



BLACKFEET NATION

BLACKFEET ENVIRONMENTAL OFFICE

P.O. BOX 2029 • BROWNING, MONTANA 59417
(406) 338-7421 • FAX (406) 338-7451

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March 6, 2017

Colonel John W. Henderson
U.S. Army Corps of Engineers, Omaha District
Attention: CENWO-OP-N
P.O. Box 5
Omaha, Nebraska 68101-0005

RE: US Army Corps of Engineers (USACOE) Nationwide Permit Section 401 Water
Quality Certification

Dear Colonel Henderson:

The Blackfeet Environmental Office (BEO), a department within the Blackfeet Tribal government, has reviewed the notice published in the January 6, 2017 Federal Register and is responding to the USACOE request for certification on Nationwide Permits (NWP), conditions, district engineer decision, further information, and definitions.

The Blackfeet Environmental Office has denied or waived 401 Certification and the results are summarized as follows: The BEO waives 401 certification on the following Nationwide permits; 1, 2, 4, 5, 8, 9, 10, 11, 15, 22, 24, 30, 31, 32, 34, 35, and 48. **The Blackfeet Environmental Office would like preconstruction notification on all NWPs that have been waived.**

The Blackfeet Environmental Office denies 401 Certification on the following permits because of potential impacts to water quality on the Blackfeet Reservation; 3, 6, 7, 12, 13, 14, 16, 17, 18, 19, 20, 21, 23, 25, 27, 28, 29, 33, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 49, 50, 51, 52, 53, and 54. On Nationwide Permits that have been denied the Blackfeet Environmental Office will review the proposed permit activity and issue a project specific 401 Certification decision in writing on each permit.

Thank you for your consideration and if you have any questions regarding 401 Certification, please call me at (406) 338-7421 ext. 204 or call Barry Adams, Blackfeet Water Quality Coordinator at (406) 338-7421 ext. 217.

Sincerely,



Gerald Wagner
Blackfeet Environmental Office Director

Cc: Harry Barnes, BTBC Chairman
Nathan St. Goddard, Tribal Attorney
Jeanne Whiteing, Water Attorney
Barry Adams, Water Quality Coordinator