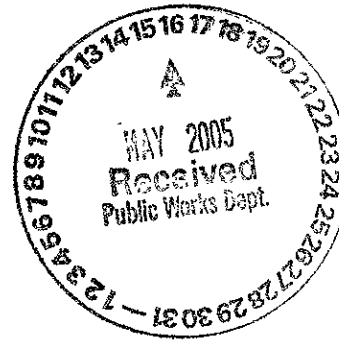


Safety • Quality • Communication • Timeliness

May 12, 2005

Mr. Ted Vore  
City of Rapid City  
300 Sixth Street  
Rapid City, SD 57701



RE: Drainage Area Behind Shopko

Dear Ted,


I looked at the problem area you have behind Shopco and would suggest the following.

Remove top 1' of muck from the area and slope it to a drainage ditch in the middle. Ditch should probably be six to eight feet wide, three feet deep. Place a 6" perforated pipe with sock in the bottom and cover it with clean rock. Probably would need 250' of this pipe and drain it to the DOT pipe in the ditch.

Cost should be in the neighborhood of \$45,000.00 – \$50,000.00. You would have to have Shopco's permission to haul out that way.

If I can be of further help, don't hesitate to give me a call.

Kind Regards,

  
Jim Witt, P.E.  
Project Manager  
R.C.S. Construction, Inc.

JW/klh



2400 Commerce Road • P.O. Box 9337 • Rapid City, SD 57709-9337  
Phone (605) 342-3787 • Fax (605) 348-4041

[www.rcsconst.com](http://www.rcsconst.com)





**DEPARTMENT OF THE ARMY**  
**CORPS OF ENGINEERS, OMAHA DISTRICT**  
**SOUTH DAKOTA REGULATORY OFFICE**  
**28563 POWERHOUSE ROAD, ROOM 118**  
**PIERRE SD 57501-6174**

REPLY TO  
 ATTENTION OF:

May 12, 2005

South Dakota Regulatory Office  
 28563 Powerhouse Road, Room 118  
 Pierre, South Dakota 57501

City of Rapid City  
 Atten: Theodore Vore  
 300 6th St.  
 Rapid City, South Dakota 57701

Dear Mr. Vore:

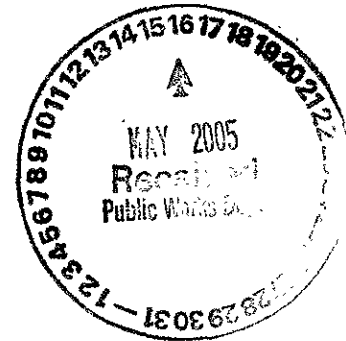
Reference is made to the information received May 9, 2005, concerning Section 404 of the Clean Water Act (CWA) permit requirements. We have reviewed your request for a determination of Section 404 CWA jurisdiction for proposed alterations on an area adjacent to the I-90 interchange 58, located in the Northwest 1/4 of Section 25, Township 2 North, Range 7 East, Pennington County, South Dakota.

Based on the information provided and a review of available information, we have determined that there are no waters of the United States (i.e. jurisdictional waters) located within the area you identified for a jurisdictional determination. Therefore, the proposed activity within this project area is not subject to Department of the Army regulatory authorities and no permit pursuant to Section 404 of the Clean Water Act is required from the Corps of Engineers.

If you disagree with this approved jurisdictional determination, you may formally appeal the determination. If you would like additional information regarding the appeal process, please contact this office for assistance.

Although a Department of the Army permit pursuant to Section 404 of the Clean Water Act is not required for this project, this does not eliminate the requirement that you obtain other applicable Federal, state, tribal and local permits as required.

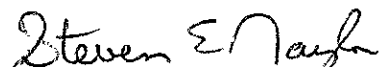
However, if in the future you anticipate doing work or placing material in any waters of the United States, please provide this office with an application for review for possible permit requirements.



-2-

If you have any questions concerning this matter, please feel free to contact this office by writing to the above Regulatory Office address, or telephone James Oehlerking of my staff, at (605) 224-8531, and reference action ID 200530177.

Sincerely,



Steven E. Naylor  
Regulatory Program Manager,  
South Dakota