



DEPARTMENT OF THE ARMY  
CORPS OF ENGINEERS, OMAHA DISTRICT  
NEBRASKA REGULATORY OFFICE - KEARNEY  
1430 CENTRAL AVENUE, SUITE 4  
KEARNEY, NEBRASKA 68847-6856

February 11, 2004

Mr. Kent Penney  
Timber Ridge Homeowners Association  
1841 Timber Ridge Road  
Lincoln, Nebraska 68522

Dear Mr. Penney:

The Corps of Engineers is responsible for administering Federal laws that regulate certain activities in waters of the United States. The authority applicable to those activities is Section 404 of the Clean Water Act (33 USC 1344), which prohibits the discharge of dredged or fill material into lakes, streams or wetlands without authorization in the form of a Department of the Army permit.

It has come to my attention that the Association has been clearing and, in general, cleaning up parts of the Timber Ridge subdivision. The site is located in the NW ¼ of Section 32, Township 10 North, Range 6 East, Lancaster County, Nebraska. Based on our telephone conversation, it appears that no Section 404 activity has taken place at this time. Please be aware that a permit is required to place any type of fill material in waters of the US (streams, rivers, lakes, ponds, wetlands, etc).

I would be happy to meet with you and other members of the Association to point out jurisdictional and non-jurisdictional areas, areas to avoid and areas that present no Section 404 problems. I will call you in the spring to set up an appointment. If you have any questions prior to an on-site meeting, please call me at (308) 234-1403 and refer to file number NE 04-10105.

Sincerely,

A handwritten signature in cursive script that reads "Barb Friskopp".

Barbara J. Friskopp  
Environmental Resource Specialist