHAPTER 19. FORESTS AND FOREST PROTECTION
IN GENERAL

Miss. Code Ann. § 49-19-23 (2012)

§ 49-19-23. Federal funds; apportionment

All moneys paid to the State of Mississippi by the United States, on account of national forest lands in Mississippi, established under the provisions of the Weeks Law, so-called, being an Act of Congress, approved March 1, 1911, and amendments thereto, shall be apportioned by the state treasurer to the several counties in which such national forest lands are or may be, in proportion to the area of such national forest lands in each, as determined by the forest service of the United States Department of Agriculture.

The several sums so apportioned to each county shall be paid over by the state treasurer to the county depository within sixty (60) days after receipt thereof, and fifty percent (50%) of such funds received by the county shall be expended for the benefit of the public schools, and the remaining fifty percent (50%) of such funds shall, in the discretion of the board of supervisors, be expended for the benefit of the public roads or of the public schools of the school districts within which national forest lands may be located.

In any area affected not having a school located therein, all of such funds may be expended on roads.

In counties containing one hundred sixty thousand, two hundred fifty-three (160,253) acres of national forest lands located solely within three (3) supervisors districts, if the board of supervisors elects to apportion fifty percent (50%) of the funds so received to public roads, the funds shall be expended upon the public roads within the supervisors district or districts within which the national forest lands are located.

In counties containing one hundred sixty thousand, two hundred fifty-three (160,253) acres of national forest lands located solely within three (3) supervisors districts, that portion of the funds allocated to public schools may, within the discretion of the county school board, be expended for the public schools within the county wherein the national forest lands are located.

In any county wherein there is located a national forest traversed by the Chickasawhay River and in which U. S. Highways 84 and 45 intersect, all such funds so received shall be expended in such manner as the board of supervisors shall determine in the public interest for the maintenance of public roads and support of the public schools.

HISTORY: SOURCES: Codes, 1942, § 6044; Laws, 1936, ch. 310; Laws, 1950, ch. 269; Laws, 1952, ch. 195; Laws, 1956, ch. 161; Laws, 1970, ch. 320, § 1, eff from and after July 1, 1970.

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Miss. Code Ann. § 29-7-3

MISSISSIPPI CODE of 1972

*** Current through the 2012 Regular Session ***

TITLE 29. PUBLIC LANDS, BUILDINGS AND PROPERTY
CHAPTER 7. MINERAL LEASES OF STATE LANDS

Miss. Code Ann. § 29-7-3 (2012)

§ 29-7-3. Lease of state lands for minerals; exploration or testing permits; mineral royalties; Gulf and Wildlife Protection Fund; authority to lease; restrictions on offshore drilling

There shall be no development or extraction of oil, gas, or other minerals from state-owned lands by any private party without first obtaining a mineral lease therefor from the commission. The commission is hereby authorized and empowered, for and on behalf of the state, to lease any and all of the state land now owned (including that submerged or whereover the tide may ebb and flow) or hereafter acquired, to some reputable person, association, or company for oil and/or gas and/or other minerals in and under and which may be produced therefrom, excepting, however, sixteenth section school land, lieu lands, and such forfeited tax land and property the title to which is subject to any lawful redemption, for such consideration and upon such terms and conditions as the commission deems just and proper. No mineral lease of offshore lands shall allow offshore drilling operations north of the coastal barrier islands, except in Blocks 40, 41, 42, 43, 63, 64 and 66 through 98, inclusive. Further, surface offshore drilling operations will not be allowed within one (1) mile of Cat Island. The commission may only offer for lease the state-owned lands in Blocks 40, 41, 42, 43, 63, 64 and 66 through 98, inclusive, as shown on the Mississippi Department of Environmental Quality Bureau of Geology Plat of Lease Blocks (Open File Report 151) on terms and conditions and for a length of time as determined by the commission. The commission may not lease any lands or submerged lands off the Mississippi Gulf Coast that have been leased by the Department of Marine Resources before January 1, 2004, for any public or private oyster reef lease or any lands or submerged lands within one (1) mile of that lease for the purposes of drilling offshore for oil, gas and other minerals.

Consistent with the conservation policies of this state under Section 53-1-1 et seq., the commission may offer for public bid any tracts or blocks of state-owned lands not currently under lease, which have been identified to the commission as having development potential for oil or natural gas, not less than once a year. Upon consultation with the Office of Geology in the Mississippi Department of Environmental Quality, the Secretary of State and any other state agency as the commission deems appropriate, the commission shall promulgate rules and regulations consistent with this chapter governing all aspects of the process of leasing state lands within its jurisdiction for mineral development, including the setting of all terms of the lease form to be used for leasing state-owned lands, any necessary fees, public bidding process, delay rental payments, shut-in royalty payments, and such other provisions as may be required. The Attorney General shall review the lease form adopted by the commission for legal sufficiency.

There shall not be conducted any seismographic or other mineral exploration or testing activities on any state-owned lands within the mineral leasing jurisdiction of the commission without first obtaining a permit therefor from the commission. Upon consultation with the Office of Geology in the Mississippi Department of Environmental Quality, the Secretary of State and any other state agency as the commission deems appropriate, the commission shall promulgate rules and regulations governing all aspects of seismographic or other mineral exploration activity on state lands within its jurisdiction, including the establishing of fees and issuance of permits for the conduct of such mineral exploration activities. The Attorney General shall review

the permit form adopted by the commission for legal sufficiency. Provided, however, that persons obtaining permits from the commission for seismographic or other mineral exploration or testing activities on state-owned wildlife management areas, lakes and fish hatcheries, shall be subject to rules and regulations promulgated therefor by the Mississippi Commission on Wildlife, Fisheries and Parks which shall also receive all permit fees for such testing on said lands. In addition, persons obtaining permits from the commission for seismographic or other mineral exploration or testing activities on state-owned marine waters shall be subject to rules and regulations promulgated therefor by the Mississippi Department of Marine Resources which shall also receive all permit fees for such testing on those waters.

Further, provided that each permit within the Mississippi Sound or tidelands shall be reviewed by the Mississippi Commission on Marine Resources and such special conditions as it may specify will be included in the permit. Information or data obtained in any mineral exploration activity on any and all state lands shall be disclosed to the state through the commission, upon demand. Such information or data shall be treated as confidential for a period of ten (10) years from the date of receipt thereof and shall not be disclosed to the public or to any firm, individual or agency other than officials or authorized employees of this state. Any person who makes unauthorized disclosure of such confidential information or data shall be guilty of a misdemeanor, and upon conviction thereof, be fined not more than Five Thousand Dollars (\$ 5,000.00) or imprisoned in the county jail not more than one (1) year, or both.

Whenever any such land or property is leased for oil and gas and/or other minerals, such lease contract shall provide for a lease royalty to the state of at least three-sixteenths ($3/16$) of such oil and gas or other minerals, same to be paid in the manner prescribed by the commission. Of the monies received in connection with the execution of such leases, five-tenths of one percent ($5/10$ of 1%) shall be retained in a special fund to be appropriated by the Legislature, One Hundred Thousand Dollars (\$ 100,000.00) of which amount to be used by the commission for the administration of the leasing and permitting under this section, and the remainder of such amount shall be deposited into the Education Trust Fund, created in Section 206A, Mississippi Constitution of 1890; and two percent (2%) shall be paid into a special fund to be designated as the "Gulf and Wildlife Protection Fund," to be appropriated by the Legislature, one-half ($1/2$) thereof to be apportioned as follows: an amount which shall not exceed One Million Dollars (\$ 1,000,000.00) shall be used by the Mississippi Department of Wildlife, Fisheries and Parks and the Mississippi Department of Marine Resources solely for the purpose of cleanup, remedial or abatement actions involving pollution as a result of the exploration or production of oil or gas, and any amount in excess of such One Million Dollars (\$ 1,000,000.00) shall be deposited into the Education Trust Fund, created in Section 206A, Mississippi Constitution of 1890. The remaining one-half ($1/2$) of such Gulf and Wildlife Protection Fund to be apportioned as follows: an amount which shall not exceed One Million Dollars (\$ 1,000,000.00) shall be used by the Mississippi Commission on Wildlife, Fisheries and Parks and the Mississippi Department of Marine Resources for use first in the prudent management, preservation, protection and conservation of existing waters, lands and wildlife of this state and then, provided such purposes are accomplished, for the acquisition of additional waters and lands and any amount in excess of such One Million Dollars (\$ 1,000,000.00) shall be deposited into the Education Trust Fund, created in Section 206A, Mississippi Constitution of 1890. However, in the event that the Legislature is not in session to appropriate funds from the Gulf and Wildlife Protection Fund for the purpose of cleanup, remedial or abatement actions involving pollution as a result of the exploration or production of oil or gas, then the Mississippi Department of Wildlife, Fisheries and Parks and the Mississippi Department of Marine Resources may make expenditures from this special fund account solely for said purpose. The commission may lease the submerged beds for sand and gravel on such a basis as it may deem proper, but where the waters lie between this state and an adjoining state, there must be a cash realization to this state, including taxes paid for such sand and gravel, equal to that being had by such adjoining state, in all cases the requisite consents therefor being lawfully obtained from the United States.

The Department of Environmental Quality is authorized to employ competent engineering

personnel to survey the territorial waters of this state in the Mississippi Sound and the Gulf of Mexico and to prepare a map or plat of such territorial waters, divided into blocks of not more than six thousand (6,000) acres each with coordinates and reference points based upon longitude and latitude surveys. The commission is authorized to adopt such survey, plat or map for leasing of such submerged lands for mineral development; and such leases may, after the adoption of such plat or map, be made by reference to the map or plat, which shall be on permanent file with the commission and a copy thereof on file in the Office of the State Oil and Gas Board.

HISTORY: SOURCES: Codes, 1942, § 5948; Laws, 1932, ch. 114; Laws, 1942, ch. 241; Laws, 1968, ch. 608, § 1; Laws, 1982, ch. 455, § 1; Laws, 1984, ch. 488, § 187; Laws, 1986, ch. 399, § 1; Laws, 2000, ch. 516, § 7; Laws, 2004, ch. 482, § 2, eff from and after July 1, 2004.

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