



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
WALLA WALLA DISTRICT, CORPS OF ENGINEERS
COEUR d'ALENE REGULATORY OFFICE
U.S. FOREST SERVICE BLDG.
3815 SCHREIBER WAY
COEUR d'ALENE, IDAHO 83814-8363

August 9, 1996

Operations Division

SUBJECT: NPW No. 961201150

Mr. Ron Marak
HCR 5, Box 151-2A
Priest River, Idaho 83856

Dear Mr. Marak:

This will confirm the information provided to you during our meeting on August 7, 1996, regarding the need for a Department of the Army permit for your proposed placement of fill for a housing pad, in wetlands adjacent to Priest Lake. Your project is located in Sec. 12, T.60N., R.5W., B.M., near Priest Lake, Bonner County, Idaho.

Section 404 of the Clean Water Act (33 U.S.C. 1344) requires a Department of the Army permit be issued for the discharge of dredged or fill material into waters of the United States, including wetlands. This includes excavation activities which result in the discharge of dredged material and destroy or degrade waters of the United States.

The placement of fill material into wetlands adjacent to Priest Lake, as described by you, will require a Department of the Army Permit under the Clean Water Act. I provided you an application pamphlet entitled "General Information and Instructions for Completion of Joint Application for Permit" with permit application and drawing forms, during our meeting.

As discussed, your project may comply with the terms and conditions of Nationwide Permit 29 for Single Family Housing. I have enclosed a copy of this Nationwide Permit for your information. You will need to follow the "Pre-Construction Notification" instructions to apply for approval under this authorization.

You are advised that the discharge of dredged or fill material in waters of the United States, including wetlands, prior to obtaining the required Department of the Army permit is in violation of the provisions of the Clean Water Act.

FJL

If you have any questions, please contact me by writing to the above address or phone 208-765-7256 [208-765-7449].

Sincerely,

Gregg A. Rayner
Gregg A. Rayner
Regulatory Project Manager

Enclosure