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## **ADDENDUM #2**

Eddyville Riverport & Industrial Development Authority (ERIDA)  
ERIDA – Dolphins Project  
Eddyville, Kentucky

BFW Project # 25223

Date: June 18, 2026

Attention: Bidders of above referenced project

This document contains responses to all questions you all submitted and/or brought up in the pre-bid meeting on Wednesday June 10<sup>th</sup>, 2026.

### ***Questions and Answers:***

Q1: Is a geotechnical data or design report available for the boring logs? If so, can it be provided.

Geotechnical analysis and design were coordinated internally, and a formal geotechnical report was not prepared. Specific geotechnical information can be provided upon request.

Q2: A target embedment depth of no less than 70 feet for dolphin piles is provided, however, is practical refusal criteria available that is related to design loading demands of the dolphin piles?

The 70-foot minimum embedment depth is governed by lateral load demand rather than axial capacity; accordingly practical refusal-based criteria are not applicable, and the minimum tip elevation should be used as the primary installation acceptance criterion. If driving refusal is encountered prior to achieving the minimum embedment, the engineer of record should be notified before proceeding.

Q3: C1.0 shows a cross-hatched area but does not call out what the hatch means. Please provide clarification.

The cross-hatched area is the barge passage route that must remain open during construction. Coordinated crossing for access to the work area will be accepted.

Q4: C1.0 shows a blue rectangle extending into the embankment. What does this represent?

Disregard the blue rectangle, it represents a conceptual sketch with no effect to this project

Q5: Drawing S1.1 -Can ASTM A252 Grade 3 piles be used in place of the HSS ASTM A500 round structural tubing?

Yes, ASTM A252 Grade 3 piles can be used in place of HSS ASTM A500 round structural tubing.

Q6: Drawing S1.1 -General Note 11 states notching or cutting any structural member in the field is prohibited, whereas callouts in Details 2 and 3 state “Weld tubes along “A” & “1” to vert. pile first, then notch and weld tube along AA”, assuming due to this direction and also the constructability of driven piles with connecting members that notching in the field is necessary and allowed for this construction effort. Please clarify.

The intent was to have the dimension field verified once the two tubes were installed along A & 1 and then tube shop cut to be installed along AA’.

Q7: Drawing S1.1 -Structural and Misc. Steel note 4 and 5 – can alternate coating systems be proposed in lieu of the primer and field weld coating called out?

Yes, we will allow proposed alternate coatings for consideration and review.

Q8: Is there a designated contractor’s staging and/or laydown area and what access to the waterway is available onsite? Do any loading restrictions apply for this access?

Yes, a contractor staging area will be provided on-site. Area and access were discussed during the pre-bid meeting on June 10<sup>th</sup>, 2026.

Q9: Please provide the approved permits and incorporated conditions that apply to the project. Specifically, any limitations to working conditions and requirements for the project site during construction.

The following contains a list of permits and conditions for this project. The permits will also be attached for reference in this addendum.

- Permits
  - Stream Construction Permit No. 37102
  - §401 Water Quality Certification No. WQC2026-071-1
  - USACE Letter of Permission No. LRN-2022-00457
  - USCG Private Aid to Navigation (CG-2554)
- Conditions
  - No in-stream work April 1-June 30 (fish spawning season). This will need to be built into the project schedule

- USCG PATON authorization (CG-2554) has been submitted and is in processing. A follow-up email to USCG is required a few weeks before installation begins so the application can be pulled and the dolphins charted
- Pre-construction notice to KY Division of Water is required at least 2 weeks before work begins
- The USACE Section 10 Permit (LRN-2022-00457) requires Compliance Certification submittal after construction

Q10: Please provide project survey control and location tolerances

Survey control was established using the Kentucky State Plane Coordinate System – South Zone.

1,1914107.859, 963358.680, 393.60, CP-IPC BFW  
2,1915357.515, 964181.841, 378.95, CP-IPC BFW  
3,1914522.635, 963293.604, 373.11, CP-IPC BFW  
4,1913641.980, 962479.279, 368.21, CP-IPC BFW  
5,1912926.041, 961510.461, 365.25, CP-IPC BFW  
6,1912176.016, 960544.270, 356.90, CP-PROP COR KJW  
11,1914107.856, 963358.580, 393.72, IPC-BFW  
12,1914074.231, 963118.066, 373.69, IPC-BFW



Q11: The borings provided show a water level elevation of 348 ft., is this accurate to the site location? Can the contractor expect water to be at this elevation?

Revised boring logs have been provided with this addendum that contain updated info regarding water elevations at the time of drilling. Actual water levels at the time of construction are unknown, but contractors should assume historic lake levels during the construction timeframe.

Q12: The borings provided show a mudline elevation ~ 3 to 10 ft. below that shown on plan drawing C1.0. Which mudline elevation / Approx. Lake Bottom elevation should be used? The borings or the C1.0 elevations?

The mudline shown on the revised boring logs is based on the water elevation and measured depth to the mudline at the time of drilling. The C1.0 elevations are approximate

and based on a past bathymetric survey. Fluctuations in the actual bottom of the lakebed/mudline should be anticipated based on seasonal changes and sedimentation.

Q13: The specifications state “The steel piles are anticipated to be driven no less than 70’ in depth.” Please provide a pile tip elevation for all bidders to bid the same quantity. This also affects the order length of pipe. Should piles be required to drive deeper, there is a possibility that more pipes would have to be ordered and delay completion of the project.

70ft depth is considered the minimum and required depth of installation. Depth installed greater than the 70 ft minimum is at the contractor’s preference and considered incidental to the installation. No additional payment will approve unless specifically directed to do so by the engineer of record.

Q14: Will questions asked by bidders be shared with all bidders?

Yes, all questions asked by bidders will be shared via addendum.

Q15: What should be included in the qualifications statement?

To support evaluation of the bidders’ qualifications, bidder shall include a one-page qualifications statement to include the following:

- a. 3 similar projects completed within the last 5 years.
- b. 3 references for similar projects completed within the last 5 years
- c. Confirmation the bidder prequalified with KYTC in at least one of the following areas;
  - i. I21 – Furnish & Drive Piling
  - ii. I69 – Steel Pipe
  - iii. J89 – Marine Drilled Shafts

Q16: What milestones should be included in the contract schedule?

- a. To support evaluation of the bidders’ ability to meet the contract schedule, bidder shall include a schedule identifying start and finish milestones for the following activities:
  - i. Mobilization
  - ii. Installation of Mooring Dolphin Structures
  - iii. Installation of Marker Lights
  - iv. Substantial Completion
  - v. Demobilization
  - vi. Final Completion
- b. Bidder shall list any anticipated scheduling issues that would prohibit meeting the completion date such as; material lead times, subcontractors, or completion of other projects that would influence your resources.

Q17: What should be done to the Bid Form?

The attached Bid Form shall be used and included within your bid package.

**Additional Comments:**

1. Additional questions have been asked. Responses to these questions will be included in addendum #3.
2. Time of award clarification:
  - a. The ERIDA Board may award the contract at its July 7, 2026 meeting or may defer award pending further evaluation of bids, references, qualifications, or other matters deemed necessary by ERIDA. ERIDA anticipates making a final award decision no later than July 21, 2026.
  - b. Final award by ERIDA and issuance of Notice of Award, Agreement and Notice to proceed will be issued following board award.

**Attachment Summary:**

1. Stream Construction Permit No. 37102
2. §401 Water Quality Certification No. WQC2026-071-1
3. USACE Letter of Permission No. LRN-2022-00457
4. Revised Boring Logs
5. Bid Form
6. Pre-bid meeting minutes and sign-in sheet.



Andy Beshear  
GOVERNOR

**ENERGY AND ENVIRONMENT CABINET**  
**DEPARTMENT FOR ENVIRONMENTAL PROTECTION**

300 Sower Boulevard  
Frankfort, Kentucky 40601  
Phone: (502) 564-2150  
Fax: 502-564-4245

Rebecca W. Goodman  
SECRETARY

Anthony R. Hatton  
COMMISSIONER

**STREAM CONSTRUCTION PERMIT**  
**For Construction In Or Along A Stream**

Issued to: **Eddyville Riverport & Industrial Development** Permit effective date: **March 3, 2026**  
Address: **Authority** Permit expires on: **March 3, 2027**  
**978 Port Authority Rd**  
**Eddyville, KY 42038**  
Permit No.: **37102** Agency Interest: **39045**  
Activity ID: **APE20260001**

In accordance with KRS 151.250 and KRS 151.260, the Energy and Environment Cabinet approves the application dated **February 26, 2026** for **construction of four new mooring dolphins in accordance with the submitted plans in the Lick Creek bay of Lake Barkley at coordinates 37.06097, -88.07740 in the City of Eddyville in Lyon County.**

There shall be no deviation from the plans and specifications submitted and hereby approved unless the proposed change shall first have been submitted to and approved in writing by the Cabinet. This approval is subject to the attached limitations. **Please read these limitations carefully!** If you are unable to adhere to these limitations for any reason, please contact this office prior to construction.

This permit is valid from the standpoint of stream obstruction only. Issuance of this permit does not relieve the permittee from the responsibility of obtaining any other permits or licenses required by this Cabinet and other state, federal and local agencies. Specifically if the project involves work in a stream, such as bank stabilization, dredging, relocation, or in designated wetlands, a 401 Water Quality Certification from the Division of Water will be required.

This permit is nontransferable and all construction must be completed by the expiration date noted above. Year by year extensions may be requested subject to the requirements of 401KAR 4:060 Section 3 (5) (a) and (b) by submitting the attached Final Development Report, Permit Extension, Modification or Termination Form **prior** to your current permit expiration date. When your project is completed, you are required to notify the Division by submitting the same form and any required documents per your permit. The form may be emailed to: [DOWFloodplain@ky.gov](mailto:DOWFloodplain@ky.gov).

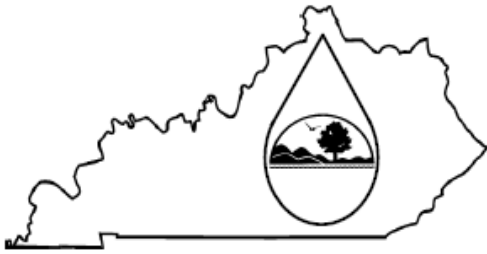
Any violation of the Water Resources Act of 1966 as amended is subject to penalties as set forth in KRS 151.990.

If you have any questions concerning this letter or other floodplain management requirements, please contact the Division of Water's Floodplain Management Section at (502) 564-3410 or by email at [DOWFloodplain@ky.gov](mailto:DOWFloodplain@ky.gov).

Sincerely,

**David Coe, P.E., Supervisor**  
Floodplain Management Section  
Water Resources Branch  
Division of Water

c: Paducah Regional Office  
Honorable Jaime Green-Smith, County Judge Executive - Lyon County Floodplain Coordinator,  
[lyoncountyjudge@gmail.com](mailto:lyoncountyjudge@gmail.com)  
Eddyville Riverport Industrial Development Authority, c/o Ms. Amanda Davenport – Owner,  
[amanda@eddyvillerriverport.com](mailto:amanda@eddyvillerriverport.com)  
Bacon Farmer Workman Engineering & Testing, Inc., c/o Ms. Laura Darnell – Agent, [ldarnell@bfwengineers.com](mailto:ldarnell@bfwengineers.com)  
Mr. Kenny McDaniel – Engineer, Email Not Provided



**Commonwealth of Kentucky**  
Energy and Environment Cabinet  
**Division of Water**

**Final Development Report, Permit  
Extension, Modification or Termination  
Form**

Name/Corporation Name: Eddyville Riverport & Industrial Development Authority

Email Address: \_\_\_\_\_

Agency Interest #: 39045

Permit #: 37102

**SELECT THE APPROPRIATE PERMITTING ACTION REQUIRED BELOW**

**FINAL DEVELOPMENT REPORT FORM**

**Submit within 90 days after completion of construction**

All work on this project has been completed according to the plans and specifications as permitted by the Division of Water.

- Photographs of completed development (required)
- As Built drawings, if required by permit conditions
- Elevation Certificate, if required by permit conditions
- Floodproofing Certificate, if required by permit conditions
- Fill Compaction Tests, if required by permit conditions

**PERMIT EXTENSION REQUEST FORM**

**Submit at least 30 days prior to permit expiration**

Permit Extension is requested, the project plans have not changed

Construction began on (date) \_\_\_\_\_

Construction has not started, will begin on (date) \_\_\_\_\_

**PERMIT TERMINATION FORM**

The permitted project was not started and will not be completed

**PERMIT MODIFICATION FORM**

**Provide detailed description of changes to the project on the following page, include maps and drawings as required.**

**Signature (Required):** \_\_\_\_\_

Email this completed form to [DOWFloodplain@ky.gov](mailto:DOWFloodplain@ky.gov)  
or mail to DOW Floodplain Management, 300 Sower Blvd, Frankfort KY 40601



**Stream Construction Permit**  
Eddyville Riverport & Industrial Development Authority  
Facility Requirements  
Permit Number: 37102  
Activity ID No.: APE20260001

**STRC0000000001 (AI: 39045 - Eddyville Riverport & Industrial Devel) construction of four new mooring dolphins in accordance with the submitted plans in the Lick Creek bay of Lake Barkley at coordinates 37.06097, -88.07740 in the City of Eddyville in Lyon County.:**

**Submittal/Action Requirements:**

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Condition No.	Condition
S-1	The Permittee or project engineer shall submit final construction report within 90 days after completion of construction. The Permittee or project engineer shall certify in writing that the project was completed in accordance with the approved plans and specifications. A Final Construction Report Form is enclosed. [401 KAR 4:060 Section 3(6)]

**Narrative Requirements:**

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Condition No.	Condition
T-1	The Permittee, Eddyville Riverport and Industrial Development Authority, is responsible for compliance with the following permit conditions and all Federal, State and Local regulations applicable to this project. [KRS 151.250]
T-2	The issuance of this permit by the cabinet does not convey any property rights of any kind or any exclusive privilege. [KRS 151.250 & 401 KAR 4:060]
T-3	This permit is issued from the standpoint of stream obstruction only and does not constitute certification of any other aspect of the proposed construction. The Permittee is liable for any damage resulting from the construction, operation, or maintenance of this project. This permit was issued under the provisions of KRS Chapter 151.250 and regulations promulgated pursuant thereto. Issuance of this permit does not relieve the Permittee from the responsibility of obtaining any other permits or licenses required by this Cabinet and other state, federal and local agencies. [KRS 151.250]
T-4	A copy of this permit shall be available at the construction site. [KRS 151.250]. [KRS 151.250]
T-5	The Permittee shall obtain a permit from the U.S. Army Corps of Engineers pursuant to Section 10 of the River and Harbor Act of 1899 and Section 404 of the Clean Water Act, as may be required. [Clean Water Act Section 404 and River & Harbor Act of 1899]. [Clean Water Act Section 404 and River & Harbor Act of 1899]
T-6	Any work performed by or for the Permittee that does not fully conform to the submitted application or drawings and the limitations set forth in this permit, is subject to partial or total removal and enforcement actions pursuant to KRS 151.280 as directed by the Kentucky Department for Environmental Protection. [KRS 151.280]
T-7	Any design changes or amendments to the approved plans shall be submitted to the Division of Water and approved in writing prior to implementation. [KRS 151.250]

**Stream Construction Permit**  
Eddyville Riverport & Industrial Development Authority  
Facility Requirements  
Permit Number: 37102  
Activity ID No.: APE20260001

**STRC0000000001 (AI: 39045 - Eddyville Riverport & Industrial Devel) construction of four new mooring dolphins in accordance with the submitted plans in the Lick Creek bay of Lake Barkley at coordinates 37.06097, -88.07740 in the City of Eddyville in Lyon County.:**

**Narrative Requirements:**

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Condition No.	Condition
T-8	Since your community participates in the National Flood Insurance Program, a local floodplain permit shall be obtained prior to beginning of construction. Upon completion of construction the Permittee shall contact the local permitting agency for final approval of the construction for compliance with the requirements of the local floodplain ordinance. [401 KAR 4:060 Section 9(c)]
T-9	Erosion prevention measures, sediment control measures, and other site management practices shall be designed, installed, and maintained in an effective operating condition to prevent migration of sediment off site. [KRS 224.70-110]
T-10	To avoid secondary adverse impacts, all materials used shall be stable and inert, free from pollutants and floatable objects, and shall meet all appropriate engineering standards. (Inert here means materials that are not chemically reactive and that will not rot or decompose, such as soil, rock, broken concrete or similar materials.). [401 KAR 4:060 Section 7]
T-11	Stream bank restoration and stabilization shall be limited to that necessary to restore the stream bank as closely as possible to its original location and configuration, and shall be completed without compromising the conveyance capacity of the stream at any time. [401 KAR 4:060]
T-12	All debris and excess material shall be removed for disposal outside of the base floodplain. [401 KAR 4:060]
T-13	Upon completion of construction all disturbed areas shall be seeded and mulched or otherwise stabilized to prevent erosion. [401 KAR 4:060]
T-14	The entry of mobile equipment into the stream channel shall be limited as much as reasonably possible to minimize degradation of the waters of the Commonwealth. [401 KAR 4:060]
T-15	Construction other than as authorized by this permit shall require written approval from the Division of Water. [401 KAR 4:060]
T-16	The Permittee shall obtain a Water Quality Certification or a determination that none is required through the Division of Water, Water Quality Section prior to commencement of construction. Contact the Water Quality Certification Supervisor at 401WQC@ky.gov or (502) 564-3410. [KRS 224.16-050 & Clean Water Act Section 401]



Andy Beshear  
GOVERNOR

**ENERGY AND ENVIRONMENT CABINET**  
**DEPARTMENT FOR ENVIRONMENTAL PROTECTION**

300 Sower Boulevard  
Frankfort, Kentucky 40601  
Phone: (502) 564-2150  
Fax: 502-564-4245

John S. Lyons  
SECRETARY

Anthony R. Hatton  
COMMISSIONER

May 12, 2026

Attn: Amanda Davenport  
Eddyville Riverport Industrial Development Authority  
978 Port Authority Road  
Eddyville, KY 42038

Re: §401 Water Quality Certification  
Eddyville Riverport & Industrial Development Authority  
AI No.: 39045; Activity ID: APE20260002  
WQC No: 2026-071-1  
USACE ID No.: LRN-2022-00457  
Lake Barkley  
Lyon County, Kentucky

Dear Amanda Davenport:

Pursuant to Section 401 of the Clean Water Act (CWA) and 40 CFR 121.7(c), the Commonwealth of Kentucky certifies it has reasonable assurances that applicable water quality standards under Kentucky Administrative Regulations Title 401, Chapter 10, established pursuant to Sections 301, 302, 303, 304, 306, and 307 of the CWA, will not be violated by the above referenced project provided that the U.S. Army Corps of Engineers authorizes the activity under a federal license or permit, and the attached conditions are met.

Other permits from the Division of Water may be required for this activity. Activities within a floodplain may require a Permit to Construct Across or Along a Stream; contact the Floodplain Management Section (502-564-3410). Projects that disturb one acre or more of land or is part of a larger common plan of development or sale that will ultimately disturb one acre or more of land require a Kentucky Pollution Discharge Elimination System (KPDES) Stormwater Permit; contact the Surface Water Permits Branch (502-564-3410 or SWPBSupport@ky.gov). A Groundwater Protection Plan is required if activities listed in Section 2(2) of 401 KAR 5:037 are conducted. A Water Withdrawal Application is required for activities proposing raw water withdrawals of 10,000 gallons per day or more; contact the Watershed Management Branch (502-564-3410).

All future correspondence on this project must reference AI No. **39045**. **The attached document is your official Water Quality Certification; please read it carefully.** Please contact Kristine Howard by phone at 502-782-4186 or email at kristine.howard@ky.gov if you have any questions.

Sincerely,



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**Shawn Hokanson, Manager**  
Water Resources Branch  
Kentucky Division of Water

SH:KH

Attachment

cc: Benjamin MacIntyre, USACE Nashville District (via email: Benjamin.W.MacIntyre@usace.army.mil)  
Laura Darnell, Bacon Farmer Workman Engineering & Testing, Inc (via email: ldarnell@bfwengineers.com)  
Ken Bowen, Bacon Farmer Workman Engineering & Testing, Inc (via email: kbowen1@bfwengineers.com)  
Susannah Campbell, Bacon Farmer Workman Engineering & Testing, Inc  
(via email: scampbell@bfwengineers.com)  
Josh Lillpop, USFWS: Frankfort (via email: kentuckyes@fws.gov)  
Madeline Traylor, Paducah Regional Office (via email: madeline.traylor@ky.gov)

**Water Quality Certification**  
Eddyville Riverport & Industrial Development Authority  
Facility Requirements  
Permit Number: WQC2026-071-1  
Activity ID No.: APE20260002

**ACTV0000000001 (AI: 39045; APE20260002) Mooring Dolphins:**

**Submittal/Action Requirements:**

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Condition No.	Condition
S-1	Eddyville Riverport Industrial Development Authority shall notify the Water Quality Certification Project Manager or Supervisor of the scheduled start of construction activities at least two weeks before the start of construction. This condition is necessary for the Division of Water to be informed of the ongoing activity for the purposes of site visits to ensure implementation of Kentucky Regulatory Statutes and Administrative Regulations; the Division will monitor the environment, minimize impact to aquatic resources, protect the use and designation of resources, allow more effective and efficient control practices, identify changes and conditions in ecological systems as a result of activities, and to warn of emergency conditions. [401 KAR 10:030 Section 1, 401 KAR 10:031 Section 2(1)(a), KRS 224.10-100, KRS 224.70-110]
S-2	Eddyville Riverport Industrial Development Authority shall notify the Water Quality Certification Project Manager or Supervisor of substantial completion of construction no later than two weeks post-construction. This condition is necessary for the Division of Water to be informed of the ongoing activity for the purposes of site visits to ensure implementation of Kentucky Regulatory Statutes and Administrative Regulations; the Division will monitor the environment, minimize impact to aquatic resources, protect the use and designation of resources, allow more effective and efficient control practices, identify changes and conditions in ecological systems as a result of activities, and to warn of emergency conditions. [401 KAR 10:030 Section 1, 401 KAR 10:031 Section 2(1)(a), KRS 224.10-100, KRS 224.70-110]
S-3	Eddyville Riverport Industrial Development Authority shall submit as-built drawings within 90 days after substantial completion of construction to the Water Quality Certification Section Project Manager or Supervisor. This condition is necessary to monitor the aquatic resources, minimize impact to aquatic resources, protect the use and designation of resources, allow more effective and efficient control practices, identify changes and conditions in ecological systems as a result of activities, and to warn of emergency conditions. [401 KAR 10:030 Section 1, 401 KAR 10:031 Section 2(1)(a), KRS 224.10-100, KRS 224.70-110]

**Water Quality Certification**  
Eddyville Riverport & Industrial Development Authority  
Facility Requirements  
Permit Number: WQC2026-071-1  
Activity ID No.: APE20260002

**ACTV0000000001 (AI: 39045; APE20260002) Mooring Dolphins:**

**Narrative Requirements:**

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Condition No.	Condition
T-1	<p>The work approved by this certification shall be limited to 37.06097, -88.07740: Construction of four new mooring dolphins to allow the mooring of additional barges.</p> <ul style="list-style-type: none"><li>• 72 linear feet of impact to Lake Barkley.</li></ul> <p>This condition is necessary to confirm activities approved by this certification. [401 KAR 10:030 Section 1, 401 KAR 9:010 Section 1(a)(2), KRS 224.10-100, KRS 224.70-110]</p>
T-2	<p>All work performed under this certification shall adhere to the design and specifications set forth in the following document(s):</p> <ul style="list-style-type: none"><li>• Application for Permit to Construct Across or Along a Stream and/or Water Quality Certification received on February 25, 2026.</li><li>• Pre-Filing Meeting Request Form received on February 25, 2026.</li><li>• Certification Request Form received on April 14, 2026.</li><li>• Response to Notice of Deficiency #1 received on April 1, 2026.</li></ul> <p>This condition is necessary to confirm activities approved by this certification. [401 KAR 10:030 Section 1, 401 KAR 9:010 Section 1(a)(2), KRS 224.10-100, KRS 224.70-110]</p>
T-3	<p>Eddyville Riverport Industrial Development is responsible for preventing degradation of waters of the Commonwealth from soil erosion. An erosion and sediment control plan must be designed, implemented, and maintained in effective operating condition at all times during construction. This condition is necessary to prevent and minimize objectionable deposits and pollution and protect the use of the stream. [401 KAR 10:030 Section 1, 401 KAR 10:031 Section 2(1)(a), KRS 224.10-100, KRS 224.70-110]</p>
T-4	<p>No in-stream operations or activities shall be conducted during fish spawning season (April 1 through June 30), due to the potential impacts of increased sediment load and associated water quality and designated aquatic habitat impacts. This condition is necessary to monitor the aquatic resources, minimize impact to aquatic resources, protect the use and designation of resources, allow more effective and efficient control practices, identify changes and conditions in ecological systems as a result of activities, and to warn of emergency conditions. [401 KAR 10:030 Section 1, 401 KAR 10:031 Section 4(1)(c,h), KRS 224.10-100, KRS 224.70-110]</p>

**Water Quality Certification**  
Eddyville Riverport & Industrial Development Authority  
Facility Requirements  
Permit Number: WQC2026-071-1  
Activity ID No.: APE20260002

**ACTV0000000001 (AI: 39045; APE20260002) Mooring Dolphins:**

**Narrative Requirements:**

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Condition No.	Condition
T-5	Heavy equipment (e.g. bulldozers, backhoes, draglines, etc.), if required for this project, should not be used or operated within the stream channel. In those instances where such instream work is unavoidable, then it shall be performed in such a manner and duration as to minimize re-suspension of sediments and disturbance to the channel, banks, or riparian vegetation. This condition is necessary to prevent and minimize objectionable deposits and pollution and protect the use of the stream. [401 KAR 10:030 Section 1, 401 KAR 10:031 Section 2(1)(a), KRS 224.10-100, KRS 224.70-110]
T-6	Erosion and sediment pollution control plans and Best Management Practices must be designed, installed, and maintained in effective operating condition at all times during construction activities so that violations of state water quality standards do not occur. This condition is necessary to prevent and minimize objectionable deposits and pollution and protect the use of the stream. [401 KAR 10:030 Section 1, 401 KAR 10:031 Section 2(1)(a), KRS 224.10-100, KRS 224.70-110]
T-7	Remove all sediment and erosion control measures after re-vegetation has become well-established. This condition is necessary to prevent and minimize objectionable deposits and pollution and protect the use of the stream. [401 KAR 10:030 Section 1, 401 KAR 10:031 Section 2(1)(a), KRS 224.10-100, KRS 224.70-110]
T-8	Any fill or riprap shall be of a composition that shall not cause violations of water quality standards by adversely affecting the biological, chemical, or physical properties of waters of the Commonwealth. If riprap is used, it shall be of a weight and size that bank stress or slump conditions shall not occur. This condition is necessary to prevent and minimize objectionable deposits and pollution and protect the use of the stream. [401 KAR 10:030 Section 1, 401 KAR 10:031 Section 2(1)(a), KRS 224.10-100, KRS 224.70-110]
T-9	Sediment and erosion control measures (e.g., check-dams, silt fencing, or hay bales) shall not be placed within surface waters of the Commonwealth, either temporarily or permanently, without prior approval by the Kentucky Division of Water's Water Quality Certification Section. If placement of sediment and erosion control measures in surface waters is unavoidable, placement shall not be conducted in such a manner that may cause instability of streams that are adjacent to, upstream, or downstream of the structures. All sediment and erosion control measures shall be removed and the natural grade restored prior to withdrawal from the site. This condition is necessary to prevent and minimize objectionable deposits and pollution and protect the use of the stream. [401 KAR 10:030 Section 1, 401 KAR 10:031 Section 2(1)(a), KRS 224.10-100, KRS 224.70-110]
T-10	Measures shall be taken to prevent or control spills of fuels, lubricants, or other toxic materials used in construction from entering the watercourse. This condition is necessary to prevent water pollution as prohibited by statute. [401 KAR 10:030 Section 1, 401 KAR 10:031 Section 2(1)(a), KRS 224.10-100, KRS 224.70-110]
T-11	To the maximum extent practicable, all in-stream work under this certification shall be performed during low flow. This condition is necessary to prevent and minimize objectionable deposits and pollution and protect the use of the stream. [401 KAR 10:030 Section 1, 401 KAR 10:031 Section 2(1)(a), KRS 224.10-100, KRS 224.70-110]

**Water Quality Certification**  
Eddyville Riverport & Industrial Development Authority  
Facility Requirements  
Permit Number: WQC2026-071-1  
Activity ID No.: APE20260002

**ACTV0000000001 (AI: 39045; APE20260002) Mooring Dolphins:**

**Narrative Requirements:**

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Condition No.	Condition
T-12	Removal of existing riparian vegetation shall be restricted to the minimum necessary for project construction. This condition is necessary to minimize negative effects to the environment, protect the use of the stream, and protect aquatic resources. [401 KAR 10:030 Section 1, 401 KAR 10:031 Section 2(1)(a), KRS 224.10-100, KRS 224.70-110]
T-13	Should stream pollution, wetland impairment, and/or violations of water quality standards occur as a result of this activity (either from a spill or other forms of water pollution), the Kentucky Division of Water shall be notified immediately by calling 800/564-2380. This condition is necessary to monitor the aquatic resources, minimize impact to aquatic resources, protect the use and designation of resources, allow more effective and efficient control practices, identify changes and conditions in ecological systems as a result of activities, and to warn of emergency conditions. [401 KAR 10:030 Section 1, 401 KAR 10:031 Section 2(1)(a), KRS 224.10-100, KRS 224.70-110]
T-14	This Water Quality Certification expires on May 12, 2031. This condition is necessary for the issuance of the certification. [KRS 224.10-100, KRS 224.16-050(2), KRS 224.70-110]
T-15	Other permits from the Division of Water may be required for this activity. If this activity occurs within a floodplain, a Permit to Construct Across or Along a Stream may be required. Please contact the Floodplain Management Section Supervisor (502-564-3410) for more information prior to construction. If the project will disturb one acre or more of land, or is part of a larger common plan of development or sale that will ultimately disturb one acre or more of land, a Kentucky Pollution Discharge Elimination System (KPDES) Stormwater Permit shall be required. Please contact the Surface Water Permits Branch (502-564-3410 or SWPBSupport@ky.gov) for more information. A Groundwater Protection Plan is required if any of the activities listed in Section 2(2) of 401 KAR 5:037 are conducted. A Water Withdrawal Application is required for any activities proposing raw water withdrawals of 10,000 gallons per day or more. For technical assistance contact the Watershed Management Branch at 502-564-3410 or visit eec.ky.gov. This condition is necessary for confirm authorized impacts, the appropriate responsible party, monitor the aquatic resources, minimize impact to aquatic resources, protect the use and designation of resources, allow more effective and efficient control practices, identify changes and conditions in ecological systems as a result of activities, and to warn of emergency conditions. [KRS 224.10-100, KRS 224.16-050(2), KRS 224.70-110]

**Water Quality Certification**  
Eddyville Riverport & Industrial Development Authority  
Facility Requirements  
Permit Number: WQC2026-071-1  
Activity ID No.: APE20260002

**ACTV0000000001 (AI: 39045; APE20260002) Mooring Dolphins:**

**Narrative Requirements:**

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Condition No.	Condition
T-16	If there is a transfer or conveyance of the project site during the issued WQC term for the approved activity, Eddyville Riverport Industrial Development Authority shall submit written notice to the Water Quality Certification Section Project Manager or Supervisor of the transfer or conveyance of the project site or any part of the project site at least 60 days prior to the transfer or conveyance of the project site. The notification shall include the WQC number; the Agency Interest (AI) No.; the name, mailing address, email address, and telephone number of the current owner; the name, mailing address, email address, and telephone number of the prospective transferee; the proposed effective date of transfer/conveyance; and a copy of the documentation evidencing the transfer/conveyance. Failure to comply with this condition does not negate the validity or enforceability of this certification. This condition is necessary for confirm authorized impacts, the appropriate responsible party, monitor the aquatic resources, minimize impact to aquatic resources, protect the use and designation of resources, allow more effective and efficient control practices, identify changes and conditions in ecological systems as a result of activities, and to warn of emergency conditions. [401 KAR 10:030 Section 1, 401 KAR 9:010 Section 1(a)(2), KRS 224.10-100, KRS 224.70-110]



**DEPARTMENT OF THE ARMY**  
NASHVILLE DISTRICT, CORPS OF ENGINEERS  
REGULATORY DIVISION  
3701 BELL ROAD  
NASHVILLE, TENNESSEE 37214

March 16, 2026

SUBJECT: File No. LRN-2022-00457, Eddyville Riverport Industrial Development Authority; Four Mooring Dolphins, Lick Creek, Lake Barkley, Eddyville, Lyon County, Kentucky

Eddyville Riverport Industrial Development Authority  
C/O Ms. Amanda Davenport  
978 Porth Authority Road  
Eddyville, Kentucky 42038

Dear Ms. Davenport:

This letter is in regard to your application for a Department of the Army permit for the subject work. This project has been assigned File No. LRN-2022-00457. Please refer to this number in all communications concerning this matter. Based upon our review of the information provided, we have determined the work is approved as stated below and is subject to all conditions attached to this permit. The work shall also be in accordance with the plans submitted with your application.

In accordance with Section 10 of the Rivers and Harbors Act of 1899 (33 USC 403), this Letter of Permission authorizes you to construct four mooring dolphins in Lick Creek. This work is authorized until March 15, 2031. The work shall be completed in accordance with the enclosed plans, General Conditions for LOP, and attached Special Conditions titled, "SPECIAL CONDITIONS FOR PERMIT LRN-2022-00457, Eddyville Riverport Industrial Development Authority, Mooring Dolphins".

If you object to this decision, you may request an administrative appeal under Corps regulations at 33 CFR Part 331. Enclosed you will find a Notification of Appeals Process (NAP) fact sheet and Request for Appeal (RFA) form. If you request to appeal this decision you must submit a completed RFA form to the Great Lakes and Ohio River Division, Division Office at the following address:

Regulatory Appeal Review Officer  
ATTN: Ms. Suzanne Chubb, Regulatory Program Manager  
Army Engineer Division  
550 Main Street, Room 10-780  
Cincinnati, OH 45202-3222  
TEL (513) 218-1243

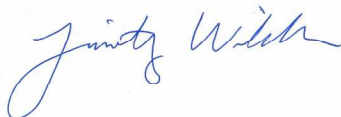
In order for an RFA to be accepted by the USACE, the USACE must determine that it is complete, that it meets the criteria for appeal under 33 CFR Part 331.5, and that it has been received by the Division Office within 60 days of the date listed on the RFA form. Should you decide to submit an RFA form, it must be received at the above address by May 14, 2026. **It is not necessary to submit an RFA form to the Division Office if you do not object to the decision in this letter.**

You are also responsible for obtaining any other federal, state, and/or local permits, approvals, or authorizations. If changes in the location or plans of the work are necessary, revised plans should be submitted promptly to this office. You shall not deviate from the approved plans without first obtaining approval from this office.

**Please sign and return the enclosed "Compliance Certification" form upon completion of the work.** If you have any questions please contact Ben MacIntyre at the above address, by telephone at (615) 305-5034, or email Benjamin.W.MacIntyre@usace.army.mil.

BY AUTHORITY OF THE SECRETARY OF THE ARMY:

Guillermo J. Guandique  
Lieutenant Colonel, U.S. Army  
District Commander



BY: Timothy C. Wilder  
Chief, West Branch  
Regulatory Division, Nashville District  
U.S. Army Corps of Engineers

Enclosures

Electronic Copies Furnished

Owen Traughber, CELRN-OPS-M  
Scott Fanning, CELRN-OPS-O

Laura Darnell, BFW Engineers, Inc.  
LDarnell@bfwengineers.com



US Army Corps  
of Engineers ®  
Nashville District

## PERMIT GENERAL CONDITIONS / INFORMATION

**File Number: LRN-2022-00457**

**Permittee: Eddyville Riverport Industrial Development Authority**

### GENERAL CONDITIONS:

1. The time limit for completing the work authorized ends *five years from the date of the permit letter*. If you find that you need more time to complete the authorized activity, submit your request for a time extension to this office for consideration at least 1 month before the above date is reached.
2. You must maintain the activity authorized by this permit in good condition and in conformance with the terms and conditions of this permit. You are not relieved of this requirement if you abandon the permitted activity, although you may make a good faith transfer to a third party in compliance with General Condition 4 below. Should you wish to cease to maintain the authorized activity or should you desire to abandon it without a good faith transfer, you must obtain a modification of this permit from this office, which may require restoration of the area.
3. If you discover any previously unknown historic or archeological remains while accomplishing the activity authorized by this permit, you must immediately notify this office of what you have found. We will initiate the Federal and state coordination required to determine if the remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.
4. If you sell the property associated with this permit, you must obtain the signature of the new owner in the space provided and forward a copy of the permit to this office to validate the transfer of this authorization.
5. If a conditional water quality certification has been issued for your project, you must comply with the conditions specified in the certification as special conditions to this permit. For your convenience, a copy of the certification is attached if it contains such conditions.
6. You must allow representatives from this office to inspect the authorized activity at any time deemed necessary to ensure that it is being or has been accomplished in accordance with the terms and conditions of your permit.

### FURTHER INFORMATION:

1. Congressional Authorities: You have been authorized to undertake the activity described above pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 USC 403).
2. Limits of Authorization.
  - a. This permit does not obviate the need to obtain other Federal, state, or local authorizations required by law.
  - b. This permit does not grant any property rights or exclusive privileges.
  - c. This permit does not authorize any injury to the property or rights of others.
  - d. This permit does not authorize interference with any existing or proposed Federal project.
3. Limits of Federal Liability. In issuing this permit, the Federal Government does not assume any liability for the following:

- a. Damages to the permitted project or uses thereof as a result of other permitted or unpermitted activities or from natural causes;
  - b. Damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the United States in the public interest;
  - c. Damages to persons, property, or to other permitted or unpermitted activities or structures caused by the activity authorized by this permit;
  - d. Design or construction deficiencies associated with the permitted work; and/or
  - e. Damage claims associated with any future modification, suspension, or revocation of this permit.
4. **Reliance on Applicant's Data:** The determination of this office that issuance of this permit is not contrary to the public interest was made in reliance on the information you provided.
5. **Reevaluation of Permit Decision.** This office may reevaluate its decision on this permit at any time the circumstances warrant. Circumstances that could require a reevaluation include, but are not limited to:
- a. You fail to comply with the terms and conditions of this permit.
  - b. The information provided by you in support of your permit application proves to have been false, incomplete, or inaccurate (See 4 above).
  - c. Significant new information surfaces which this office did not consider in reaching the original public interest decision.

Such a reevaluation may result in a determination that it is appropriate to use the suspension, modification, and revocation procedures contained in 33 CFR 325.7 or enforcement procedures such as those contained in 33 CFR 326.4 and 326.5. The referenced enforcement procedures provide for the issuance of an administrative order requiring you to comply with the terms and conditions of your permit and for the initiation of legal action where appropriate. You will be required to pay for any corrective measures ordered by this office, and if you fail to comply with such directive, this office may in certain situations (such as those specified in 33 CFR 209.170) accomplish the corrective measures by contract or otherwise and bill you for the cost.

6. **Extensions.** General condition 1 establishes a time limit for the completion of the activity authorized by this permit. Unless there are circumstances requiring either a prompt completion of the authorized activity or a reevaluation of the public interest decision, the Corps will normally give favorable consideration to a request for an extension of this time limit.

**Transfer of Permit.** When the structures or work authorized by this permit are still in existence at the time the property is transferred, the terms and conditions of this permit will continue to be binding on the new owner(s) of the property. To validate the transfer of this permit and the associated liabilities associated with compliance with its terms and conditions, the transferee shall sign and date below and return the permit and these conditions to the Corps office for appropriate action.

\_\_\_\_\_  
(Transferee)

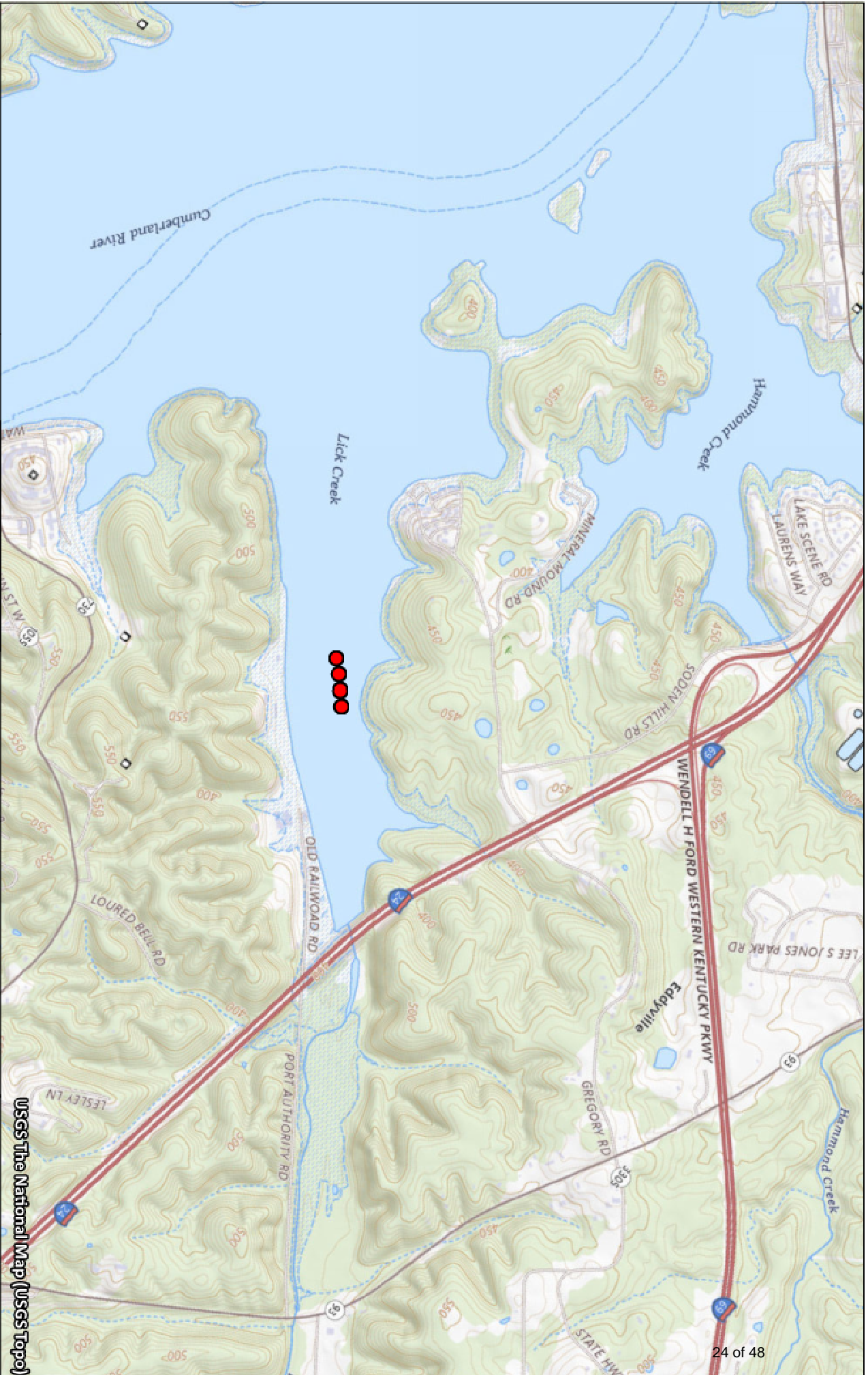
\_\_\_\_\_  
(Date)



US Army Corps  
of Engineers ®  
Nashville District

**SPECIAL CONDITIONS FOR**  
**PERMIT LRN-2022-00457 Eddyville Riverport Industrial**  
**Development Authority**

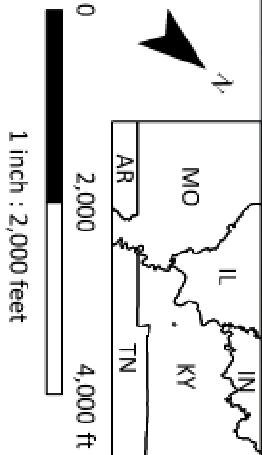
1. **Permit Plans:** The Permittee shall construct the authorized activity in accordance with the attached permit drawings (Attachment 3, Sheets X - X). Work in waters of the U.S. that deviates from the approved plans shall NOT occur without first obtaining approval from the U.S. Army Corps of Engineers, Nashville District Regulatory Division.
2. **Compliance Certification Form:** Within 30 days of completion of the authorized work, the Permittee shall complete the attached form and submit to the Corps.
3. **Navigation:** The permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration, of the structure or work herein authorized, or if, in the opinion of the Secretary of the Army or his authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the permittee will be required, upon due notice from the U.S. Army Corps of Engineers, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal or alteration.



**LEGEND**

**Project Data**

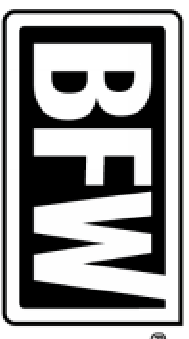
● Dolphin Locations



**Figure 1 - USGS Topographic Map**

ERIDA Dolphins Project  
Eddyville, Lyon County, KY

Project Number:	25223	Drafted/Checked:	HK/LD	Date:	2/9/2026
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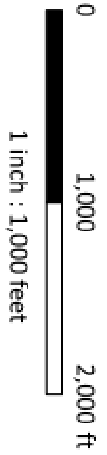
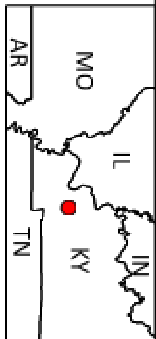


Aerial Imagery © KyFromAbove Program Phase 3

**LEGEND**

**Project Data**

- Dolphin Locations
- Recommended Sailing Track
- Through Navigable Channel



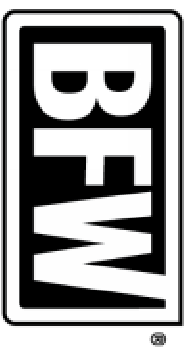
**Figure 2 - Aerial Imagery**

ERIDA Dolphins Project  
Eddyville, Lyon County, KY

Project Number:  
25223

Drafted/Checked:  
HK/LD

Date:  
2/9/2026





**U.S. Army Corps of Engineers (USACE)**  
**NOTIFICATION OF ADMINISTRATIVE APPEAL OPTIONS AND PROCESS AND**  
**REQUEST FOR APPEAL**

*Form Approved -*  
**OMB No. 0710-0003**  
**Expires 2027-10-31**

For use of this form, see Section 404 of the Clean Water Act, Section 10 of the Rivers and Harbors Act of 1899, and Section 103 of the Marine Protection, Research, and Sanctuaries Act; the proponent agency is CECW-COR.

**DATA REQUIRED BY THE PRIVACY ACT OF 1974**

**Authority** The authorities for requesting this information are Sections 9, 10, 13, and 14, Rivers and Harbors Act of March 3, 1899; Section 404, Clean Water Act; and Section 103 Marine Protection Research and Sanctuaries Act of 1972.

**Principal Purpose** This information serves as notification to affected parties regarding the USACE administrative appeal options and process, as well as to facilitate requests for appeal of USACE decisions with which they disagree.

**Routine Uses** Routine uses will include: (a) To serve as notification to affected parties of the Corps administrative appeal options and process and to facilitate requests for appeal of Corps decisions with which they disagree. (b) Records may be referred to the Department of Justice for possible criminal prosecution. (c) Records may be referred to other Federal, State, and local agencies for evaluation and enforcement purposes.

**Disclosure** Disclosure of this information is voluntary on your part. However, failure of individual to provide requested information could result in inability to determine all pertinent information regarding a Department of the Army permit matter.

**The Agency Disclosure Notice (ADN)**

The Public reporting burden for this collection of information, 0710-0003, is estimated to average 1 hour per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or burden reduction suggestions to the Department of Defense, Washington Headquarters Services, at [whs.mc-alex.esd.mbx.dd-dod-information-collections@mail.mil](mailto:whs.mc-alex.esd.mbx.dd-dod-information-collections@mail.mil). Respondents should be aware that notwithstanding any other provision of law, no person shall be subject to any penalty for failing to comply with a collection of information if it does not display a currently valid OMB control number.

**PURPOSE:** This form is used to facilitate the initiation of the administrative appeals process. The appeals process allows an affected party to pursue an administrative appeal of certain Corps of Engineers decisions with which they disagree.

Upon release, this form will also be available on the Corps website <https://www.usace.army.mil/Missions/Civil-Works/Regulatory-Program-and-Permits/>

Applicant: Eddyville Riverport Industrial Development Auth	File Number: LRN-2022-00457	Date: 2026-03-16
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Documents Attached ( <i>select all that apply</i> ):	Form Reference Section:
<input type="checkbox"/> INITIAL PROFFERED PERMIT ( <i>Standard Permit or Letter of Permission</i> )	A
<input checked="" type="checkbox"/> PROFFERED PERMIT ( <i>Standard Permit or Letter of Permission</i> )	B
<input type="checkbox"/> PERMIT DENIAL WITHOUT PREJUDICE	C
<input type="checkbox"/> PERMIT DENIAL WITH PREJUDICE	D
<input type="checkbox"/> APPROVED JURISDICTIONAL DETERMINATION	E
<input type="checkbox"/> PRELIMINARY JURISDICTIONAL DETERMINATION	F

**SECTION I**

The following identifies your rights and options regarding an administrative appeal of the above decision. Additional information may be found at <https://www.usace.army.mil/Missions/Civil-Works/Regulatory-Program-and-Permits/appeals/> 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. 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 WITHOUT PREJUDICE:** *Not appealable*

You received a permit denial without prejudice because a required Federal, state, and/or local authorization and/or certification has been denied for activities which also require a Department of the Army permit before final action has been taken on the Army permit application. The permit denial without prejudice is not appealable. There is no prejudice to the right of the applicant to reinstate processing of the Army permit application if subsequent approval is received from the appropriate Federal, state, and/or local agency on a previously denied authorization and/or certification.

**D: PERMIT DENIAL WITH PREJUDICE:** *You may appeal the 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.

**E: APPROVED JURISDICTIONAL DETERMINATION:** *You may accept or appeal the approved JD or provide new information for reconsideration*

- **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.
- **RECONSIDERATION:** You may request that the district engineer reconsider the approved JD by submitting new information or data to the district engineer within 60 days of the date of this notice. The district will determine whether the information submitted qualifies as new information or data that justifies reconsideration of the approved JD. A reconsideration request does not initiate the appeal process. You may submit a request for appeal to the division engineer to preserve your appeal rights while the district is determining whether the submitted information qualifies for a reconsideration.

**F: PRELIMINARY JURISDICTIONAL DETERMINATION:** *Not appealable*

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.

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

If you have questions regarding this decision you may contact:	If you have questions regarding the appeal process, or to submit your request for appeal, you may contact:
Name: Ben MacIntyre	Name: Suzanne Chubb, Regulatory Program Manager
Street Address, City, State: 3701 Bell Road, Nashville, Tennessee 37214	Street Address, City, State: USACE, Great Lakes & Ohio River Division, 550 Main Street, Room 10-780, CELRD-PD-O, Cincinnati, Ohio 45202-3222
Phone: 615-369-7522	Phone: 513-218-1243
Email: Benjamin.W.MacIntyre@usace.army.mil	Email: Suzanne.L.Chubb@usace.army.mil

**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. Use additional pages as necessary. 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.

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.

Email address of appellant and/or agent	Telephone number
Signature of appellant or agent	Date

**COMPLIANCE CERTIFICATION**

**YOU ARE REQUIRED TO SUBMIT THIS SIGNED CERTIFICATION REGARDING  
THE COMPLETED ACTIVITY AND ANY REQUIRED MITIGATION**

I hereby certify that the work authorized by **Permit No. LRN-2022-00457**, and any required mitigation was done in accordance with the Corps authorization, including any general, regional, or special conditions.

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

\_\_\_\_\_  
Date

Please note that your permitted activity is subject to a compliance inspection by an U.S. Army Corps of Engineers representative.

Submit this signed certification to the address below:

U.S Army Corps of Engineers  
C/O Ben MacIntyre  
Regulatory Division  
3701 Bell Road  
Nashville, TN 37214-2660



Bacon Farmer Workman Engineering & Testing, Inc.

GINT STD US LAB 2021.GDT - 6/16/26 12:30 - C:\USERS\SLIVINGSTONE\BACON FARMER WORKMAN\BFW GEOTECHNICAL DEPARTMENT - DOCUMENTS\GINT FILES\PROJECTS\25223 - ERIDA MOORING DOLPHINS.GPJ

<b>CLIENT</b> <u>Eddyville Riverport &amp; Industrial Development Authority</u>	<b>PROJECT NAME</b> <u>ERIDA Mooring Dolphins</u>
<b>PROJECT NUMBER</b> <u>25223</u>	<b>PROJECT LOCATION</b> <u>Eddyville, KY</u>
<b>DATE STARTED</b> <u>9/29/25</u> <b>COMPLETED</b> <u>9/30/25</u>	<b>GROUND ELEVATION</b> <u>343.6 ft</u> <b>HOLE SIZE</b> <u>3 inches</u>
<b>DRILLING CONTRACTOR</b> <u>Tri-State</u> <b>DRILLED BY</b> <u>A. Jackson</u>	<b>GROUND WATER LEVELS:</b>
<b>DRILLING METHOD</b> <u>Casing / Open hole (CME45, track-mounted)</u>	<b>AT TIME OF DRILLING</b> <u>---</u>
<b>LOGGED BY</b> <u>A. Milford</u> <b>CHECKED BY</b> <u>M. Kaufman</u>	<b>AT END OF DRILLING</b> <u>---</u>
<b>NORTHING</b> <u>1913502.9</u> <b>EASTING</b> <u>961175.7</u>	<b>AFTER DRILLING</b> <u>---</u>

DEPTH (ft)	GRAPHIC LOG	MATERIAL DESCRIPTION	SAMPLE TYPE NUMBER	RECOVERY % (RQD)	BLOW COUNTS (N VALUE)	POCKET PEN. & (SHEAR) (tsf)	DRY UNIT WT. (pcf)	▲ SPT N VALUE ▲			
								PL	MC	LL	
								○ FINES CONTENT (%) ○			
								20	40	60	80
0		LEAN CLAY (CL): Gray, some sand  <i>Depth to mudline: 11.7 feet Elevation of mudline is based on water level elevation of 355.3 feet at time of drilling</i>									
5		Becomes reddish brown	SPT SS-1	100	0-3-2 (5)						
10			SPT SS-2	100	2-4-4 (8)						
15			SPT SS-3	100	3-2-1 (3)						
20			SPT SS-4	67	4-4-4 (8)						
25			SPT SS-5	100	29-20-20 (40)						
30											

(Continued Next Page)



Bacon Farmer Workman Engineering & Testing, Inc.

# BORING NUMBER B-1

PAGE 2 OF 3

CLIENT Eddyville Riverport & Industrial Development Authority

PROJECT NAME ERIDA Mooring Dolphins

PROJECT NUMBER 25223

PROJECT LOCATION Eddyville, KY

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DEPTH (ft)	GRAPHIC LOG	MATERIAL DESCRIPTION	SAMPLE TYPE NUMBER	RECOVERY % (RQD)	BLOW COUNTS (N VALUE)	POCKET PEN. & (SHEAR) (tsf)	DRY UNIT WT. (pcf)	▲ SPT N VALUE ▲				
								PL	MC	LL		
								○ FINES CONTENT (%) ○				
								20	40	60	80	
30		LEAN CLAY (CL): Gray, some sand (continued)	SPT SS-6	100	30-27-17 (44)							
35				SPT SS-7	0	3-2-1 (3)						
40				SPT SS-8	11	0-4-4 (8)						
45		POORLY GRADED GRAVEL (GP): Yellowish brown										
45		LIMESTONE: Bluish gray, (possible boulder)	SPT SS-9	88	50/5"							
45		No recovery: Likely clay filled void	RC Run 1	62 (0)								
50			RC Run 2	3 (0)								
55			RC Run 3	0								
60			RC Run 4	0								
			RC	0								

(Continued Next Page)



Bacon Farmer Workman Engineering & Testing, Inc.

**BORING NUMBER B-1**

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CLIENT Eddyville Riverport & Industrial Development Authority PROJECT NAME ERIDA Mooring Dolphins  
 PROJECT NUMBER 25223 PROJECT LOCATION Eddyville, KY

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DEPTH (ft)	GRAPHIC LOG	MATERIAL DESCRIPTION	SAMPLE TYPE NUMBER	RECOVERY % (RQD)	BLOW COUNTS (N VALUE)	POCKET PEN. & (SHEAR) (tsf)	DRY UNIT WT. (pcf)	▲ SPT N VALUE ▲					
								20	40	60	80		
								PL      MC      LL 20    40    60    80					
								○ FINES CONTENT (%) ○					
								20    40    60    80					
65		No recovery: Likely clay filled void ( <i>continued</i> )	Run 5										
		LIMESTONE: Bluish gray	RC Run 6	100 (100)									

Refusal at 45.4 feet.  
Bottom of borehole at 69.5 feet.



Bacon Farmer Workman Engineering & Testing, Inc.

**BORING NUMBER B-2**

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<b>CLIENT</b> <u>Eddyville Riverport &amp; Industrial Development Authority</u>	<b>PROJECT NAME</b> <u>ERIDA Mooring Dolphins</u>
<b>PROJECT NUMBER</b> <u>25223</u>	<b>PROJECT LOCATION</b> <u>Eddyville, KY</u>
<b>DATE STARTED</b> <u>10/1/25</u> <b>COMPLETED</b> <u>10/1/25</u>	<b>GROUND ELEVATION</b> <u>341 ft</u> <b>HOLE SIZE</b> <u>3 inches</u>
<b>DRILLING CONTRACTOR</b> <u>Tri-State</u> <b>DRILLED BY</b> <u>A. Jackson</u>	<b>GROUND WATER LEVELS:</b>
<b>DRILLING METHOD</b> <u>Casing / Open hole (CME45, track-mounted)</u>	<b>AT TIME OF DRILLING</b> <u>---</u>
<b>LOGGED BY</b> <u>A. Milford</u> <b>CHECKED BY</b> <u>M. Kaufman</u>	<b>AT END OF DRILLING</b> <u>---</u>
<b>NORTHING</b> <u>1913637.6</u> <b>EASTING</b> <u>961316.7</u>	<b>AFTER DRILLING</b> <u>---</u>

DEPTH (ft)	GRAPHIC LOG	MATERIAL DESCRIPTION	SAMPLE TYPE NUMBER	RECOVERY % (RQD)	BLOW COUNTS (N VALUE)	POCKET PEN. & (SHEAR) (tsf)	DRY UNIT WT. (pcf)	▲ SPT N VALUE ▲			
								20	40	60	80
								PL      MC      LL			80
0		LEAN CLAY (CL): Yellowish brown  <i>Depth to mudline: 14.3 feet Elevation of mudline is based on water level elevation of 355.3 feet at time of drilling</i>									
5			SPT SS-1	100	2-2-2 (4)						
10		WELL GRADED SANDY GRAVEL (GW): Yellowish brown, mostly chert	SPT SS-2	100	3-9-12 (21)						
15			SPT SS-3	56	26-17-8 (25)						
20		LEAN CLAY (CL): Gray, some sand and gravel	SPT SS-4	0	11-2-1 (3)						
25			SPT SS-5	44	14-8-16 (24)						
30		WELL GRADED GRAVEL (GW-GC): Yellowish brown, mostly chert, with clay	SPT SS-6	56	27-17-12 (29)						

(Continued Next Page)



Bacon Farmer Workman Engineering & Testing, Inc.

**BORING NUMBER B-2**

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CLIENT Eddyville Riverport & Industrial Development Authority

PROJECT NAME ERIDA Mooring Dolphins

PROJECT NUMBER 25223

PROJECT LOCATION Eddyville, KY

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DEPTH (ft)	GRAPHIC LOG	MATERIAL DESCRIPTION	SAMPLE TYPE NUMBER	RECOVERY % (RQD)	BLOW COUNTS (N VALUE)	POCKET PEN. & (SHEAR) (tsf)	DRY UNIT WT. (pcf)	▲ SPT N VALUE ▲			
								20	40	60	80
								PL	MC	LL	
								20	40	60	80
								○ FINES CONTENT (%) ○			
								20	40	60	80
30		WELL GRADED GRAVEL (GW-GC): Yellowish brown, mostly chert, with clay <i>(continued)</i>	SPT SS-7	100	34-5-5 (10)						
35		LEAN CLAY (CL): Gray	SPT SS-8	100	3-3-3 (6)						
40		Becomes sandy	SPT SS-9	56	10-7-4 (11)						
45		WELL GRADED GRAVEL with CLAY (GW): Gray, mostly chert	SPT SS-10	67	21-18-14 (32)						
50		LEAN CLAY (CL): Yellowish red, trace limestone fragments	SPT SS-11	44	22-8-19 (27)						
55			SPT SS-12	56	12-2-2 (4)						
60			SPT SS-13	100	0-0-0 (0)						

(Continued Next Page)



Bacon Farmer Workman Engineering & Testing, Inc.

**BORING NUMBER B-2**

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CLIENT Eddyville Riverport & Industrial Development Authority PROJECT NAME ERIDA Mooring Dolphins  
 PROJECT NUMBER 25223 PROJECT LOCATION Eddyville, KY

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DEPTH (ft)	GRAPHIC LOG	MATERIAL DESCRIPTION	SAMPLE TYPE NUMBER	RECOVERY % (RQD)	BLOW COUNTS (N VALUE)	POCKET PEN. & (SHEAR) (tsf)	DRY UNIT WT. (pcf)	▲ SPT N VALUE ▲			
								20	40	60	80
								PL	MC	LL	
								20	40	60	80
								○ FINES CONTENT (%) ○			
								20	40	60	80
65		LEAN CLAY (CL): Yellowish red, trace limestone fragments (continued)									
			SPT SS-14	100	2-2-2 (4)						
70											

Bottom of borehole at 72.0 feet.



Bacon Farmer Workman Engineering & Testing, Inc.

# BORING NUMBER B-3

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<b>CLIENT</b> <u>Eddyville Riverport &amp; Industrial Development Authority</u>	<b>PROJECT NAME</b> <u>ERIDA Mooring Dolphins</u>
<b>PROJECT NUMBER</b> <u>25223</u>	<b>PROJECT LOCATION</b> <u>Eddyville, KY</u>
<b>DATE STARTED</b> <u>10/2/25</u> <b>COMPLETED</b> <u>10/3/25</u>	<b>GROUND ELEVATION</b> <u>340.5 ft</u> <b>HOLE SIZE</b> <u>3 inches</u>
<b>DRILLING CONTRACTOR</b> <u>Tri-State</u> <b>DRILLED BY</b> <u>A. Jackson</u>	<b>GROUND WATER LEVELS:</b>
<b>DRILLING METHOD</b> <u>Casing / Open hole (CME45, track-mounted)</u>	<b>AT TIME OF DRILLING</b> <u>---</u>
<b>LOGGED BY</b> <u>A. Milford</u> <b>CHECKED BY</b> <u>M. Kaufman</u>	<b>AT END OF DRILLING</b> <u>---</u>
<b>NORTHING</b> <u>1913772.3</u> <b>EASTING</b> <u>961457.7</u>	<b>AFTER DRILLING</b> <u>---</u>

DEPTH (ft)	GRAPHIC LOG	MATERIAL DESCRIPTION	SAMPLE TYPE NUMBER	RECOVERY % (RQD)	BLOW COUNTS (N VALUE)	POCKET PEN. & (SHEAR) (tsf)	DRY UNIT WT. (pcf)	▲ SPT N VALUE ▲			
								PL	MC	LL	
								○ FINES CONTENT (%) ○			
								20	40	60	80
0		LEAN CLAY (CL): Gray  <i>Depth to mudline: 15 feet Elevation of mudline is based on water level elevation of 355.5 feet at time of drilling</i>									
5											
10											
15		Some chert gravel									
20											
25											
30											
			SPT SS-1	28	0-0-0 (0)						
			SPT SS-2	67	0-0-0 (0)						
			SPT SS-3	67	8-2-2 (4)						
			SPT SS-4	56	6-3-5 (8)						
			SPT SS-5	78	10-13-26 (39)						
			SPT SS-6	56	16-31-23 (54)						

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Bacon Farmer Workman Engineering & Testing, Inc.

**BORING NUMBER B-3**

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CLIENT Eddyville Riverport & Industrial Development Authority

PROJECT NAME ERIDA Mooring Dolphins

PROJECT NUMBER 25223

PROJECT LOCATION Eddyville, KY

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DEPTH (ft)	GRAPHIC LOG	MATERIAL DESCRIPTION	SAMPLE TYPE NUMBER	RECOVERY % (RQD)	BLOW COUNTS (N VALUE)	POCKET PEN. & (SHEAR) (tsf)	DRY UNIT WT. (pcf)	▲ SPT N VALUE ▲				
								20	40	60	80	
								PL	MC	LL		
								○ FINES CONTENT (%) ○				
								20	40	60	80	
30		LEAN CLAY (CL): Gray ( <i>continued</i> )										
35												
			POORLY GRADED GRAVEL (GP): Yellowish brown	SPT SS-7	67	10-2-2 (4)						
40				SPT SS-8	89	21-22-19 (41)						
45				SPT SS-9	33	21-22-19 (41)						
			LEAN CLAY (CL): Yellowish red, with chert gravel	SPT SS-10	72	17-21-23 (44)						
50				SPT SS-11	28	27-12-12 (24)						
55				SPT SS-12	100	17-16-12 (28)						
60				SPT SS-13	100	18-5-12 (17)						

(Continued Next Page)



Bacon Farmer Workman Engineering & Testing, Inc.

**BORING NUMBER B-3**

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CLIENT Eddyville Riverport & Industrial Development Authority PROJECT NAME ERIDA Mooring Dolphins  
 PROJECT NUMBER 25223 PROJECT LOCATION Eddyville, KY

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DEPTH (ft)	GRAPHIC LOG	MATERIAL DESCRIPTION	SAMPLE TYPE NUMBER	RECOVERY % (RQD)	BLOW COUNTS (N VALUE)	POCKET PEN. & (SHEAR) (tsf)	DRY UNIT WT. (pcf)	▲ SPT N VALUE ▲						
								20	40	60	80			
								PL      MC      LL 20    40    60    80						
								○ FINES CONTENT (%) ○						
								20    40    60    80						
65		LEAN CLAY (CL): Yellowish red, with chert gravel <i>(continued)</i>												
			SPT SS-14	17	4-4-4 (8)									

Bottom of borehole at 69.5 feet.



Bacon Farmer Workman Engineering & Testing, Inc.

# BORING NUMBER B-4

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<b>CLIENT</b> <u>Eddyville Riverport &amp; Industrial Development Authority</u>	<b>PROJECT NAME</b> <u>ERIDA Mooring Dolphins</u>
<b>PROJECT NUMBER</b> <u>25223</u>	<b>PROJECT LOCATION</b> <u>Eddyville, KY</u>
<b>DATE STARTED</b> <u>10/6/25</u> <b>COMPLETED</b> <u>10/6/25</u>	<b>GROUND ELEVATION</b> <u>340.8 ft</u> <b>HOLE SIZE</b> <u>3 inches</u>
<b>DRILLING CONTRACTOR</b> <u>Tri-State</u> <b>DRILLED BY</b> <u>A. Jackson</u>	<b>GROUND WATER LEVELS:</b>
<b>DRILLING METHOD</b> <u>Casing / Open hole (CME45, track-mounted)</u>	<b>AT TIME OF DRILLING</b> <u>---</u>
<b>LOGGED BY</b> <u>A. Milford</u> <b>CHECKED BY</b> <u>M. Kaufman</u>	<b>AT END OF DRILLING</b> <u>---</u>
<b>NORTHING</b> <u>1913906.9</u> <b>EASTING</b> <u>961598.7</u>	<b>AFTER DRILLING</b> <u>---</u>

DEPTH (ft)	GRAPHIC LOG	MATERIAL DESCRIPTION	SAMPLE TYPE NUMBER	RECOVERY % (RQD)	BLOW COUNTS (N VALUE)	POCKET PEN. & (SHEAR) (tsf)	DRY UNIT WT. (pcf)	▲ SPT N VALUE ▲				
								20	40	60	80	
								PL      MC      LL			80	
0		LEAN CLAY (CL): Gray <i>Depth to mudline: 14.3 Elevation of mudline is based on water level elevation of 355.1 feet at time of drilling</i>										
5		Becomes sandy	SPT SS-1	100	0-0-0 (0)							
10		Less sand	SPT SS-2	44	1-7-8 (15)							
15			SPT SS-3	50	3-3-3 (6)							
20			SPT SS-4	56	5-1-2 (3)							
25		WELL GRADED GRAVEL with SAND (GW): Gray, mostly chert	SPT SS-5	100	12-17-23 (40)							
30			SPT SS-6	33	21-8-6 (14)							

(Continued Next Page)



Bacon Farmer Workman Engineering & Testing, Inc.

**BORING NUMBER B-4**

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CLIENT Eddyville Riverport & Industrial Development Authority

PROJECT NAME ERIDA Mooring Dolphins

PROJECT NUMBER 25223

PROJECT LOCATION Eddyville, KY

GEOTECH BH PLOTS - GINT STD US LAB 2021.GDT - 6/16/26 12:30 - C:\USERS\SLIVINGSTONE\BACON FARMER WORKMAN\BFW GEOTECHNICAL DEPARTMENT - DOCUMENTS\GINT PROJECTS\25223 - ERIDA MOORING DOLPHINS.GPJ

DEPTH (ft)	GRAPHIC LOG	MATERIAL DESCRIPTION	SAMPLE TYPE NUMBER	RECOVERY % (RQD)	BLOW COUNTS (N VALUE)	POCKET PEN. & (SHEAR) (tsf)	DRY UNIT WT. (pcf)	▲ SPT N VALUE ▲			
								PL	MC	LL	
								○ FINES CONTENT (%) ○			
								20	40	60	80
30		WELL GRADED GRAVEL with SAND (GW): Gray, mostly chert (continued) LEAN CLAY (CL): Gray, with chert gravel	SPT SS-7	67	9-3-4 (7)						
35		WELL GRADED GRAVEL with CLAY (GW-GC): Red	SPT SS-8	89	35-25-30 (55)						
40			SPT SS-9	89	26-23-40 (63)						
45		NO RECOVERY: Soil is likely lean clay with chert gravel Casing bit broke - advanced hole with core barrel to 72.5 feet - no rock present	RC Run 1	0							
50			RC Run 2	0							
55			RC Run 3	0							
60			RC Run 4	0							

(Continued Next Page)



Bacon Farmer Workman Engineering & Testing, Inc.

**BORING NUMBER B-4**

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CLIENT Eddyville Riverport & Industrial Development Authority PROJECT NAME ERIDA Mooring Dolphins  
 PROJECT NUMBER 25223 PROJECT LOCATION Eddyville, KY

GEOTECH BH PLOTS - GINT STD US LAB 2021.GDT - 6/16/26 12:30 - C:\USERS\SLIVINGSTONE\BACON FARMER WORKMAN\BFW GEOTECHNICAL DEPARTMENT - DOCUMENTS\GINT FILES\PROJECTS\25223 - ERIDA MOORING DOLPHINS.GPJ

DEPTH (ft)	GRAPHIC LOG	MATERIAL DESCRIPTION	SAMPLE TYPE NUMBER	RECOVERY % (RQD)	BLOW COUNTS (N VALUE)	POCKET PEN. & (SHEAR) (tsf)	DRY UNIT WT. (pcf)	▲ SPT N VALUE ▲						
								20	40	60	80			
								PL      MC      LL 20    40    60    80						
								○ FINES CONTENT (%) ○						
								20    40    60    80						
65		NO RECOVERY: Soil is likely lean clay with chert gravel <i>(continued)</i>	RC Run 5	0										
70			RC Run 6	0										

Bottom of borehole at 72.5 feet.

**EDDYVILLE RIVERPORT AND INDUSTRIAL DEVELOPMENT AUTHORITY**

**BID PROPOSAL FOR THE ERIDA DOLPHIN PROJECT**

Proposal of \_\_\_\_\_  
(hereinafter called Bidder), organized and existing under the laws of \_\_\_\_\_  
(state) and doing business as \_\_\_\_\_\*, as  
applicable to the Eddyville Riverport and Industrial Development Authority (hereinafter referred  
to as Owner.)

*\*Insert "A Corporation", A Partnership" or "An Individual"*

In compliance with your Invitation for Bid, Bidder hereby proposes to furnish all the necessary labor, materials, equipment, tools and services necessary for the construction of the **ERIDA DOLPHINS PROJECT** in accordance with the plans, specifications, any addendas issued, and other contract documents prepared by the Owner for the Project, at the prices stated below.

By submission of this Bid, each Bidder certifies that this Bid has been arrived at independently, without consultation, communication or agreement as to any matter relating to this Bid with any other Bidder or with any other competitor.

The Bidder further understands the quantities shown herein are estimates only and the Owner reserves the unlimited right to add to or delete from same at its discretion. **In case of a discrepancy in the extension of a bid price, the unit price shall govern over the total price for all items.**

Security in the sum of \$\_\_\_\_\_, in the form of a Bid Bond or cashier's check, said amount being equal to Five Percent (5%) of the Total Bid Amount, is submitted herewith in accordance with the Specifications. This Security is furnished to the Owner as a guarantee that the agreement will be executed, and all bonds required shall be furnished within ten (10) days after award of the Contract to the undersigned. Additionally, the Bidder has submitted with this Bid Proposal the required signed and notarized Certifications as required by the laws of the Commonwealth of Kentucky. **Failure of the Bidder to comply with these provisions will make the Bid Non-Responsive and shall result in disqualification of the submitted Bid Proposal.**

After reasonable consideration of all bids received, a Notice of Award will be given to the **Responsible Bidder** who submits **the lowest responsive bid in accordance with the specifications.** The **responsible Bidder** shall have the capability in all respects to perform fully the contracts requirements, and the moral integrity and reliability of which to assure good faith performance. The **responsive Bidder** shall submit a bid that conforms in all material respects to the specifications without any deviations of the invitation for bids. Additionally, verification will be made to ensure that the lowest responsive bidder is not on the "Excluded Parties List" ([www.epls.gov](http://www.epls.gov)) prior to Notice of Award.

If Notice of Award is given to the Bidder within Sixty (60) days after the time of receipt of Bids, the Bidder agrees to execute and deliver a Contract in the prescribed form and furnish the required bonds and insurance within ten (10) days after the Contract is presented for signature.

Bidder hereby agrees to commence work under this contract on or before a date to be specified in the Notice to Proceed and to fully complete the project within **one hundred and forty-one (141) consecutive calendar days** thereafter. Bidder further agrees to pay as liquidated damages, the sum of **Seven Hundred and Fifty Dollars (\$750.00)** for each consecutive calendar day thereafter until project completion as provided in accordance with Specifications. Payments for Work Completed will be made in accordance with the Specifications. In submitting this Bid, it is understood that the right is reserved by the Owner to reject any and all Bids in accordance with the Specifications.

**BID PROPOSAL:**

ITEM		QUANTITY	UNIT	UNIT PRICE	AMOUNT
<b>100 GENERAL</b>					
02568	Mobilization	1.00	LS	\$ _____	\$ _____
<b>200 DOLPHIN</b>					
X	Dolphin Structures	4	EACH	\$ _____	\$ _____
X	Marker Lights	4	EACH	\$ _____	\$ _____

**BID PROPOSAL NOTES:**

1. The amount for "Mobilization-Demobilization" item may not exceed 3% of the Base Bid Total.

**ADDENDUM**

The undersigned hereby acknowledges receipt of the following Addenda:

Addendum No. _____	Dated _____
Addendum No. _____	Dated _____
Addendum No. _____	Dated _____

**ATTACHMENTS TO THE BID PROPOSAL REQUIRED**

Failure of the Bidder to attach the following listed items with the Bid Proposal will make the Bid Non-Responsive and shall result in disqualification of the submitted Bid Proposal. The items to be attached are:

1. Bid Bond in the amount of 5% of the bid.
2. Bidder's Certifications Section - Signed and Notarized.
3. Bidder and all Subcontractors KYTC Certification(s)
4. All additional information as required within the Technical Specifications.

**SUBCONTRACTORS:**

Subcontractors (if any) who the Bidder proposes to use on the project shall be listed. Once the bidder's proposal has been accepted, there shall be no deviations from the list, except as requested by, or upon approval of, the Owner.

COMPANY	CONTACT	PHONE	WORK PROPOSED	%

**BID DOCUMENTS:**

Bid Documents including the Bid Guaranty, shall be enclosed in an envelope clearly labeled with the words "**Bid Documents, Name of Project, Name of Bidder, and Date and Time of Bid Opening,**" in order to guard against premature opening of the bid.

The Bidder herein certifies that all specifications have been reviewed and that any variations to the said specifications, including exceptions to or enhancements to same, are clearly indicated as an attachment to this bid.

THE ABOVE PROPOSAL IS HEREBY RESPECTFULLY SUBMITTED BY:

BIDDER: \_\_\_\_\_

BY: \_\_\_\_\_ DATE: \_\_\_\_\_

TITLE: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

PHONE: \_\_\_\_\_ FAX: \_\_\_\_\_

CELL PHONE: \_\_\_\_\_ E-MAIL: \_\_\_\_\_

FEDERAL TAXPAYER IDENTIFICATION NUMBER: \_\_\_\_\_

KENTUCKY TAXPAYER IDENTIFICATION NUMBER: \_\_\_\_\_

CITY OF EDDYVILLE BUSINESS LICENSE NUMBER: \_\_\_\_\_



Eddyville Riverport & Industrial Development Authority (ERIDA) – Dolphin Project

Pre – Bid Meeting Minutes

June 10, 2026

Project Roles and Primary Contacts

Responsibility	Primary Contact	Organization	Phone	Email
Project Funding / Owner Representative	Amanda Davenport	ERIDA – Executive Director	270-388-9671	<a href="mailto:amanda@eddyvilleriverport.com">amanda@eddyvilleriverport.com</a>
Port Director	Jamie Wynn	ERIDA – Port Director	270-963-1899	<a href="mailto:jwynn@eddyvilleriverport.com">jwynn@eddyvilleriverport.com</a>
Project Manager	Ken Bowen	BFW	919-291-6278	<a href="mailto:kbowen1@bfwengineers.com">kbowen1@bfwengineers.com</a>
Project Engineer	Kenny McDaniel	BFW	270-443-1996	<a href="mailto:KmcDaniel@bfwengineers.com">KmcDaniel@bfwengineers.com</a>
Structural Design	Phillip Holthaus	BFW	217-530-4279	<a href="mailto:pholthaus@bfwengineers.com">pholthaus@bfwengineers.com</a>
Project Administration – Civil	Amanda Farmer	BFW	270-443-1996	<a href="mailto:afarmer@bfwengineers.com">afarmer@bfwengineers.com</a>

**1. Welcome and Introductions**

- Introductions of Owner, Engineer, and attendees. Attendance documented via sign in sheet attached at the end of the meeting minutes.
- Review Agenda Topics – 10 AM – 11 AM CST.
- Site Visit – 11AM – 12PM CST.
  - Temporary laydown area.
  - Available areas if used will need to be restored.

**2. Project Overview**

- Furnish & Install (4) mooring dolphin structures with marker lights.
- Project shall be fully operational at completion.
- Contractor shall review all drawings, specifications, notes, and contract documents prior to bidding.
- Failure to review documents shall not justify additional compensation or change orders.

**3. Bid Submission, Closing, and Opening**

- Bid Deadline: July 7, 2026 by 7:30 AM CST.
- Deliver to Eddyville Riverport and Industrial Development Authority Office:  
 Eddyville Riverport and Industrial Development Authority  
 630 W Dale Avenue  
 Eddyville, KY 42038 (270) 338-9671

**IF MAILING, PLEASE MAKE SURE YOU USE THE P.O. BOX LISTED BELOW**

Eddyville Riverport and Industrial Development Authority

P.O. BOX 1057

EDDYVILLE, KY 42038

- Bids received after deadline will be returned unopened.
- Bids will be publicly open and read aloud.

**4. Bid Review and Award**

- ERIDA will review for responsiveness and compliance.
- Bids will be fully evaluated utilizing the Method of Award – Weighted Scoring Matrix to determine award.
- **The ERIDA Board may award the contract at its July 7, 2026 meeting or may defer award pending further evaluation of bids, references, qualifications, or other matters deemed necessary by ERIDA. ERIDA anticipates making a final award decision no later than July 21, 2026.**
- Final award by ERIDA and issuance of Notice of Award, Agreement and Notice to proceed will be issued following board award.

**5. Bid Structure**

- Lump sum and unit price components per bid form to be included in the next addendum.

**6. Labor Requirements**

- Project is not subject to prevailing wage requirements.

**7. Existing Conditions (Bidder Awareness)**

- Geotechnical boring logs include in the contract documents.
- Contractor responsible for review and coordination.
- Kentucky 811 locates required prior to excavation.
- Existing Utilities noted below. It is the Contractors responsibility to confirm.
  - Gas: Kuttawa Gas. Electric: Kentucky Utilities. Communications: AT&T. Water: City of Eddyville.

**8. Construction Requirements**

- Furnish & Installation of dolphin structures in accordance with the contract drawings and specifications.

**9. Payment Applications**

Pay request shall be submitted by the second Friday of the month. Reviewed by the Owner and recommended to the board during the subsequent board meeting. Typical payment processed and released within 30 days after receipt of approvable invoice.

**10. Project Schedule and Milestones**

- Contract Time: 141 calendar days from Notice to Proceed.

**11. Change Orders**

- Contractor must provide written notice of changes prior to executing work related to a change.
- All requested changes must include sufficient documentation to support and evaluate schedule and cost changes.
- Written Owner-approved changes to scope, time, or cost including differing site conditions, undocumented utilities, third-party relocations, or regulatory changes is required.

**12. Questions and Clarifications**

- All questions must be submitted in writing.

- Submit to Amanda Davenport.
- Only written addenda are binding.

### 13. Construction Items of Interest:

- Liquid Damages (\$750/Calendar Day).
- Award will be evaluated based on Bid Price, Contractor Experience and Qualifications, Project Schedule and Ability to Perform, and Responsiveness of a complete bid package.
- Provision of a bid bond at time of bid is required and supplemental bonds within 10 days after award.
- Shop drawings are required and must be approved prior to construction.

### 14. Closing Remarks

- Addendum #1 issued on June 3, 2026.
- Addendum #2 – Expected release Wednesday June 17, 2026.
  - Will have approved permits.
- Questions/Comments:
  - Included in the bid must be a milestone schedule which includes a 1 sheet qualification list.
  - Marine Solution asked if a pollution permit is required or if they can use Vessel Pollution Insurance line. Amanda Davenport stated that would be an allowable insurance policy to have.
  - KYTC guidelines will be followed.
  - Question was asked if time extensions would be considered to extend the project duration beyond 141 calendar days.
    - The project is expected to be completed within the 141 calendar days specified in the advertisement, and this remains the baseline requirement.
    - It is the Contractor's responsibility to provide adequate labor, equipment, and management resources to properly plan, control, and execute the work to meet the required completion date.
    - Bidders will be required to submit a construction schedule with their bid to demonstrate their ability to complete the project within the specified duration.
    - While requests for time extensions may be considered in the event of extenuating circumstances, such approvals are not guaranteed and will be subject to ERIDA's sole review and determination based on submitted supporting documentation.
    - Bidders are advised that delays may result in construction extending into adverse seasonal conditions, including winter weather and potential high-water impacts, and such risks should be accounted for in their scheduling and resource planning.

Signed and sealed drawings will be issued via addendum.

- Bid form will have 3 bid items. Mobilization, Furnish & Install Mooring Dolphins, and Furnish & Install Marler Lights.
- Please make sure all regulatory agencies are notified as per permit requirements.

These minutes are true and correct to the best recollection of BFW. If there are any corrections or additions, then please provide corrections/additions to BFW within seven days.

Respectfully Submitted,  
Bacon Farmer Workman Engineering & Testing, Inc.

*Amanda Farmer*

Amanda Farmer  
Project Administrator