APPENDIX B
SECTION 404 PERMIT

CESWT-PE-E May 27, 2004

MEMORANDUM FOR CESWT-PE-E, ATTN: Mr. Jerry Sturdy

SUBJECT; Candy Lake Land Transfer, Project No. 13822

1. A review has been conducted for the proposed Candy Lake land transfer of property located in Osage County, northeast of Avant, Oklahoma. The information provided does not indicate that a placement of dredged or fill material will be required, permanently or temporarily, into any "waters of the United States," including jurisdictional wetlands. Therefore, this proposal is not subject to regulation pursuant to Section 404 of the Clean Water Act, and a Department of the Army (DA) permit will not be required.

2. Although DA authorization is not required, this does not preclude the possibility that other Federal, State, or local permits may be required.

3. This project has been assigned Identification Number 13822. Please refer to this number during future correspondence. If further assistance is required, contact Mr. Jeff Knack at 918-669-4904.

David A. Manning, ch Reg Br

Larry D. Hogue, P.E.
Chief, Planning, Environmental,
and Regulatory Division