



DEPARTMENT OF DEFENSE

Department of the Army, Corps of Engineers

Intent To Prepare a Draft Environmental Impact Statement for the Proposed River Islands Project, in San Joaquin County, CA; Withdrawal

AGENCY: U.S. Army Corps of Engineers, DoD.

ACTION: Notice of intent; withdrawal.

SUMMARY: The U.S. Army Corps of Engineers, Sacramento District (Corps) is withdrawing its notice of intent (NOI) to prepare an environmental impact statement (EIS) for the River Islands Project in San Joaquin County, California.

DATES: The notice of intent to prepare an EIS published in the **Federal Register** on June 10, 2005 (70 FR 33885), is withdrawn as of [INSERT DATE OF PUBLICATION IN THE **FEDERAL REGISTER**].

ADDRESSES: U.S. Army Corps of Engineers, Sacramento District, Regulatory Division (CESPK-RD), 1325 J Street, Sacramento, CA 95814-2992.

FOR FURTHER INFORMATION CONTACT: Questions concerning this notice should be directed to Regional Regulatory Permit Specialist, Leah M. Fisher, at (916) 557-6639 or leah.m.fisher@usace.army.mil. Please refer to identification number SPK-1995-00412.

SUPPLEMENTARY INFORMATION: An NOI to prepare an EIS for the Arboretum Project was published in the **Federal Register** on June 10, 2005 (70 FR 33885). The proposed project required Department of the Army authorization under section 404 of the Clean Water Act. Since publication of the NOI, the applicant has revised their proposed action to avoid all impacts to waters of the United States. As a result, the Corps has determined no Department of the Army permit is required. As such, the

Corps is terminating the EIS process, in accordance with Corps regulations at 33 CFR Part 230, appendix C(2) and 33 CFR part 325, appendix B(8)(g).

David R. Hibner,

Programs Director.

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