
North Coast Regional Water Quality Control Board

October 24, 2012

Mr. Scott Darger
Tidewater Contractors, Inc.
P.O. Box 1956
Brookings, OR 97415

Dear Mr. Darger:

Subject: Amendment to Clean Water Act Section 401 Water Quality Certification for Granite Construction Company's Smith River Aggregate Extraction at Huffman and Sultan Bars

File: Granite Construction Company – Crescent City Asphalt Plant, Huffman Bar WDID No. 1A02143WNDN

On September 21, 2012, we received a letter from Mr. Robert Elayer, on behalf of Tidewater Contractors, Incorporated (Tidewater), requesting transfer of Granite Construction Company's (Granite) water quality certification (certification) for Smith River Aggregate Extraction at the Huffman Bar and Sultan Bar. The certification authorizes activities associated with gravel (river-run aggregate) extraction operations at these gravel bars located upstream of the Highway 101 Dr. Fine Memorial Bridge over the Smith River, approximately ten miles north of Crescent City. The Regional Water Board also received a copy of Granite's letter to you and Eagle Cap Rentals dated September 28, 2011 indicating that Granite is transferring the certification, and other related permits and authorizations, to Eagle Cap Rentals and to you in response to the recent sales/lease transactions. Mr. Elayer's letter clarifies Tidewater's request to have the certification transferred to Tidewater rather than to Eagle Cap Rentals, a wholly-owned subsidiary of Tidewater. Mr. Elayer's letter also explains that Tidewater is the operating company and is the successor-in-interest for the Order.

In response to this request, this letter serves as an amendment to the Clean Water Act, section 401, Water Quality Certification issued to Granite on December 7, 2010 for aggregate extraction activities at the Huffman Bar and Sultan Bar on the lower Smith River. This amendment transfers the authorization of this certification to Tidewater, as outlined below:

Authorization: The authorization of coverage under this certification is transferred from Granite Construction Company to Tidewater Contractors, Incorporated. Conditions and monitoring requirements outlined in the certification remain in full effect and are enforceable.

I hereby issue an amendment to the Water Quality Certification Order (WDID No. 1A02143WNDN) for Granite Construction Company – Smith River Aggregate Extraction at Huffman Bar and Sultan Bar (enclosed), certifying that the remainder of the Water Quality Certification sections of the Order are still valid. Please include WDID No. 1A02143WNDN on all future correspondence related to this certification.

If you have any questions or comments, please contact Dean Prat at (707) 576-2801.

Sincerely,

Original Signed By Luis Rivera For

Matthias St. John
Executive Officer

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Enclosure: Water Quality Certification for the Granite Construction Company – Smith River Aggregate Extraction at Huffman Bar and Sultan Bar

cc: Mr. Robert Elayer, Tidewater Contractors, Inc., 16156 Highway 101 South, Brookings, OR 97415
Mr. Steve Kaesler, Granite Construction Company, 715 Comstock Street, Santa Clara, CA 95054-3403

Electronic
Copy to: U.S. Army Corps of Engineers, District Engineer, 601 Startare Drive, Box 14, Eureka, CA 95501
Ms. Jane Hicks, U.S. Army Corps of Engineers, Regulatory Functions, 1455 Market Street, San Francisco, CA 94103-1398