

**From:** [BAKER, BLAZE O CIV USAF ACC 9 CES/CEI](#)  
**To:** [FOIA-SPK; Vaiasicca, Andrea L CIV USARMY CESPCK \(USA\)](#)  
**Subject:** RE: FOIA question for Beale AFB  
**Date:** Thursday, May 5, 2022 2:31:21 PM  
**Attachments:** [FOIA Request Form Letter ACOE -- Beale AFB.pdf](#)

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Ms. Vaiasicca,

Thank you for the fast response, I attached the filled-out form letter.

Electronic copies of the requested information is certainly fine for our needs if that helps you out any.

Please let me know if you have any questions (please note I'll be TDY 1 Jun-17 Jun).

V/r, -blaze

Blaze O. Baker  
Installation Management Flight Chief  
9th CES/CEI

6425 B St.  
Beale AFB, CA 95903  
Comm (530) 634-4451; DSN 368-4451

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-----Original Message-----

From: Vaiasicca, Andrea L CIV USARMY CESPCK (USA)  
<Andrea.L.Vaiasicca@usace.army.mil> On Behalf Of FOIA-SPK  
Sent: Wednesday, May 4, 2022 10:42 AM  
To: BAKER, BLAZE O CIV USAF ACC 9 CES/CEI <blaze.baker.1@us.af.mil>  
Subject: RE: FOIA question for Beale AFB

Good morning sir,

We do not answer FOIA questions but respond to FOIA requests. Please fill out our FOIA template and I will be happy to assist you. Thank you. Drea.

From: BAKER, BLAZE O CIV USAF ACC 9 CES/CEI <blaze.baker.1@us.af.mil>  
Sent: Thursday, April 28, 2022 4:27 PM  
To: FOIA-SPK <FOIA-SPK@usace.army.mil>  
Subject: FOIA question for Beale AFB

Good afternoon,

I'm reaching out per a possible direct FOIA request about Beale AFB or other Federal agency permission for information release items related to Beale under a FOIA request.

The related agencies that may have received a FOIA request in addition to the Army Corps of Engineers (ACOE) may be the National Marine Fisheries Service a sub agency of the National Oceanic and Atmospheric Administration (NOAA/NMFS), and possibly the United States Fish and Wildlife Service (USFWS).

The FOIA requests likely would have the query terms of "Four Bridges, Dry Creek, Best Slough, Beale" and also could be naming two members of the 9 CES/CEI Flight requesting emails specifically from Tamara Gallentine or Jules (Julia) Riley.

in addition to FOIA requests, USFWS and more likely NOAA/NMFS may have reached out to your office to get permission to release emails from Beale AFB staff.

Beale Civil Engineer leadership is looking to get copies of the any actual FOIA requests, and copies of what is being provided to the requestor. I am also reaching out to Beale's FOIA office to see if they have received any requests.

Thanks in advance for any help/data!

V/r, -Blaze Baker



DEPARTMENT OF THE ARMY  
U.S. ARMY CORPS OF ENGINEERS, SACRAMENTO DISTRICT  
1325 J STREET  
SACRAMENTO CA 95814-2922

March 25, 2022

Office of Counsel

SUBJECT: Freedom of Information Act Request No. FA-22-0062; Copies of All Correspondence Relating to SPK-202100131, Four Bridges Project

Ms. Stacy Summers  
Nomlaki Technologies, LLC  
Post Office Box 9234  
Beale AFB, California 95903

Dear Ms. Summers:

On February 09, 2022, our office received your Freedom of Information Act (FOIA) request for copies of all correspondence relating to SPK-202100131, Four Bridges Project.

For the purpose of assessing fees, I have classified you as a commercial requester under 32 C.F.R. § 286.12(b)(1). We waived the charges since we have failed to meet the 20-business day deadline.

A copy of the redacted correspondence relating to SPK-202100131, Four Bridges Project is enclosed. Although a majority of the information requested has been provided, names of Department of Defense (DoD) employees contained in the headers of e-mails and other similar lists of names within the records have been redacted pursuant to 5 U.S.C. §§ 552(b)(3),(6) of the FOIA. These provisions, known as Exemptions 3 and 6, exempt from disclosure any information specifically exempted from disclosure by statute, along with personnel and medical files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy. Pursuant to 10 U.S.C. § 130b(a), personally identifying information may be withheld from disclosure regarding any member of the armed forces assigned to an overseas unit, a sensitive unit, or a routinely deployable unit. See also Hall v. C.I.A., 881 F. Supp. 2d 38, 66 (D.D.C. 2012); Dep't of Defense, Manual 5400.07 ¶ 5.2(c)(2)(a) (Jan. 25, 2017).

Secondly, emails containing attorney-client communication are exempt from release pursuant to the protection afforded to them under 5 U.S.C. § 552 (b)(5), generally known as "Exception 5" of FOIA. Specifically, emails are protected from disclosure under the attorney-client and attorney work product privileges as incorporated into Exemption 5. These privileges afford sweeping protection to factual materials as well as opinions generated by the United States Army Corps of Engineers (Corps) legal counsel. See e.g., United States v. Weber Aircraft Corp., 465 U.S. 792 (1984); FTC v. Grolier, Inc., 103 S. Ct. 2209 (1983).

Finally, the internal and intra-agency emails along with the Memorandum of Record have been withheld in full. This information is exempt from release pursuant to the protection

afforded it under 5 U.S.C. § 552 (b)(5), generally known as “Exemption 5” of FOIA. Specifically, the internal and intra-agency emails along with the Memorandum of Record are protected from disclosure under the Exemption 5 deliberative process privilege. The purpose of this privilege is to “prevent injury to the quality of agency decision.” NLRB v. Sears, Roebuck & Co., 421 U.S. 132, 151 (1975). The types of information covered by this privilege include “advisory opinion, recommendations, and deliberation comprising part of the process by which governmental decisions and policies are formulated.” NLRB v. Sears, Roebuck & Co., 421 at 150. Internal and Intra-agency emails along with the Memorandum of Record were generated for internal use and analysis by the United States Army Corps of Engineers (Corps) and will be used by the staff in determining policy as it relates to the subject project. The internal and intra-agency emails along with the Memorandum of Record contain advisory opinions and deliberations on the part of Corps employees.

Additionally, because your request has been partially denied, you are advised of your right to appeal this determination through this office to the Secretary of the Army (ATTN: General Counsel). Your appeal must be postmarked or electronically transmitted within 90 days of the date of this letter. Your appeal should clearly identify the determination that is being appealed, along with the assigned FOIA request number. The envelope containing the appeal should bear the notation “Freedom of Information Act Appeal” and should be sent to U.S. Army Corps of Engineers, Sacramento District, ATTN: CESPCK-OC, 1325 J Street, Room 1440, Sacramento, California 95814.

For any further assistance or to discuss any aspect of your request, you have the right to contact the U.S. Army Corps of Engineers FOIA Public Liaison. Additionally, you have the right to contact the Office of Government Information Services (OGIS) to inquire about FOIA mediation services they offer. Contact Information:

U.S. Army Corps of Engineers  
FOIA Public Liaison  
441 G. Street, NW  
ATTN: CECC-L (Emily Green)  
Washington, DC 20314-1000  
Email: foia-liaison@usace.army.mil  
Phone: 202-761-4791

Office of Government Information Services  
National Archives and Records Administration  
8601 Adelphi Road-OGIS  
College Park, MD 20740-6001  
E-Mail: ogis@nara.gov  
Phone: 202-741-5770 or  
Toll Free: 877-684-6448

If you have any questions regarding the provided information, please contact Ms. Andrea Vaiasicca, FOIA Specialist, by phone at (916) 550-9104, or by email at Andrea.L.Vaiasicca@usace.army.mil.

Sincerely,



A. L. Faustino  
District Counsel  
Initial Denial Authority

Enclosures

**From:** [Jeff Tupen](#)  
**To:** [Roberts, Matthew J CIV USARMY CESPCK \(USA\)](#); [julia.riley.1@us.af.mil](#); [mcwhorter.scott@epa.gov](#); [neal.mcintosh@noaa.gov](#); [Stephanie.Tadlock@waterboards.ca.gov](#); [Haley, Nancy A CIV USARMY CESPCK \(USA\)](#)  
**Cc:** [Mitch Monroe](#); [AHMAD, SHIR CTR AF USAF ACC 9 CES/CENM](#); [Stacy Summers](#); [Becky DeForest](#); [Lonnie Tucker](#); [BAKER, BLAZE O CIV USAF ACC 9 CES/CEI](#); [GALLENTINE, TAMARA A GS-12 USAF ACC 9 CES/CEIEC](#); [Jeff Tupen](#); [Holly McClure](#)  
**Subject:** [Non-DoD Source] RE: SPK-2021-00131 Dry Creek Overflow - Cease and Desist  
**Date:** Thursday, December 2, 2021 11:15:15 AM  
**Attachments:** [Nomlaki Response to USACE SPK-2021-00131 120222 V.2.pdf](#)

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All-

Please use this revised version instead, dated today and titled v.2.

This version inserts today's date, corrects a minor typo in the recipient section, and clarifies that the USACE letter to Nomlaki is a Cease and Desist Letter and not a Non-compliance Letter. No other changes have been made.

Thank you-

Jeff

**Jeff Tupen** ◆ **Principal Biologist** ◆ **ECORP Consulting, Inc.**

*A Federal Small Business (SB) and California Small Business for Public Works (SB-PW)*

[jtupen@ecorpconsulting.com](mailto:jtupen@ecorpconsulting.com) ◆ Ph: 916.782.9100 ◆ Cell: 916.335.5021

Rocklin ◆ Redlands ◆ Santa Ana ◆ San Diego ◆ Chico ◆ Flagstaff, AZ ◆ Santa Fe, NM

---

**From:** Jeff Tupen <[jtupen@ecorpconsulting.com](mailto:jtupen@ecorpconsulting.com)>  
**Sent:** Wednesday, December 1, 2021 3:32 PM  
**To:** [Matthew.J.Roberts@usace.army.mil](mailto:Matthew.J.Roberts@usace.army.mil); [julia.riley.1@us.af.mil](mailto:julia.riley.1@us.af.mil); [mcwhorter.scott@epa.gov](mailto:mcwhorter.scott@epa.gov); [neal.mcintosh@noaa.gov](mailto:neal.mcintosh@noaa.gov); [Stephanie.Tadlock@waterboards.ca.gov](mailto:Stephanie.Tadlock@waterboards.ca.gov); [Nancy.A.Haley@usace.army.mil](mailto:Nancy.A.Haley@usace.army.mil)  
**Cc:** [Mitch Monroe <mitch@sfdirtlab.com>](mailto:Mitch.Monroe@sfdirtlab.com); [AHMAD, SHIR CTR AF USAF ACC 9 CES/CENM <shir.ahmad.ctr.af@us.af.mil>](mailto:AHMAD,SHIR.CTR.AF.USAF.ACC.9.CES.CENM@us.af.mil); [Stacy Summers <Stacy.Summers@Tepa.com>](mailto:Stacy.Summers@Tepa.com); [Becky DeForest <Becky.DeForest@tepa.com>](mailto:Becky.DeForest@tepa.com); [Lonnie Tucker <Lonnie.Tucker@Tepa.com>](mailto:Lonnie.Tucker@Tepa.com); [Jeff Tupen <jtupen@ecorpconsulting.com>](mailto:Jeff.Tupen@ecorpconsulting.com); [BAKER, BLAZE O CIV USAF ACC 9 CES/CEI <blaze.baker.1@us.af.mil>](mailto:BLAZE.O.CIV.USAF.ACC.9.CES.CEI@us.af.mil); [GALLENTINE, TAMARA A GS-12 USAF ACC 9 CES/CEIEC <tamara.gallentine.2@us.af.mil>](mailto:GALLENTINE,TAMARA.A.GS-12.USAF.ACC.9.CES.CEIEC@us.af.mil)  
**Subject:** RE: SPK-2021-00131 Dry Creek Overflow - Cease and Desist

All-

Please find attached to this email a short document, with attachments, that is responsive to requests in the USACE's Cease and Desist Letter to Nomlaki dated Nov. 23, 2021 for USACE-alleged unauthorized fill in the Dry Creek Overflow corridor at Beale AFB.

Let me know if you have any questions on this submittal, or would like additional information.

Thank you.

Jeff

**Jeff Tupen ♦ Principal Biologist ♦ ECORP Consulting, Inc.**

***A Federal Small Business (SB) and California Small Business for Public Works (SB-PW)***

[jtupen@ecorpconsulting.com](mailto:jtupen@ecorpconsulting.com) ♦ Ph: 916.782.9100 ♦ Cell: 916.335.5021

Rocklin ♦ Redlands ♦ Santa Ana ♦ San Diego ♦ Chico ♦ Flagstaff, AZ ♦ Santa Fe, NM

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**From:** SPKRegulatoryMailbox <[SPKRegulatoryMailbox@usace.army.mil](mailto:SPKRegulatoryMailbox@usace.army.mil)>

**Sent:** Tuesday, November 23, 2021 3:49:52 PM

**To:** Stacy Summers <[Stacy.Summers@Tepa.com](mailto:Stacy.Summers@Tepa.com)>

**Cc:** Roberts, Matthew J CIV USARMY CESPCK (USA) <[Matthew.J.Roberts@usace.army.mil](mailto:Matthew.J.Roberts@usace.army.mil)>;  
[julia.riley.1@us.af.mil](mailto:julia.riley.1@us.af.mil) <[julia.riley.1@us.af.mil](mailto:julia.riley.1@us.af.mil)>; [mcwhorter.scott@epa.gov](mailto:mcwhorter.scott@epa.gov)  
<[mcwhorter.scott@epa.gov](mailto:mcwhorter.scott@epa.gov)>; [neal.mcintosh@noaa.gov](mailto:neal.mcintosh@noaa.gov) <[neal.mcintosh@noaa.gov](mailto:neal.mcintosh@noaa.gov)>; Tadlock,  
Stephanie@Waterboards <[Stephanie.Tadlock@waterboards.ca.gov](mailto:Stephanie.Tadlock@waterboards.ca.gov)>

**Subject:** SPK-2021-00131 Dry Creek Overflow - Cease and Desist

This document was provided on behalf of the Regulatory Division, Sacramento District, U.S. Army Corps of Engineers.

Respectfully,

Regulatory Division

US Army Corps of Engineers, Sacramento District

1325 J Street, Room 1350, Sacramento, CA 95814-2922

916-557-5250 FAX: 916-557-7803

[SPKRegulatoryMailbox@usace.army.mil](mailto:SPKRegulatoryMailbox@usace.army.mil)

Please send all project related documents and general questions and inquiries about the Regulatory Program or 408 Program to: [SPKREGULATORYMailbox@usace.army.mil](mailto:SPKREGULATORYMailbox@usace.army.mil).

For Information on the Regulatory Program:

<http://www.spk.usace.army.mil/Missions/Regulatory.aspx>

For Regulatory Public Notices: <http://www.spk.usace.army.mil/Media/RegulatoryPublicNotices.aspx>

\*\*\*In response to COVID-19, Regulatory Division staff are teleworking from home or other approved location. We will do our best to administer the Regulatory Program in an effective and efficient manner. Priority will be given to health and safety activities and essential infrastructure. Action on your permit application or other request may be delayed during this emergency. We appreciate your patience over the next several weeks.\*\*\*

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**From:** [Jeff Tupen](mailto:Jeff.Tupen)  
**To:** [Roberts, Matthew J CIV USARMY CESPK \(USA\)](mailto:Roberts.Matthew.J.CIV.USARMY.CESPK@USA); [julia.riley.1@us.af.mil](mailto:julia.riley.1@us.af.mil); [mcwhorter.scott@epa.gov](mailto:mcwhorter.scott@epa.gov); [neal.mcintosh@noaa.gov](mailto:neal.mcintosh@noaa.gov); [Stephanie.Tadlock@waterboards.ca.gov](mailto:Stephanie.Tadlock@waterboards.ca.gov); [Haley, Nancy A CIV USARMY CESPK \(USA\)](mailto:Haley.Nancy.A.CIV.USARMY.CESPK@USA)  
**Cc:** [Mitch Monroe](mailto:Mitch.Monroe); [AHMAD, SHIR CTR AF USAF ACC 9 CES/CENM](mailto:AHMAD.SHIR.CTR.AF.USAF.ACC.9.CES/CENM); [Stacy Summers](mailto:Stacy.Summers); [Becky DeForest](mailto:Becky.DeForest); [Lonnie Tucker](mailto:Lonnie.Tucker); [Jeff Tupen](mailto:Jeff.Tupen); [BAKER, BLAZE O CIV USAF ACC 9 CES/CEI](mailto:BAKER.BLAZE.O.CIV.USAF.ACC.9.CES/CEI); [GALLENTINE, TAMARA A GS-12 USAF ACC 9 CES/CEIEC](mailto:GALLENTINE.TAMARA.A.GS-12.USAF.ACC.9.CES/CEIEC)  
**Subject:** [Non-DoD Source] RE: SPK-2021-00131 Dry Creek Overflow - Cease and Desist  
**Date:** Wednesday, December 1, 2021 3:34:22 PM  
**Attachments:** [Nomlaki Response to USACE SPK-2021-00131 120121.pdf](#)

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All-

Please find attached to this email a short document, with attachments, that is responsive to requests in the USACE's Cease and Desist Letter to Nomlaki dated Nov. 23, 2021 for USACE-alleged unauthorized fill in the Dry Creek Overflow corridor at Beale AFB.

Let me know if you have any questions on this submittal, or would like additional information.

Thank you.

Jeff

**Jeff Tupen** ♦ **Principal Biologist** ♦ **ECORP Consulting, Inc.**

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Rocklin ♦ Redlands ♦ Santa Ana ♦ San Diego ♦ Chico ♦ Flagstaff, AZ ♦ Santa Fe, NM

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**From:** SPKRegulatoryMailbox <[SPKRegulatoryMailbox@usace.army.mil](mailto:SPKRegulatoryMailbox@usace.army.mil)>  
**Sent:** Tuesday, November 23, 2021 3:49:52 PM  
**To:** Stacy Summers <[Stacy.Summers@Tepa.com](mailto:Stacy.Summers@Tepa.com)>  
**Cc:** Roberts, Matthew J CIV USARMY CESPK (USA) <[Matthew.J.Roberts@usace.army.mil](mailto:Matthew.J.Roberts@usace.army.mil)>; [julia.riley.1@us.af.mil](mailto:julia.riley.1@us.af.mil) <[julia.riley.1@us.af.mil](mailto:julia.riley.1@us.af.mil)>; [mcwhorter.scott@epa.gov](mailto:mcwhorter.scott@epa.gov) <[mcwhorter.scott@epa.gov](mailto:mcwhorter.scott@epa.gov)>; [neal.mcintosh@noaa.gov](mailto:neal.mcintosh@noaa.gov) <[neal.mcintosh@noaa.gov](mailto:neal.mcintosh@noaa.gov)>; [Tadlock, Stephanie@Waterboards](mailto:Tadlock,Stephanie@Waterboards) <[Stephanie.Tadlock@waterboards.ca.gov](mailto:Stephanie.Tadlock@waterboards.ca.gov)>  
**Subject:** SPK-2021-00131 Dry Creek Overflow - Cease and Desist

This document was provided on behalf of the Regulatory Division, Sacramento District, U.S. Army Corps of Engineers.

Respectfully,

Regulatory Division

US Army Corps of Engineers, Sacramento District

1325 J Street, Room 1350, Sacramento, CA 95814-2922

916-557-5250 FAX: 916-557-7803

[SPKRegulatoryMailbox@usace.army.mil](mailto:SPKRegulatoryMailbox@usace.army.mil)

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Program or 408 Program to: [SPKREGULATORYMailbox@usace.army.mil](mailto:SPKREGULATORYMailbox@usace.army.mil).

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<http://www.spk.usace.army.mil/Missions/Regulatory.aspx>

For Regulatory Public Notices: <http://www.spk.usace.army.mil/Media/RegulatoryPublicNotices.aspx>

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**From:** (b) (6)  
**To:** (b) (6) CIV USARMY CESPCK (USA)  
**Subject:** [URL Verdict: Neutral]Re: [Non-DoD Source] Update  
**Date:** Tuesday, January 4, 2022 4:29:03 PM

---

Hi (b) (6),

The meeting went well. I had to answer a few questions just now. I think funding should be available soon. There is a possibility of a wrinkle that could cause delay. They may need to go back to FY19 funds per a legal requirement. I will keep you updated.

Thanks,

(b) (6)

On Tue, Jan 4, 2022, 3:17 PM (b) (6) > wrote:

There was supposed to be a meeting today regarding the compensatory mitigation. I will follow up after the conference call I am on. Now hearing may have power Friday!

On Tue, Jan 4, 2022, 2:51 PM (b) (6) CIV USARMY CESPCK (USA)

<(b) (6)@usace.army.mil> wrote:

(b) (6),

Do you have an update on the compensatory mitigation. I want to look at the weather and see when would be a good time to go to Beale. I have a sight visit this Friday and I am thinking to strive to go next week, however I will wait until Thursday to look at the forecast. Hopefully you are staying warm.

Respectfully,

(b) (6)

Senior Project Manager

US Army Corps of Engineers

Regulatory Division/Sacramento District

California North Section

310 Hemsted Drive, Suite 310

Redding, CA 96002

(o) 530 223-9538

(c) 530-723-3355

(f) 530-223-9539

We want to hear from you! Submit a customer service survey form.

[http://corpsmapu.usace.army.mil/cm\\_apex/f?p=regulatory\\_survey](http://corpsmapu.usace.army.mil/cm_apex/f?p=regulatory_survey)

Need information on the Regulatory Program?

<http://www.spk.usace.army.mil/Missions/Regulatory.aspx>

---

**From:** (b) (6)  
**Sent:** Tuesday, January 4, 2022 12:00 PM  
**To:** (b) (6) CIV USARMY CESPCK (USA)  
(b) (6) <[@usace.army.mil](mailto:(b) (6)@usace.army.mil)>  
**Subject:** [Non-DoD Source] Update

Hi (b) (6),

Just checking in. I am at home. No power. Keeping house and dogs warm and food cold. I have access to this email via phone. My phone is now working as well. I can run into the base if you plan to visit, but otherwise out of the office. I am expecting a signed BO for the hydrant project.

Thanks, (b) (6)



DEPARTMENT OF THE ARMY  
U.S. ARMY CORPS OF ENGINEERS, SACRAMENTO DISTRICT  
1325 J STREET  
SACRAMENTO CA 95814-2922

November 8, 2021

Regulatory Division (SPK-2021-00131)

Beale Air Force Base  
Attn: (b) (6)  
6425 B Street  
Beale, California 95903-1508  
(b) (6) @us.af.mil

Dear (b) (6) :

We are writing in reference to your Department of the Army (DA) permit, dated June 2, 2021, which authorized the cumulative discharge of fill material into 0.49 acre of waters of the U.S. associated with the Beale Air Force Base Four Bridges Replacement Project. The four project sites are located on Best Slough and Dry Creek, Latitude 39.10023°, Longitude -121.35387°, within Yuba County, California. Our files indicate that you have not complied with one or more of the terms and condition of your permit.

Specifically, the following Special Conditions have not been met:

Special Condition No. 1: To ensure your project complies with the Federal Endangered Species Act, you must implement all of the mitigating measures proposed as part of your project description, which are identified in the enclosed U.S. Fish and Wildlife Service letter of concurrence (Number FWS #08ESMF00-2020-I-0470-R001, dated May 4, 2020) and National Marine Fisheries Service letter of concurrence (Number NMFS # WCRO-2020 00307, dated April 9, 2020). If you are unable to implement any of the proposed measures, you must immediately notify this office, the U.S. Fish and Wildlife Office, and the National Marine Fisheries Service so we may consult as appropriate, prior to initiating the work, in accordance with federal law.

Special Condition No. 4: To compensate for the loss of 0.35 acre of stream, you shall purchase 0.7 aquatic resource credits from the National Fish and Wildlife Foundation's (NFWF) Sacramento District California In-Lieu Fee Program. Contact information for NFWF can be found on their website at: [www.nfwf.org/ilf](http://www.nfwf.org/ilf). Evidence of this purchase shall be provided to this office prior to initiation of construction activities in waters of the U.S. authorized by this verification.

Regional Condition No. C(4): Unless determined to be not practicable or appropriate by the Corps, for activities that result in the discharge of dredged and/or fill material into waters of the U.S., the permittee shall clearly identify the limits of the authorized activity in the field with highly visible markers (e.g. construction fencing, flagging, silt barriers, etc.) prior to commencement of construction activities within waters of the U.S. The permittee shall maintain such identification

properly until construction is complete and the soils have been stabilized. The permittee is prohibited from any activity (e.g. equipment usage or materials storage) that impacts waters of the U.S. outside of the permit limits (as shown on the permit drawings).

These conditions are a requisite of your DA permit. To bring your project into compliance, your immediate action is requested. Within 30 days of the date of this letter, please submit documentation showing the in-water work has ceased based on the condition in the Letter of Concurrence dated April 9, 2020, from the National Marine Fisheries Service. Per that concurrence, the deadline for in-water work to be completed was October 31, 2021, unless you have documentation that NMFS allowed a time extension. The Corps will also need proof of purchase of the mandated compensatory mitigation in Special Condition 4. Lastly, the Corps will need photo documentation that all high visible markers and Best Management Practices are in place, to include where equipment is being stored. No equipment is to be stored in waters of the United States, including the Manlift that was shown to be stored under the bridge in waters of the United States on November 2, 2021. Please provide any relevant information you have relating to this matter, including evidence that you are actively seeking to comply with the aforementioned Regional and Special Conditions. Please submit this information to:

(b) (6)  
U.S. Army Corps of Engineers,  
Sacramento Regulatory Division  
310 Hemsted Drive, Suite 310  
Redding CA 96002  
(b) (6) @usace.army.mil  
(530) 723-3355

Please refer to identification number SPK-2021-00131 in any correspondence concerning this project. For more information regarding our program, please visit our website at [www.spk.usace.army.mil/Missions/Regulatory.aspx](http://www.spk.usace.army.mil/Missions/Regulatory.aspx). Your prompt attention and cooperation in resolving this permit non-compliance is appreciated.

Sincerely,

(b) (6)

Chief, CA North Section

cc:

(b) (6), Beale Air Force Base, (b) (6) @us.af.mil  
Ms. Neal McIntosh, National Marine Fisheries Service, [neal.mcintosh@noaa.gov](mailto:neal.mcintosh@noaa.gov)



DEPARTMENT OF THE ARMY  
U.S. ARMY CORPS OF ENGINEERS, SACRAMENTO DISTRICT  
1325 J STREET  
SACRAMENTO CA 95814-2922

November 8, 2021

Regulatory Division (SPK-2021-00131)

Beale Air Force Base  
Attn: (b) (6)  
6425 B Street  
Beale, California 95903-1508  
(b) (6) @us.af.mil

Dear (b) (6) :

We are writing in reference to your Department of the Army (DA) permit, dated June 2, 2021, which authorized the cumulative discharge of fill material into 0.49 acre of waters of the U.S. associated with the Beale Air Force Base Four Bridges Replacement Project. The four project sites are located on Best Slough and Dry Creek, Latitude 39.10023°, Longitude -121.35387°, within Yuba County, California. Our files indicate that you have not complied with one or more of the terms and condition of your permit.

Specifically, the following Special Conditions have not been met:

Special Condition No. 1: To ensure your project complies with the Federal Endangered Species Act, you must implement all of the mitigating measures proposed as part of your project description, which are identified in the enclosed U.S. Fish and Wildlife Service letter of concurrence (Number FWS #08ESMF00-2020-I-0470-R001, dated May 4, 2020) and National Marine Fisheries Service letter of concurrence (Number NMFS # WCRO-2020 00307, dated April 9, 2020). If you are unable to implement any of the proposed measures, you must immediately notify this office, the U.S. Fish and Wildlife Office, and the National Marine Fisheries Service so we may consult as appropriate, prior to initiating the work, in accordance with federal law.

Special Condition No. 4: To compensate for the loss of 0.35 acre of stream, you shall purchase 0.7 aquatic resource credits from the National Fish and Wildlife Foundation's (NFWF) Sacramento District California In-Lieu Fee Program. Contact information for NFWF can be found on their website at: [www.nfwf.org/ilf](http://www.nfwf.org/ilf). Evidence of this purchase shall be provided to this office prior to initiation of construction activities in waters of the U.S. authorized by this verification.

Regional Condition No. C(4): Unless determined to be not practicable or appropriate by the Corps, for activities that result in the discharge of dredged and/or fill material into waters of the U.S., the permittee shall clearly identify the limits of the authorized activity in the field with highly visible markers (e.g. construction fencing, flagging, silt barriers, etc.) prior to commencement of construction activities within waters of the U.S. The permittee shall maintain such identification

properly until construction is complete and the soils have been stabilized. The permittee is prohibited from any activity (e.g. equipment usage or materials storage) that impacts waters of the U.S. outside of the permit limits (as shown on the permit drawings).

These conditions are a requisite of your DA permit. To bring your project into compliance, your immediate action is requested. Within 30 days of the date of this letter, please submit documentation showing the in-water work has ceased based on the condition in the Letter of Concurrence dated April 9, 2020, from the National Marine Fisheries Service. Per that concurrence, the deadline for in-water work to be completed was October 31, 2021, unless you have documentation that NMFS allowed a time extension. The Corps will also need proof of purchase of the mandated compensatory mitigation in Special Condition 4. Lastly, the Corps will need photo documentation that all high visible markers and Best Management Practices are in place, to include where equipment is being stored. No equipment is to be stored in waters of the United States, including the Manlift that was shown to be stored under the bridge in waters of the United States on November 2, 2021. Please provide any relevant information you have relating to this matter, including evidence that you are actively seeking to comply with the aforementioned Regional and Special Conditions. Please submit this information to:

(b) (6)

U.S. Army Corps of Engineers,  
Sacramento Regulatory Division  
310 Hemsted Drive, Suite 310  
Redding CA 96002

(b) (6)

@usace.army.mil  
(530) 723-3355

Please refer to identification number SPK-2021-00131 in any correspondence concerning this project. For more information regarding our program, please visit our website at [www.spk.usace.army.mil/Missions/Regulatory.aspx](http://www.spk.usace.army.mil/Missions/Regulatory.aspx). Your prompt attention and cooperation in resolving this permit non-compliance is appreciated.

Sincerely,

(b) (6)

Chief, CA North Section

cc:

(b) (6), Beale Air Force Base, (b) (6) @us.af.mil

Ms. Neal McIntosh, National Marine Fisheries Service, [neal.mcintosh@noaa.gov](mailto:neal.mcintosh@noaa.gov)















DEPARTMENT OF THE ARMY  
U.S. ARMY CORPS OF ENGINEERS, SACRAMENTO DISTRICT  
1325 J STREET  
SACRAMENTO CA 95814-2922

November 22, 2021

Regulatory Division (SPK-2021-00131)

Beale Air Force Base  
Attn: (b) (6)  
6425 B Street  
Beale, California 95903-1508  
(b) (6) @us.af.mil

Dear (b) (6) :

The purpose of this letter is to notify you that the U.S. Army Corps of Engineers, Sacramento District (Corps) has reason to believe, and does allege, that you are responsible for discharging fill material below the ordinary high water mark (OHWM) of Dry Creek Overflow, which was conducted without the required Department of the Army authorization, and to advise that you cease and desist conducting such activity in waters of the United States pending a resolution. It is also the purpose of this letter to inform you of the potential consequences for engaging in unauthorized activity(ies) and the potential options for resolving this matter.

On June 2, 2021, the Corps verified the applicability of Nationwide Permit 14 (SPK-2021-00131) for bridge construction on Dry Creek Overflow, specifically for the placement of bridge abutments and the placement of rock slope protection to prevent erosion and scour. However, the Corps has obtained information from available sources indicating that the contractor, hired for constructing the bridge over Dry Creek Overflow, knowingly placed fill material in waters of the United States outside the area authorized by SPK-2021-00131. Pictures of the unauthorized fill material were provided to the Corps on November 10, 2021. This additional work was performed without a valid permit and involved placement of fill material composed of rock in an approximately 13-foot by 30-foot area within the OHWM of Dry Creek Overflow. The activity was conducted on Dry Creek Overflow, Latitude 39.10023°, Longitude -121.35387°, within Yuba County, California.

Section 404 of the Clean Water Act, 33 U.S.C. § 1344, prohibits discharges of dredged or fill material into waters of the United States unless the work has been authorized by Department of the Army permit. The subject water is a relatively permanent water that flows indirectly into the Feather River, which is a traditionally navigable water. Because the work is ongoing and not complete, pursuant to 33

CFR 326.3(c)(1) we ask that you cease and desist such activity unless and until the activity has been authorized by a Department of the Army permit or has been resolved through other means.

In order to help expedite resolution of this matter please provide, within **15 days** of receipt of this notification, information concerning your activity in light of the requirements of the Clean Water Act. Based upon your responses to this notification, comments received from the resource agencies, and any other available information, the Corps will determine the appropriate course of action to resolve this matter. Potential resolutions include restoration of the affected area, issuance of an after-the-fact permit in accordance with 33 CFR 326.3(e), and/or legal action. If an after-the-fact permit is proffered, you may decline the permit and appeal the declined permit in accordance with 33 CFR Part 331.6(a) and (b). You may also appeal the associated approved jurisdictional determination pursuant to 331.6(a) and (e). Since the information provided will become a part of the public record, it may be presented in any court action that could result from this investigation.

In accordance with 33 CFR 326.3(c)(3), I am notifying you of potential consequences for violating these laws. Under the Clean Water Act you may incur civil penalties up to \$37,500 per day of violation. Criminal penalties under the Clean Water Act include fines up to \$50,000 per day of violation, or imprisonment, or both. Injunctive relief, such as restoration of the area affected by your activity, may also be granted for violations of the Clean Water Act. Prompt resolution may preclude some or all of these actions.

In accordance with its agreement with the Environmental Protection Agency (EPA), the Corps will notify the EPA of violations involving the Clean Water Act. Furthermore, by copy of this letter, the Corps is soliciting the views of appropriate federal, state, and local agencies, which may also have jurisdiction, regarding this activity.

In addition to the unauthorized fill material, there is also an outstanding noncompliance issue with SPK-2021-00131. The Corps sent a non-compliance letter to your office on November 8, 2021, identifying the specific conditions that were not met, and how to bring the project back into compliance. The date for providing a response to the non-compliance letter is December 8, 2021. The Corps looks forward to receiving your response and continuing to work with you to resolve the non-compliance issues as well as the unauthorized activity described above. If the non-compliance issues cannot be expeditiously resolved, the Corps will begin the procedures necessary to suspend and/or revoke SPK-2021-00131.

Please refer to identification number SPK-2021-00131 in any correspondence concerning this project. If you have any questions, please contact (b) (6) at 310 Hemsted Drive, Suite 310, Redding CA, 96002-0935, by email at (b) (6)@usace.army.mil, or telephone at (530) 723-3355. For more information regarding our program, please visit our website at <http://www.spk.usace.army.mil/Missions/Regulatory.aspx>.

Sincerely,

(b) (6)

Chief, CA North Section

Enclosure

cc (w/encl):

(b) (6), Beale Air Force Base, (b) (6)@us.af.mil

Mr. Scott McWhorter, United States Environmental Protection Agency,  
[mcwhorter.scott@epa.gov](mailto:mcwhorter.scott@epa.gov)

Ms. Neal McIntosh, National Marine Fisheries Service, [neal.mcintosh@noaa.gov](mailto:neal.mcintosh@noaa.gov)

Ms. Stephanie Tadlock, Central Valley Regional Water Quality Control Board,  
[stephanie.tadlock@waterboards.ca.gov](mailto:stephanie.tadlock@waterboards.ca.gov)



DEPARTMENT OF THE ARMY  
U.S. ARMY CORPS OF ENGINEERS, SACRAMENTO DISTRICT  
1325 J STREET  
SACRAMENTO CA 95814-2922

November 22, 2021

Regulatory Division (SPK-2021-00131)

Beale Air Force Base  
Attn: (b) (6)  
6425 B Street  
Beale, California 95903-1508  
(b) (6)@us.af.mil

Dear (b) (6):

The purpose of this letter is to notify you that the U.S. Army Corps of Engineers, Sacramento District (Corps) has reason to believe, and does allege, that you are responsible for discharging fill material below the ordinary high water mark (OHWM) of Dry Creek Overflow, which was conducted without the required Department of the Army authorization, and to advise that you cease and desist conducting such activity in waters of the United States pending a resolution. It is also the purpose of this letter to inform you of the potential consequences for engaging in unauthorized activity(ies) and the potential options for resolving this matter.

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CFR 326.3(c)(1) we ask that you cease and desist such activity unless and until the activity has been authorized by a Department of the Army permit or has been resolved through other means.

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Please refer to identification number SPK-2021-00131 in any correspondence concerning this project. If you have any questions, please contact (b) (6) at 310 Hemsted Drive, Suite 310, Redding CA, 96002-0935, by email at (b) (6)@usace.army.mil, or telephone at (530) 723-3355. For more information regarding our program, please visit our website at <http://www.spk.usace.army.mil/Missions/Regulatory.aspx>.

Sincerely

A large black rectangular redaction box covers the signature area. The text "(b) (6)" is printed in a large, light gray font across the center of the redaction.

Chief, CA North Section

Enclosure

cc (w/encl):

(b) (6), Beale Air Force Base, (b) (6)@us.af.mil

Mr. Scott McWhorter, United States Environmental Protection Agency,  
[mcwhorter.scott@epa.gov](mailto:mcwhorter.scott@epa.gov)

Ms. Neal McIntosh, National Marine Fisheries Service, [neal.mcintosh@noaa.gov](mailto:neal.mcintosh@noaa.gov)

Ms. Stephanie Tadlock, Central Valley Regional Water Quality Control Board,  
[stephanie.tadlock@waterboards.ca.gov](mailto:stephanie.tadlock@waterboards.ca.gov)

**From:** (b) (6) CIV USARMY CESPCK (USA)  
**To:** (b) (6) CIV USARMY CESPCK (USA)  
**Cc:** (b) (6) CIV USARMY USACE (USA)  
**Subject:** 2021.11.23-ENF-CD contractor-202100131.pdf  
**Date:** Wednesday, November 24, 2021 10:16:23 AM  
**Attachments:** [certified receipt Stacey Summers.pdf](#)  
[image001.png](#)  
**Importance:** High

---

Good morning,

Please see the attached file of the certified return receipt for the enforcement letter and enclosures sent to the address at Beale AFB. It was sent this way due to the P.O. box as the mailing address.

(b) (6)

(b) (6)  
Regulatory Assistant  
USACE - Sacramento District  
1325 J Street, Suite 1350  
Sacramento, CA 95814  
☎: 916-557-5149  
Email: (b) (6)@usace.army.mil

There are no heroes Only those that accomplish incredible feats Under incredible amounts of pressure



\*\*\* In response to COVID-19, Regulatory Division staff are teleworking from home or other approved location. We will do our best to administer the Regulatory Program in an effective and efficient manner. Priority will be given to health and safety activities and essential infrastructure. Action on your permit application or other request may be delayed during this emergency. We appreciate your patience over the next several weeks. \*\*\*

General questions regarding USACE Regulatory, 408 Programs and all project related documents to:  
[SPKRegulatoryMailbox@usace.army.mil](mailto:SPKRegulatoryMailbox@usace.army.mil)

Regulatory Public Notices: <http://www.spk.usace.army.mil/Media/RegulatoryPublicNotices.aspx>

Information on the Regulatory Program.  
<http://www.spk.usace.army.mil/Missions/Regulatory.aspx>

Let us know how we're doing. Please complete the survey at:  
<https://regulatory.ops.usace.army.mil/customer-service-survey/>

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**From:** (b) (6) CIV USARMY CESP (USA)  
**To:** (b) (6) CIV USARMY CESP (USA)  
**Cc:** (b) (6) CIV USARMY CESP (USA)  
**Subject:** Cease and Desist letter for Beale AFB  
**Date:** Monday, November 22, 2021 2:00:00 PM  
**Attachments:** [REDACTED]

---

(b) (6),

Good afternoon (b) (6), I wanted to inform you that today we have sent a cease and desist letter to Beale Air Force base, based on the knowingly unauthorized fills placed in Dry Creek Overflow. I have attached the MFR, C&D letter, and photos to this email, so that you may see what brought us to this point and what was done. If you have any questions, please feel free to contact me. Thank you very much for your time.

Respectfully,

(b) (6)

Senior Project Manager  
US Army Corps of Engineers  
Regulatory Division/Sacramento District  
(o) 530 223-9538  
(c) 530-723-3355  
(f) 530-223-9539

\*\*\*In response to COVID-19, Regulatory Division staff are teleworking from home or other approved location. We will do our best to administer the Regulatory Program in an effective and efficient manner. Priority will be given to health and safety activities and essential infrastructure. Action on your permit application or other request may be delayed during this emergency. We appreciate your patience over the next several weeks.\*\*\*

**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER  
**To:** (b) (6) CIV.USARMY.CESPK (USA); (b) (6) CIV.USARMY.CESPK (USA)  
**Subject:** FV: [Non-DoD Source] 4b metadata  
**Date:** Thursday, December 2, 2021 1:23:50 PM

(b) (6)

These are screen shots of the photos and metadata. Still working on getting originals to you. When emailing the images, they are converted to jpeg and data is stripped. He is going to try a direct upload to a pc. Seems to be something to do with iPhone software.

(b) (6)

6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903  
Phone: (b) (6)  
Cell: (b) (6)  
DSN: 368-2645  
Email: (b) (6)@us.af.mil

**From:** (b) (6)

**Sent:** Thursday, December 2, 2021 1:15 PM

**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER; (b) (6)@us.af.mil

**Subject:** [Non-DoD Source] 4b metadata

1:00



Info

Done



IMG\_2383.HEIC

HEIF Image - 4.7 MB

OPEN

## Information

Show More

Kind HEIF Image

Size 4.7 MB

Created November 3, 2021 at 2:30 PM

Modified November 3, 2021 at 2:30 PM

Last opened December 2, 2021 at 12:47 PM

Where On My iPhone ▸ Downloads

Dimensions 4,032 × 3,024

## Tags

Add Tags

1:00

5G 

Info

Done



**IMG\_2380.HEIC**

HEIF Image - 3.9 MB

**OPEN**

## Information

Show More

Kind

HEIF Image

Size

3.9 MB

Created

November 3, 2021 at 2:15 PM

Modified

November 3, 2021 at 2:15 PM

Last opened

December 2, 2021 at 12:47 PM

Where

On My iPhone ▶ Downloads

Dimensions

4,032 × 3,024



Dimensions

4,032 x 3,024

Tags

Add Tags

(b) (6)

10/16





01-10-14  
Ca. 100 M

**From:** (b) (6) CIV USARMY CESPCK (USA)  
**To:** (b) (6) CIV USARMY CESPCK (USA)  
**Subject:** FW: [Non-DoD Source] Fwd: Hydrant Fuel System Replacement Project (SPK-2021-00130)  
**Date:** Thursday, January 27, 2022 7:30:00 AM  
**Attachments:** image001.png

---

FYSA

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**From:** (b) (6) CIV USARMY CESPCK (USA)  
**Sent:** Tuesday, January 25, 2022 3:16 PM  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6)@us.af.mil>  
**Cc:** (b) (6) GS-14 USAF ACC 9 CES/CD <(b) (6)@us.af.mil>; (b) (6) CIV USAF ACC 9 CES/CEI (b) (6)@us.af.mil>; (b) (6) GS-12 USAF ACC 9 CES/CEIEC (b) (6)@us.af.mil>  
**Subject:** RE: [Non-DoD Source] Fwd: Hydrant Fuel System Replacement Project (SPK-2021-00130)

(b) (6),

I am unsure how I sent it to your gmail. I apologize for that. The BO from USFWS does state you will compensate for the effects to 0.145 acre of fairy shrimp and tadpole shrimp habitat at a ratio of 3:1 with 0.435 acre of preserved lands located in Beale AFB's on-site designated vernal pool preservation area. This is compensatory mitigation for USFWS and the Corps is not involved in this as the BO is issued to you. We do incorporate the BO as a special condition to show section 7 compliance. That is great to hear about funding for AMR. We will look at that for our mitigation ratio checklist. I would not recommend buying until you know what would be required based off of the mitigation ratio checklist. In order to go through the mitigation ratio checklist I will need to know what you would like to buy from AMR (e.g vernal pool, seasonal wetland/creation enhanced) What is the status of the 401 WQC?

On another note, what is the status of purchasing credits for the four bridges. If this is not purchased soon, the Corps may need to increase the mitigation for the increase time of temporal loss. Thank you very much for your time.

Respectfully,

(b) (6)

Senior Project Manager  
US Army Corps of Engineers  
Regulatory Division/Sacramento District  
(o) 530 223-9538  
(c) 530-723-3355  
(f) 530-223-9539



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manner. Priority will be given to health and safety activities and essential infrastructure. Action on your permit application or other request may be delayed during this emergency. We appreciate your patience over the next several weeks.\*\*\*

---

**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>  
**Sent:** Tuesday, January 25, 2022 2:47 PM  
**To:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>  
**Cc:** (b) (6) GS-14 USAF ACC 9 CES/CD (b) (6) @us.af.mil>; (b) (6) CIV USAF ACC 9 CES/CEI <(b) (6) @us.af.mil>; (b) (6) GS-12 USAF ACC 9 CES/CEIEC (b) (6) @us.af.mil>  
**Subject:** RE: [Non-DoD Source] Fwd: Hydrant Fuel System Replacement Project (SPK-2021-00130)

Hi (b) (6),

I am responding to your email below sent to my gmail account while I was on leave.

Thank you for re-opening the request for a NWP Permit 39. As you know, this is a mission critical project for Beale AFB with tight timelines. Beale AFB is planning on purchasing mitigation credits as discussed with your office for 0.64 acres (0.32 acres at 2:1 to compensate for temporal loss) from Antonio Mountain Ranch Mitigation Bank (AMR). After multiple inquires, I just received a response from AMR to proceed with my request. I've been informed that Beale AFB has identified funding for the mitigation and the acquisition can proceed as soon as we receive the invoice and payment direction from AMR.

To address your question regarding the BO, the USFWS mitigation can be accomplished on Beale as we have been doing mitigation on Base for more than 20 years now with both USACE and USFWS. This was agreed upon through the signing of the Integrated Natural Resource Management Plan (INRMP) every 5 years and the SAMP process started in the early 2000s. This mitigation was not set up in perpetuity with official documents but was an MOA; see attached. This method of mitigation is actually preferred by USFWS.

Please let me know if you need additional information.

Thanks,

(b) (6)

(b) (6)  
6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903  
Phone: 530-634-2645  
Cell: (b) (6)  
DSN: (b) (6)  
Email: (b) (6) @us.af.mil

From: (b) (6) >  
Sent: Monday, January 24, 2022 8:39 AM  
To: (b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6)@us.af.mil>  
Subject: [Non-DoD Source] Fwd: Hydrant Fuel System Replacement Project (SPK-2021-00130)

(b) (6)

----- Forwarded message -----  
From: (b) (6) CIV USARMY CESPCK (USA)  
<(b) (6)@usace.army.mil>  
Date: Fri, Jan 21, 2022 at 6:30 AM  
Subject: Hydrant Fuel System Replacement Project (SPK-2021-00130)  
To: (b) (6)@gmail.com>  
Cc: (b) (6)@us.af.mil <(b) (6)@us.af.mil>

Good morning,

The Corps has received copy of the Biological Opinion for the above mentioned project. Therefore the Corps is re-opening your request for a Nationwide Permit 39. My records show that you applied for a 401 Water Quality Certification with the Central Valley Regional Water Quality Control Board on October 27, 2021. Have you been in contact with them, and is there an estimated timeframe of issuance of the certification. I also want to discuss your conceptual mitigation plan, as it deviates from the 2008 mitigation rule. Within the Hierarchy, the 1<sup>st</sup> preferred method of compensatory mitigation is use of mitigation banks. There is a bank within the service area of the Proposed project that has sufficient credits available in accordance to Ribits, which is Antonio Ranch Mitigation Bank. I need sufficient reasoning why your requesting to deviate. If you would like to have a conversation about this, please let me know. Thank you for your time and I look forward to hearing back.

Respectfully,

(b) (6)  
Senior Project Manager  
US Army Corps of Engineers  
Regulatory Division/Sacramento District  
(o) (b) (6)  
(c) (b) (6)  
(f) 530-223-9539

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**From:** (b) (6) CIV USARMY CESPCK (USA)  
**To:** (b) (6) CIV USARMY CESPCK (USA)  
**Subject:** FW: SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.  
**Date:** Wednesday, November 10, 2021 8:52:00 AM  
**Importance:** High

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**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>  
**Sent:** Wednesday, November 10, 2021 7:25 AM  
**To:** SPKRegulatoryMailbox <SPKRegulatoryMailbox@usace.army.mil>; neal.mcintosh@noaa.gov  
**Cc:** (b) (6) CIV USARMY CESPCK (USA) (b) (6) @usace.army.mil>;  
(b) (6) GS-12 USAF ACC 9 CES/CEIEC <(b) (6) @us.af.mil>; (b) (6)  
(b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>  
**Subject:** RE: SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.  
**Importance:** High

Good Morning (b) (6),

I regret to inform you of additional issues that occurred with this project Monday. Please see attached photos of the area of concern. Please advise on removal or improvement of this temporary structure. I have included the natural resources manager in this email because she performs the consultation with NMFS.

I first received notice of the activity late Monday via a texted photo from one of our biological monitors. The contractor placed gravel fill in Dry Creek Overflow that is partially de-watered in order to retrieve vehicles stranded since the large precipitation event October 23-25. In the weekly meeting with the contractor Tuesday morning I explained that this was a violation because the fill was placed without authorization or consultation with USACE and NMFS, they did not inform or consult with environmental, rain was forecast, and that a fish monitor was not present. I was later able to confirm that a fish monitor was not present. While we did not want the vehicles to remain there for the entire winter because they are a potential source of contaminants, I had already outlined a process that needed to be followed for unauthorized activities. I was informed that they decided to install this crossing because they felt that the benefits outweighed the risk. They also believe that they implemented BMP that caused no damage, and therefore made it ok.

Based on the report from the biological monitor and the attached photos he provided, there appears to be turbidity resulting from this operation. I again reiterated the process they must follow for approval of any activities outside of what has been approved. This was also reiterated to Beale's Project Manager whom I have mentioned to you. I have followed up with my immediate chain of command and the Project Manager's supervisor and have scheduled a meeting this afternoon to prevent events such as these in the future.

The biological monitor provided the following information about the site.

**Approximately 13 feet wide, 30 feet long with large cobble type rock. One foot thick at its center and tapering out. Thick fabric laid along streambed under the rock. Sedimentation was evident downstream, and increased heavily when the monitor unintentionally disturbed**



the upturned fabric damming the water on the upstream side. The only cause for this was stepping on the upturned fabric on the upstream side, by the monitor. Not intentional, not typical of how the site looks. Dam on dry creek overflow. Majority of water flow is coming around the eroded streamside. Large fish were noted in the construction site of Dry Creek.

Please contact me with any additional comments or recommendations. As I mentioned above, I assume you want this removed or at a minimum improved (if deemed necessary for winterization). I do not know if the contractor is using this route for access to remove falsework or plans to use for other activities. I was made aware yesterday that they intend to install RSP on this bridge. I explained that we do not have authorization for installing fill. Their response was that this was part of winterization and already approved under the permit. I reminded them that we do not have a valid permit and that if the fill placement is need for stabilization, they must provide a detail explanation of the activity including placement and fill volume and why it is necessary for stabilization so that we can consult with NMFS and USACE.

We did have the monitor take measurements of the coffer dams and make additional observations around the coffer dams to assist NMFS with making a determination if leaving the lower blocks of the coffer dams will be a fish barrier because the contractor has requested to leave them in. We will be providing that information later today.

Thanks,

(b) (6)

[REDACTED]

6425 "B" Street, BLDG 25390

Beale AFB, CA 95903

Phone: (b) (6)

Cell: (b) (6)

DSN: (b) (6)

Email (b) (6)@us.af.mil

---

**From:** SPKRegulatoryMailbox <SPKRegulatoryMailbox@usace.army.mil>

**Sent:** Monday, November 8, 2021 8:18 AM

**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6)@us.af.mil>; [neal.mcintosh@noaa.gov](mailto:neal.mcintosh@noaa.gov)

**Cc:** (b) (6) CIV USARMY CESP (USA) (b) (6)@usace.army.mil>

**Subject:** SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.

This document was provided on behalf of the Regulatory Division, Sacramento District, U.S. Army Corps of Engineers.

Respectfully,

## **Regulatory Division**

US Army Corps of Engineers, Sacramento District  
1325 J Street, Room 1350, Sacramento, CA 95814-2922  
916-557-5250 FAX: 916-557-7803

---

**Please send all project related documents and general questions and inquiries about the Regulatory Program or 408 Program to: [SPKREGULATORYMailbox@usace.army.mil](mailto:SPKREGULATORYMailbox@usace.army.mil).**

For Information on the Regulatory Program: <http://www.spk.usace.army.mil/Missions/Regulatory.aspx>

For Regulatory Public Notices: <http://www.spk.usace.army.mil/Media/RegulatoryPublicNotices.aspx>

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**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER  
**To:** (b) (6) CIV USARMY CESPCK (USA); (b) (6) CIV USARMY CESPCK (USA)  
**Subject:** Photo of Dry Creek Overflow 3 Nov  
**Date:** Thursday, December 2, 2021 11:59:42 AM

---

(b) (6) ,

This is all I have so far. I have folks looking for additional photos. Unfortunately, I do not have any after 26 Nov until I returned to California.

(b) (6)

6425 "B" Street, BLDG 25390

Beale AFB, CA 95903

Phone: 530-634-2645

Cell: (b) (6)

DSN: (b) (6)

Email: (b) (6) @us.af.mil

**From:** (b) (6) CIV USARMY CESP (USA)  
**To:** (b) (6)  
**Subject:** RE: [DoD SAFE] (b) (6) has dropped off files for you  
**Date:** Tuesday, January 4, 2022 6:03:00 AM  
**Attachments:** [image001.png](#)

---

(b) (6),

I was unable to get the files from DOD Safe as 7 days has exceeded. Can you please resend. Sorry for the delay, but due to the holiday season I was in and out.

Respectfully,

(b) (6)

Senior Project Manager  
US Army Corps of Engineers  
Regulatory Division/Sacramento District  
(o) 530 223-9538  
(c) 530-723-3355  
(f) 530-223-9539

Chat with me on Teams



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**From:** NoReplyTo@mail.mil <NoReplyTo@mail.mil>  
**Sent:** Wednesday, December 22, 2021 12:00 PM  
**To:** (b) (6) CIV USARMY CESP (USA) <(b) (6)@usace.army.mil>  
**Subject:** [DoD SAFE] (b) (6) has dropped off files for you

This is an automated message sent to you by the DoD SAFE service.

(b) (6) @us.af.mil> has dropped off 2 files for you.

**IF YOU TRUST THE SENDER** and are expecting to receive a file from them, you may choose to retrieve the drop-off by clicking the following link (or copying and pasting it into your web browser):

<https://safe.apps.mil/pickup.php?claimID=nyGrifKNmzozbera&recipCode=62iZZK>

You will be required to enter the claim passcode, which is:

**BkR2Bm4fkE2sF36C**

You have 7 days to retrieve the drop-off; after that the link above will expire.

The sender has left you a note:

Hi (b) (6),

Here are Four Bridges Photos from 11/24 and 12/14

Full information about the drop-off:

Claim ID: nyGrifKNmzozbera

Recipient Code: 62iZZK

Claim Passcode: BkR2Bm4fkE2sF36C

Drop-off Submitted: 2021-12-22 19:59:16 UTC

Drop-off Completed: 2021-12-22 19:59:35 UTC

— Sender —

Name: (b) (6)

Organization: USAF

Email Address: (b) (6)@us.af.mil

— Files —

Name: 20211124\_132459.zip

Size: 499.4 MB

SHA-256  
Checksum: 3DDE65C78B17E112C719675A263D7A712736E2E446531DB6B35FBAB448AABB36

Content Type: application/x-zip-compressed

Name: 20211214\_162608.zip

Size: 483.7 MB

SHA-256  
Checksum: 973DD87B2081A7AED59B4B969BFD4AC47F3880C04C912C73E7D11B4D5E629F14

Content Type: application/x-zip-compressed

**From:** (b) (6)  
**To:** (b) (6) CIV USARMY CESPCK (USA)  
**Subject:** Re: [URL Verdict: Neutral]Re: [Non-DoD Source] Update  
**Date:** Monday, January 10, 2022 1:33:09 PM  
**Attachments:** [image001.png](#)  
[image001.png](#)

---

Hi (b) (6),  
I have a couple updates for you.

I am out sick. I expect until Wednesday, but not sure. This bug seems to have a mind of its own. So far negative on COVID. No internet hear yet, so not able to telework.

I think we are making headway on mitigation payment for Four Bridges. I may have a confirmed funding source as early as today, but just learned the request has been up channeled to the previous Base Civil Enginner at Beale who approved the in lieu fee payment.

Basebis now at HPCON C. Visitor restrictions exist although I believe they do not effect you.

I will keep you apprised of additional updates.

(b) (6)

On Wed, Jan 5, 2022, 6:20 AM (b) (6) CIV USARMY CESPCK (USA)  
(b) (6) @usace.army.mil> wrote:

(b) (6)

Ok thank you, Are you planning on being at Beale next week? Also on a side note, until we can resolve all non-compliance issues, and unauthorized activities, the Corps cannot process a request for a Nationwide permit for the Hydrant project. Thank you very much.

Respectfully,

(b) (6)

Senior Project Manager

US Army Corps of Engineers

Regulatory Division/Sacramento District

(o) 530 223-9538

(c) 530-723-3355

(f) 530-223-9539



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---

**From:** (b) (6) >  
**Sent:** Tuesday, January 4, 2022 4:28 PM  
**To:** (b) (6) CIV USARMY CESPCK (USA)  
<(b) (6) @usace.army.mil>  
**Subject:** [URL Verdict: Neutral]Re: [Non-DoD Source] Update

Hi (b) (6),

The meeting went well. I had to answer a few questions just now. I think funding should be available soon. There is a possibility of a wrinkle that could cause delay. They may need to go back to FY19 funds per a legal requirement. I will keep you updated.

Thanks,

(b) (6)

On Tue, Jan 4, 2022, 3:17 PM (b) (6) wrote:

There was supposed to be a meeting today regarding the compensatory mitigation. I will follow up after the conference call I am on. Now hearing may have power Friday!

On Tue, Jan 4, 2022, 2:51 PM (b) (6) CIV USARMY CESPCK (USA)  
(b) (6) @usace.army.mil> wrote:

Jules,

Do you have an update on the compensatory mitigation. I want to look at the weather and see when would be a good time to go to Beale. I have a sight visit this Friday and I am thinking to strive to go next week, however I will wait until Thursday to look at the forecast. Hopefully you are staying warm.

Respectfully,

(b) (6)

Senior Project Manager

US Army Corps of Engineers

Regulatory Division/Sacramento District

California North Section

310 Hemsted Drive, Suite 310

Redding, CA 96002

(o) (b) (6)

(c) (b) (6)

(f) 530-223-9539

We want to hear from you! Submit a customer service survey form.

[http://corpsmapu.usace.army.mil/cm\\_apex/f?p=regulatory\\_survey](http://corpsmapu.usace.army.mil/cm_apex/f?p=regulatory_survey)

Need information on the Regulatory Program?

<http://www.spk.usace.army.mil/Missions/Regulatory.aspx>

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From: (b) (6) >



**Sent:** Tuesday, January 4, 2022 12:00 PM

**To:** (b) (6) CIV USARMY CESPCK (USA)

(b) (6) <[@usace.army.mil](mailto:(b) (6)@usace.army.mil)>

**Subject:** [Non-DoD Source] Update

Hi (b) (6),

Just checking in. I am at home. No power. Keeping house and dogs warm and food cold. I have access to this email via phone. My phone is now working as well. I can run into the base if you plan to visit, but otherwise out of the office. I am expecting a signed BO for the hydrant project.

Thanks, (b) (6)

**From:** (b) (6)  
**To:** (b) (6) CIV USARMY CESPCK (USA)  
**Subject:** Re: [URL Verdict: Neutral]Re: [Non-DoD Source] Update  
**Date:** Wednesday, January 5, 2022 9:01:09 AM  
**Attachments:** [image001.png](#)  
[image001.png](#)

---

Good morning,  
Yes, I plan to be in next week. Understood on other permits. I am in contact with folks above me to help move this through.

Thanks,  
(b) (6)

On Wed, Jan 5, 2022, 6:20 AM (b) (6) CIV USARMY CESPCK (USA)  
<(b) (6)@usace.army.mil> wrote:

(b) (6),

Ok thank you, Are you planning on being at Beale next week? Also on a side note, until we can resolve all non-compliance issues, and unauthorized activities, the Corps cannot process a request for a Nationwide permit for the Hydrant project. Thank you very much.

Respectfully,

(b) (6)

Senior Project Manager

US Army Corps of Engineers

Regulatory Division/Sacramento District

(o) (b) (6)

(c) (b) (6)

(f) 530-223-9539



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---

**From:** (b) (6)  
**Sent:** Tuesday, January 4, 2022 4:28 PM  
**To:** (b) (6) CIV USARMY CESPCK (USA)  
(b) (6) @usace.army.mil>  
**Subject:** [URL Verdict: Neutral]Re: [Non-DoD Source] Update

Hi (b) (6),

The meeting went well. I had to answer a few questions just now. I think funding should be available soon. There is a possibility of a wrinkle that could cause delay. They may need to go back to FY19 funds per a legal requirement. I will keep you updated.

Thanks,

(b) (6)

On Tue, Jan 4, 2022, 3:17 PM (b) (6) > wrote:

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On Tue, Jan 4, 2022, 2:51 PM (b) (6) CIV USARMY CESPCK (USA)  
(b) (6) @usace.army.mil> wrote:

(b) (6),

Do you have an update on the compensatory mitigation. I want to look at the weather and see when would be a good time to go to Beale. I have a sight visit this Friday and I am thinking to strive to go next week, however I will wait until Thursday to look at the forecast. Hopefully you are staying warm.

Respectfully,

(b) (6)

Senior Project Manager

US Army Corps of Engineers

Regulatory Division/Sacramento District

California North Section

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Redding, CA 96002

(o) (b) (6)

(c) (b) (6)

(f) 530-223-9539

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[http://corpmapu.usace.army.mil/cm\\_apex/f?p=regulatory\\_survey](http://corpmapu.usace.army.mil/cm_apex/f?p=regulatory_survey)

Need information on the Regulatory Program?

<http://www.spk.usace.army.mil/Missions/Regulatory.aspx>

---

**From:** (b) (6)

**Sent:** Tuesday, January 4, 2022 12:00 PM

**To:** (b) (6) CIV USARMY CESP (USA)

<(b) (6)@usace.army.mil>

**Subject:** [Non-DoD Source] Update

Hi (b) (6),

Just checking in. I am at home. No power. Keeping house and dogs warm and food

cold. I have access to this email via phone. My phone is now working as well. I can run into the base if you plan to visit, but otherwise out of the office. I am expecting a signed BO for the hydrant project.

Thanks, (b) (6)

**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER  
**To:** (b) (6) CIV USARMY CESPCK (USA)  
**Subject:** RE: Four Bridges  
**Date:** Tuesday, January 18, 2022 2:28:36 PM

---

Good Afternoon (b) (6),

I want to give you an update on the mitigation payment. Beale has been working to acquire funding through proper channels for quite a while. While we have made progress, Beale leadership has determined that is headquarters is unable to provide the funding source by Friday, the Base will pull funding from a local project, This issue is folks at headquarters are in disagreement over who should pay for the mitigation and do not seem to understand the urgency or importance of reaching a timely agreement.

I am working limited hours as I am still sick although improving. I will keep you posted as we resolve this issue.

Thanks,

(b) (6)

(b) (6)  
6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903  
Phone: 530-634-2645  
Cell: (b) (6)  
DSN: (b) (6)  
Email (b) (6) @us.af.mil

---

**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER  
**Sent:** Wednesday, December 22, 2021 10:05 AM  
**To:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>  
**Subject:** RE: Four Bridges

Good Morning (b) (6),

Checking in on Four Bridges. We have had challenges dealing with conflict between Construction and Environmental at higher levels regarding funding for Four Bridges mitigation. The disagreement is around who should pay for it, not whether or not it should be paid. An internal meeting, to which I am not invited, has been scheduled on Jan 4 to resolve the funding source so that we may proceed.

I was finally able to get my pc fixed yesterday and will drop off some photos of Four Bridges for you. My plan to visit the site today. I will on A/L next week, but checking emails. If you plan to visit next week, I would very much like to meet you and also take the opportunity to show you the Hydrant Project and also other planned sites if you are interested. Please give me a call on my cell phone if you plan to visit next week.

Thanks,

(b) (6)

(b) (6)  
6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903  
Phone: (b) (6)  
Cell: (b) (6)  
DSN: (b) (6)  
Email: (b) (6)@us.af.mil

---

**From:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
**Sent:** Tuesday, December 14, 2021 3:18 PM  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6)@us.af.mil>  
**Subject:** Four Bridges

(b) (6)  
Good afternoon. I am emailing to let you know I am back to work. I am following up to see what progress Beale has made on the Non-compliance issues. I would like to schedule a time to go out there sometime in the near future. Please let me know when you are available, it may have to wait until after Christmas. Thank you very much.

Respectfully,

(b) (6)  
Senior Project Manager  
US Army Corps of Engineers  
Regulatory Division/Sacramento District  
(o) (b) (6)  
(c) (b) (6)  
(f) 530-223-9539

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**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER  
**To:** (b) (6) CIV USARMY CESPCK (USA)  
**Subject:** RE: Hydrant Fuels Replacement (SPK-2021-00130)  
**Date:** Monday, November 8, 2021 1:18:06 PM  
**Attachments:** [REDACTED]

---

Hi (b) (6),

This is updated information from what I sent below regarding mitigation. The message from NFWF is attached.

Beale is committed to purchase of in-lieu mitigation prior to start of construction. The ratio will be 2:1 because of temporal loss for a total 0.32 acres (0.3 acres direct impacts and 0.02 acres indirect) unless otherwise recommended by USACE. The estimated price for 0.64 credit for the Southeastern Sacramento Valley Vernal Pool Service Area is \$464,000.00.

Please let me know if anything else is required for this permit.

Thank you,

(b) (6)

(b) (6)

6425 "B" Street, BLDG 25390

Beale AFB, CA 95903

Phone: (b) (6)

Cell (b) (6)

DSN: (b) (6)

Email (b) (6)@us.af.mil

---

**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER  
**Sent:** Wednesday, November 3, 2021 11:12 AM  
**To:** (b) (6) CIV USARMY CESPCK (USA) (b) (6)@usace.army.mil>  
**Subject:** RE: Hydrant Fuels Replacement (SPK-2021-00130)

Hi (b) (6),

Question: Please forgive my uncertainty. I have the revised mitigation statement and the additional impact acres. Is proving this via email proficient to proceed? I am happy to revise the forms and have them resigned or provide the information in your preferred format. I am asking about the forms because it may take a couple days to get them resigned. I will proceed with revising the forms and acquiring new signatures unless I hear otherwise.

I have revised maps to include indirect impacts. In addition to Wetlands 3 and 6, I included an area for Wetland Swale 1. The total for indirect impacts is 0.023 acres. I've attached the corrected maps and plan to submit water board as well.

I received confirmation that Beale is committed to purchase of in-lieu mitigation prior to start of construction. The ratio will be 2:1 because of temporal loss for a total 0.32 acres (0.3 acres direct



impacts and 0.02 acres indirect) unless otherwise recommended by USACE.

I believe that the entire Section 106 report was included within the EA because there was no sensitive information. The information was also sent to Erin Hess on Monday evening, 11/1.

Thanks,

(b) (6)

(b) (6)

6425 "B" Street, BLDG 25390

Beale AFB, CA 95903

Phone: (b) (6)

Cell: (b) (6)

DSN: (b) (6)

Email: (b) (6) @us.af.mil

---

**From:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>

**Sent:** Monday, November 1, 2021 3:57 PM

**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6) @us.af.mil>

**Subject:** Hydrant Fuels Replacement (SPK-2021-00130)

(b) (6)

Thank you for speaking to me today. As we discussed, the Corps needs sufficient information showing how Beale Air Force has complied with Section 106 of the National Historic Preservation Act and that tribal coordination to include tribal treaty trust rights. We will need the cultural resource report. The Corps will also need a revised impacts map to show indirect impacts to Wetland 3, and Wetland 6. The Corps will need a mitigation statement due to the fact that the proposed impacts are over 0.1 acre. As I discussed with you we should follow the 2008 mitigation rule. There may be a mitigation bank within the service however, however we will need to ensure they have the credits needed. Ribits is a great resource tool to review. Please send me the consultation letter to USFWS. I will need the 401 as well. Once all the information is in I will be bale to start a permitting action. If you have any questions, please feel free to contact me. Thank you very much for your time.

Respectfully,

(b) (6)

Senior Project Manager

US Army Corps of Engineers

Regulatory Division/Sacramento District

(o) (b) (6)

(c) (b) (6)

(f) 530-223-9539

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**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER  
**To:** (b) (6) CIV USARMY CESPCK (USA)  
**Subject:** RE: Hydrant Fuels Replacement (SPK-2021-00130)  
**Date:** Wednesday, November 3, 2021 11:24:13 AM  
**Attachments:** [AttchA.HydrantProjectMaps\\_2Nov2021.pdf](#)

---

Hi (b) (6),

Question: Please forgive my uncertainty. I have the revised mitigation statement and the additional impact acres. Is providing this via email sufficient to proceed? I am happy to revise the forms and have them resigned or provide the information in your preferred format. I am asking about the forms because it may take a couple days to get them resigned. I will proceed with revising the forms and acquiring new signatures unless I hear otherwise.

I have revised maps to include indirect impacts. In addition to Wetlands 3 and 6, I included an area for Wetland Swale 1. The total for indirect impacts is 0.023 acres. I've attached the corrected maps and plan to submit water board as well.

I received confirmation that Beale is committed to purchase of in-lieu mitigation prior to start of construction. The ratio will be 2:1 because of temporal loss for a total 0.32 acres (0.3 acres direct impacts and 0.02 acres indirect) unless otherwise recommended by USACE.

I believe that the entire Section 106 report was included within the EA because there was no sensitive information. The information was also sent to Erin Hess on Monday evening, 11/1.

Thanks,

(b) (6)

(b) (6)  
6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903  
Phone: (b) (6)  
Cell (b) (6)  
DSN: (b) (6)  
Email: (b) (6) @us.af.mil

---

**From:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
**Sent:** Monday, November 1, 2021 3:57 PM  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6)@us.af.mil>  
**Subject:** Hydrant Fuels Replacement (SPK-2021-00130)

(b) (6),

Thank you for speaking to me today. As we discussed, the Corps needs sufficient information showing how Beale Air Force has complied with Section 106 of the National Historic Preservation Act and that tribal coordination to include tribal treaty trust rights. We will need the cultural resource report. The Corps will also need a revised impacts map to show indirect impacts to Wetland 3, and Wetland 6. The Corps will need a mitigation statement due to the fact that the proposed impacts are

over 0.1 acre. As I discussed with you we should follow the 2008 mitigation rule. There may be a mitigation bank within the service however, however we will need to ensure they have the credits needed. Ribits is a great resource tool to review. Please send me the consultation letter to USFWS. I will need the 401 as well. Once all the information is in I will be bale to start a permitting action. If you have any questions, please feel free to contact me. Thank you very much for your time.

Respectfully,

(b) (6)

Senior Project Manager

US Army Corps of Engineers

Regulatory Division/Sacramento District

(o) (b) (6)

(c) (b) (6)

(f) (b) (6)

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**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER  
**To:** (b) (6) CIV USARMY CESPCK (USA)  
**Subject:** RE: Photo of Dry Creek Overflow 3 Nov  
**Date:** Thursday, December 2, 2021 3:19:57 PM

---

Two photos both from 10/22. One is the Dry Creek Overflow. The other is Best Slough but the rock pile looks familiar. This was after first initial rain and they did not have BMPs installed yet. I don't recall being at that site visit.

There was an access road, but not with new fill. Hope this helps.

(b) (6)  
6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903  
Phone: (b) (6)  
Cell: (b) (6)  
DSN: (b) (6)  
Email: (b) (6) @us.af.mil

---

**From:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>  
**Sent:** Thursday, December 2, 2021 12:34 PM  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6) @us.af.mil>  
**Subject:** RE: Photo of Dry Creek Overflow 3 Nov

Do you have the jpeg for that? When was this taken?

---

**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>  
**Sent:** Thursday, December 2, 2021 11:54 AM  
**To:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>; (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>  
**Subject:** Photo of Dry Creek Overflow 3 Nov

(b) (6)  
This is all I have so far. I have folks looking for additional photos. Unfortunately, I do not have any after 26 Nov until I returned to California.

(b) (6)  
6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903  
Phone: (b) (6)  
Cell: (b) (6)  
DSN: (b) (6)  
Email: (b) (6) @us.af.mil

**From:** (b) (6) CIV USARMY CESPCK (USA)  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER  
**Cc:** (b) (6) CIV USARMY CESPCK (USA)  
**Subject:** RE: Placeholder for BAFB Four Bridges Meeting  
**Date:** Wednesday, November 24, 2021 2:10:00 PM

---

(b) (6),

I apologize I do not know all those acronyms. If there are any unformed service members attending, can you please let me know their rank so that if we need to have our Colonel or Regulatory Chief on the line. If our Colonel needs to attend, we would have to get it scheduled. Nancy will be in Friday and will be able to assist if needed. Thank you so much. I hope you have a good Thanksgiving.

Respectfully,

(b) (6)  
Senior Project Manager  
US Army Corps of Engineers  
Regulatory Division/Sacramento District

(o) (b) (6)  
(c) (b) (6)  
(f) (b) (6)

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---

**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>  
**Sent:** Wednesday, November 24, 2021 2:06 PM  
**To:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>  
**Subject:** RE: Placeholder for BAFB Four Bridges Meeting

Yes. The BCE, probably the DBCE. The project manager, me, my supervisor. Contracting will be invited as will the PM's supervisor. Our JA may also attend.

(b) (6)  
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Beale AFB, CA 95903  
Phone: (b) (6)  
Cell: (b) (6)  
DSN: (b) (6)  
Email: (b) (6) @us.af.mil

-----Original Appointment-----

**From:** (b) (6) CIV USARMY CESP (USA) <(b) (6)@usace.army.mil>

**Sent:** Wednesday, November 24, 2021 11:50 AM

**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER

**Subject:** Accepted: Placeholder for BAFB Four Bridges Meeting

**When:** Monday, November 29, 2021 1:00 PM-2:00 PM (UTC-08:00) Pacific Time (US & Canada).

**Where:**

Will there be anyone else on the meeting?

**From:** (b) (6) CIV USARMY CESPCK (USA)  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) CIV USARMY CESPCK (USA)  
**Cc:** (b) (6) CIV USARMY CESPCK (USA); (b) (6) CIV USARMY CESPCK (USA)  
**Subject:** RE: Placeholder for BAFB Four Bridges Meeting  
**Date:** Friday, November 26, 2021 12:24:32 PM

---

Hi (b) (6),

We will need to check in with upper management, but likely at least (b) (6) at meeting? Let you know Monday.

Thanks! N

(b) (6)  
Chief, CA North Section  
Regulatory Division/Sacramento District  
USACE  
(b) (6) Office  
(b) (6) @usace.army.mil

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<[http://corpsmapu.usace.army.mil/cm\\_apex/f?p=regulatory\\_survey](http://corpsmapu.usace.army.mil/cm_apex/f?p=regulatory_survey)>

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**Sent:** Wednesday, November 24, 2021 3:35 PM  
**To:** (b) (6) CIV USARMY CESPCK (USA) (b) (6) @usace.army.mil>  
**Cc:** (b) (6) CIV USARMY CESPCK (USA) (b) (6) @usace.army.mil>  
**Subject:** RE: Placeholder for BAFB Four Bridges Meeting

A couple of the contracting officers that might attend are uniformed. Sorry about the acronyms. BCE is the Base Civil Engineer and he is a Lt Col. DBCE is deputy base civil engineer. Judicial advocate is civilian. PM = Project manager.



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Email (b) (6)@us.af.mil

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**Sent:** Wednesday, November 24, 2021 2:11 PM  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6)@us.af.mil>  
**Cc:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
**Subject:** RE: Placeholder for BAFB Four Bridges Meeting

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Respectfully,

(b) (6)  
Senior Project Manager  
US Army Corps of Engineers  
Regulatory Division/Sacramento District  
(o) (b) (6)  
(c) (b) (6)  
(f) 530-223-9539

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**Sent:** Wednesday, November 24, 2021 2:06 PM  
**To:** (b) (6) CIV USARMY CESPCK (USA) (b) (6)@usace.army.mil>  
**Subject:** RE: Placeholder for BAFB Four Bridges Meeting

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(b) (6)

6425 "B" Street, BLDG 25390

Beale AFB, CA 95903

Phone: 530-634-2645

Cell: (b) (6)

DSN: (b) (6)

Email: (b) (6)@us.af.mil

-----Original Appointment-----

**From:** (b) (6) CIV USARMY CESPCK (USA) (b) (6)@usace.army.mil>

**Sent:** Wednesday, November 24, 2021 11:50 AM

**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER

**Subject:** Accepted: Placeholder for BAFB Four Bridges Meeting

**When:** Monday, November 29, 2021 1:00 PM-2:00 PM (UTC-08:00) Pacific Time (US & Canada).

**Where:**

Will there be anyone else on the meeting?

**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER  
**To:** (b) (6) CIV USARMY CESPCK (USA); (b) (6) CIV USARMY CESPCK (USA)  
**Subject:** RE: Placeholder for BAFB Four Bridges Meeting  
**Date:** Friday, November 26, 2021 12:37:30 PM

---

Hi (b) (6),  
I just forwarded you and (b) (6) the meeting invitation.

Hope your Holiday was enjoyable.

(b) (6)

(b) (6)  
6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903  
Phone: (b) (6)  
Cell: (b) (6)  
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Email: (b) (6)@us.af.mil

---

**From:** (b) (6) CIV USARMY CESPCK (USA) (b) (6)@usace.army.mil>  
**Sent:** Friday, November 26, 2021 12:25 PM  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6)@us.af.mil>; (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
**Cc:** (b) (6) CIV USARMY CESPCK (USA) (b) (6)@usace.army.mil>; (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
**Subject:** RE: Placeholder for BAFB Four Bridges Meeting

Hi (b) (6),

We will need to check in with upper management, but likely at least (b) (6) at meeting? Let you know Monday.

Thanks (b) (6)

(b) (6)  
Chief, CA North Section  
Regulatory Division/Sacramento District  
USACE  
(b) (6) Office  
(b) (6)@usace.army.mil

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**Sent:** Wednesday, November 24, 2021 3:35 PM  
**To:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
**Cc:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
**Subject:** RE: Placeholder for BAFB Four Bridges Meeting

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(b) (6)  
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Email: (b) (6)@us.af.mil

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**From:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
**Sent:** Wednesday, November 24, 2021 2:11 PM  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6)@us.af.mil>  
**Cc:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
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(b) (6)

Senior Project Manager  
US Army Corps of Engineers  
Regulatory Division/Sacramento District

(o) (b) (6)

(c) (b) (6)

(f) 530-223-9539

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**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>

**Sent:** Wednesday, November 24, 2021 2:06 PM

**To:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>

**Subject:** RE: Placeholder for BAFB Four Bridges Meeting

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(b) (6)

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Beale AFB, CA 95903  
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Cell: (b) (6)  
DSN: (b) (6)  
Email: (b) (6) @us.af.mil

-----Original Appointment-----

**From:** (b) (6) CIV USARMY CESPCK (USA) (b) (6) @usace.army.mil>

**Sent:** Wednesday, November 24, 2021 11:50 AM

**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER

**Subject:** Accepted: Placeholder for BAFB Four Bridges Meeting

**When:** Monday, November 29, 2021 1:00 PM-2:00 PM (UTC-08:00) Pacific Time (US & Canada).

**Where:**

Will there be anyone else on the meeting?

**From:** (b) (6) CIV USARMY CESPCK (USA)  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER; (b) (6) CIV USARMY CESPCK (USA)  
**Cc:** (b) (6) CIV USARMY CESPCK (USA); (b) (6) CIV USARMY CESPCK (USA)  
**Subject:** RE: Placeholder for BAFB Four Bridges Meeting  
**Date:** Friday, November 26, 2021 1:07:04 PM

---

Yes,

Thanks (b) (6),

I will need to check with upper management for availability of staff. I assume this is a virtual meeting. Not likely we will be able to make it to Beale with appropriate personnel on such short notice.

(b) (6)

(b) (6)  
Chief, CA North Section  
Regulatory Division/Sacramento District  
USACE  
(b) (6) Office  
(b) (6) @usace.army.mil

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---

**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>

**Sent:** Friday, November 26, 2021 12:37 PM

**To:** (b) (6) CIV USARMY CESPCK (USA) (b) (6) @usace.army.mil; (b) (6)  
CIV USARMY CESPCK (USA) (b) (6) @usace.army.mil>

**Subject:** RE: Placeholder for BAFB Four Bridges Meeting

Hi (b) (6),  
I just forwarded you and (b) (6) the meeting invitation.

Hope your Holiday was enjoyable.

(b) (6)

(b) (6)  
6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903  
Phone: (b) (6)  
Cell: (b) (6)  
DSN: (b) (6)  
Email (b) (6)@us.af.mil

---

**From:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
**Sent:** Friday, November 26, 2021 12:25 PM  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6)@us.af.mil; (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
**Cc:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>; (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
**Subject:** RE: Placeholder for BAFB Four Bridges Meeting

Hi (b) (6),

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Thanks! (b) (6)

(b) (6)  
Chief, CA North Section  
Regulatory Division/Sacramento District  
USACE  
(b) (6) Office  
(b) (6)@usace.army.mil

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**Sent:** Wednesday, November 24, 2021 3:35 PM  
**To:** (b) (6) CIV USARMY CESPCK (USA) (b) (6) @usace.army.mil>  
**Cc:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>  
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**Sent:** Wednesday, November 24, 2021 2:11 PM  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>  
**Cc:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>  
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Respectfully,

(b) (6)  
Senior Project Manager  
US Army Corps of Engineers



Regulatory Division/Sacramento District

(o) (b) (6)

(c) (b) (6)

(f) 530-223-9539

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**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6)@us.af.mil>

**Sent:** Wednesday, November 24, 2021 2:06 PM

**To:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>

**Subject:** RE: Placeholder for BAFB Four Bridges Meeting

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(b) (6)

6425 "B" Street, BLDG 25390

Beale AFB, CA 95903

Phone: (b) (6)

Cell: (b) (6)

DSN: (b) (6)

Email: (b) (6)@us.af.mil

-----Original Appointment-----

**From:** (b) (6) CIV USARMY CESPCK (USA) (b) (6)@usace.army.mil>

**Sent:** Wednesday, November 24, 2021 11:50 AM

**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER

**Subject:** Accepted: Placeholder for BAFB Four Bridges Meeting

**When:** Monday, November 29, 2021 1:00 PM-2:00 PM (UTC-08:00) Pacific Time (US & Canada).

**Where:**

Will there be anyone else on the meeting?

**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER  
**To:** (b) (6) CIV USARMY CESPCK (USA); (b) (6) CIV USARMY CESPCK (USA)  
**Cc:** (b) (6) CIV USARMY CESPCK (USA); (b) (6) CIV USARMY CESPCK (USA)  
**Subject:** RE: Placeholder for BAFB Four Bridges Meeting  
**Date:** Friday, November 26, 2021 3:23:31 PM

---

Hi (b) (6),

I included the TEAMs information in the invitation.

(b) (6)

6425 "B" Street, BLDG 25390

Beale AFB, CA 95903

Phone: 530-634-2645

Cell: (b) (6)

DSN: (b) (6)

Email: (b) (6) @us.af.mil

---

**From:** (b) (6) CIV USARMY CESPCK (USA) (b) (6) @usace.army.mil>  
**Sent:** Friday, November 26, 2021 1:07 PM  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6) @us.af.mil>; (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>  
**Cc:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>; (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>  
**Subject:** RE: Placeholder for BAFB Four Bridges Meeting

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Chief, CA North Section

Regulatory Division/Sacramento District

USACE

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(b) (6) @usace.army.mil

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<[http://corpsmapu.usace.army.mil/cm\\_apex/f?p=regulatory\\_survey](http://corpsmapu.usace.army.mil/cm_apex/f?p=regulatory_survey)>

**Information on the Regulatory Program.**

<http://www.spk.usace.army.mil/Missions/Regulatory.aspx>

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---

**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>

**Sent:** Friday, November 26, 2021 12:37 PM

**To:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>; (b) (6)

CIV USARMY CESPCK (USA) (b) (6) @usace.army.mil>

**Subject:** RE: Placeholder for BAFB Four Bridges Meeting

Hi (b) (6)

I just forwarded you and (b) (6) the meeting invitation.

Hope your Holiday was enjoyable.

(b) (6)

(b) (6)  
6425 "B" Street, BLDG 25390

Beale AFB, CA 95903

Phone: 530-634-2645

Cell: (b) (6)

DSN: (b) (6)

Email: (b) (6) @us.af.mil

---

**From:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>

**Sent:** Friday, November 26, 2021 12:25 PM

**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>; (b) (6) CIV

USARMY CESPCK (USA) (b) (6) @usace.army.mil>

**Cc:** (b) (6) CIV USARMY CESPCK (USA) (b) (6) @usace.army.mil>; (b) (6)

(b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>

**Subject:** RE: Placeholder for BAFB Four Bridges Meeting

Hi (b) (6),

We will need to check in with upper management, but likely at least (b) (6) at meeting? Let you know Monday.

Thanks! (b) (6)

(b) (6)  
Chief, CA North Section  
Regulatory Division/Sacramento District  
USACE  
(b) (6) Office  
(b) (6) @usace.army.mil

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---

**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>

**Sent:** Wednesday, November 24, 2021 3:35 PM

**To:** (b) (6) CIV USARMY CESPCK (USA) (b) (6) @usace.army.mil>

**Cc:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>

**Subject:** RE: Placeholder for BAFB Four Bridges Meeting

A couple of the contracting officers that might attend are uniformed. Sorry about the acronyms. BCE is the Base Civil Engineer and he is a Lt Col. DBCE is deputy base civil engineer. Judicial advocate is civilian. PM = Project manager.

(b) (6)  
6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903  
Phone: (b) (6)  
Cell: (b) (6)  
DSN: (b) (6)

Email: (b) (6) @us.af.mil

---

**From:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>  
**Sent:** Wednesday, November 24, 2021 2:11 PM  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>  
**Cc:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>  
**Subject:** RE: Placeholder for BAFB Four Bridges Meeting

(b) (6),

I apologize I do not know all those acronyms. If there are any unformed service members attending, can you please let me know their rank so that if we need to have our Colonel or Regulatory Chief on the line. If our Colonel needs to attend, we would have to get it scheduled. (b) (6) will be in Friday and will be able to assist if needed. Thank you so much. I hope you have a good Thanksgiving.

Respectfully,

(b) (6)

Senior Project Manager  
US Army Corps of Engineers  
Regulatory Division/Sacramento District  
(o) (b) (6)  
(c) (b) (6)  
(f) 530-223-9539

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---

**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>  
**Sent:** Wednesday, November 24, 2021 2:06 PM  
**To:** (b) (6) CIV USARMY CESPCK (USA) (b) (6) @usace.army.mil>  
**Subject:** RE: Placeholder for BAFB Four Bridges Meeting

Yes. The BCE, probably the DBCE. The project manager, me, my supervisor. Contracting will be invited as will the PM's supervisor. Our JA may also attend.

(b) (6)

6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903  
Phone: (b) (6)

Cell: (b) (6)

DSN: (b) (6)

Email: (b) (6)@us.af.mil

-----Original Appointment-----

**From:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>

**Sent:** Wednesday, November 24, 2021 11:50 AM

**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER

**Subject:** Accepted: Placeholder for BAFB Four Bridges Meeting

**When:** Monday, November 29, 2021 1:00 PM-2:00 PM (UTC-08:00) Pacific Time (US & Canada).

**Where:**

Will there be anyone else on the meeting?

**From:** (b) (6) CIV USARMY CESPCK (USA)  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER; (b) (6) CIV USARMY CESPCK (USA)  
**Cc:** (b) (6) CIV USARMY CESPCK (USA); (b) (6) CIV USARMY CESPCK (USA)  
**Subject:** RE: Placeholder for BAFB Four Bridges Meeting  
**Date:** Friday, November 26, 2021 3:30:25 PM

---

Perfect Thanks (b) (6)

(b) (6)  
Chief, CA North Section  
Regulatory Division/Sacramento District  
USACE  
(b) (6) Office  
(b) (6) @usace.army.mil

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---

**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>  
**Sent:** Friday, November 26, 2021 3:22 PM  
**To:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>; (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>  
**Cc:** (b) (6) CIV USARMY CESPCK (USA) (b) (6) @usace.army.mil>; (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>  
**Subject:** RE: Placeholder for BAFB Four Bridges Meeting

Hi (b) (6)  
I included the TEAMs information in the invitation.

(b) (6)  
6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903

Phone: (b) (6)  
Cell: (b) (6)  
DSN: (b) (6)  
Email: (b) (6)@us.af.mil

---

**From:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
**Sent:** Friday, November 26, 2021 1:07 PM  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6)@us.af.mil; (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
**Cc:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>; (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
**Subject:** RE: Placeholder for BAFB Four Bridges Meeting

Yes,

Thanks (b) (6)

I will need to check with upper management for availability of staff. I assume this is a virtual meeting. Not likely we will be able to make it to Beale with appropriate personnel on such short notice.

(b) (6)

(b) (6)  
Chief, CA North Section  
Regulatory Division/Sacramento District  
USACE  
(b) (6) Office  
(b) (6)@usace.army.mil

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**Sent:** Friday, November 26, 2021 12:37 PM

**To:** (b) (6) CIV USARMY CESPCK (USA) (b) (6) @usace.army.mil>; (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>

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Thanks! (b) (6)

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**Sent:** Wednesday, November 24, 2021 3:35 PM  
**To:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
**Cc:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
**Subject:** RE: Placeholder for BAFB Four Bridges Meeting

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**From:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
**Sent:** Wednesday, November 24, 2021 2:11 PM  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6)@us.af.mil>  
**Cc:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
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(b) (6) will be in Friday and will be able to assist if needed. Thank you so much. I hope you have a good Thanksgiving.

Respectfully,

(b) (6)  
Senior Project Manager  
US Army Corps of Engineers  
Regulatory Division/Sacramento District  
(o) (b) (6)  
(c) (b) (6)  
(f) 530-223-9539

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**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>  
**Sent:** Wednesday, November 24, 2021 2:06 PM  
**To:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>  
**Subject:** RE: Placeholder for BAFB Four Bridges Meeting

Yes. The BCE, probably the DBCE. The project manager, me, my supervisor. Contracting will be invited as will the PM's supervisor. Our JA may also attend.

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Beale AFB, CA 95903  
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DSN: (b) (6)  
Email: (b) (6) @us.af.mil

-----Original Appointment-----

**From:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>  
**Sent:** Wednesday, November 24, 2021 11:50 AM  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER  
**Subject:** Accepted: Placeholder for BAFB Four Bridges Meeting  
**When:** Monday, November 29, 2021 1:00 PM-2:00 PM (UTC-08:00) Pacific Time (US & Canada).  
**Where:**

Will there be anyone else on the meeting?

**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER  
**To:** (b) (6) CIV USARMY CESPCK (USA)  
**Subject:** RE: Placeholder for BAFB Four Bridges Meeting  
**Date:** Wednesday, November 24, 2021 2:06:14 PM

---

Yes. The BCE, probably the DBCE. The project manager, me, my supervisor. Contracting will be invited as will the PM's supervisor. Our JA may also attend.

(b) (6)  
6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903  
Phone: 530-634-2645  
Cell (b) (6)  
DSN: (b) (6)  
Email: (b) (6)@us.af.mil

-----Original Appointment-----

**From:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
**Sent:** Wednesday, November 24, 2021 11:50 AM  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER  
**Subject:** Accepted: Placeholder for BAFB Four Bridges Meeting  
**When:** Monday, November 29, 2021 1:00 PM-2:00 PM (UTC-08:00) Pacific Time (US & Canada).  
**Where:**

Will there be anyone else on the meeting?

**From:** (b) (6) L GS-13 USAF ACC 9 CES/CEIER  
**To:** SPKRegulatoryMailbox; neal.mcintosh@noaa.gov  
**Cc:** (b) (6) CIV USARMY CESP (USA); (b) (6) GS-12 USAF ACC 9 CES/CEIEC; (b) (6) GS-13 USAF ACC 9 CES/CEIER  
**Subject:** RE: SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.  
**Date:** Wednesday, November 10, 2021 8:26:32 AM  
**Importance:** High

---

Good Morning (b) (6),

I regret to inform you of additional issues that occurred with this project Monday. Please see attached photos of the area of concern. Please advise on removal or improvement of this temporary structure. I have included the natural resources manager in this email because she performs the consultation with NMFS.

I first received notice of the activity late Monday via a texted photo from one of our biological monitors. The contractor placed gravel fill in Dry Creek Overflow that is partially de-watered in order to retrieve vehicles stranded since the large precipitation event October 23-25. In the weekly meeting with the contractor Tuesday morning I explained that this was a violation because the fill was placed without authorization or consultation with USACE and NMFS, they did not inform or consult with environmental, rain was forecast, and that a fish monitor was not present. I was later able to confirm that a fish monitor was not present. While we did not want the vehicles to remain there for the entire winter because they are a potential source of contaminants, I had already outlined a process that needed to be followed for unauthorized activities. I was informed that they decided to install this crossing because they felt that the benefits outweighed the risk. They also believe that they implemented BMP that caused no damage, and therefore made it ok.

Based on the report from the biological monitor and the attached photos he provided, there appears to be turbidity resulting from this operation. I again reiterated the process they must follow for approval of any activities outside of what has been approved. This was also reiterated to Beale's Project Manager whom I have mentioned to you. I have followed up with my immediate chain of command and the Project Manager's supervisor and have scheduled a meeting this afternoon to prevent events such as these in the future.

The biological monitor provided the following information about the site.

Approximately 13 feet wide, 30 feet long with large cobble type rock. One foot thick at its center and tapering out. Thick fabric laid along streambed under the rock. Sedimentation was evident downstream, and increased heavily when the monitor unintentionally disturbed the upturned fabric damming the water on the upstream side. The only cause for this was stepping on the upturned fabric on the upstream side, by the monitor. Not intentional, not typical of how the site looks. Dam on dry creek overflow. Majority of water flow is coming around the eroded streamside. Large fish were noted in the construction site of Dry Creek.

Please contact me with any additional comments or recommendations. As I mentioned above, I assume you want this removed or at a minimum improved (if deemed necessary for winterization). I do not know if the contractor is using this route for access to remove falsework or plans to use for other activities. I was made aware yesterday that they intend to install RSP on this bridge. I explained that we do not have authorization for installing fill. Their response was that this was part of winterization and already approved under the permit. I reminded them that we do not have a valid

permit and that if the fill placement is need for stabilization, they must provide a detail explanation of the activity including placement and fill volume and why it is necessary for stabilization so that we can consult with NMFS and USACE.

We did have the monitor take measurements of the coffer dams and make additional observations around the coffer dams to assist NMFS with making a determination if leaving the lower blocks of the coffer dams will be a fish barrier because the contractor has requested to leave them in. We will be providing that information later today.

(b) (6)

Jules

(b) (6)

6425 "B" Street, BLDG 25390

Beale AFB, CA 95903

Phone (b) (6)

Cell: (b) (6)

DSN: (b) (6)

Email: (b) (6) @us.af.mil

---

**From:** SPKRegulatoryMailbox <SPKRegulatoryMailbox@usace.army.mil>

**Sent:** Monday, November 8, 2021 8:18 AM

**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6) @us.af.mil>; neal.mcintosh@noaa.gov

**Cc:** (b) (6) CIV USARMY CESP (USA) (b) (6) @usace.army.mil

**Subject:** SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.

This document was provided on behalf of the Regulatory Division, Sacramento District, U.S. Army Corps of Engineers.

Respectfully,

**Regulatory Division**

US Army Corps of Engineers, Sacramento District

1325 J Street, Room 1350, Sacramento, CA 95814-2922

916-557-5250 FAX: 916-557-7803

---

**Please send all project related documents and general questions and inquiries about the Regulatory Program or 408 Program to:** [SPKREGULATORYMailbox@usace.army.mil](mailto:SPKREGULATORYMailbox@usace.army.mil).

For Information on the Regulatory Program: <http://www.spk.usace.army.mil/Missions/Regulatory.aspx>

For Regulatory Public Notices: <http://www.spk.usace.army.mil/Media/RegulatoryPublicNotices.aspx>

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**From:** (b) (6) CIV USARMY CESPCK (USA)  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER"  
**Cc:** (b) (6) CIV USARMY CESPCK (USA)  
**Subject:** RE: SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.  
**Date:** Monday, November 15, 2021 7:49:00 AM

---

(b) (6)

Good morning, Thank you for providing information about the fills placed in Dry Creek Overflow. Do you have the contact information for the contractor? Do you know what day the fills were placed and photos were taken at Dry Creek Overflow? What vehicles are stranded? What is the Base doing to correct this measure. I appreciate all of the efforts you have been making. If you have any questions, please feel free to reach out to me.

Respectfully,

(b) (6)

Senior Project Manager  
US Army Corps of Engineers  
Regulatory Division/Sacramento District

(o) (b) (6)

(c) (b) (6)

(f) 530-223-9539

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**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6)@us.af.mil>

**Sent:** Wednesday, November 10, 2021 7:25 AM

**To:** SPKRegulatoryMailbox <SPKRegulatoryMailbox@usace.army.mil>; neal.mcintosh@noaa.gov

**Cc:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>;

(b) (6) GS-12 USAF ACC 9 CES/CEIEC <(b) (6)@us.af.mil>; (b) (6)

(b) (6) GS-13 USAF ACC 9 CES/CEIER <julia.riley.1@us.af.mil>

**Subject:** RE: SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.

**Importance:** High

Good Morning (b) (6),

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Based on the report from the biological monitor and the attached photos he provided, there appears to be turbidity resulting from this operation. I again reiterated the process they must follow for approval of any activities outside of what has been approved. This was also reiterated to Beale's Project Manager whom I have mentioned to you. I have followed up with my immediate chain of command and the Project Manager's supervisor and have scheduled a meeting this afternoon to prevent events such as these in the future.

The biological monitor provided the following information about the site.

**Approximately 13 feet wide, 30 feet long with large cobble type rock. One foot thick at its center and tapering out. Thick fabric laid along streambed under the rock. Sedimentation was evident downstream, and increased heavily when the monitor unintentionally disturbed the upturned fabric damming the water on the upstream side. The only cause for this was stepping on the upturned fabric on the upstream side, by the monitor. Not intentional, not typical of how the site looks. Dam on dry creek overflow. Majority of water flow is coming around the eroded streamside. Large fish were noted in the construction site of Dry Creek.**

Please contact me with any additional comments or recommendations. As I mentioned above, I assume you want this removed or at a minimum improved (if deemed necessary for winterization). I do not know if the contractor is using this route for access to remove falsework or plans to use for other activities. I was made aware yesterday that they intend to install RSP on this bridge. I explained that we do not have authorization for installing fill. Their response was that this was part of winterization and already approved under the permit. I reminded them that we do not have a valid permit and that if the fill placement is need for stabilization, they must provide a detail explanation of the activity including placement and fill volume and why it is necessary for stabilization so that we can consult with NMFS and USACE.

We did have the monitor take measurements of the coffer dams and make additional observations around the coffer dams to assist NMFS with making a determination if leaving the lower blocks of the coffer dams will be a fish barrier because the contractor has requested to leave them in. We will be providing that information later today.

Thanks,

(b) (6)

(b) (6)

6425 "B" Street, BLDG 25390

Beale AFB, CA 95903

Phone: (b) (6)

Cell: (b) (6)

DSN: (b) (6)

Email: (b) (6)@us.af.mil

---

**From:** SPKRegulatoryMailbox <[SPKRegulatoryMailbox@usace.army.mil](mailto:SPKRegulatoryMailbox@usace.army.mil)>

**Sent:** Monday, November 8, 2021 8:18 AM

**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6)@us.af.mil>; [neal.mcintosh@noaa.gov](mailto:neal.mcintosh@noaa.gov)

**Cc:** (b) (6) CIV USARMY CESP (USA) <(b) (6)@usace.army.mil>

**Subject:** SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.

This document was provided on behalf of the Regulatory Division, Sacramento District, U.S. Army Corps of Engineers.

Respectfully,

**Regulatory Division**

US Army Corps of Engineers, Sacramento District

1325 J Street, Room 1350, Sacramento, CA 95814-2922

916-557-5250 FAX: 916-557-7803

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**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER  
**To:** (b) (6) CIV USARMY CESPCK (USA)  
**Cc:** (b) (6) CIV USARMY CESPCK (USA)  
**Subject:** RE: SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.  
**Date:** Monday, November 15, 2021 9:58:36 AM

---

Hi (b) (6),

I am assuming you mean infill for the crossing. The contractor did this without my knowledge and I gave them feedback the next morning that they need to follow the process for authorization. The best information I have is the crossing is approximately 13 feet wide depth of rock is 12 inches, at the center and 6 – 8 inches at the edges. The length of the span through the creek is estimated at 30 feet. I am pretty certain the fill was placed on Monday, the 8<sup>th</sup>, but may have happened earlier. I learned about it at the end of day on the 8<sup>th</sup>. The photos were taken on the 8<sup>th</sup>.

Regarding the vehicles that were stranded, the contractor built the access road to remove them. They should have not left in the interim construction site before the storm. There may be photos of the vehicles in the pdf file I provided via DOD Safe after the large storm. Environmental had explained that they need authorization for any vehicles accessing the Creek and emphasized that this was a requirement of both NMFS and USACE. We were waiting for the request so that we could present it to consulting agencies. The contractor informed me during the meeting when I reiterated this information that they felt the benefit outweighed the risk. As those vehicles are not now stranded, we aren't doing anything about it.

I would like them to remove the access road as it is an issue for a variety of reasons. I do not have the authority to do that unless directed by NFMS or USACE. I cannot request it because I am not designated as a COR and within that, I do not have the authority to direct them in a way that could result in them claiming additional expenses for the convenience of the government.

What do you need regarding contact information for the contractor? They go by three different names: Tapa, Nomlaki, and Komada.

Please let me know what contact information you need about the contractor contacts and anything else. Feel free to call anytime.

Thanks,

(b) (6)

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6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903  
Phone: (b) (6)  
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**From:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>

**Sent:** Monday, November 15, 2021 7:50 AM

**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>

**Cc:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>

**Subject:** RE: SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.

(b) (6),

Good morning, Thank you for providing information about the fills placed in Dry Creek Overflow. Do you have the contact information for the contractor? Do you know what day the fills were placed and photos were taken at Dry Creek Overflow? What vehicles are stranded? What is the Base doing to correct this measure. I appreciate all of the efforts you have been making. If you have any questions, please feel free to reach out to me.

Respectfully,

(b) (6)

Senior Project Manager

US Army Corps of Engineers

Regulatory Division/Sacramento District

(o) (b) (6)

(c) (b) (6)

(f) 530-223-9539

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**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6) @us.af.mil>

**Sent:** Wednesday, November 10, 2021 7:25 AM

**To:** SPKRegulatoryMailbox <SPKRegulatoryMailbox@usace.army.mil>; neal.mcintosh@noaa.gov

**Cc:** (b) (6) CIV USARMY CESPCK (USA) (b) (6) @usace.army.mil>;

(b) (6) GS-12 USAF ACC 9 CES/CEIEC (b) (6) @us.af.mil>; (b) (6)

(b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>

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Beale AFB, CA 95903

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(b) (5)

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**Sent:** Sunday, November 14, 2021 10:23 AM

**To:** SPKRegulatoryMailbox <SPKRegulatoryMailbox@usace.army.mil>; neal.mcintosh@noaa.gov

**Cc:** (b) (6) CIV USARMY CESPK (USA) <(b) (6) @usace.army.mil>;

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GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>

**Subject:** RE: SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.

**Importance:** High

Good Morning (b) (6) and Neal,

Beale has received notice from USACE that we will receive a Cease and Desist, probably on Monday.

The contractor is requesting authorization to install RSP above the OHWM that will provide important slope stabilization, especially for high flows. Equipment access in the channel will not be required. Neal, this work is not regulated by USACE per my conversation with (b) (6) last week, but it does fall within NMFS's area of jurisdiction. In my opinion, although it delays getting the contractor out of the stream, it will provide stream bank protection through the wet season. I will describe the proposed work in greater detail below.

Neal, we still need a determination of whether the lower blocks in Dry Creek and Dry Creek Overflow must be removed because they are fish passage barriers. Tamara is on leave Monday, so she asked me to provide you with heights of the lower coffer dam blocks. The top of the lower block in Dry



Creek is 19 inches above the channel bed and for Dry Creek Overflow the height is 29 inches. We also noted scouring during the large flow event in Dry Creek Overflow because of the coffer dam. Equipment in the stream will be required for coffer dam removal and removal of the unauthorized access roads which I notified you of in the previous email. I do not have verification of which equipment is needed for these two activities, but it will be one or more of excavator, backhoe, compactor, skid steer.

Proposed Work for Bridge 3113 (Dry Creek Overflow) Final infill and final RSP placement

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- The duration of this work is two weeks because of compaction testing for each 8 inches

Thanks,

(b) (6)

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(b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6)@us.af.mil>  
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**Cc:** (b) (6) CIV USARMY CESP (USA); (b) (6) GS-12 USAF ACC 9 CES/CEIEC;  
radlock, Stephanie@Waterboards; (b) (6) GS-13 USAF ACC 9 CES/CEIER  
**Subject:** RE: SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.  
**Date:** Monday, November 15, 2021 12:05:33 PM  
**Attachments:** [Non-DoD Source turbidity exceedance.msg](#)

---

All,

Please see the attached email regarding turbidity exceedance on Dry Creek resulting from removal of diversion pipes. Earlier today, removal of the diversion pipes from the 3114 channel caused a temporary spike in turbidity at the established monitoring station approx. 300 ft below the bridge. Background turbidity of 1.4 NTUs spiked to 4.0 NTUs, but returned to background within 90 minutes of the disturbance.

Falsework has been removed from Bridge 3114 on Dry Creek. Attached photos show current status of the site.

Thanks,

(b) (6)

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Thanks,

(b) (6)

[REDACTED]

6425 "B" Street, BLDG 25390

Beale AFB, CA 95903

Phone: (b) (6)

Cell: (b) (6)

DSN: (b) (6)

Email: (b) (6) @us.af.mil

---

**From:** SPKRegulatoryMailbox <SPKRegulatoryMailbox@usace.army.mil>

**Sent:** Monday, November 8, 2021 8:18 AM

**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6) @us.af.mil>; neal.mcintosh@noaa.gov



Cc: (b) (6) CIV USARMY CESPK (USA) <(b) (6)>@usace.army.mil>

**Subject:** SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.

This document was provided on behalf of the Regulatory Division, Sacramento District, U.S. Army Corps of Engineers.

Respectfully,

**Regulatory Division**

US Army Corps of Engineers, Sacramento District

1325 J Street, Room 1350, Sacramento, CA 95814-2922

916-557-5250 FAX: 916-557-7803

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**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER  
**Subject:** RE: SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.  
**Date:** Monday, November 15, 2021 1:55:00 PM

---

(b) (6)

Do you have the specific name and contact information of the specific contractor who is in charge of the site and stated the risk outweighed the benefit?

Respectfully,

(b) (6)

Senior Project Manager  
US Army Corps of Engineers  
Regulatory Division/Sacramento District

(o) (b) (6)

(c) (b) (6)

(f) 530-223-9539

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**Sent:** Monday, November 15, 2021 9:58 AM  
**To:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>  
**Cc:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6) @usace.army.mil>  
**Subject:** RE: SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.

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What do you need regarding contact information for the contractor? They go by three different names: Tapa, Nomlaki, and Komada.

Please let me know what contact information you need about the contractor contacts and anything else. Feel free to call anytime.

Thanks,

(b) (6)

[REDACTED]

6425 "B" Street, BLDG 25390

Beale AFB, CA 95903

Phone: (b) (6)

Cell: (b) (6)

DSN: (b) (6)

Email: (b) (6)@us.af.mil

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**From:** (b) (6) CIV USARMY CESPCK (USA) (b) (6)@usace.army.mil>

**Sent:** Monday, November 15, 2021 7:50 AM

**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6)@us.af.mil>

**Cc:** (b) (6) CIV USARMY CESPCK (USA) (b) (6)@usace.army.mil>

**Subject:** RE: SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.

(b) (6)

Good morning, Thank you for providing information about the fills placed in Dry Creek Overflow. Do you have the contact information for the contractor? Do you know what day the fills were placed and photos were taken at Dry Creek Overflow? What vehicles are stranded? What is the Base doing to correct this measure. I appreciate all of the efforts you have been making. If you have any questions, please feel free to reach out to me.

Respectfully,

(b) (6)

Senior Project Manager

US Army Corps of Engineers

Regulatory Division/Sacramento District

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(c) (b) (6)  
(f) 530-223-9539

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**Sent:** Wednesday, November 10, 2021 7:25 AM  
**To:** SPKRegulatoryMailbox <SPKRegulatoryMailbox@usace.army.mil>; neal.mcintosh@noaa.gov  
**Cc:** (b) (6) CIV USARMY CESP (USA) (b) (6)@usace.army.mil>;  
(b) (6) GS-12 USAF ACC 9 CES/CEIEC (b) (6)@us.af.mil>; (b) (6)  
(b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6)@us.af.mil>  
**Subject:** RE: SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.  
**Importance:** High

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(b) (6)

6425 "B" Street, BLDG 25390

Beale AFB, CA 95903

Phone: (b) (6)

Cell: (b) (6)

DSN: (b) (6)

Email: (b) (6)@us.af.mil

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**Subject:** SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.

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916-557-5250 FAX: 916-557-7803

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**To:** (b) (6) CIV USARMY CESPCK (USA)  
**Subject:** RE: SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.  
**Date:** Monday, November 15, 2021 1:59:05 PM  
**Attachments:** image001.png

---

Hi (b) (6),



Stacy Summers • Project Manager  
Nomlaki Technologies, LLC • PO Box 9234 • Beale AFB, CA 95903  
(530) 216.8547 • [Stacy.Summers@tepa.com](mailto:Stacy.Summers@tepa.com) • [www.nomlakitech.com](http://www.nomlakitech.com)

(b) (6)

6425 "B" Street, BLDG 25390

Beale AFB, CA 95903

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**Sent:** Monday, November 15, 2021 1:56 PM  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>  
**Subject:** RE: SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.

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Senior Project Manager

US Army Corps of Engineers

Regulatory Division/Sacramento District

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(c) (b) (6)

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Beale AFB, CA 95903  
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US Army Corps of Engineers  
Regulatory Division/Sacramento District

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Beale AFB, CA 95903

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DSN: (b) (6)

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**Subject:** SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.

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US Army Corps of Engineers, Sacramento District

1325 J Street, Room 1350, Sacramento, CA 95814-2922

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**To:** SPKRegulatoryMailbox; neal.mcintosh@noaa.gov  
**Cc:** (b) (6) CIV USARMY CESPCK (USA)  
**Subject:** RE: SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.  
**Date:** Monday, November 8, 2021 11:32:36 AM

---

Received.

Thank you

(b) (6)  
6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903  
Phone: (b) (6)  
Cell: (b) (6)  
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**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER  
**To:** (b) (6) CIV USARMY CESPCK (USA); (b) (6) CIV USARMY CESPCK (USA); (b) (6) CIV USARMY CESPCK (USA)  
**Cc:** Tadlock, Stephanie@Waterboards  
**Subject:** RE: SPK-2021-00131 Four Bridges  
**Date:** Wednesday, November 3, 2021 7:56:44 AM

---

All,  
NMFS POC for this project is Neal McIntosh.

(b) (6)  
6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903  
Phone: (b) (6)  
Cell: (b) (6)  
DSN: (b) (6)  
Email (b) (6)@us.af.mil

---

**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER  
**Sent:** Tuesday, November 2, 2021 9:57 AM  
**To:** (b) (6) CIV (USA) <(b) (6)@usace.army.mil>; (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>; (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
**Cc:** Tadlock, Stephanie@Waterboards <Stephanie.Tadlock@waterboards.ca.gov>  
**Subject:** RE: SPK-2021-00131 Four Bridges

(b) (6),  
Good speaking with you this morning. I'm attaching the NMFS consultation package. We actually consulted three times on this and this is the final. May be easier than having it buried in the EA.

(b) (6)  
6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903  
Phone: (b) (6)  
Cell: (b) (6)  
DSN: (b) (6)  
Email (b) (6)@us.af.mil

---

**From:** (b) (6) CIV (USA) <(b) (6)@usace.army.mil>  
**Sent:** Friday, October 15, 2021 10:41 AM  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6)@us.af.mil; (b) (6) CIV USARMY CESPCK (USA) (b) (6)@usace.army.mil  
**Cc:** Tadlock, Stephanie@Waterboards <Stephanie.Tadlock@waterboards.ca.gov>  
**Subject:** RE: SPK-2021-00131 Four Bridges

Good morning,

If you are not changing any of the fills or the size of the cofferdam, we won't have to reverify any of the previously issued NWP's.

Thank you very much for your time.

Respectfully,

(b) (6)  
Project Manager  
CA North Section  
US Army Corps Of Engineers, Sacramento District  
310 Hemsted Drive, Suite 310  
Redding, California 96002  
 (b) (6) FAX: (530)223-9539  
(b) (6) @usace.army.mil

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---

**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>  
**Sent:** Thursday, October 7, 2021 3:40 PM  
**To:** (b) (6) CIV (USA) <(b) (6) @usace.army.mil>; (b) (6) CIV USARMY CESP  
(USA) <(b) (6) @usace.army.mil>  
**Cc:** Tadlock, Stephanie@Waterboards <Stephanie.Tadlock@waterboards.ca.gov>  
**Subject:** RE: SPK-2021-00131 Four Bridges

All,

As I mentioned earlier, there were issues that surfaced because of increased flow. Beale had informed the contractor the flows would increase and that larger pumps were needed multiple times. The coffer dam on Best Slough was not strong enough and was at risk of failure. The design of the project has not changed, just the dewatering in Best Slough although we are informing the contractor that their other structures are at risk without more vigorous pumping. In addition to the rebuilt coffer dam, diversion pipes are being placed to divert water from above the coffer dam



below the project site as was done on Dry Creek. The diversion pipes in Dry Creek were included in the permit.

Here is the guidance from NMFS Service: Thank you for discussing the needed changes at the construction site to account for increased flows, Tamara. Based on our discussion, a stronger temporary barrier (coffer dam) will need to be installed to prevent the higher flows from entering the construction area. Similarly to the original description of the Proposed Action, flows will continue to be routed around the construction site using culverts and will re-enter the creek below the construction area. This minor adjustment to account for increased flows is not expected to change the expected effects of the Proposed Action that were considered as part of the Letter of Concurrence for the project. As discussed, a qualified fish biologist will be on-site in the coming days to assess fish presence.

Thanks,

(b) (6)

(b) (6)

6425 "B" Street, BLDG 25390

Beale AFB, CA 95903

Phone: (b) (6)

Cell: (b) (6)

DSN: (b) (6)

Email (b) (6) @us.af.mil

---

**From:** (b) (6) CIV (USA) (b) (6) @usace.army.mil>

**Sent:** Thursday, October 7, 2021 1:22 PM

**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6) @us.af.mil>; (b) (6) CIV USARMY CESPK (USA) <(b) (6) @usace.army.mil>

**Cc:** Tadlock, Stephanie@Waterboards <Stephanie.Tadlock@waterboards.ca.gov>

**Subject:** RE: SPK-2021-00131 Four Bridges

Good afternoon (b) (6),

Could you provide a description of the changes you are going to be making? We may need to do a reverification if you are making changes to the size of the cofferdam or amount of fill being placed below the OHWM.

Thank you very much for your time.


Respectfully,

(b) (6)

Project Manager

CA North Section

US Army Corps Of Engineers, Sacramento District

310 Hemsted Drive, Suite 310  
Redding, California 96002  
 (b) (6) FAX: (530)223-9539  
(b) (6) @usace.army.mil

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[http://corpsmapu.usace.army.mil/cm\\_apex/f?p=regulatory\\_survey](http://corpsmapu.usace.army.mil/cm_apex/f?p=regulatory_survey)>

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---


**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>  
**Sent:** Wednesday, October 6, 2021 12:06 PM  
**To:** (b) (6) CIV USARMY CESPCK (USA) (b) (6) @usace.army.mil>; (b) (6) CIV (USA) (b) (6) @usace.army.mil>  
**Cc:** Tadlock, Stephanie@Waterboards <Stephanie.Tadlock@waterboards.ca.gov>  
**Subject:** RE: SPK-2021-00131 Four Bridges

(b) (6) and Stephanie,

I need to provide you an update on this Project. I was called in this last weekend to address issues on this project. Water in Dry Creek came up substantially because of a sudden change in water use by upstream land owners. Although previously warned multiple times, the contractor was not prepared for the increased flow. One of the coffer dams was at risk of failure and was leaking substantially. To reduce flooding in the construction area that was happening we notched a downstream beaver dam. We have reached a path forward with the contractor for proper de-watering of the channels and have received agreement from NMFS. I believe this may require an update to the 401 and 404 permits. I will be able to provide full details of the proposed changes either later today or tomorrow. I am not sure of the process and all of the information you will need.

Thanks,

(b) (6)

  
6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903  
Phone: (b) (6)  
Cell: (b) (6)

DSN: (b) (6)  
Email: (b) (6)@us.af.mil

---

**From:** (b) (6) CIV USARMY CESPCK (USA) (b) (6)@usace.army.mil>  
**Sent:** Wednesday, May 5, 2021 3:21 PM  
**To:** (b) (6) GS-12 USAF ACC 9 CES/CEIEC <(b) (6)@us.af.mil>; (b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6)@us.af.mil>; (b) (6) CIV (USA) <(b) (6)@usace.army.mil>  
**Cc:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
**Subject:** RE: SPK-2021-00131 Four Bridges

Hi (b) (6)

We need the report so we can evaluate where the resources are in association with waters of the United States. We likely need the package you sent to SHPO which would have that information included. We have a responsibility to be sure all resources associated with our jurisdiction are covered. Thanks - (b) (6)

---

**From:** (b) (6) GS-12 USAF ACC 9 CES/CEIEC <(b) (6)@us.af.mil>  
**Sent:** Wednesday, May 5, 2021 3:12 PM  
**To:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>; (b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6)@us.af.mil>; (b) (6) CIV (USA) <(b) (6)@usace.army.mil>  
**Cc:** (b) (6) CIV USARMY CESPCK (USA) (b) (6)@usace.army.mil>  
**Subject:** RE: SPK-2021-00131 Four Bridges

Hi (b) (6),

So I went back to the EA Appendix A which it sounds like you have. Within this appendix there is the SHPO concurrence letter, the letters sent to the tribal groups, the tribal responses and the NA Contact Log. So the only thing that you do not have is the submittal package to SHPO. If you are ok with receiving just the letter and not the attachments then I can send this to you, because the letter, itself, does not have location information.

V/r,

(b) (6)

Natural & Cultural Resources Program Manager  
9 CES/CEIEC  
6425 B St  
Beale AFB, CA 95903

---

**From:** (b) (6) CIV USARMY CESPCK (USA) <(b) (6)@usace.army.mil>  
**Sent:** Wednesday, May 5, 2021 12:26 PM  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6)@us.af.mil>; (b) (6) CIV (USA) <(b) (6)@usace.army.mil>

**Cc:** (b) (6) A GS-12 USAF ACC 9 CES/CEIEC <(b) (6)>@us.af.mil>; (b) (6)  
(b) (6) CIV USARMY CESPCK (USA) <(b) (6)>@usace.army.mil>  
**Subject:** RE: SPK-2021-00131 Four Bridges

(b) (6),

Just be sure she is contacting the Regulatory Cultural Resource Specialist...not planning or another group. They don't deal with us or our regulations under Appendix C.

Thanks - (b) (6)

---

**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6)>@us.af.mil>  
**Sent:** Wednesday, May 5, 2021 12:15 PM  
**To:** (b) (6) CIV (USA) <(b) (6)>@usace.army.mil>  
**Cc:** (b) (6) GS-12 USAF ACC 9 CES/CEIEC <(b) (6)>@us.af.mil>; (b) (6)  
(b) (6) CIV USARMY CESPCK (USA) <(b) (6)>@usace.army.mil>  
**Subject:** RE: SPK-2021-00131 Four Bridges

Hi (b) (6),

(b) (6) Beale's cultural resource program manager, has contacted a USACE archaeologist, sorry I don't have her name yet, to move this forward. However, I think what you may actually want is in Appendix F instead of Appendix A that I referred you to. In most of our EAs we include all correspondence and coordination in one EA.

I need to get back to you about the revegetation plan when I am out of meeting.

Thanks,

(b) (6)

(b) (6)  
6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903  
Phone: (b) (6)  
Cell: (b) (6)  
DSN: (b) (6)  
Email: (b) (6)>@us.af.mil  
CVR MS Teams: (b) (6)>@cvr.mil

---

**From:** (b) (6) CIV (USA) <(b) (6)>@usace.army.mil>  
**Sent:** Wednesday, May 5, 2021 10:27 AM  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER <(b) (6)>@us.af.mil>  
**Cc:** (b) (6) GS-12 USAF ACC 9 CES/CEIEC <(b) (6)>@us.af.mil>; (b) (6)  
(b) (6) CIV USARMY CESPCK (USA) <(b) (6)>@usace.army.mil>  
**Subject:** RE: SPK-2021-00131 Four Bridges

Hi (b) (6),

In order for me to ensure compliance with Section 106 under Section 404 of the CWA, I need to review the information that was submitted to SHPO otherwise I won't be able to move forward with the permitting process.

Also, we are going to have to do compensatory mitigation for this project because of total amount of permanent impacts. What I'm thinking is doing either three or four NWP 14's, either one for each bridge, or one for Bridge 3111, one for 3112, and then one for both 3113 and 3114. For Bridge 3111 across Best Slough Overflow, the total permanent impacts are going to be 0.05 acre so that won't need mitigation. However, for Bridge 3112, the total permanent impacts are going to be 0.18 acre. For Bridge 3113, the total permanent impacts are going to be 0.16 acre. And for Bridge 3114, the total impacts are going to be 0.16 acre. Bridges 3112 through 3114 will need compensatory mitigation since they will have a permanent loss of waters due to the RSP placement. I think that doing an in-lieu fee program would be the quickest way to move forward. To move forward, I am going to need a mitigation plan describing how the mitigation requirement will be satisfied.

Thank you very much for your time and please let me know if you would like to schedule a phone call to go over anything.

Respectfully,

(b) (6)

Project Manager

CA North Section

US Army Corps Of Engineers, Sacramento District

310 Hemsted Drive, Suite 310

Redding, California 96002

 (b) (6) FAX: (530)223-9539

[hillary.h.kraft@usace.army.mil](mailto:hillary.h.kraft@usace.army.mil)

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[http://corpsmapu.usace.army.mil/cm\\_apex/f?p=regulatory\\_survey](http://corpsmapu.usace.army.mil/cm_apex/f?p=regulatory_survey)>

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---

**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>  
**Sent:** Wednesday, May 5, 2021 8:50 AM  
**To:** (b) (6) CIV (USA) <(b) (6) @usace.army.mil>  
**Cc:** (b) (6) GS-12 USAF ACC 9 CES/CEIEC (b) (6) @us.af.mil>  
**Subject:** RE: SPK-2021-00131 Four Bridges

Hi (b) (6),  
Beale's cultural resource program manager (cc'd) said she can only provide this to the USACE program manager because it contains sensitive information.

Thanks,

(b) (6)

(b) (6)  
6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903  
Phone: (b) (6)  
Cell: (b) (6)  
DSN: (b) (6)  
Email: (b) (6) @us.af.mil  
CVR MS Teams: (b) (6) @cvr.mil

---

**From:** (b) (6) CIV (USA) <(b) (6) @usace.army.mil>  
**Sent:** Wednesday, May 5, 2021 8:04 AM  
**To:** (b) (6) GS-13 USAF ACC 9 CES/CEIER (b) (6) @us.af.mil>  
**Subject:** SPK-2021-00131 Four Bridges


Good morning,

I'm looking through the documents for the SHPO consultation initiation letter and I'm having difficulty finding it. I found the two letters of concurrence, I just need the initiation letter. Could you please tell me what page it is on?

Thank you very much for your time.

Respectfully,

(b) (6)

Project Manager  
CA North Section  
US Army Corps Of Engineers, Sacramento District  
310 Hemsted Drive, Suite 310  
Redding, California 96002  
 (b) (6) FAX: (530)223-9539

(b) (6) @usace.army.mil

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**From:** [SPKRegulatoryMailbox](#)  
**To:** (b) (6)@us.af.mil  
**Cc:** (b) (6) CIV USARMY CESP (USA); (b) (6)@us.af.mil; mcwhorter.scott@epa.gov; neal.mcintosh@noaa.gov; Tadlock, Stephanie@waterboards  
**Subject:** SPK-2021-00131 Dry Creek Overflow - Cease & Desist  
**Date:** Monday, November 22, 2021 1:47:28 PM  
**Attachments:** [2021.11.22-ENF-C&D encl-202100131.pdf](#)  
[REDACTED]

---

This document was provided on behalf of the Regulatory Division, Sacramento District, U.S. Army Corps of Engineers.

Respectfully,

**Regulatory Division**

US Army Corps of Engineers, Sacramento District  
1325 J Street, Room 1350, Sacramento, CA 95814-2922  
916-557-5250 FAX: 916-557-7803

---

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For Information on the Regulatory Program: <http://www.spk.usace.army.mil/Missions/Regulatory.aspx>

For Regulatory Public Notices: <http://www.spk.usace.army.mil/Media/RegulatoryPublicNotices.aspx>

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**From:** [SPKRegulatoryMailbox](#)  
**To:** (b) (6)@us.af.mil; neal.mcintosh@noaa.gov  
**Cc:** (b) (6) CIV USARMY CESP (USA)  
**Subject:** SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project.  
**Date:** Monday, November 8, 2021 8:18:01 AM  
**Attachments:** [REDACTED]

---

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Respectfully,

**Regulatory Division**

US Army Corps of Engineers, Sacramento District  
1325 J Street, Room 1350, Sacramento, CA 95814-2922  
916-557-5250 FAX: 916-557-7803

---

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**From:** [SPKRegulatoryMailbox](#)  
**To:** (b) (6)@us.af.mil  
**Cc:** (b) (6) CIV USARMY CESP (USA)  
**Subject:** SPK-2021-00131 Beale Air Force Base Four Bridges Replacement Project  
**Date:** Monday, November 8, 2021 7:49:53 AM  
**Attachments:** [REDACTED]

---

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Respectfully,

**Regulatory Division**

US Army Corps of Engineers, Sacramento District  
1325 J Street, Room 1350, Sacramento, CA 95814-2922  
916-557-5250 FAX: 916-557-7803

---

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**From:** [SPKRegulatoryMailbox](mailto:SPKRegulatoryMailbox)  
**To:** [Stacy.Summers@tepa.com](mailto:Stacy.Summers@tepa.com)  
**Cc:** [Roberts, Matthew J CIV USARMY CESPK \(USA\)](mailto:Roberts,MatthewJ@usarmy.cespk.usa); [julia.riley.1@us.af.mil](mailto:julia.riley.1@us.af.mil); [mcwhorter.scott@epa.gov](mailto:mcwhorter.scott@epa.gov); [neal.mcintosh@noaa.gov](mailto:neal.mcintosh@noaa.gov); [Tadlock, Stephanie@Waterboards](mailto:Tadlock,Stephanie@Waterboards)  
**Subject:** SPK-2021-00131 Dry Creek Overflow - Cease and Desist  
**Date:** Tuesday, November 23, 2021 3:50:18 PM  
**Attachments:** [2021.11.22-ENF-C&D encl-202100131.pdf](#)  
[2021.11.23-ENF-CD contractor-202100131.pdf](#)

---

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Respectfully,

Regulatory Division

US Army Corps of Engineers, Sacramento District

1325 J Street, Room 1350, Sacramento, CA 95814-2922

916-557-5250 FAX: 916-557-7803

[SPKRegulatoryMailbox@usace.army.mil](mailto:SPKRegulatoryMailbox@usace.army.mil)

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**From:** (b) (6) GS-13 USAF ACC 9 CES/CEIER  
**To:** (b) (6) .CIV USARMY CESPCK (USA)  
**Subject:** Thursday 9 Dec  
**Date:** Friday, December 3, 2021 9:51:32 AM

---

Good Morning (b) (6),  
Hope you are feeling better. I have a firm commitment on Thursday at 0900. The rest of the day is open.

Thanks,  
Jules

(b) (6)  
6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903  
Phone: (b) (6)  
Cell: (b) (6)  
DSN: (b) (6)  
Email: (b) (6)@us.af.mil

**From:** (b) (6) [GS-13 USAF ACC 9 CES/CEIER](#)  
**To:** (b) (6) [.CIV USARMY CESPCK \(USA\)](#)  
**Subject:** Update on Four Bridges Mitigation  
**Date:** Monday, February 7, 2022 11:48:11 AM

---

Hi (b) (6) ,

We just received the necessary information from NFWF that you and I just spoke about. I'll keep you posted on further developments.

Thanks,

(b) (6)

Jules Riley  
6425 "B" Street, BLDG 25390  
Beale AFB, CA 95903  
Phone: (b) (6)  
Cell: (b) (6)  
DSN: (b) (6)  
Email: (b) (6) [@us.af.mil](#)