



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
WALLA WALLA DISTRICT, CORPS OF ENGINEERS
IDAHO FALLS REGULATORY OFFICE
900 NORTH SKYLINE DRIVE, SUITE A
IDAHO FALLS, IDAHO 83402-1700
September 13, 2006

Regulatory Division

SUBJECT: NWW No. 063300159

Mr. Mark Korsness
Bonneville Power Administration
PO Box 491
Vancouver, Washington 98666-0491

Dear Mr. Korsness:

This is in response to your May 18, 2006 letter requesting our comments on the Bonneville Power Administration's (BPA) proposed Caribou substation and Caribou-Lower Valley 115-kV, in Caribou County, Idaho.

Section 404 of the Clean Water Act (33 U.S.C. 1344) requires a Department of the Army permit be obtained for the discharge of dredged or fill material into waters of the United States. This includes most perennial and intermittent rivers and streams, natural and man-made lakes and ponds, and wetlands, as well as irrigation and drainage canals and ditches that are tributaries to other waters. Activities regulated under Section 404 include excavation and mechanized landclearing activities which result in the discharge of dredged material and destroy or degrade waters of the United States.

Based on the information provided, we are unable to determine if the proposed project will involve any work subject to our jurisdiction. We would suggest you have the project area inspected by a qualified wetland consultant to determine if the proposed project will involve work in such areas. If it does, you should then have these areas identified and delineated and submitted for our review and approval.

If the proposed project will involve the discharge of dredged or fill material in waters of the United States, including wetlands, a Department of the Army permit may be required prior to the start of construction. If so, you will need to complete and submit a permit application for processing and evaluation. Please be advised that starting work before obtaining the required Department of the Army permit constitutes a violation of Section 404 of the Clean Water Act. If you have any questions concerning these regulatory matters, please contact me at 208-522-1676.

Sincerely,

James M. Joyner
Regulatory Project Manager

Rec'd 9/20/06