



**STATE OF MISSISSIPPI  
DEPARTMENT OF AGRICULTURE AND COMMERCE**

ANDY GIPSON  
COMMISSIONER

**Grain Warehouse Application**

**§75-44-1. Short title.** This chapter shall be known as the "Mississippi Grain Warehouse Law."

**§75-44-3. Application of chapter; governing law as to warehouse receipts.**

(1) The provisions of this chapter shall apply to all grain warehouses and to the operations of such grain warehouses whether or not any of the grain therein is owned by the warehouseman, unless such grain warehouse is licensed under the provisions of the United States Warehouse Act, as amended.

(2) The provisions and definitions of the Uniform Commercial Code relating to warehouse receipts to the extent not inconsistent with this chapter shall govern warehouse receipts issued by grain warehousemen.

**§75-44-7. Powers and duties of commissioner of agriculture and commerce.**

The commissioner shall carry out and enforce the provisions of this chapter and is hereby empowered to promulgate rules and regulations to carry out necessary inspections and to appoint and fix the duties of his personnel and provide such equipment as may be necessary to assist him in enforcing the provisions thereof.

**§75-44-9. Necessity of obtaining license.**

No person shall operate a grain warehouse or issue a warehouse receipt without first having obtained a license pursuant to this chapter unless such grain warehouse is licensed under the provisions of the United States Warehouse Act, as amended.

**§75-44-11. Application for license; application fee.**

Applications for licenses under this chapter are to be made on forms prescribed by the commissioner for each separate warehouse or, if an applicant owns more than one (1) warehouse at any one (1) location, which does not exceed eight (8) miles in distance, then all the warehouses at that location may be included in one (1) application.

Every application is to be accompanied by an application fee of one hundred fifty dollars (\$150.00) and a certified financial statement in a form prescribed by the commissioner and such further information as the commissioner may by regulation require.

**§75-44-13. Annual license fee.**

Prior to the issuance of a license, every applicant shall pay an annual license fee based upon the capacity of the warehouse, such fee to be determined by the commissioner, but not to exceed one hundred dollars (\$100.00).

**§75-44-15. Renewal of license.**

If a grain warehouseman desires to renew his license for an additional year, application for such renewal shall be made on a form prescribed by the commissioner. At least sixty (60) days prior to the expiration of each license, the commissioner shall notify each grain warehouseman of the date of such expiration and furnish such grain warehouseman with the renewal form.



**State of Mississippi**  
**Department of Agriculture and Commerce**  
 P.O. Box 1609  
 Jackson, MS 39215-1609  
 601-359-1111

No. \_\_\_\_\_

## APPLICATION FOR GRAIN WAREHOUSE

*The undersigned applicant hereby applies for a license to operate a Grain Warehouse (buying/selling/storing grain from producers) as defined and required by Section 75-44-9 of the Mississippi Code of 1972, as amended.*

Business Name:		E-mail Address:	
Contact Person:		Telephone Number:	Fax Number:
Mailing Address:	City:	State:	Zip:
Warehouse Physical Address:	City:	State:	Zip:
Warehouse Telephone Number:	Fax Number:	County where Warehouse is located:	
Warehouse operator to appear on License:		Commodity Stored:	
Bushel Capacity:	Previous Year's Dollar Amount of Grain Purchased:	License Fee:	<b>Warehouse Bond \$ Dealer Bond \$</b>
<b>License Fee Based on capacity: Up to 1 Million bu. \$50; 1 to 2 Million bu. \$75; over 2 Million bu. \$100</b>			

Type of Business:  Individual  Partnership  Association  Cooperative  Corporation

**As part of the application, the following items must be included:**

- New Application or Delinquent Application Fee \$150**
- License Fee – as noted**
- Schedule of Charges**
- Most recent certified financial statement – (minimum \$20,000 assets)**
- Financial Audit Release Form**
- Bond or Letter of Credit and must also have a Grain Dealer bond -- as noted**
- Bin Chart**
- Blank warehouse receipts and/or contracts; specimen of authorized signature(s)**
- Storage Contract**
- Current scale ticket**
- List of sub offices**
- Current Certificate of Insurance**

I, the undersigned being first duly sworn, depose and say that I am the \_\_\_\_\_  
 (Owner, Partner, Officer of Corporation) of the applicant \_\_\_\_\_  
 and that I am authorized on the part of said applicant to verify and file with the Mississippi Department of  
 Agriculture and Commerce, this financial statement; that I have full knowledge of the matters set forth herein  
 and that all of same are true in substance and in fact, and that this financial statement has been prepared by a  
 licensed Certified Public Accountant who is not in the employment of, related to or directly associated with the  
 applicant. Also, the undersigned applicant hereby certifies that all statements, information or schedules attached  
 hereto are hereby made a part of this application and that all statements and information contained herein are  
 true and correct.

\_\_\_\_\_  
 Signature

\_\_\_\_\_  
 NOTARY PUBLIC

My commission expires \_\_\_\_\_.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.



**Financial Statement preparation information:**

Name of Accountant		
Street or Route and Box #		
City	State	Zip Code
Telephone Number	Fax Number	

Entry required for each person with a beneficial interest as owner if applicant is an individual or partnership. If applicant is an association or corporation, an entry is required for the following officers: President, Secretary, Treasurer, and Registered Agent. An entry for the Principal Manager is also required.

Name		
Street or Route and Box #		
City	State	Zip Code
Name		
Street or Route and Box #		
City	State	Zip Code
Name		
Street or Route and Box #		
City	State	Zip Code
Name		
Street or Route and Box #		
City	State	Zip Code
Name		
Street or Route and Box #		
City	State	Zip Code



**MISSISSIPPI DEPARTMENT OF AGRICULTURE AND COMMERCE  
FINANCIAL AUDIT RELEASE FORM**

STATE OF MISSISSIPPI

COUNTY OF \_\_\_\_\_

Personally appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named \_\_\_\_\_ who after being duly sworn stated on oath as follows. I am the \_\_\_\_\_ (title) of \_\_\_\_\_ (name of applicant) which is applying for a grain warehouse/dealer license with the Mississippi Department of Agriculture and Commerce. I have been duly authorized to execute this document and grant this Release by Applicant. As part of that application, Applicant submitted its audited financial statement[s] for the time period \_\_\_\_\_ to \_\_\_\_\_ which were prepared and provided by \_\_\_\_\_ (name of auditor). Applicant hereby authorizes Auditor and its employees to provide the Mississippi Department of Agriculture and Commerce with a true and correct copy of the audited financial statements prepared by the Auditor for the time period as referenced above.

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
NOTARY PUBLIC

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

My commission expires \_\_\_\_\_.

**Checkoff Requirements**  
**Defined as 1<sup>st</sup> point of purchase as required by law**

**Corn**

- **Assessment rate is 1 cent per bushel**
- **Due by the 20<sup>th</sup> of the month following collection month**
- **Late payments will be fined a 5% penalty of the assessment determined to be due, plus 1% of the amount due, compounded monthly**
- **Refusal to pay assessments will be fined up to \$1000 or result in imprisonment of up to 1 year, or both**

**Soybeans**

- **Assessment rate is 1/2 of 1% of market value at time of purchase**
- **Due by the last day of the month following collection month**
- **Late payments will be fined a 2% penalty of the assessment determined to be due, compounded monthly**
- **Refusal to pay assessments will be fined up to \$1000 or result in imprisonment of up to 1 year, or both**

**Rice**

- **Assessment rate is 3 cents per bushel**
- **Due by the 20<sup>th</sup> of the month following collection month**
- **Late payments will be fined a 5% penalty of the assessment determined to be due, plus 1% of the amount due, compounded monthly**
- **Refusal to pay assessments will be fined up to \$1000 or result in imprisonment of up to 1 year, or both**

**Make checkoff payments to:**

**Mississippi Department of Agriculture & Commerce  
Attn: Rochelle Wright  
P. O. Box 1609  
Jackson, MS 39215-1609**

**Please call 601-359-1131, if you have any questions concerning checkoff requirements and/or payments.**