



**DEPARTMENT OF THE ARMY
GALVESTON DISTRICT, CORPS OF ENGINEERS
P.O. BOX 1229
GALVESTON, TEXAS 77553-1229**

REPLY TO
ATTENTION OF:

PUBLIC ANNOUNCEMENT

CESWB-PE-RB

15 April 2004

SUBJECT: Permit No. 15208(04); Correction

To Whom It May Concern: The U.S. Army Corps of Engineers, Galveston District, has amended a Department of the Army Regional General Permit (GP), as described below:

SPONSOR:

U.S. Army Corps of Engineers
P.O. Box 1229
Galveston, TX 77553-1229

WATERWAY AND LOCATION: Waters of the United States within a portion of the High Island Field, bounded on the south and west by the existing perimeter levee, on the north by a marsh adjacent to the perimeter levee, and on the east by State Highway 124 and the 5-foot elevation contour, at the base of High Island, Galveston County, Texas.

SCOPE OF WORK: Work authorized by this GP is limited to oil field development within the High Island area.

BACKGROUND: A public notice was issued on 15 October 2002, proposing an extension of time for GP 15208(03).

The purpose of this GP is to expedite the authorizations of such operations subject to the limitations and conditions described in the attached copy of the permit. Applicants seeking authorization under this GP must submit plans on 8-1/2 by 11-inch paper to the Corps of Engineers, showing the type and location of the proposed action.

If there are any questions relative to the Public Announcement, please contact Mr. John Machol at the above address, or by telephone at 409-766-3944.

DISTRICT ENGINEER
GALVESTON DISTRICT
CORPS OF ENGINEERS

DEPARTMENT OF THE ARMY PERMIT

Permittee GENERAL PERMIT

Permit No. 15208(04)

Issuing Office Galveston District

Expiration Date 31 December 2008

NOTE: The term "you" and its derivatives, as used in this permit, means the permittee or any future transferee. The term "this office" refers to the appropriate district or division office of the Corps of Engineers having jurisdiction over the permitted activity or the appropriate official of that office acting under the authority of the commanding officer.

You are authorized to perform work in accordance with the terms and conditions specified below.

Project Description: To construct access roads, drilling site location pads and production site pads, including excavation and levee construction.

Project Location: Waters of the United States within a portion of the High Island Field, bounded on the south and west by the existing perimeter levee, on the north by a marsh adjacent to the perimeter levee, and on the east by State Highway 124 and the 5-foot elevation contour, at the base of High Island, Galveston County, Texas.

Permit Conditions:

General Conditions:

1. The time limit for completing the work authorized ends on within 2 years of the date of Corps of Engineers approval for the specific action. If you find that you need more time to complete the authorized activity, submit your request for a time extension to this office for consideration at least one month before the above date is reached.
2. You must maintain the activity authorized by this permit in good condition and in conformance with the terms and conditions of this permit. You are not relieved of this requirement if you abandon the permitted activity, although you may make a good faith transfer to a third party in compliance with General Condition 4 below. Should you wish to cease to maintain the authorized activity or should you desire to abandon it without a good faith transfer, you must obtain a modification of this permit from this office, which may require restoration of the area.
3. If you discover any previously unknown historic or archeological remains while accomplishing the activity authorized by this permit, you must immediately notify this office of what you have found. We will initiate the Federal and state coordination required to determine if the remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.
4. If you sell the property associated with this permit, you must obtain the signature of the new owner in the space provided and forward a copy of the permit to this office to validate the transfer of this authorization.
5. If a conditioned water quality certification has been issued for your project, you must comply with the conditions specified in the certification as special conditions to this permit. For your convenience, a copy of the certification is attached if it contains such conditions.
6. You must allow representatives from this office to inspect the authorized activity at any time deemed necessary to ensure that it is being or has been accomplished in accordance with the terms and conditions of your permit.

Special Conditions: See attached sheets 4 and 5, and the following conditions 1 through 10.

1. Use board roads whenever possible.
2. Stagger borrow ditches for fill roads on opposite sides of the roadbed.
3. Place 24-inch culverts at all road crossings of natural drainages.
4. Keep the area impacted to the minimum amount possible.

5. This General Permit does not authorize the construction of mud pits. All by products of the exploration and production, such as, drilling muds, fluids, drill cuttings, and oil field waste products must be containerized.
6. Completely restore the area to its original contours and elevation within 90 days following the drilling of a non-producer or within 90 days after cessation of production.
7. Restore within 90 days, to the maximum extent possible, the area around a producing well and still provided service access to the site.
8. That the permittee, during prosecution of the work authorized herein, encounters a previously unidentified archeological or other cultural resources that might be eligible for listing in the National Register of Historic Places, he shall immediately notify the District Engineer.
9. This General Permit will be valid until suspended or revoked by issuance of public notice by the District Engineer. A review will be conducted after 5 years to determine if continuation of the permit is in the public interest.
10. The Permittee shall notify the District Engineer of specific sites where work is to be performed under this permit not less than two weeks prior to the commencement of work.

Procedures for Obtaining Authorization: Applicants under this General Permit must submit the required information not less than two weeks prior to commencement of work. Notification must be sent to: District Engineer, Galveston District, U.S. Army Corps of Engineers, Attention: Chief of Regulatory Branch, P.O. Box 1229 Galveston, Texas 77553-1229.

- a. The applicant will furnish a description of the work along with plans and a written notification that the work will commence and a telephone number at which they can be reached during normal working hours. The description and drawings should include the following:
 1. Location, plan, and typical profile view of each platform, showing all work.
 2. All drawings are to be 8-1/2 by 11-inches, of reproducible quality, and submitted in the fewest number of sheets necessary to adequately show the proposed activity.
- b. If the District Engineer determines that the proposed work meets the provisions of the general permit and no extraordinary conditions exist that would warrant processing as an individual permit, the activity is authorized and no written approval, other than the attached permit, is required.
- c. If the District Engineer determines that the proposed work does not meet the provisions of the general permit, or that no extraordinary conditions exist, he will notify the applicant that filing of an application for Individual Permit will be necessary.

Further Information:

1. Congressional Authorities: You have been authorized to undertake the activity described above pursuant to:
 - () Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403).
 - (X) Section 404 of the Clean Water Act (33 U.S.C. 1344).
 - () Section 103 of the Marine Protection, Research and Sanctuaries Act of 1972 (33 U.S.C. 1413).
2. Limits of this authorization.
 - a. This permit does not obviate the need to obtain other Federal, state, or local authorizations required by law.
 - b. This permit does not grant any property rights or exclusive privileges.
 - c. This permit does not authorize any injury to the property or rights of others.
 - d. This permit does not authorize interference with any existing or proposed Federal project.
3. Limits of Federal Liability. In issuing this permit, the Federal Government does not assume any liability for the following:
 - a. Damages to the permitted project or uses thereof as a result of other permitted or unpermitted activities or from natural causes.

b. Damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the United States in the public interest.

c. Damages to persons, property, or to other permitted or unpermitted activities or structures caused by the activity authorized by this permit.

d. Design or construction deficiencies associated with the permitted work.

e. Damage claims associated with any future modification, suspension, or revocation of this permit.

4. Reliance on Applicant's Data: The determination of this office that issuance of this permit is not contrary to the public interest was made in reliance on the information you provided.

5. Reevaluation of Permit Decision. This office may reevaluate its decision on this permit at any time the circumstances warrant. Circumstances that could require a reevaluation include, but are not limited to, the following:

a. You fail to comply with the terms and conditions of this permit.

b. The information provided by you in support of your permit application proves to have been false, incomplete, or inaccurate (See 4 above).

c. Significant new information surfaces which this office did not consider in reaching the original public interest decision.

Such a reevaluation may result in a determination that it is appropriate to use the suspension, modification, and revocation procedures contained in 33 CFR 325.7 or enforcement procedures such as those contained in 33 CFR 326.4 and 326.5. The referenced enforcement procedures provide for the issuance of an administrative order requiring you to comply with the terms and conditions of your permit and for the initiation of legal action where appropriate. You will be required to pay for any corrective measures ordered by this office, and if you fail to comply with such directive, this office may in certain situations (such as those specified in 33 CFR 209.170) accomplish the corrective measures by contract or otherwise and bill you for the cost.

6. Extensions. General condition 1 establishes a time limit for the completion of the activity authorized by this permit. Unless there are circumstances requiring either a prompt completion of the authorized activity or a reevaluation of the public interest decision, the Corps will normally give favorable consideration to a request for an extension of this time limit.

Your signature below, as permittee, indicates that you accept and agree to comply with the terms and conditions of this permit.

(PERMITTEE)
PERMITEE

(DATE)

This permit becomes effective when the Federal official, designated to act for the Secretary of the Army, has signed below.


(DISTRICT ENGINEER)
**DOLAN DUNN, CHIEF
REGULATORY BRANCH
FOR COLONEL LEONARD D. WATERWORTH**

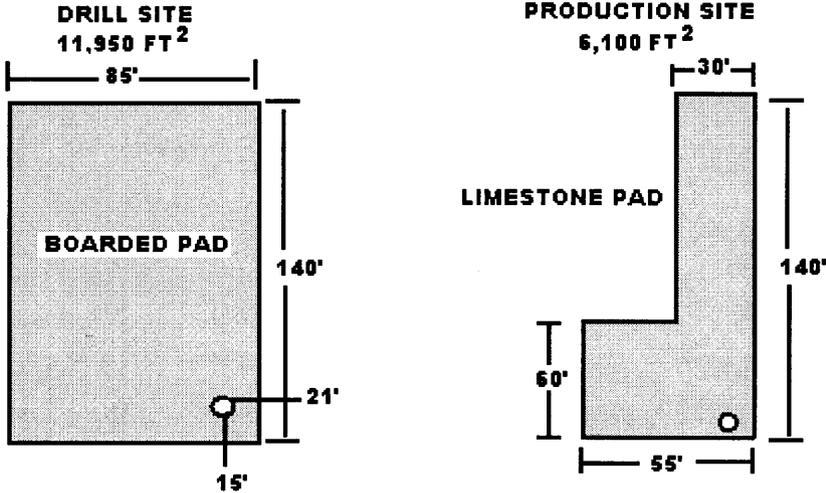
4/13/04
(DATE)

When the structures or work authorized by this permit are still in existence at the time the property is transferred, the terms and conditions of this permit will continue to be binding on the new owner(s) of the property. To validate the transfer of this permit and the associated liabilities associated with compliance with its terms and conditions, have the transferee sign and date below.

(TRANSFEE)

(DATE)

**TYPICAL OILWELL LOCATION
HIGH ISLAND FEILD**



DRILLING LOCATION

