

U.S. ARMY CORPS OF ENGINEERS
WILMINGTON DISTRICT

COPY

Action ID: SAW-2006-41120-219 County: Chatham USGS Quad: Farrington

GENERAL PERMIT (REGIONAL AND NATIONWIDE) VERIFICATION

Property Owner / Authorized Agent: Contentnea Creek Development Company

Address: Attn: Mr. Dan Sullivan
8502-202 Six Forks Road
Raleigh, North Carolina 27615

Telephone No.: 919-961-3690

Size and location of property (water body, road name/number, town, etc.): The project site is located on the north side of US 64, and the west side of Big Woods Road, near Pittsboro, Chatham County, North Carolina and is identified as Windfall Subdivision. Aquatic features on site include unnamed tributaries to Windfall Branch and Parkers Creek in the Cape Fear River Basin.

Description of projects area and activity: This permit verification allows for permanent impacts to 113 linear feet of streams with important aquatic functions, and 207 linear feet of stream channels lacking important aquatic functions, and temporary impacts to 12 linear feet of streams with important aquatic functions during the construction of a residential subdivision. No mitigation is required for this proposal.

Applicable Law: Section 404 (Clean Water Act, 33 USC 1344)
 Section 10 (Rivers and Harbors Act, 33 USC 403)

Authorization: Regional General Permit Number: _____
Nationwide Permit Number: 39

Your work is authorized by the above referenced permit provided it is accomplished in strict accordance with the attached conditions and your submitted plans. Any violation of the attached conditions or deviation from your submitted plans may subject the permittee to a stop work order, a restoration order and/or appropriate legal action.

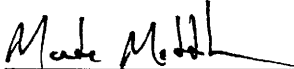
This verification is valid until the NWP is modified, reissued, or revoked. All of the existing NWPs are scheduled to be modified, reissued, or revoked prior to March 18, 2007. It is incumbent upon you to remain informed of changes to the NWPs. We will issue a public notice when the NWPs are reissued. Furthermore, if you commence or are under contract to commence this activity before the date that the relevant nationwide permit is modified or revoked, you will have twelve (12) months from the date of the modification or revocation of the NWP to complete the activity under the present terms and conditions of this nationwide permit. If, prior to the expiration date identified below, the nationwide permit authorization is reissued and/or modified, this verification will remain valid until the expiration date identified below, provided it complies with all new and/or modified terms and conditions. The District Engineer may, at any time, exercise his discretionary authority to modify, suspend, or revoke a case specific activity's authorization under any NWP.

Activities subject to Section 404 (as indicated above) may also require an individual Section 401 Water Quality Certification. You should contact the NC Division of Water Quality (telephone (919) 733-1786) to determine Section 401 requirements.

For activities occurring within the twenty coastal counties subject to regulation under the Coastal Area Management Act (CAMA), prior to beginning work you must contact the N.C. Division of Coastal Management.

This Department of the Army verification does not relieve the permittee of the responsibility to obtain any other required Federal, State or local approvals/permits.

If there are any questions regarding this verification, any of the conditions of the Permit, or the Corps of Engineers regulatory program, please contact Monte Matthews.

Corps Regulatory Official: Monte Matthews 

Date: November 29, 2006

Expiration Date of Verification: March 18, 2007

SURVEY PLATS, FIELD SKETCH, WETLAND DELINEATION FORMS, PROJECT PLANS, ETC.,
MUST BE ATTACHED TO THE FILE COPY OF THIS FORM, IF REQUIRED OR AVAILABLE.

Copy Furnished:

Burdette Land Consulting, Inc.
Attn: Jennifer Burdette
308D W. Millbrook Road, Suite 200
Raleigh, North Carolina 27609