DEPARTMENT OF THE ARMY
LOS ANGELES DISTRICT CORPS OF ENGINEERS
P.O. BOX 532711
LOS ANGELES, CALIFORNIA 90053-2325

REPLY TO
ATTENTION OF

August 31, 2011

Regulatory Division

Mr. Matt Carpenter
The Newhall Land and Farming Company
25124 Springfield Court, Suite 300
Valencia, California 91355

Dear Mr. Carpenter:

Reference is made to your application dated December 15, 2003, for a Department of the Army (DA) Permit to permanently impact 47.9 acres and temporarily impact 35.3 acres of waters of the U.S. for the construction of infrastructure associated with the Newhall Ranch Resource Management and Development Plan. The proposed work would take place in waters of the U.S., including adjacent wetlands, in the Santa Clara River and several tributaries to the Santa Clara River near the city of Santa Clarita, Los Angeles County, California.

Enclosed is a "Provisional Permit." This provisional permit is not valid and does not constitute authorization for you to do work. The provisional permit describes the work that will be authorized, including general and special conditions which will be placed on your final DA permit, if you receive a Section 401 water quality certification from the California Regional Water Quality Control Board (RWQCB). No work is to be performed until you have received a validated copy of the DA permit.

By Federal law, no DA permit can be issued until a Section 401 water quality certification has been issued or waived by RWQCB. This requirement can be satisfied by obtaining 401 certification/waiver or providing evidence that 60 days have passed since you submitted a valid application to the RWQCB for certification. Be aware that any conditions on your 401 certification will become conditions on your DA permit, unless the Corps of Engineers deems these conditions to be either unreasonable or unenforceable.

When you receive a Section 401 certification/waiver, the following steps need to be completed:

1. The owner or authorized responsible official must sign and date both copies of the provisional permit indicating that he/she agrees to comply with all conditions stated in the permit.

2. The signer's name and title (if any) must be typed or printed below the signature.

3. Both signed provisional permits must be returned to the Corps of Engineers at the above address (Attention: CESPL-RG).

4. The Section 401 certification must be sent to the Corps of Engineers with the signed provisional permits.

5. When returning the signed provisional permits include a check for the processing fee of $100.00, payable to the Finance and Accounting Officer USAED LA.

Should the Section 401 certification contain conditions which might result in a modification to the provisional permit, by signing and dating both copies of the provisional permit and returning them to the Corps of Engineers (along with the appropriate permit fee and Section 401 certification), we will assume you agree to comply with all Section 401 certification conditions which are added to the provisional permit.

Should the RWQCB deny the required certification, then the DA permit is considered denied without prejudice. If you subsequently obtain Section 401 certification, you should contact this office to determine how to proceed with your permit application.

If you have any questions, please contact Dr. Aaron O. Allen, North Coast Branch Chief of our Regulatory Division, at 805-585-2148 or via e-mail at Aaron.O.Allen@usace.army.mil.

Please be advised that you can now comment on your experience with Regulatory Division by accessing the Corps web-based customer survey form at: http://per2.nwp.usace.army.mil/survey.html.

Sincerely,

R. Mark Toy, P.E.
Colonel, US Army
Commander and District Engineer

Enclosure