



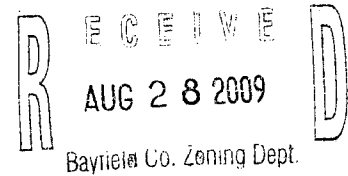
DEPARTMENT OF THE ARMY
ST. PAUL DISTRICT, CORPS OF ENGINEERS
SIBLEY SQUARE AT MEARS PARK
190 FIFTH STREET EAST, SUITE 401
ST. PAUL MINNESOTA 55101-1638

COPY

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

REPLY TO
ATTENTION OF
Operations
Regulatory (2009-03722-JRB)

AUG 24 2009



Ms. Annalisa Cariveau
5285 Edsall Road
Minnetrista, Minnesota 55364

Dear Ms. Cariveau:

It has come to our attention that you, or persons acting for you, may have discharged dredged or fill material into wetlands abutting West Pikes Creek. The project site is in E ½ W ½ Sec. 28, T. 51N., R. 4W., Bayfield County, Wisconsin.

We have determined that Pikes Creek and its abutting wetlands are waters of the United States and are regulated by the Corps under Section 404 of the Clean Water Act. A review of our records indicated that a Department of the Army permit has not been issued for this activity. Section 301 of the Clean Water Act (33 U.S.C. §1311) prohibits discharges of dredged or fill material into waters of the United States unless the work has been authorized by a Department of the Army permit. Persons violating Section 301 are subject to administrative, civil, and criminal penalties under Section 309 of the Clean Water Act (33 U.S.C. § 1319). Under the Clean Water Act, restoration of the site to its pre-violation condition may also be required.

An investigation will be conducted to determine the extent of the violation, whether there are any mitigating factors, and the appropriate resolution of the violation.

To facilitate our investigation of your unauthorized activities, you are requested to provide in writing the following information:

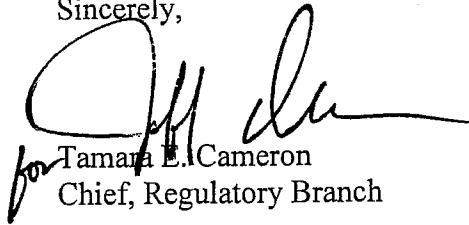
1. The name, address, and telephone number of any contractor(s) who performed the work and of any owners of the property in question. You are also requested to provide the name and address of any consultant or engineer who designed, directed, or oversaw the work;
2. The date(s) of work, a drawing showing the dimensions and areas where work was conducted, and any other site plans for the work, along with all state and local permits obtained;
3. Your stated intent and purpose of the work and your reasons why the work was performed without Department of the Army authorization; and

4. The amount of material excavated and/or discharged, and the surface area (sq. ft. or acres) of wetlands or other waters affected.
5. Further, we understand that some preliminary wetland delineation work has already been completed for the property. Please provide a copy of this information with your written response.

Your written response to these questions must be submitted by **September 21**, to the U.S. Army Corps of Engineers, 15954 Rivers Edge Drive, Suite 240, Hayward, Wisconsin, 54843. As soon as our investigation is completed, you will be notified in writing as to any further action that will be required. If you fail to respond to this notification and do not provide the requested information, we will investigate the matter and make any enforcement decisions based on the information available to us.

If you have any questions, please contact Jason Berkner in our Hayward at (715) 934-2170. In any correspondence or inquiries, please refer to the file number shown above.

Sincerely,



Tamara E. Cameron
Chief, Regulatory Branch

Copy furnished:

Mr. David Schulenberg, USEPA
Mr. John Spangberg, WDNR
Mr. Karl Kastrovsky, Bayfield County Zoning