



DEPARTMENT OF THE ARMY
SAN FRANCISCO DISTRICT, CORPS OF ENGINEERS
211 MAIN STREET
SAN FRANCISCO, CALIFORNIA 94105-1905

REPLY TO
ATTENTION OF:

JAN 04 1996

Regulatory Branch

SUBJECT: File Number 21904N78

Mr. Gay Wilburn
Bear Paws Casino
Bear River Rancheria
P.O. Box 457
Loleta, California 95551

Dear Ms. Wilburn:

We received a submittal from LACO Associates of November 27, 1995, requesting confirmation of the extent of Corps of Engineers jurisdiction at the northwest property corner of the Bear River Rancheria property, near Singley Road, approximately one-half mile east of Highway 101 and the Eel River, approximately four miles north of the city of Fortuna, in Humboldt County, California.

Enclosed are maps showing the extent and location of Corps of Engineers jurisdiction on the proposed recreation and parking development on the Bear River Rancheria (Encl 1). Based on a site inspection conducted by our staff on December 6, 1995, we concur with LACO Associates that there are 0.58 acres of wetlands located within the area of wetland delineation shown on the attached maps.

We have based this jurisdictional delineation on the current conditions of the site. A change in those conditions may also change the extent of our jurisdiction. This jurisdictional delineation will expire in five years from the date of the maps enclosed above. However, if there has been a change in circumstances which effects the extent of Corps jurisdiction, a revision may be done before that date.

In our discussions with Mr. Wayne Moon of the Bear River Rancheria during our site visit of December 6th, Mr. Moon indicated the Bear River Rancheria would likely avoid constructing facilities on the wetlands area shown in the maps attached. If development at the Bear River Rancheria will avoid placing fill or conducting excavations on the 0.58 acres of wetlands delineated, then no Department of the Army permit would be required. In order for us to verify that no permit would be required, you must provide us with plan views and cross section maps (1 inch = 100 foot scale) of your proposed casino or recreational development superimposed over the attached maps.

However, if you intend to place fill or perform excavations on the subject 0.58 acres of wetlands, then a Department of the Army permit would be required. The proposed project may qualify for Nationwide Permit No. 26 (placement of fill in less than one acre of isolated wetlands or headwaters locations). In order to verify that the proposed project would qualify for the nationwide permit, you must submit a permit application to the Corps of Engineers along with plan view and cross section maps of the project. A permit application and a copy of nationwide permit conditions are enclosed with this letter (Encl 2). You must submit with your permit application verification in writing that your proposed project meets all of the nationwide permit conditions as described in the enclosure.

In addition, there was some discussion at the December 6, 1995 visit regarding stormwater wetland systems. Enclosed for your reference and that of LACO Associates is a copy of "Design of Stormwater Wetland Systems" by Metropolitan Washington Council of Governments (Encl 3).

If you have any questions, please call David Ammerman of our Regulatory Branch, Eureka Resident Office, at telephone 707-443-0855. Please address correspondence to the District Engineer, Attention: Regulatory Branch, 211 Main Street, San Francisco, California 94105-1905 (please furnish a copy to the Eureka Resident Office, P.O. Box 4863, Eureka, California 95502) and refer to the file number at the head of this letter.

Sincerely,

ORIGINAL SIGNED

By

Calvin C. Fong

For

Max R. Blodgett

Chief, Construction-Operations

Division

Enclosures

Copies Furnished:

LACO Associates, Attn: David K. Imper
Mr. Noel Krawforst

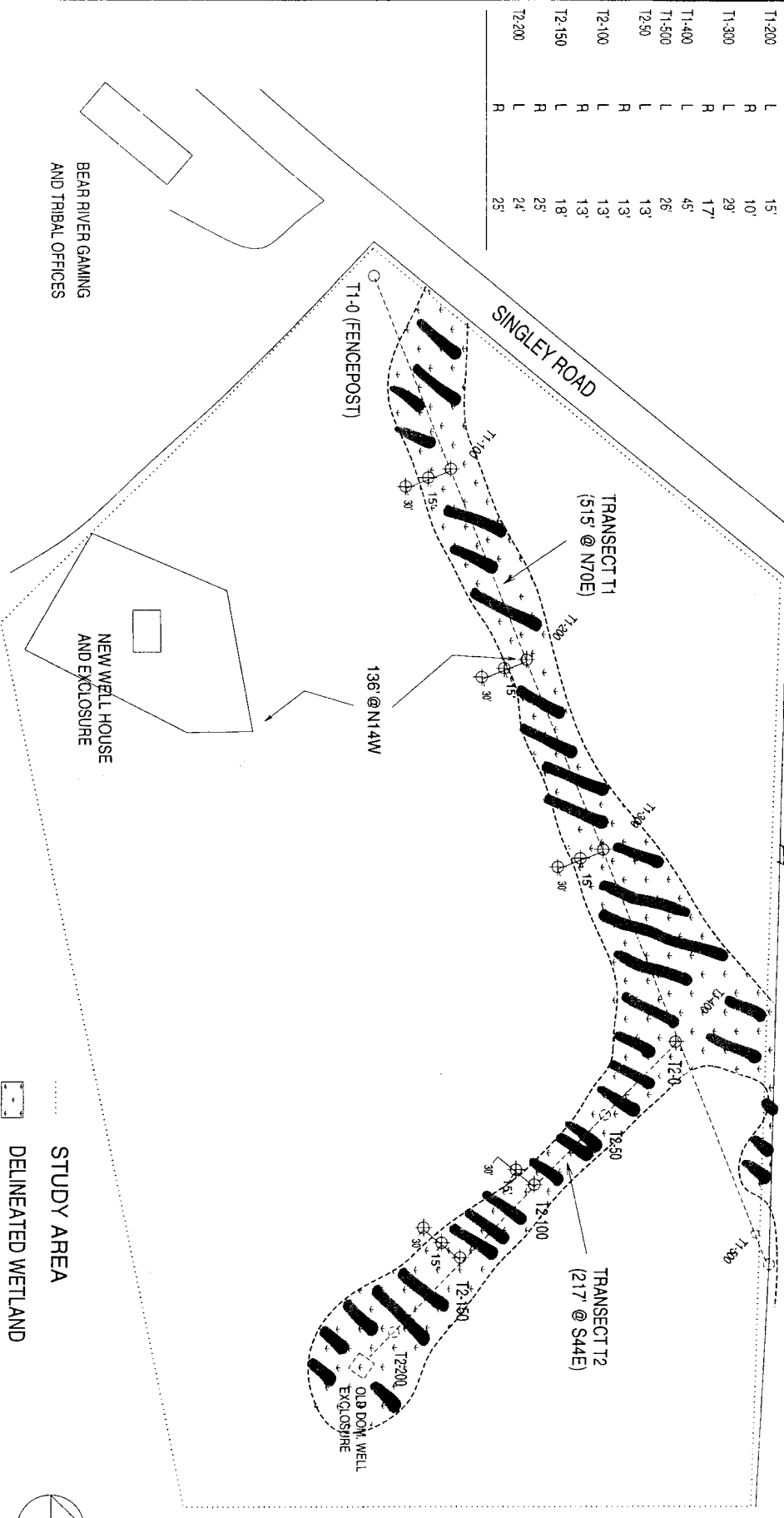
APPROXIMATE WETLAND BOUNDARIES

STN	L/R/T	DIST
T1-100	L	22'
T1-100	R	17'
T1-200	L	15'
T1-200	R	10'
T1-300	L	29'
T1-300	R	17'
T1-400	L	45'
T1-500	L	26'
T1-500	R	13'
T2-100	L	13'
T2-100	R	13'
T2-150	L	18'
T2-150	R	18'
T2-200	L	24'
T2-200	R	25'

CORPS OF ENGINEERS WETLAND DELINEATION FOR PROPOSED BEAR PAW CASINO, BEAR RIVER RANCHERIA, SINGLEY ROAD, HUMBOLDT COUNTY, CALIFORNIA
 December 20, 1995



Section 404 Wetlands:
 by David Ammerman, USACE *David Ammerman*



- STUDY AREA
- DELINEATED WETLAND
- SAMPLE PLOT/BORING LOCATION



DRAWN	SCALE
DKI	1" = 80'
CHECKED	DATE
	11/13/95
	UPDATE 12/6/95



LACO ASSOCIATES
 CONSULTING ENGINEERS
 216 J ST. EUREKA, CA 95501 (707)443-5054

BEAR RIVER RANCHERIA, LOLETA, CA	JOB NO.
WETLANDS DELINEATION	4272
	FIGURE
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