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Sacramento District
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Public Notice

Public Notice Number: SPK-2008-01698

Date: December 3, 2008

In reply, please refer to the Public Notice Number

SUBJECT: Revised Guidance Regarding Rapanos-Carabell

On December 3, 2008, the Department of the Army and the U.S. Environmental Protection Agency issued revised guidance regarding Clean Water Act jurisdiction following the U.S. Supreme Court's decision in the consolidated cases Rapanos v. United States and Carabell v. United States.

This revised guidance replaces the original guidance issued on June 5, 2007. The revised guidance was developed after reviewing over 66,000 comments submitted by tribes, states, environmental and conservation organizations, regulated entities, industry associations, and the general public after our initial Rapanos-Carabell guidance was issued on June 5, 2007.

The revised Rapanos-Carabell guidance, Response to Comments paper, and Questions and Answers document have been posted on the Corps HQ Regulatory webpage at:

http://www.usace.army.mil/cw/cecwo/reg/cwa_guide/cwa_guide.htm