



DEPARTMENT OF THE ARMY
SAVANNAH DISTRICT, CORPS OF ENGINEERS
1025 BUFORD DAM ROAD
BUFORD, GEORGIA 30515

REPLY TO
ATTENTION OF:

June 6, 2014

Regulatory Division
SAS-2014-00424

Ms. Jennifer Pennington, Esq.
Carvalho & Associates, P.C.
707 Whitlock Avenue, Suite E-19
Marietta, Georgia 30064

Mr. Kevin Tallant
Miles Patterson Hansford Tallant, LLC
202 Tribble Gap Road, Suite 200
Cumming, Georgia 30040

Dear Ms. Pennington and Mr. Tallant:

I refer to the letter, dated May 13, 2014, and the electronic mail and revised plan, dated June 2, 2014, submitted on behalf of the Mashburn Family and the City of Cumming by Mr. Brian Wellington of Newfields concerning the demolition of the Lake Alice Dam in City of Cumming, Forsyth County, Georgia. This project has been assigned number SAS-2014-00424 and it is important that you refer to this number in all communication concerning this matter.

We have completed a Jurisdictional Determination (JD) for the site pursuant to the June 5, 2007, "US Army Corps of Engineers (USACE) JD Form Instructional Guidebook." I have enclosed an "Approved JD Form," which details how the U.S. Army Corps Engineers determined jurisdiction and a "JD Check Sheet," which summarizes the JD, delineation verification and appeals process.

After reviewing all information made available to us, it appears that no fill would be placed in any jurisdictional waters of the US. Therefore, I have determined that no Department of the Army Permit will be required for the proposed dam demolition under Section 404 of the Clean Water Act.

This communication does not convey any property rights, either in real estate or material, or any exclusive privileges. It does not authorize any injury to property or invasion of rights, or any infringement of federal, state, local laws or regulations. It does not obviate the requirement to obtain state or local assent required by law for the activity described herein. It does not affect your liability for damages that may be caused by the work, nor does it authorize any interference with any existing or proposed federal project. If this information you have submitted, and on which the U.S. Army Corps of

Engineers has based its determination is later found to be in error, this decision may be revoked.

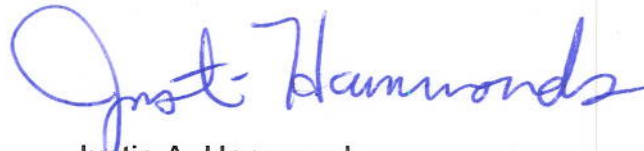
Revisions to your proposal may invalidate this determination. Should your plans change, or you encounter wetland areas during your construction, please contact this office so that we may determine if Department of the Army Authorization is required.

Copies of this letter are being provided to the following parties: Mr. Brian Wellington, Newfields, 1349 West Peachtree Street, Suite 2000, Atlanta, Georgia 30309.

Thank you in advance for completing our on-line Customer Survey Form located at http://corpsmapu.usace.army.mil/cm_apex/f?p=regulatory_survey. We value your comments and appreciate your taking the time to complete a survey each time you have interaction with our office.

If you have any questions, please call Justin A. Hammonds, Project Manager, Multi-Purpose Branch, at 678-804-5227.

Sincerely,



Justin A. Hammonds
Project Manager, Multi-Purpose Branch

Enclosures