



DEPARTMENT OF THE ARMY
 U.S. ARMY ENGINEER DISTRICT, LOUISVILLE
 CORPS OF ENGINEERS
 INDIANAPOLIS REGULATORY OFFICE
 9799 BILLINGS ROAD
 INDIANAPOLIS, INDIANA 46216-1055
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BLA - EVANSVILLE

September 29, 2010

Operations Division
 Regulatory Branch (North)
 ID No. LRL-2010-466-djd

SCANNED TO ELECTRONIC FILE

103 0001-1PL

PROJECT NUMBER	
10-0470	JM
DATE	INITIAL
EVANSVILLE	INDIANAPOLIS ILLINOIS

Mr. Nathan Saxe
 Indiana Department of Transportation
 100 North Senate Avenue, Room N642
 Indianapolis, IN 46204

Dear Mr. Saxe:

This is in regard to your application dated June 18, 2010, for a Department of Army Permit authorizing the proposed construction of Section 2 of the Interstate 69 extension between Evansville and Indianapolis, Indiana. Section 2 includes approximately 29 miles from State Route 64 near Oakland City in Pike County to US Route 50 east of Washington in Daviess County, Indiana. We have reviewed the submitted data relative to Section 404 of the Clean Water Act (CWA).

The Louisville, Detroit, and Chicago Districts issued Regional General Permit (RGP) No. 1 pursuant to Section 10 of the Rivers and Harbors Act of 1899 and Section 404 CWA on December 15, 2009, for certain activities having minimal impact in Indiana. We have verified that the proposed work at the sites listed in Table 1 (see attached) with the proposed mitigation is authorized under the RGP. Therefore, you may proceed with the proposed work subject to the enclosed RGP General Conditions, the Section 401 Water Quality Certification issued by the Indiana Department of Environmental Management (IDEM) dated September 22, 2010, and the following Special Conditions:

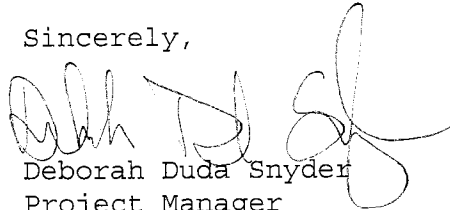
1. The wetland and stream mitigation, monitoring, and reporting shall be performed in accordance with the "Mitigation and Monitoring Plans" for Cooper/Buck, Corn, Cornelius, and Purcell dated January 5, 2010.
2. Your responsibility to complete the required compensatory mitigation as set forth in Special Condition 1 will not be considered fulfilled until you have demonstrated compensatory mitigation project success and have received written verification of that success from the U.S. Army Corps of Engineers.

3. An acceptable, notarized, recorded, and filed copy of the executed conservation easement or restrictive covenant in perpetuity of the stream and wetland mitigation areas shall be provided to this office within 60 days of completion of mitigation construction.

Upon completion of the work at these sites authorized by this RGP, the enclosed Compliance Certification form must be completed and returned to this office. This authorization is valid until December 15, 2014.

If you have any questions concerning this matter, please contact me by writing to the above address or by calling 317-532-4197. Any correspondence should reference our assigned Identification Number LRL-2010-466-djd.

Sincerely,



Deborah Duda Snyder
Project Manager
Indianapolis Regulatory Office

Enclosures

Copy Furnished: IDEM (Randolph)
Bernardin Lochmueller and Associates, Inc. ✓

Table 1:

Identification Number:	Description:	Impacts (lf.):	Impacts (ac.):
Stream impact #6	Allen Lateral	460	--
Stream impact #7	Unnamed tributary to Buck Creek	420	--
Stream impact #8	Buck Creek	50	--
Stream impact #9	Buck Creek	325	--
Stream impact #10	Unnamed tributary to Hurricane Creek	365	--
Stream impact #16	Unnamed tributary to Patoka River	830	--
Stream impact #20	Unnamed tributary to Flat Creek	505	--
Stream impact #21	Unnamed tributary to Flat Creek	345	--
Stream impact #22	Unnamed tributary to Flat Creek	50	--
Stream impact #46	Unnamed tributary to Prides Creek	170	--
Stream impact #47	Prides Creek	50	--
Stream impact #48	Unnamed tributary to Prides Creek	440	--
Stream impact #49	Unnamed tributary to Prides Creek	865	--
Stream impact #58	Unnamed tributary to Mud Creek	320	--
Stream impact #59	Unnamed tributary to Mud Creek	445	--
Stream impact #60	Unnamed tributary to Lick Creek	220	--
Stream impact #61	Unnamed tributary to Lick Creek	115	--
Stream impact #62	Unnamed tributary to Lick Creek	695	--
Stream impact #63	Unnamed tributary to Lick Creek	305	--
Stream impact #66	Unnamed tributary to Lick Creek	295	--
Wetland impact #8	Emergent and Forested wetland	--	0.89
Stream impact #67	Unnamed tributary to Mud Creek	320	--
Stream impact #68	Unnamed tributary to Mud Creek	50	--
Stream impact #69	Mud Creek	50	--
Wetland impact #9	Forested wetland	--	0.17
Stream impact #83	Unnamed tributary to Jackson Pond	630	--
Stream impact #84	Unnamed tributary to Jackson Pond	275	--
Stream impact #85	Unnamed tributary to Jackson Pond	275	--
Stream impact #86	Unnamed tributary to Jackson Pond	320	--
Stream impact #99	Unnamed tributary to Veale Creek	720	--
Stream impact #100	Unnamed tributary to Veale Creek	750	--
Stream impact #104	Unnamed tributary to Veale Creek	50	--
Stream impact #109	Unnamed tributary to Veale Creek	365	--
Stream impact #114	Unnamed tributary to Hurricane Branch	150	--
Stream impact #116	Unnamed tributary to Hurricane Branch	215	--
Stream impact #117	Unnamed tributary to Hurricane Branch	730	--
Wetland impact #14	Emergent wetland	--	0.23