



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
BALTIMORE DISTRICT, U.S. ARMY CORPS OF ENGINEERS
P.O. BOX 1715
BALTIMORE, MD 21203-1715

July 7, 2008

Operations Division

To: Jon Janowicz
7/10

U.S. Department of Homeland Security
Federal Emergency Management Agency, Region III
Mr. Eugene K. Gruber, P.E.
Director, Mitigation Division
One Independence Mall, Sixth Floor
615 Chestnut Street
Philadelphia, PA 19106-4404

Dear Mr. Gruber:

In response to your February 6, 2008 letter to Colonel Peter W. Mueller concerning the Howard Levee, we sent a signed Letter of Agreement and Request for Provisionally Accredited Levee Designation dated March 31, 2008.

Please be advised that funding is not available for this effort in FY 2008 nor FY 2009, therefore we are requesting funding in FY 2010. The cost for completing the investigation to satisfy the requirements of 44 CFR 65.10 is currently estimated at \$350,000. Due to constraints on the Corps of Engineers Operation and Maintenance budget, it is unlikely this funding will be available. In addition, we expect to be operating under a Continuing Resolution Authority for the first several months of FY 2010, and hope to receive funding in approximately March 2010, giving us very little time to meet your May 7, 2010 deadline. Therefore, we respectfully request an extension until May 7, 2011 to complete documentation of compliance with 44 CFR 65.10. We have changed the completion date on the attached revised letters to agree with our request for an extension.

The point of contact for this effort is Mr. Raymond F. Smith, P.E., Civil Engineer, at (410) 962-4507.

Sincerely,

Donald P. Snyder
Acting Chief, Operations Division

Enclosure

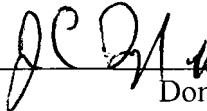
SCENARIO B: LEVEE IN FEDERAL SYSTEM/PAL AGREEMENT

Letter of Agreement and Request for Provisionally Accredited Levee (PAL) Designation and Agreement to Provide Adequate Compliance With the Code of Federal Regulations, Title 44, Section 65.10 (44 CFR 65.10)

We, the undersigned, have received the letter from FEMA dated **February 6, 2008**, and the enclosed document entitled "Requirements of 44 CFR 65.10". We understand that FEMA is in the process of providing updated flood maps for the **Borough of Howard and Township of Howard, Centre County, Pennsylvania** and that the area behind the levee known as **Howard Levee** will be remapped to reflect that the levee has been designated as a PAL.

To the best of our knowledge, the levee known as **Howard Levee** meets the requirements of 44 CFR 65.10. We hereby submit to FEMA, our agreement to provide FEMA with all the necessary information to show that the levee known as **Howard Levee** complies with 44 CFR 65.10. We understand that this documentation will be required before **May 7, 2011**. This information will allow FEMA to move forward with the flood mapping for the **Borough of Howard and Township of Howard, Centre County, Pennsylvania**. We fully understand that if complete documentation of compliance with 44 CFR 65.10 is not provided within the designated timeframe of 36 months, FEMA will initiate a revision to the Flood Insurance Rate Map to redesignate the area as floodprone.

Levee Owner Representative _____



Donald P. Snyder
Acting Chief, Operations Division

Date: _____

7/8/08