November 8, 2002

Regulatory Branch (199550550)

Mark Walsh
312 East 300 North
Midway, Utah 84049

Dear Mr. Walsh:

This letter is in reference to your property, lot 15, in the Swiss Paradise subdivision near Midway, Utah. Specifically, the subject area is located in Section 35, Township 3 South, Range 4 East, Wasatch County, Utah.

This office sent you correspondence on October 2, 1995, which described activities on your property which are in violation of Section 404 of the Clean Water Act. Section 404 of the Clean Water Act requires that a Department of the Army permit be obtained prior to discharging dredged or fill material into waters of the United States, including wetlands.

Our initial investigation in 1995 and a second investigation in 2002 revealed that approximately 0.25 acres of wet meadow wetland had been filled for the construction of a driveway and landscaping berms. The driveway and berms were constructed without authorization from this office.

In order to regain compliance with Section 404 of the Clean Water Act, you must submit an After-the-Fact permit application for authorization to fill approximately 0.25 acres of wet meadow wetland under Nationwide Permit 29. The information provided in this application must follow the guidelines in the attached Nationwide Permit 29 summary. A complete permit application must be received by this office no later than **November 30, 2002**.

Please refer to identification number 199550550 in any further correspondence concerning this project. If you have any questions, please contact (b) (6) [redacted] at our Utah Regulatory Office, 533 West 2600 South, Suite 150, Bountiful, Utah 84010, email (b) (6) [redacted]@usace.army.mil, or telephone 801-295-8380, extension 13. (b) (6) [redacted]

Sincerely,

ORIGINAL SIGNED

(b) (6) [redacted]
Chief, Utah Regulatory Office

Enclosures

Copies Furnished without Enclosures:

Doug Smith, Wasatch County Planning & Zoning Department, 25 N. Main Street, Heber City, Utah 84032

Brian A. Preece, City Administrator, Midway City, 75 North 100 West, P.O. Box 277, Midway, Utah 84049

FIELD INSPECTION RECORD

1. NAME *(inspector)* (b) (6) [redacted]		2. DATE 27 Sept. 02
3. PERMIT NUMBER 199550550	4. E-NUMBER	5. SUSPENSE NUMBER

INSTRUCTION: *Place an "X" in the appropriate box or annotate the required information*

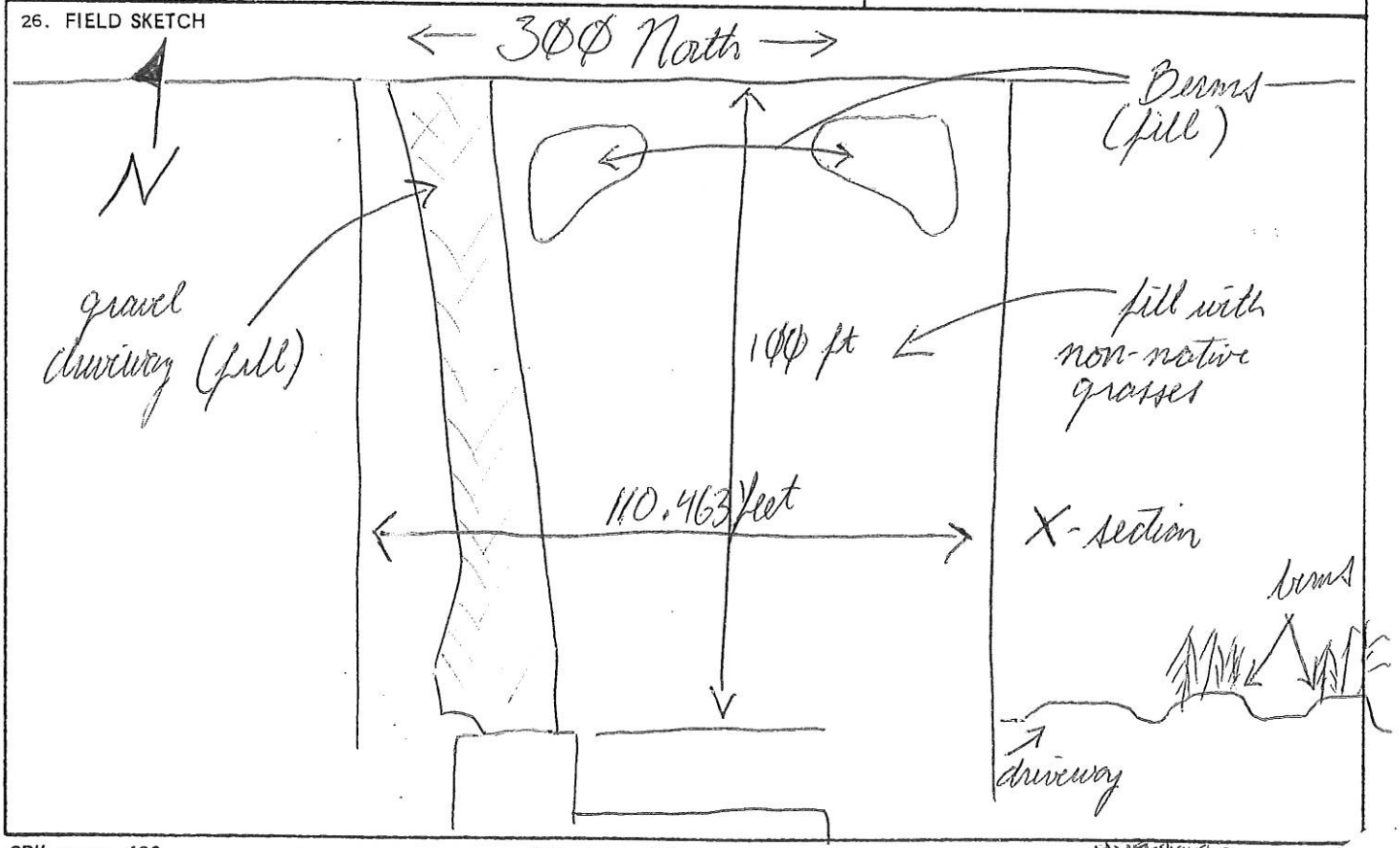
6. ☐ SECTION 10 ☐ PRE-CONSTRUCTION INSPECTION ☐ PROPOSED
☒ SECTION 404 ☐ COMPLIANCE INSPECTION ☒ EXISTING
☐ SECTION 13 ☒ VIOLATION INSPECTION
☐ OTHER *(specify)* _____ FLIGHT NUMBER _____

7. BANK: RIGHT | LEFT

8. RIVER MILE

9. NAME OF WATERWAY Provo River	10. COUNTY Wasatch	11. PARCEL NUMBER
12. TRIBUTARY to Provo River	13. SUBDIVISION	14. LOT NUMBERS
15. WIDTH OF WATERWAY	16. LOCATION *(nearest town or city)* Midway, Utah	
17. NAME *(property owner)* Mark Walsh		18. TELEPHONE NUMBER
19. ADDRESS 312 East 300 North		
20. NAME *(leasee)*		21. TELEPHONE NUMBER
22. NAME *(person contacted)*		23. TELEPHONE NUMBER
24. NAME *(agent)*		25. TELEPHONE NUMBER

26. FIELD SKETCH



SPK Form 469
1 NOV 78

(Previous editions are obsolete)

~~[illegible]~~
0.25 acres