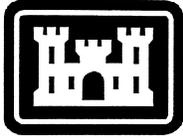


PUBLIC NOTICE



**US Army Corps of Engineers
St. Louis District**

**Permit No. (Kansas City): 2008-572
(St. Louis): 2008-302
Issue Date: May 12, 2008
Expiration Date: June 12, 2008**

30-Day Notice

APPLICANT: Watershed Land Trust, Incorporated
7211 West 98th Terrace, Suite 140
Overland Park, Kansas 66212

PROJECT LOCATION: Within the State of Missouri, United States of America.

AUTHORITY: Section 10 of the Rivers and Harbors Act of 1899 (33 USC 403) and Section 404 of the Clean Water Act (33 USC 1344).

ACTIVITY: The Watershed Land Trust is proposing an in-lieu fee compensatory mitigation program with the five Corps of Engineers Districts within the State of Missouri. If approved, the final instrument will authorize the placement of earth fill (soil and rock) material and other engineered structures (water control) in waters of the United States, including wetlands, in order to restore, enhance, create, and preserve aquatic resources within the state. These projects will be funded through the collection of fees, paid to the Watershed Land Trust, Inc., by real estate developers, private industry, federal, state, and local governments and the general public in order to provide compensatory mitigation for unavoidable impacts to aquatic resources that result from various activities authorized by the five U.S. Army Corps of Engineers District's regulatory program. Stream impacts and mitigation will be calculated using the Missouri Stream Mitigation Method.

WETLANDS: Unavoidable impacts to wetlands and to other waters of the United States may, at the Corps of Engineers discretion, be compensated through the use of this agreement. If approved, this agreement will allow the Watershed Land Trust, Inc. to restore, enhance, create, and/or preserve wetlands as compensation for wetlands and other waters of the United States filled as a result of various approved projects.

ADDITIONAL INFORMATION: Additional information about this application may be obtained by contacting Douglas R. Berka of the Kansas City District at 816-389-3657 (FAX 816-389-2032) or by email at douglas.r.berka@usace.army.mil . All comments to this public notice should be directed to the following address: U.S. Army Corps of Engineers, 700 Federal Building, 601 East 12th Street, Kansas City, Missouri 64106-2896, ATTN: OD-R.

CULTURAL RESOURCES: St. Louis District will comply with the National Historic Preservation Act of 1966 and 36 CFR 800 and may require a review of potential cultural resources at each project site. At this time, no projects are proposed. In addition, we will evaluate input by the State Historic Preservation Officer and the public in order to evaluate potential affects to historic properties.

ENDANGERED SPECIES: In compliance with the Endangered Species Act, a preliminary determination has been made that the described work is not likely to adversely affect species designated as threatened or endangered or adversely affect critical habitat. In order to complete our evaluation of this activity, comments are solicited from the U.S. Fish and Wildlife Service and other interested agencies and individuals. If approved and as projects are developed the Corps of Engineers will complete the necessary consultation requirements, with the U.S. Fish and Wildlife Service, as outlined in Section 7 of the Endangered Species Act.

FLOODPLAINS: This activity is being reviewed in accordance with Executive Order 11988, Floodplain Management, which discourages direct or indirect support of floodplain development whenever there is a practicable alternative. By this public notice, comments are requested from individuals and agencies that believe the described work will adversely impact the floodplain.

PUBLIC INTEREST REVIEW: The decision to issue, modify, condition, or deny this proposal is based on an evaluation of the probable impact including the 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 benefits 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, esthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs and, in general, the needs and welfare of the people. The evaluation of the impact of the activity on the public interest will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency under authority of Section 404(b) of the Clean Water Act (33 USC 1344). The Corps of Engineers 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 of Engineers to determine whether to issue, modify, condition or deny 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 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.

COMMENTS: This notice is provided to outline details of the above-described activity so this District may consider all pertinent comments prior to determining if approving the document would be in the public interest. Any interested party is invited to submit to this office written

facts or objections relative to the activity on or before the public notice expiration date. Comments both favorable and unfavorable will be accepted and made a part of the record and will receive full consideration in determining whether it would be in the public interest to issue the Department of the Army permit. Copies of all comments, including names and addresses of commenters, may be provided to the applicant. Comments should be mailed to the address shown on page one of this public notice.

PUBLIC HEARING: Any person may request, in writing, prior to the expiration date of this public notice, that a public hearing be held to consider this application. Such requests shall state, with particularity, the reasons for holding a public hearing.

NOTE: This public notice and a copy of the prospectus are posted on the St. Louis District Regulatory web page and can be viewed at the following address:

<http://www.mvs.usace.army.mil/permits/pn.htm>