Intent to Approve Instrument Modification Email

<<Project Title, County & SA>>

<<Corps ID>>

To: IRT + KYSHPO

This office has reviewed the application, submitted by << Northern Kentucky University, Center for Applied Ecology, (NKU\_CAE) or Kentucky Department of Fish and Wildlife Resources (KDFWR) >> to be processed in accordance with the “ Letter of Permission for New Mitigation Projects Associated with Approved Compensatory Mitigation Banking and In-Lieu Fee Instruments” (I.D. No. LRL-2010-323) . The mitigation project, I.D. No. <<insert ID >> includes << brief description of project, service area, county, and state>>. The project would generate << number of credits, acres or linear feet>> and would result in a net increase in aquatic resources. This office has also reviewed the comments received during the 30-Publicn Notice and IRT Consultation Period. Based on this information, the Corps has determined that the project, which is a modification to the <<NKU-CAE or KDFWR In-Lieu Fee (ILF) Instrument>>,I.D. No. <<LRL-2010-325 or 326>>, is compliant with the Mitigation Rule ((“Compensatory Mitigation for Losses of Aquatic Resources” (CFR Vol. 73 No. 70, p 19670-19705 (33 U.S.C. 401 *et seq*.; 33 U.S.C. 1344; and Pub. L. 108-136)), published April 10, 2008, with <<LRL-2010-325 or 326>> and with LRL-2010-323. Therefore, the Corps intends to approve the proposed modification. Should you have any unresolved concerns, you have 15 days from the date of this email to notify the Corps in writing of your intent to enter into the Dispute Resolution Process, as outlined in the Mitigation Rule. If we are not notified of the intent to enter into the Dispute Resolution Process by <<insert date 15 days from email>>, the Corps will notify <<NKU-CAE or KDFWR>> that the Modification is approved and issue a LOP for the project.

Sincerely,

<<PM’s Name>>

<<PM’s phone number >>

<<PM’s email address>>

<<Address for electronic submittal to the PN>>

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Revised: 23 Oct 2012