



DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, PORTLAND DISTRICT
P.O. BOX 2946
PORTLAND, OREGON 97208-2946

June 7, 2012

REPLY TO
ATTENTION OF:

Operations Division
Regulatory Branch
Corps No.: NWP-2011-475

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

Mr. Dale Stockton
Port of Nehalem
Post Office Box 476
Portland, Oregon 97131

Dear Mr. Stockton:

Reference is made to the permit application submitted to the U.S. Army Corps of Engineers (Corps) to auger and pipeline dredge less than 300 cubic yards of sediment to -4 feet NGVD from the Nehalem River at the City of Wheeler waterfront and neighboring private marina (Tax Lots 3900, 4000, 4100, 4200, 4300, 4400) in Wheeler, Tillamook County, Oregon. The project is identified as Corp No. NWP- 2011-475. Please refer to this number in all correspondence.

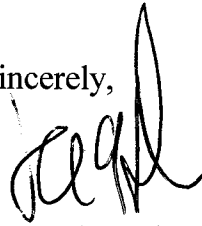
On June 1, 2012, we received correspondence (Enclosure) from your consultant, Mr. Bill Campbell, indicating that the City of Wheeler has requested the permit application for dredging at the Wheeler waterfront (NWP-2011-475) be withdrawn. In response to the request, we are withdrawing your application for work at the Wheeler waterfront; yet, we will continue to process your application for proposed dredging at the Nehalem waterfront (NWP-2011-464).

You are cautioned that commencement of the proposed work prior to obtaining a Department of the Army (DA) permit would constitute a violation of Federal laws and

subject you to possible enforcement action. Receipt of a permit from the DSL does not obviate the requirement for obtaining a DA permit prior to commencing the proposed work.

If you have any questions, please contact Ms. Karen Nelson at the letterhead address, by telephone at (503) 808-4383 or by e-mail at Karen.L.Nelson@usace.army.mil

Sincerely,

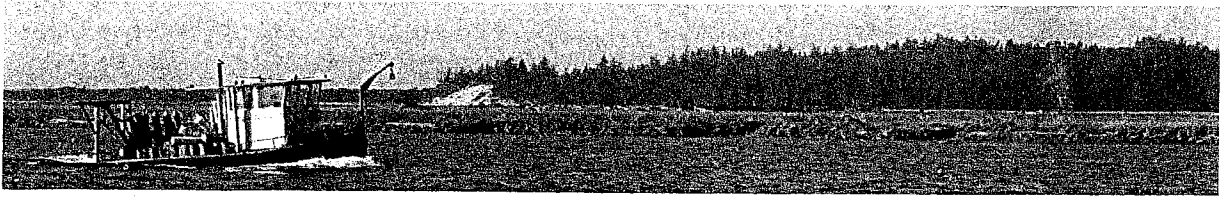
A handwritten signature in black ink, appearing to read 'J. Holm', written over the word 'Sincerely,'.

James A. Holm
Team Leader
Regulatory Branch

Enclosure

Copy Furnished:

Oregon Department of State Lands (Landrum)
US Environmental Protection Agency (Vallette/Nadeau)
Oregon Department of Environmental Quality (Saxon)
Consultant (bcampbell@nehalem.tel.net)



PORT OF NEHALEM

P.O. BOX 476, NEHALEM, OR 97131-0476

RECEIVED
JUN 04 2012

June 1, 2012

BY: _____

Karen Nelson, Project Manager
Department of the Army, Corps of Engineers Portland District
Regulatory Branch
P.O. Box 2946
Portland, OR 97203-2946

Re: NWP-2011-464 and NWP-2011-475

Dear Ms. Nelson:

I had advised you by email in March of this year that the Port Commission, following a Commission meeting and discussion on the subject of dredging and attendant costs had decided to omit the proposed dredging of the Wheeler Waterfront from the Permit Request. The Port, on several occasions had asked for a commitment from Wheeler, both the city council and private interest, to participate in the cost of the project. The request for commitment was not forthcoming and on March 21, 2012 the Wheeler Waterfront was dropped from the project. The decision reduces the volume of dredge material by an estimated 510 cubic yard together with the overall cost of project. Core sampling was not provided for the Wheeler Marina dock area as proposed in the SAP.

I advised Ms. Carrie Landrum, Resource Coordinator, Department of State Lands of the omission of Wheeler Marina in writing on March 23, 2012.

Thank you for your assistance in this matter, please contact me at 503-368-3134 should you have any questions.

Sincerely yours,

Bill Campbell, Consultant
Agent - Port of Nehalem

Cc: Port of Nehalem

503-368-7212 - Fax 503-368-7234 - portofnehalem@nehalem.tel.net

Enclosure