



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
U.S. ARMY ENGINEER DISTRICT, MOBILE DISTRICT
P.O. BOX 2288
MOBILE, ALABAMA 36628-0001

AUG 29 2006

CESAM-RD
PUBLIC NOTICE NO. SAM-2006-01830-HWL

JOINT PUBLIC NOTICE
U.S. ARMY CORPS OF ENGINEERS
AND
MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF POLLUTION CONTROL

**PROPOSED FILLING OF WETLANDS IN CONJUNCTION WITH THE DEVELOPMENT
OF A WAL-MART RETAIL CENTER LOCATED IN WEST POINT, CLAY COUNTY,
MISSISSIPPI**

TO WHOM IT MAY CONCERN:

This Mobile District has received an application for a Department of the Army permit pursuant to Section 10 of the River and Harbor Act of 1899 (33 USC 403), and Section 404 of the Clean Water Act (33 USC 1344). Please communicate this information to all interested parties.

APPLICANT: Wal-Mart Real Estate Business Trust
2001 Southeast 10th Street
Bentonville, AR 72716-0550

WATERWAY: Wetlands adjacent to Town Creek near coordinates 33°35'17" North Latitude and 88°39'34" West Longitude in Section 22, Township 17 South, Range 6 East, Clay County, Mississippi.

WORK: The applicant proposes to fill 2.39 acres of wetlands near the intersection of U.S. Highway 45A and Airport Road in West Point, Mississippi, for the purpose of construction a Wal-Mart Retail Center. The wetlands proposed to be impacted are previously disturbed areas that are currently maintained as herbaceous wetlands by routine mowing. The applicant proposes to mitigate these impacts by restoration and enhancement activities at a nearby site.

The applicant has applied for certification from the State of Mississippi in accordance with Section 401(a)(1) of the Clean Water Act, and upon completion of the required advertising, a determination relative to certification will be made.

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This public notice is being distributed to all known interested persons in order to assist in developing facts on which a decision by the U.S. Army Corps of Engineers (Corps) can be based. For accuracy and completeness of the record, all data in support of or in opposition to the proposed work should be submitted in writing setting forth sufficient detail to furnish a clear understanding of the reasons for support or opposition. The decision whether to issue a permit will be based on an evaluation of the probable impact, including cumulative impacts, of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources.

The benefit which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered, including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food production, and in general, the needs and welfare of the people.

The Corps is soliciting comments from the public; Federal, State, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state with particularity, the reasons for holding a public hearing.

Evaluation of the probable impacts involving deposits of dredged or fill material into waters of the United States will include the application of guidelines established by the Administrator of the U.S. Environmental Protection Agency.

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No properties listed in or eligible for the National Register are known to exist which would be affected by the proposed work. This review will constitute the full extent of cultural resources investigations unless comment to this notice is received documenting that significant sites or properties exist which may be affected by this work, or that adequately documents that a potential exists for the location of significant sites or properties within the permit area. Copies of this notice are being sent to the State Historic Preservation Officer and the U.S. Department of the Interior, National Park Service, Division of Archeological Services.

Preliminary review of this application and the U.S. Department of the Interior List of Endangered and Threatened Wildlife and Plants indicates that the proposed activity will not affect listed endangered or threatened species, or their critical habitat.

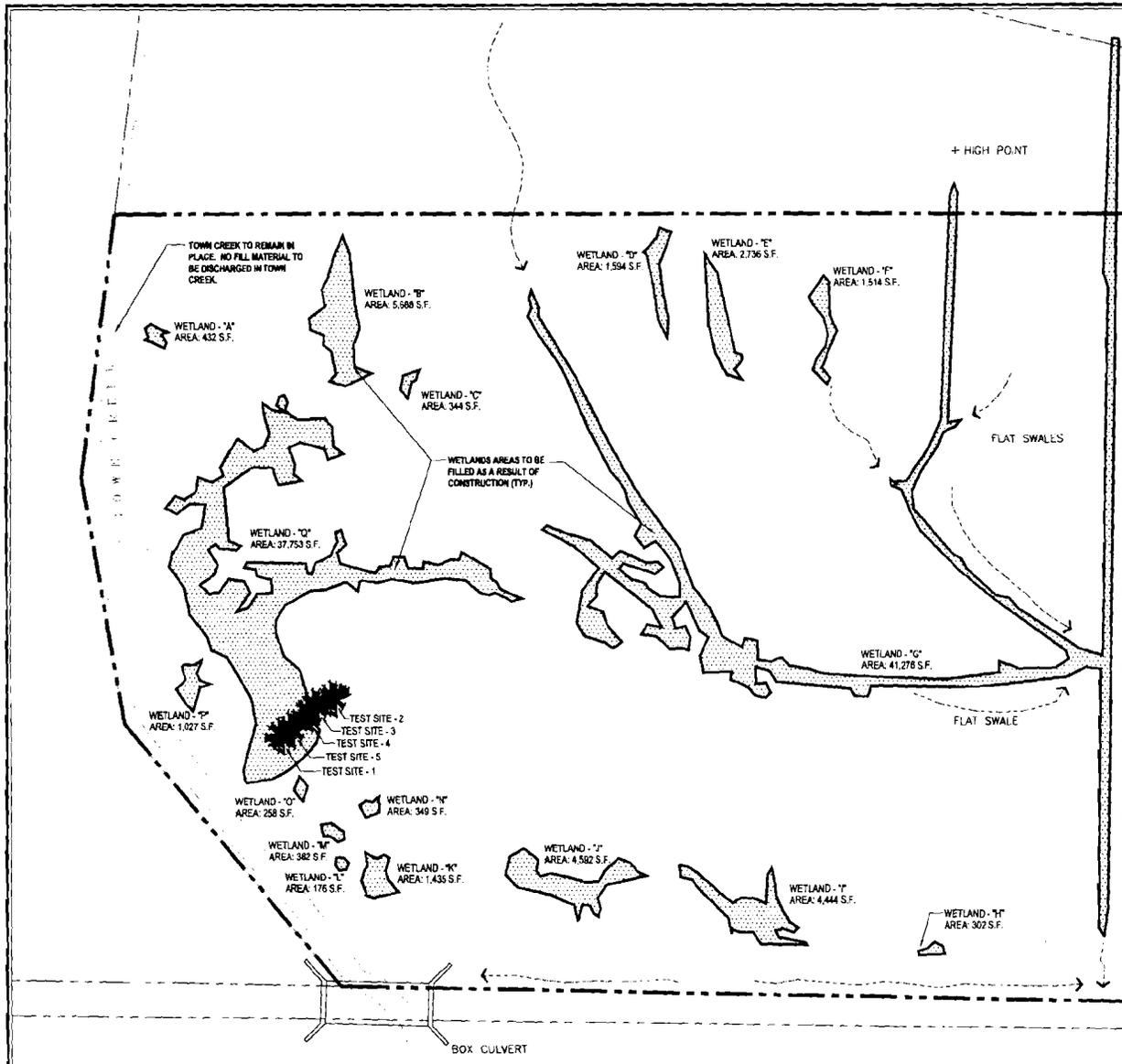
Correspondence concerning this Public Notice should refer to Public Notice Number **SAM-2006-01830-HWL** and should be directed to the District Engineer, U.S. Army Engineer District, Mobile, 218 Summit Parkway, Suite 222, Homewood, Alabama, 35209, with a copy to the Mississippi Department of Environmental Quality, Office of Pollution Control, Post Office Box 10385, Jackson, Mississippi 39289. Comments should be received no later than **30 days** from the date of this Public Notice.

If you have any questions concerning this publication, you may contact this office, **Mr. Howard Ladner**, telephone number **(205) 290-9096** or **howard.w.ladner@usace.army.mil**. Please refer to the above Public Notice number.

For additional information about our Regulatory Program, please visit our web site at www.sam.usace.army.mil/RD/reg, and please take a moment to complete our customer satisfaction survey while you're there. Your responses are appreciated and will allow us to improve our services.

MOBILE DISTRICT
U.S. Army Corps of Engineers

Enclosures



TEST SITE DESCRIPTIONS:

- TEST SITE-1**
 HYDROPHYTIC VEGETATION: INDICATORS ARE PRESENT
 WETLAND HYDROLOGY: INDICATORS NOT PRESENT
 HYDRIC SOILS: INDICATORS ARE PRESENT
 TEST SITE-1 IS A WETLAND
- TEST SITE-2**
 HYDROPHYTIC VEGETATION: INDICATORS ARE PRESENT
 WETLAND HYDROLOGY: INDICATORS NOT PRESENT
 HYDRIC SOILS: INDICATORS ARE PRESENT
 TEST SITE-2 IS NOT A WETLAND
- TEST SITE-3**
 HYDROPHYTIC VEGETATION: INDICATORS ARE PRESENT
 WETLAND HYDROLOGY: INDICATORS NOT PRESENT
 HYDRIC SOILS: INDICATORS ARE PRESENT
 TEST SITE-3 IS NOT A WETLAND
- TEST SITE-4**
 HYDROPHYTIC VEGETATION: INDICATORS ARE PRESENT
 WETLAND HYDROLOGY: INDICATORS NOT PRESENT
 HYDRIC SOILS: INDICATORS ARE PRESENT
 TEST SITE-4 IS NOT A WETLAND
- TEST SITE-5**
 HYDROPHYTIC VEGETATION: INDICATORS ARE PRESENT
 WETLAND HYDROLOGY: INDICATORS ARE PRESENT
 HYDRIC SOILS: INDICATORS ARE PRESENT
 TEST SITE-5 IS A WETLAND

WETLAND AREAS

WETLAND - "A"	+/- 432 S.F.
WETLAND - "B"	+/- 5,688 S.F.
WETLAND - "C"	+/- 344 S.F.
WETLAND - "D"	+/- 1,594 S.F.
WETLAND - "E"	+/- 2,736 S.F.
WETLAND - "F"	+/- 1,514 S.F.
WETLAND - "G"	+/- 41,276 S.F.
WETLAND - "H"	+/- 302 S.F.
WETLAND - "I"	+/- 4,444 S.F.
WETLAND - "J"	+/- 4,592 S.F.
WETLAND - "K"	+/- 1,435 S.F.
WETLAND - "L"	+/- 176 S.F.
WETLAND - "M"	+/- 382 S.F.
WETLAND - "N"	+/- 349 S.F.
WETLAND - "O"	+/- 258 S.F.
WETLAND - "P"	+/- 1,027 S.F.
WETLAND - "Q"	+/- 37,753 S.F.

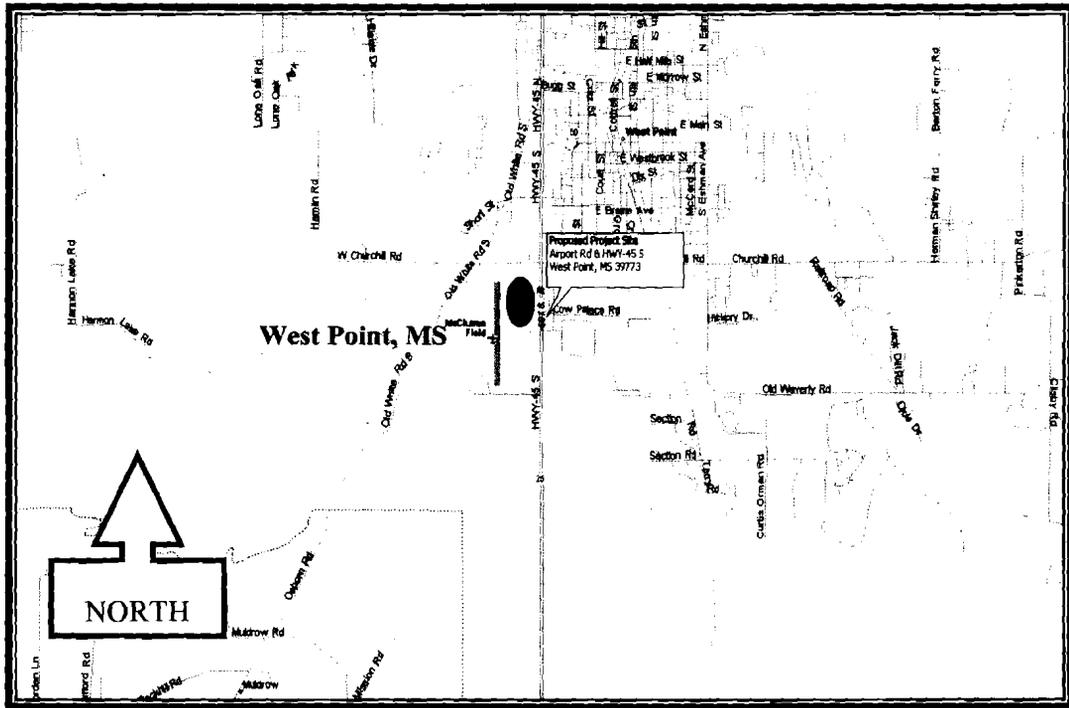
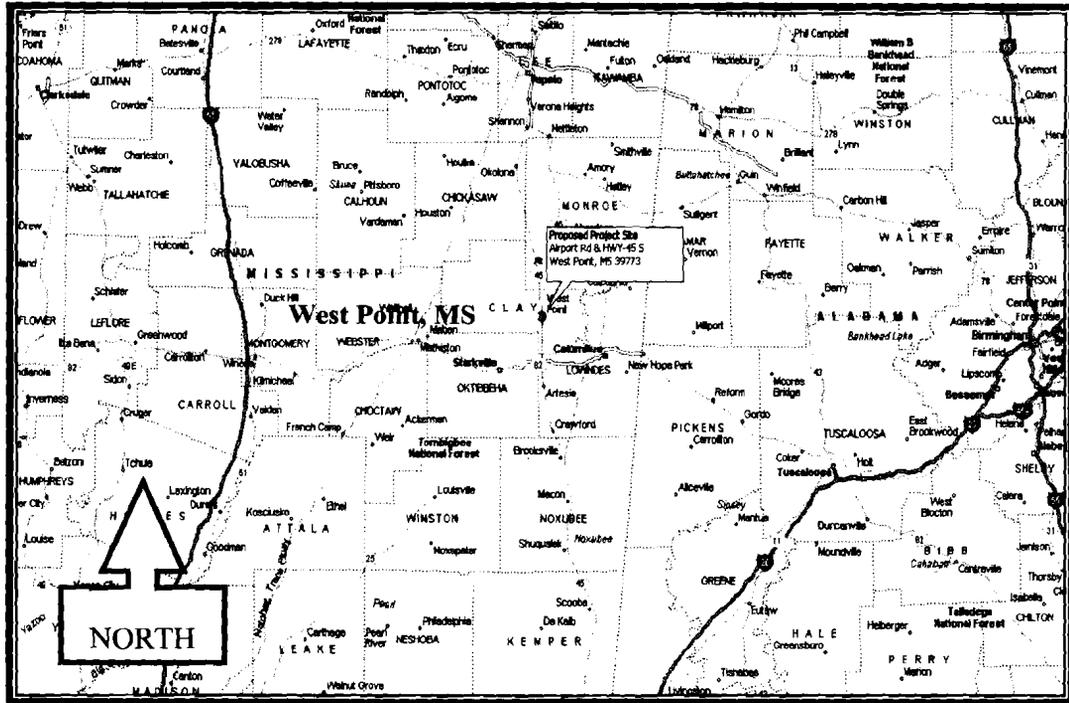
ALL WETLAND BOUNDARIES LOCATED USING GPS UNIT.

NOTE: THE LOCATIONS OF THE DRAINAGE PATTERNS SHOWN BY THE GRAPHIC ARROWS "→" ARE APPROXIMATED. THEIR LOCATIONS ARE BASED ON TOPOGRAPHICAL INFORMATION AND THE INVESTIGATION OF THE SITE. THESE SWALES WERE NOT LOCATED BY THE GPS.

ENVIRONMENTAL RECONNAISSANCE
 PROPOSED COMMERCIAL DEVELOPMENT
 U.S. HWY 49 & AIRPORT ROAD
 WEST POINT, MISSISSIPPI

CARLSON CONSULTING ENGINEERS, INC.
 1000 W. GARDNER STREET
 WEST POINT, MISSISSIPPI 39081

DATE: FEBRUARY 18, 2008
 SCALE: 1" = 50'
 SHEET NO. 1 OF 1



Vicinity Maps

