



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
PITTSBURGH DISTRICT, CORPS OF ENGINEERS
WILLIAM S. MOORHEAD FEDERAL BUILDING
1000 LIBERTY AVENUE
PITTSBURGH, PA 15222-4186

March 15, 2011

Operations Division
Regulatory Branch
2010-1242

Oxford Mining Company, LLC.
c/o Nathaniel Grundy
Buckeye Mineral Services, Inc.
834 Cookson Avenue, SE
P.O. Box 546
New Philadelphia, Ohio 44663

Dear Mr. Grundy:

Reference is made to a wetland and stream delineation received in this office November 15, 2010. The proposed Pasco Area Coal Mine in Wells Township, Jefferson County, Ohio was investigated for the presence of wetlands and streams within the 449 acre review area. This office has not been on site.

As a result of this preliminary jurisdictional determination, 18 jurisdictional unnamed tributaries to Rush Run totaling 18.621 linear feet, eight jurisdictional wetlands totaling 2.67 acres, and ten jurisdictional open water impoundments totaling 1.31 acres were found within the review area. (Please see attached table). These streams, wetlands, and impoundments should be assumed jurisdictional Waters of the United States. Please be advised that you have the right to obtain an approved jurisdictional determination which is appealable.

We will continue to work with you during any permitting phases of your project if impacts to these resources become necessary. Please reference project number 2010-1242 on any future correspondence with this office in regard to this project. If you have any questions, please contact Tyler Bintrim at (412) 395-7115 or email at tyler.j.bintrim@usace.army.mil.

Sincerely,

A handwritten signature in blue ink that reads "Nancy Mullen".

Nancy Mullen
Chief, Northern Section
Regulatory Branch

Enclosure:

Copies Furnished:

Randy Bournique
Ohio Environmental Protection Agency
Division of Surface Water
401/ Wetlands Section
P.O. Box 1049
Columbus, OH 43216

Rachel Taulbee
DSW- Ohio EPA
50 West Town Street
Columbus, OH 43216

2010-1242 Preliminary Jurisdictional Determination- Pasco Area

Jurisdictional Streams	Length within review area (linear feet)
UNT 1	1227
UNT 2	174
UNT 3	326
UNT 4	346
UNT 5	376
UNT 6	434
UNT 7	173
UNT 8	2492
UNT 9	16
UNT 10	787
UNT 11	196
UNT 12	1951
UNT 13	6347
UNT 14	23
UNT 15	78
UNT 16	2948
UNT 17	365
UNT 18	362
Total	18621

Jurisdictional Wetlands	Acres
Wetland A	0.04
Wetland B	0.31
Wetland C	0.06
Wetland D	0.05
Wetland E	0.13
Wetland F	1.5
Wetland G	0.53
Wetland H	0.05
Total	2.67

Jurisdictional Open Water Impoundments	Acres
Impoundment 1	0.05
Impoundment 2	0.06
Impoundment 3	0.08
Impoundment 4	0.06
Impoundment 5	0.25
Impoundment 6	0.2
Impoundment 7	0.06
Impoundment 8	0.25
Impoundment 9	0.28
Impoundment 10	0.02
Total	1.31