

**Melinda L. McGrath**  
Interim Executive Director/  
Chief Engineer

**Jackie Duckworth**  
Deputy Executive Director/  
Administration



**Charles R. Carr**  
Director  
Office of Intermodal Planning

**Willie Huff**  
Director  
Office of Enforcement

---

*P.O. Box 1850 / Jackson, Mississippi 39215-1850 / Telephone (601) 359-7700 / FAX 601 359-7732 / GoMDOT.com*

---

10/17/2011

ADDENDUM 2  
IM-0020-02(078) / 105444301

Newton County

Dear Sir or Madam:

Please attach to and make a part of the proposal assembly the attached sheets:

Insert sheets 284A - 284G. Also attached is Sheet 2 of Section 905 – Proposal (Addendum No. 2), this sheet should be substituted for similar sheet now in the proposal.

Kindly acknowledge receipt and attachment of the proposal sheets by signing below and returning this letter.

Yours very truly,

B. B. House, P.E.  
Contract Administration Engineer

\_\_\_\_\_  
Contractor

By \_\_\_\_\_

Date \_\_\_\_\_

**SECTION 905**

I (We) enclose a certified check, cashier's check or bid bond for **five percent (5%) of total price proposed** and hereby agree that in case of my (our) failure to execute the contract and furnish bond within Ten (10) days after notice of award, the amount of this check (proposal guarantee bond) will be forfeited to the State of Mississippi as liquidated damages arising out of my (our) failure to execute the contract as proposed. It is understood that in case I am (we are) not awarded the work, the check will be returned as provided in the Specifications.

Proposer acknowledges receipt of and has added to and made a part of the Proposal and Contract documents the following addendum (addenda):

ADDENDUM NO. 1 DATED 10/7/2011    ADDENDUM NO.      DATED             
 ADDENDUM NO. 2 DATED 10/17/2011    ADDENDUM NO.      DATED             
 ADDENDUM NO.      DATED               ADDENDUM NO.      DATED             
 ADDENDUM NO.      DATED               ADDENDUM NO.      DATED           

TOTAL ADDENDA: 2  
 (Must agree with total addenda issued prior to opening of bids)

Number	Description
1	Replace sheets 4, 27, 50-53, 237-239, 249-251, and 267. Insert sheets 53A, 239A 251A and 251B.
2	Insert sheets 284A – 284G.

Respectfully Submitted,

DATE \_\_\_\_\_

\_\_\_\_\_  
 Contractor

BY \_\_\_\_\_  
 Signature

TITLE \_\_\_\_\_

ADDRESS \_\_\_\_\_

CITY, STATE, ZIP \_\_\_\_\_

PHONE \_\_\_\_\_

FAX \_\_\_\_\_

EMAIL \_\_\_\_\_

(To be filled in if a corporation)

Our corporation is chartered under the Laws of the State of \_\_\_\_\_

and the names, titles and business addresses of the executives are as follows:

_____ President	_____ Address
_____ Secretary	_____ Address
_____ Treasurer	_____ Address



# DEPARTMENT OF THE ARMY

VICKSBURG DISTRICT, CORPS OF ENGINEERS

4155 CLAY STREET

VICKSBURG, MISSISSIPPI 39183-3435

REPLY TO  
ATTENTION OF:

September 12, 2011

Operations Division

SUBJECT: Permit Requirements for the Replacement of Eleven  
Bridges along I-20 between State Route 15 and the Chunk River in  
Newton County, Mississippi

Mr. Blythe W. Green  
Environmental Division  
Mississippi Department  
of Transportation  
Post Office Box 1850  
Jackson, Mississippi 39215-1850

Dear Mr. Green:

Based upon the information furnished, we have determined your proposed MDOT State Project No. IM-0020-02(078)/105444-301000 CON (enclosure 1), will be authorized by Nationwide Permit No. 23, as specified in the March 12, 2007, Federal Register, Issuance of Nationwide Permits; Notice (72 FR 11092-11198), provided the activity complies with the Nationwide Permit Special Conditions (enclosure 2), the Nationwide Permit General Conditions (enclosure 3), and the Regional Conditions (enclosure 4). It is your responsibility to read and become familiar with the enclosed conditions in order for you to ensure that the activity authorized herein complies with the Nationwide Permits.

This verification is valid until the Nationwide Permit is modified, reissued, or revoked. All of the existing Nationwide Permits are scheduled to be modified, reissued, or revoked prior to March 18, 2012. It is incumbent upon you to remain informed of changes to the Nationwide Permits. We will issue a public notice when the Nationwide Permits are reissued. Furthermore, if you commence or are under contract to commence this activity before the date that the relevant nationwide permit is modified or revoked, you will have twelve (12) months from the date of the modification or revocation of the Nationwide Permit to complete the activity under the present terms and conditions of this Nationwide Permit. Upon completion of the activity authorized by this Nationwide Permit, please fill out the enclosed certification of compliance (enclosure 5) and return it to our office.

This authorization was based upon a preliminary determination that there may be jurisdictional areas on the property subject to regulation pursuant to Section 10 of the Rivers and Harbors Act of 1899 and/or Section 404 of the Clean Water Act. An appeals form has been enclosed for your review (enclosure 6).

The Vicksburg District Regulatory Branch is committed to providing quality and timely service to our customers. In an effort to improve customer service, please take a moment to complete the Customer Service Survey found on our web site at <http://per2.nwp.usace.army.mil/survey.html>. If it is more convenient for you, please complete and return the enclosed postage-paid postcard (enclosure 7).

Thank you for advising us of your plans. If you change your plans for the proposed work or if the proposed work does not comply with the conditions of the Nationwide Permit, please contact Mr. Anthony Lobred, telephone (601) 631-5470, fax (601) 631-5459, or e-mail address: [regulatory@usace.army.mil](mailto:regulatory@usace.army.mil). In any future correspondence concerning this project, please refer to identification no. SAM-2011-1282.

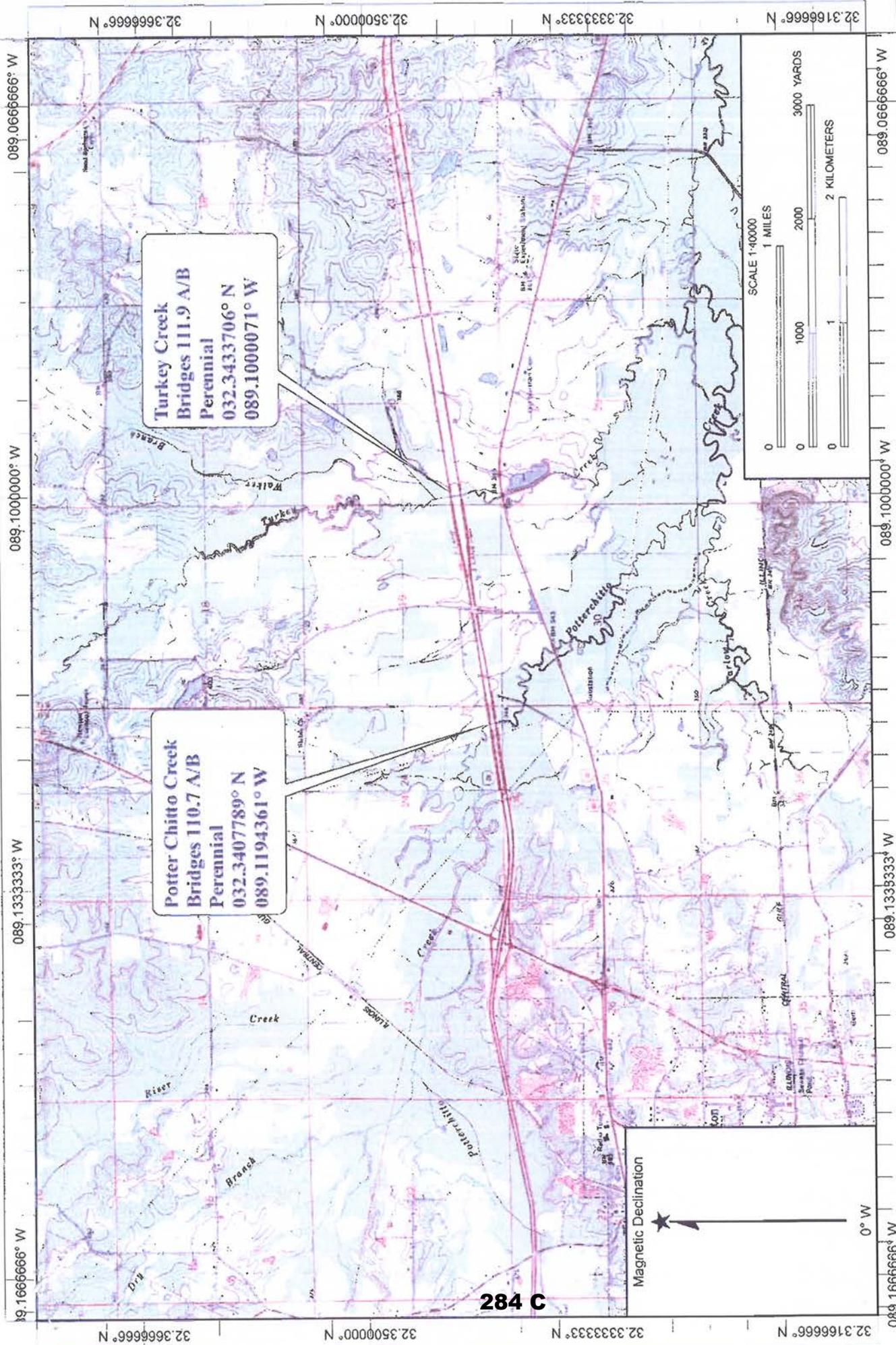
Sincerely,



David Lofton  
Chief, Permit Section  
Regulatory Branch

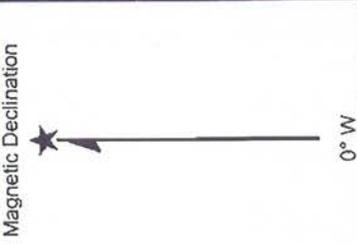
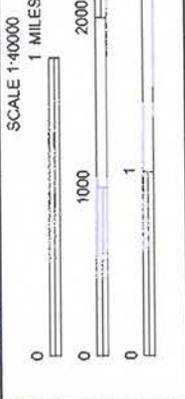
Enclosures

(EX. 1)



**Turkey Creek  
Bridges 111.9 A/B  
Perennial  
032.3433706° N  
089.1000071° W**

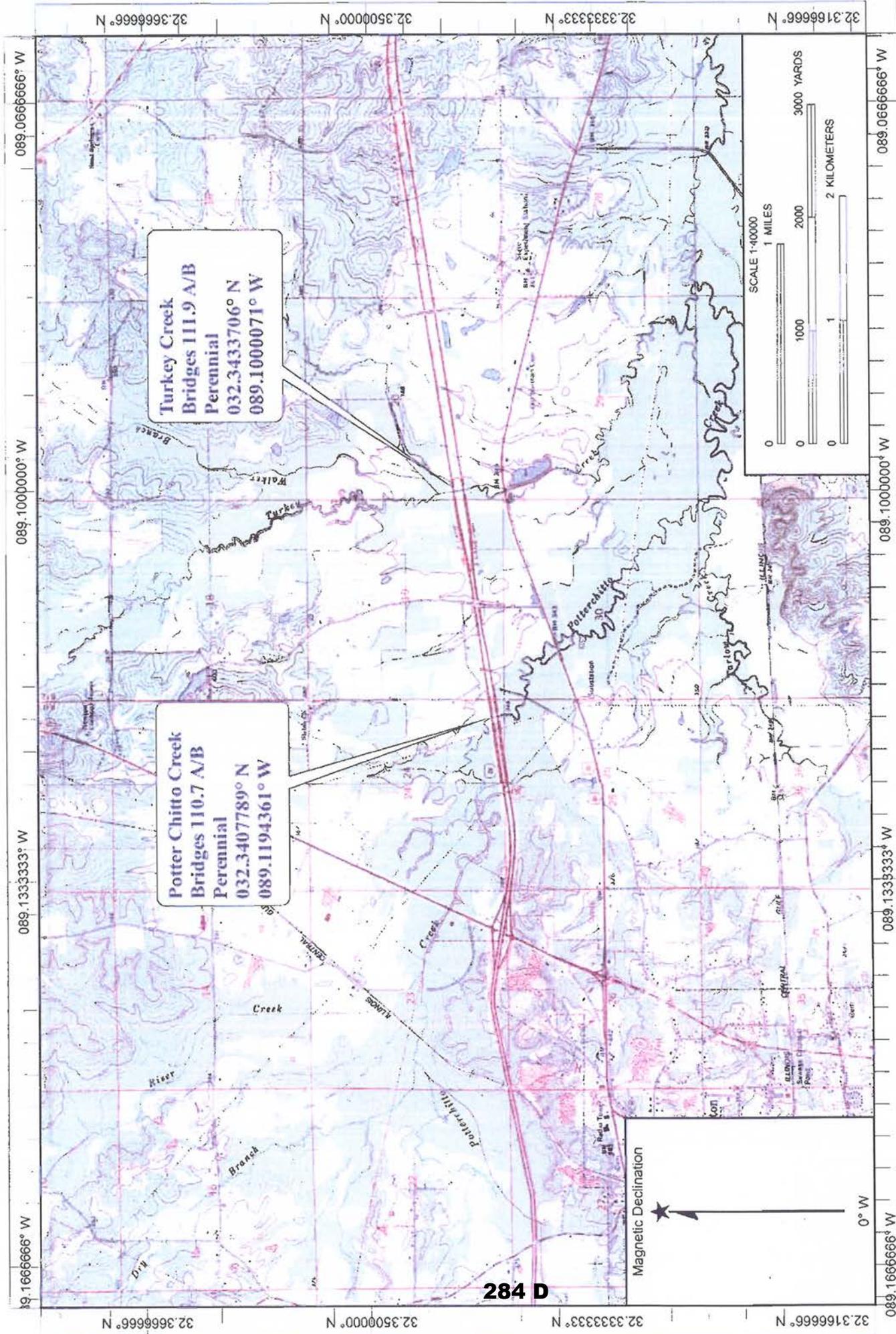
**Potter Chitto Creek  
Bridges 110.7 A/B  
Perennial  
032.3407789° N  
089.1194361° W**



**284 C**

Location: 032.3437466° N 089.1155954° W NAD83  
Caption: I-20 Bridge Widening Project  
IM-0020-02(078)/105444  
WEST END OF PROJECT

Name: HICKORY  
Date: 8/25/2011  
Scale: 1 inch equals 3333 feet



**284 D**

Location: 032.3437466° N 089.1155954° W NAD83  
 Caption: I-20 Bridge Widening Project  
 IM-0020-02(078)/105444  
 WEST END OF PROJECT

Name: HICKORY  
 Date: 8/25/2011  
 Scale: 1 inch equals 3333 feet

Certification of Compliance  
With Department of the Army Permit

Nationwide Permit Number:        NW 23  
Identification Number:            SAM-2011-1282  
Name of Permittee:                MDOT  
Issued Date:                        09/12/2011  
Evaluator name:                    Mr. Anthony Lobred  
Expiration Date:                    09/12/2013

Upon completion of the activity authorized by this permit, sign this certification and return it to the following address:

USACE, Vicksburg District  
ATTN: Regulatory Branch  
4155 Clay Street  
Vicksburg, Mississippi 39183-3435

Please note that your permitted activity is subject to a compliance inspection by an Army Corps of Engineers representative. If you fail to comply with this permit, you are subject to permit modification, suspension, or revocation.

I hereby certify that the work authorized by the above-referenced permit has been completed in accordance with the terms and conditions of the said permit including any required mitigation.

Date work was completed: \_\_\_\_\_

\_\_\_\_\_  
Signature of Permittee

\_\_\_\_\_  
Date Signed

**NOTIFICATION OF ADMINISTRATIVE APPEAL OPTIONS AND PROCESS AND  
REQUEST FOR APPEAL**

Applicant: MDOT		File Number: SAM-2011-1282	Date: September 12, 2011
Attached is:			See Section below
	INITIAL PROFFERED PERMIT (Standard Permit or Letter of permission)		A
	PROFFERED PERMIT (Standard Permit or Letter of permission)		B
	PERMIT DENIAL		C
	APPROVED JURISDICTIONAL DETERMINATION		D
x	PRELIMINARY JURISDICTIONAL DETERMINATION		E

SECTION I - The following identifies your rights and options regarding an administrative appeal of the above decision. Additional information may be found at [http://www.usace.army.mil/cecw/pages/reg\\_materials.aspx](http://www.usace.army.mil/cecw/pages/reg_materials.aspx) or Corps regulations at 33 CFR Part 331.

**A: INITIAL PROFFERED PERMIT:** You may accept or object to the permit.

- **ACCEPT:** If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. If you received a Letter of Permission (LOP), you may accept the LOP and your work is authorized. Your signature on the Standard Permit or acceptance of the LOP means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit.
- **OBJECT:** If you object to the permit (Standard or LOP) because of certain terms and conditions therein, you may request that the permit be modified accordingly. You must complete Section II of this form and return the form to the district engineer. Your objections must be received by the district engineer within 60 days of the date of this notice, or you will forfeit your right to appeal the permit in the future. Upon receipt of your letter, the district engineer will evaluate your objections and may: (a) modify the permit to address all of your concerns, (b) modify the permit to address some of your objections, or (c) not modify the permit having determined that the permit should be issued as previously written. After evaluating your objections, the district engineer will send you a proffered permit for your reconsideration, as indicated in Section B below.

**B: PROFFERED PERMIT:** You may accept or appeal the permit

- **ACCEPT:** If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. If you received a Letter of Permission (LOP), you may accept the LOP and your work is authorized. Your signature on the Standard Permit or acceptance of the LOP means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit.
- **APPEAL:** If you choose to decline the proffered permit (Standard or LOP) because of certain terms and conditions therein, you may appeal the declined permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

**C: PERMIT DENIAL:** You may appeal the denial of a permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

**D: APPROVED JURISDICTIONAL DETERMINATION:** You may accept or appeal the approved JD or provide new information.

- **ACCEPT:** You do not need to notify the Corps to accept an approved JD. Failure to notify the Corps within 60 days of the date of this notice, means that you accept the approved JD in its entirety, and waive all rights to appeal the approved JD.
- **APPEAL:** If you disagree with the approved JD, you may appeal the approved JD under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

**E: PRELIMINARY JURISDICTIONAL DETERMINATION:** You do not need to respond to the Corps regarding the preliminary JD. The Preliminary JD is not appealable. If you wish, you may request an approved JD (which may be appealed), by contacting the Corps district for further instruction. Also you may provide new information for further consideration by the Corps to reevaluate the JD.

**SECTION II - REQUEST FOR APPEAL or OBJECTIONS TO AN INITIAL PROFFERED PERMIT**

**REASONS FOR APPEAL OR OBJECTIONS:** (Describe your reasons for appealing the decision or your objections to an initial proffered permit in clear concise statements. You may attach additional information to this form to clarify where your reasons or objections are addressed in the administrative record.)

**ADDITIONAL INFORMATION:** The appeal is limited to a review of the administrative record, the Corps memorandum for the record of the appeal conference or meeting, and any supplemental information that the review officer has determined is needed to clarify the administrative record. Neither the appellant nor the Corps may add new information or analyses to the record. However, you may provide additional information to clarify the location of information that is already in the administrative record.

**POINT OF CONTACT FOR QUESTIONS OR INFORMATION:**

If you have questions regarding this decision and/or the appeal process you may contact:

Anthony R. Lobred  
U.S. Army Corps of Engineers  
Regulatory Branch  
4155 Clay Street  
Vicksburg, MS 39183-3435  
(601) 631 5470

If you only have questions regarding the appeal process you may also contact:

James B. Wiseman, Jr.  
Administrative Appeals Review Officer  
USACE – Mississippi Valley Division  
P.O. Box 80  
Vicksburg, MS 39181-0080  
(601) 634-5820

**RIGHT OF ENTRY:** Your signature below grants the right of entry to Corps of Engineers personnel, and any government consultants, to conduct investigations of the project site during the course of the appeal process. You will be provided a 15 day notice of any site investigation, and will have the opportunity to participate in all site investigations.

\_\_\_\_\_  
Signature of appellant or agent.

Date: \_\_\_\_\_

Telephone number: \_\_\_\_\_