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# **Lower Yellowstone Intake Diversion Dam Fish Passage Project, Montana**

**DRAFT - Appendix F  
Correspondence**

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# Attachment 1

## Correspondence Distributed





**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. Lester Randall, Chairman  
Kickapoo Tribe in Kansas  
PO Box 271  
1107 Goldfinch Road  
Horton, Kansas 66439

Dear Chairman Randall:

The U.S. Army Corps of Engineers (Corps) and Bureau of Reclamation (Reclamation) invite your Tribe to comment on the proposed Intake Diversion Dam Fish Passage Project (Project or undertaking) on the Lower Yellowstone River at Intake in Dawson County, Montana (see enclosed location map). The Project has been proposed to improve pallid sturgeon passage while continuing viable and effective operation of the Lower Yellowstone Irrigation Project. The Lower Yellowstone Irrigation Project was authorized by the Secretary of the Interior on May 10, 1904 in order to provide a dependable water supply sufficient to irrigate dry agricultural lands on the west bank of the Yellowstone River. Construction of the Lower Yellowstone Irrigation Project began in 1905 and included Intake Diversion Dam (also known as Yellowstone River Diversion Dam)-a 12-foot high wood and stone diversion dam that spans the Yellowstone River and diverts water into the Main Canal for irrigation. Intake Diversion Dam is located approximately 70 miles upstream of the confluence of the Yellowstone and Missouri rivers near Glendive, Montana.

As part of our Federal Tribal Trust responsibility, the Corps and Reclamation are seeking input on concerns that uniquely or significantly affect your Tribe, related to the project. Early identification of Tribal concerns will allow the agencies and tribes to cooperatively identify ways to avoid and minimize potential adverse impacts to Indian Trust Assets (ITAs), Traditional Cultural Properties (TCPs), and other resources of tribal concern as project planning and alternatives are developed and refined.

The proposed Federal action is to improve passage for endangered pallid sturgeon and other native fish at Intake Diversion Dam. Reclamation previously consulted with your Tribe in 2008 regarding the proposed Intake Diversion Dam Fish Passage Project and in support of preparation of an Environmental Assessment (EA) published in 2010 in compliance with NEPA and a supplemental EA published in 2015. In response to litigation, the Corps and Reclamation are now jointly preparing an Environmental Impact Statement (EIS) that will provide more detailed analysis of the Proposed Action and additional, newly proposed alternatives. The Corps will serve as administrative lead for NEPA-compliance activities during preparation of the EIS.

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- Rock Ramp: Originally proposed in the 2015 Supplemental EA. Replace Intake Diversion Dam with a concrete weir and boulder and cobble rock ramp to ensure adequate surface elevations in the river upstream of the weir at the headworks for diversion into the main canal.
- Multiple Pumping Stations: Remove the Intake Diversion Dam and construct seven pumping stations on the Yellowstone River to deliver water to the Lower Yellowstone Project. Locations of the pumping stations are conceptual at this time. Since the Lower Yellowstone Project was designed for gravity flow of water primarily from a single water source at Intake, this alternative would require some restructuring of the Lower Yellowstone Project canal system to accommodate a water supply from multiple points along the canal.
- High Flow Channel: Excavate the existing 4-mile-long high flow channel to provide appropriate habitat conditions for pallid sturgeon passage. Parameters related to depth, velocity, and timing need to be considered. The high flow channel is located on the right descending bank.
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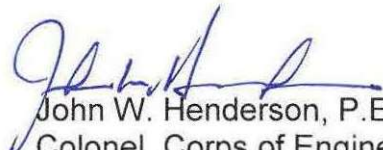
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The Corps and Reclamation understand the unique relationship your Tribe has to the Yellowstone River and we want to ensure that this relationship is respected; additionally, we want to ensure that your Tribe has an opportunity to engage in communications with the Corps and Reclamation and provide inputs as this study progresses toward actions and alternatives.

If you have comments, any questions, or would like to schedule a meeting, please contact Tiffany Vanosdall, Project Manager, at 402-995-2695 or email at [tiffany.k.vanosdall@usace.army.mil](mailto:tiffany.k.vanosdall@usace.army.mil) or Cathi Warren, Native American Consultation Specialist, at 402-995-2684 or email at [catherine.j.warren@usace.army.mil](mailto:catherine.j.warren@usace.army.mil).

We recognize our Government-to-Government responsibilities and will work to meet with you and your staff for consultation at any time during this process. If your Tribe is interested in Government-to-Government consultation, please contact Mr. Joel Ames, Tribal Liaison, at (402) 995-2909 or email at [joel.o.ames@usace.army.mil](mailto:joel.o.ames@usace.army.mil).

Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. Liana Onnen, Chairman  
Prairie Band Potawatomi Nation  
16281 Q Road  
Mayetta, Kansas 66509

Dear Chairman Onnen:

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As part of our Federal Tribal Trust responsibility, the Corps and Reclamation are seeking input on concerns that uniquely or significantly affect your Tribe, related to the project. Early identification of Tribal concerns will allow the agencies and tribes to cooperatively identify ways to avoid and minimize potential adverse impacts to Indian Trust Assets (ITAs), Traditional Cultural Properties (TCPs), and other resources of tribal concern as project planning and alternatives are developed and refined.

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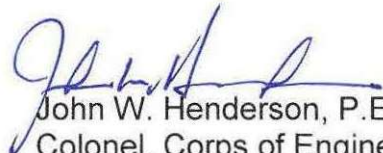
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. Darrin Old Coyote, Chairman, Crow Tribal Council  
Apsaalooke (Crow) Nation  
P.O. Box 159  
Bacheeitché Avenue  
Crow Agency, Montana 59022

Dear Chairman Old Coyote:

The U.S. Army Corps of Engineers (Corps) and Bureau of Reclamation (Reclamation) invite your Tribe to comment on the proposed Intake Diversion Dam Fish Passage Project (Project or undertaking) on the Lower Yellowstone River at Intake in Dawson County, Montana (see enclosed location map). The Project has been proposed to improve pallid sturgeon passage while continuing viable and effective operation of the Lower Yellowstone Irrigation Project. The Lower Yellowstone Irrigation Project was authorized by the Secretary of the Interior on May 10, 1904 in order to provide a dependable water supply sufficient to irrigate dry agricultural lands on the west bank of the Yellowstone River. Construction of the Lower Yellowstone Irrigation Project began in 1905 and included Intake Diversion Dam (also known as Yellowstone River Diversion Dam)-a 12-foot high wood and stone diversion dam that spans the Yellowstone River and diverts water into the Main Canal for irrigation. Intake Diversion Dam is located approximately 70 miles upstream of the confluence of the Yellowstone and Missouri rivers near Glendive, Montana.

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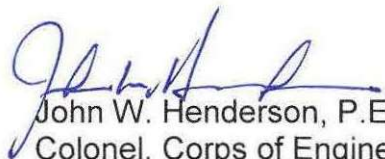
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Mr. George Reed, Cultural Resource Director  
Apsaalooke (Crow) Nation  
P.O. Box 159  
Crow Agency, Montana 59022

Mr. Emerson Bull Chief, THPO  
Apsaalooke (Crow) Nation  
P.O. Box 159  
Crow Agency, Montana 59022



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. Harry Barnes, Chairman, Blackfeet Tribal Business Council  
Blackfeet Tribe  
P.O. Box 850  
Blackfeet Tribe Agency Square  
Browning, Montana 59417

Dear Chairman Barnes:

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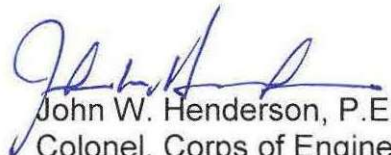
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Ms. Gayle Skunkcap Jr., Director, Fish & Wildlife Department  
Blackfeet Tribe  
P.O. Box 850  
101 Popimi Street  
Browning, Montana 59417

Mr. John Murray, Planning Department, THPO  
Blackfeet Tribe  
Box 850  
620 All Chief Road  
Browning, Montana 59417





**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. Ken St. Marks, Acting Chairman, Chippewa Cree Business Committee  
Chippewa Cree Tribe of Rocky Boy's  
P.O. Box 544  
31 Agency Square  
Box Elder, Montana 59521

Dear Chairman St. Marks:

The U.S. Army Corps of Engineers (Corps) and Bureau of Reclamation (Reclamation) invite your Tribe to comment on the proposed Intake Diversion Dam Fish Passage Project (Project or undertaking) on the Lower Yellowstone River at Intake in Dawson County, Montana (see enclosed location map). The Project has been proposed to improve pallid sturgeon passage while continuing viable and effective operation of the Lower Yellowstone Irrigation Project. The Lower Yellowstone Irrigation Project was authorized by the Secretary of the Interior on May 10, 1904 in order to provide a dependable water supply sufficient to irrigate dry agricultural lands on the west bank of the Yellowstone River. Construction of the Lower Yellowstone Irrigation Project began in 1905 and included Intake Diversion Dam (also known as Yellowstone River Diversion Dam)-a 12-foot high wood and stone diversion dam that spans the Yellowstone River and diverts water into the Main Canal for irrigation. Intake Diversion Dam is located approximately 70 miles upstream of the confluence of the Yellowstone and Missouri rivers near Glendive, Montana.

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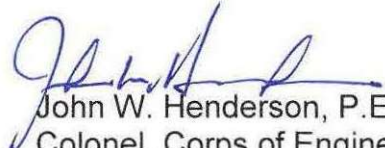
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Mr. Curtis Monteau, Director of Natural Resources  
Chippewa Cree Tribe of Rocky Boy's  
RR 1, Box 542  
Box Elder, Montana 59521

Mr. Alvin Windy Boy, Sr., THPO  
Chippewa Cree Tribe of Rocky Boy's  
P.O. Box 230  
Box Elder, Montana 59521



**DEPARTMENT OF THE ARMY**  
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OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. Darwin St. Clair, Jr., Chairman, Shoshone Business Council  
Eastern Shoshone Tribe  
P.O. Box 538  
15 N. Fork Rd  
Fort Washakie, Wyoming 82514

Dear Chairman St. Clair, Jr.:

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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Mr. Baptiste Weed, Fish & Wildlife, Natural Resources, Joint Tribal Water Engineer  
Eastern Shoshone Tribe  
PO Box 217  
Fort Washakie, Wyoming 82514

Mr. Wilfred Ferris, THPO  
Eastern Shoshone Tribe  
PO Box 538  
Fort Washakie, Wyoming 82514



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. Timothy Rhodd, Chairman  
Iowa Tribe of Kansas and Nebraska  
3345 8 Thrasher Rd.  
White Cloud, Kansas 66094

Dear Chairman Rhodd:

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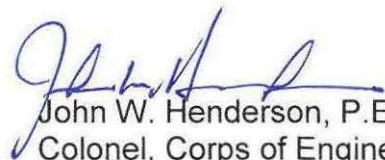
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Mr. Lance Foster, THPO  
Iowa Tribe of Kansas and Nebraska  
3345 Thrasher Road  
White Cloud, Kansas 66094

Mr. Alan Kelley, Vice Chairman  
Iowa Tribe of Kansas and Nebraska  
3345 B Thrasher Road  
White Cloud, Kansas 66094



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. Llevando Fisher, President, Tribal Council  
Northern Cheyenne Tribe  
P.O. Box 128  
600 S. Cheyenne Ave.  
Lame Deer, Montana 59043

Dear President Fisher:

The U.S. Army Corps of Engineers (Corps) and Bureau of Reclamation (Reclamation) invite your Tribe to comment on the proposed Intake Diversion Dam Fish Passage Project (Project or undertaking) on the Lower Yellowstone River at Intake in Dawson County, Montana (see enclosed location map). The Project has been proposed to improve pallid sturgeon passage while continuing viable and effective operation of the Lower Yellowstone Irrigation Project. The Lower Yellowstone Irrigation Project was authorized by the Secretary of the Interior on May 10, 1904 in order to provide a dependable water supply sufficient to irrigate dry agricultural lands on the west bank of the Yellowstone River. Construction of the Lower Yellowstone Irrigation Project began in 1905 and included Intake Diversion Dam (also known as Yellowstone River Diversion Dam)-a 12-foot high wood and stone diversion dam that spans the Yellowstone River and diverts water into the Main Canal for irrigation. Intake Diversion Dam is located approximately 70 miles upstream of the confluence of the Yellowstone and Missouri rivers near Glendive, Montana.

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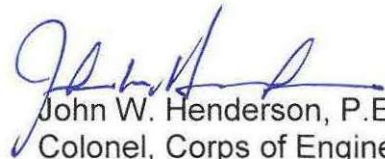
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Mr. Allen Clubfoot, Director, Natural Resources Department  
Northern Cheyenne Tribe  
P.O. Box 128  
104 Little Coyote Drive  
Lame Deer, Montana 59043

Ms. Teanna Limpy, THPO  
Northern Cheyenne Tribe  
P.O. Box 128  
Lame Deer, Montana 59043



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. Edmore Green, Chairman  
Sac and Fox Nation of Missouri in Kansas and Nebraska  
305 N. Main Street  
Reserve, Kansas 66434

Dear Chairman Green:

The U.S. Army Corps of Engineers (Corps) and Bureau of Reclamation (Reclamation) invite your Tribe to comment on the proposed Intake Diversion Dam Fish Passage Project (Project or undertaking) on the Lower Yellowstone River at Intake in Dawson County, Montana (see enclosed location map). The Project has been proposed to improve pallid sturgeon passage while continuing viable and effective operation of the Lower Yellowstone Irrigation Project. The Lower Yellowstone Irrigation Project was authorized by the Secretary of the Interior on May 10, 1904 in order to provide a dependable water supply sufficient to irrigate dry agricultural lands on the west bank of the Yellowstone River. Construction of the Lower Yellowstone Irrigation Project began in 1905 and included Intake Diversion Dam (also known as Yellowstone River Diversion Dam)-a 12-foot high wood and stone diversion dam that spans the Yellowstone River and diverts water into the Main Canal for irrigation. Intake Diversion Dam is located approximately 70 miles upstream of the confluence of the Yellowstone and Missouri rivers near Glendive, Montana.

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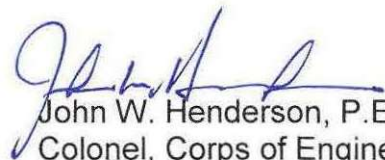
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Ms. Sandra Massey, Historic Preservation Officer  
Sac and Fox Nation of Missouri in Kansas and Nebraska  
305 N. Main Street  
Reserve, Kansas 66434

Ms. Lisa Montgomery, Director, Environmental Department  
Sac and Fox Nation in Kansas and Missouri  
305 N. Main Street  
Reserve, Kansas 66434



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. Dave Archambault, II, Chairman, Tribal Council  
Standing Rock Sioux Tribe  
P.O. Box D  
Block 1 North Standing Rock Ave.  
Fort Yates, North Dakota 58538

Dear Chairman Archambault, II:

The U.S. Army Corps of Engineers (Corps) and Bureau of Reclamation (Reclamation) invite your Tribe to comment on the proposed Intake Diversion Dam Fish Passage Project (Project or undertaking) on the Lower Yellowstone River at Intake in Dawson County, Montana (see enclosed location map). The Project has been proposed to improve pallid sturgeon passage while continuing viable and effective operation of the Lower Yellowstone Irrigation Project. The Lower Yellowstone Irrigation Project was authorized by the Secretary of the Interior on May 10, 1904 in order to provide a dependable water supply sufficient to irrigate dry agricultural lands on the west bank of the Yellowstone River. Construction of the Lower Yellowstone Irrigation Project began in 1905 and included Intake Diversion Dam (also known as Yellowstone River Diversion Dam)-a 12-foot high wood and stone diversion dam that spans the Yellowstone River and diverts water into the Main Canal for irrigation. Intake Diversion Dam is located approximately 70 miles upstream of the confluence of the Yellowstone and Missouri rivers near Glendive, Montana.

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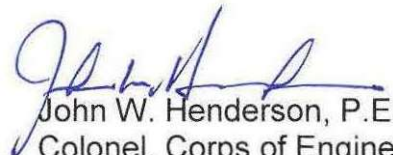
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Mr. Kelly Morgan, Tribal Archeologist  
Standing Rock Sioux Tribe  
P.O. Box D  
Fort Yates, North Dakota 58538

Mr. Jon Eagle, THPO  
Standing Rock Sioux Tribe  
PO Box D  
Fort Yates, North Dakota 58538



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Ms. Darla Lapointe, Chairperson  
Winnebago Tribe of Nebraska  
P.O. Box 687  
100 Bluff Street  
Winnebago, Nebraska 68071

Dear Chairperson Lapointe:

The U.S. Army Corps of Engineers (Corps) and Bureau of Reclamation (Reclamation) invite your Tribe to comment on the proposed Intake Diversion Dam Fish Passage Project (Project or undertaking) on the Lower Yellowstone River at Intake in Dawson County, Montana (see enclosed location map). The Project has been proposed to improve pallid sturgeon passage while continuing viable and effective operation of the Lower Yellowstone Irrigation Project. The Lower Yellowstone Irrigation Project was authorized by the Secretary of the Interior on May 10, 1904 in order to provide a dependable water supply sufficient to irrigate dry agricultural lands on the west bank of the Yellowstone River. Construction of the Lower Yellowstone Irrigation Project began in 1905 and included Intake Diversion Dam (also known as Yellowstone River Diversion Dam)-a 12-foot high wood and stone diversion dam that spans the Yellowstone River and diverts water into the Main Canal for irrigation. Intake Diversion Dam is located approximately 70 miles upstream of the confluence of the Yellowstone and Missouri rivers near Glendive, Montana.

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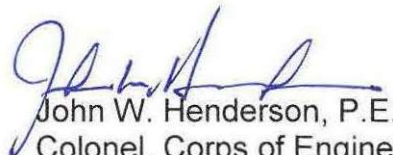
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The Corps and Reclamation understand the unique relationship your Tribe has to the Yellowstone River and we want to ensure that this relationship is respected; additionally, we want to ensure that your Tribe has an opportunity to engage in communications with the Corps and Reclamation and provide inputs as this study progresses toward actions and alternatives.

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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Mr. Henry Payer, THPO Office  
Winnebago Tribe of Nebraska  
PO Box 687  
Winnebago, Nebraska 68071

Mr. Vince Bass, Vice Chairman  
Winnebago Tribe of Nebraska  
PO Box 687  
Winnebago, Nebraska 68071



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. AT Rusty Stafne, Chairman  
Assiniboine and Sioux Tribes of Fort Peck  
P.O. Box 1027  
501 Medicine Bear Road  
Poplar, Montana 59255

Dear Chairman Stafne:

The U.S. Army Corps of Engineers (Corps) and Bureau of Reclamation (Reclamation) invite your Tribe to comment on the proposed Intake Diversion Dam Fish Passage Project (Project or undertaking) on the Lower Yellowstone River at Intake in Dawson County, Montana (see enclosed location map). The Project has been proposed to improve pallid sturgeon passage while continuing viable and effective operation of the Lower Yellowstone Irrigation Project. The Lower Yellowstone Irrigation Project was authorized by the Secretary of the Interior on May 10, 1904 in order to provide a dependable water supply sufficient to irrigate dry agricultural lands on the west bank of the Yellowstone River. Construction of the Lower Yellowstone Irrigation Project began in 1905 and included Intake Diversion Dam (also known as Yellowstone River Diversion Dam)-a 12-foot high wood and stone diversion dam that spans the Yellowstone River and diverts water into the Main Canal for irrigation. Intake Diversion Dam is located approximately 70 miles upstream of the confluence of the Yellowstone and Missouri rivers near Glendive, Montana.

As part of our Federal Tribal Trust responsibility, the Corps and Reclamation are seeking input on concerns that uniquely or significantly affect your Tribe, related to the project. Early identification of Tribal concerns will allow the agencies and tribes to cooperatively identify ways to avoid and minimize potential adverse impacts to Indian Trust Assets (ITAs), Traditional Cultural Properties (TCPs), and other resources of tribal concern as project planning and alternatives are developed and refined.

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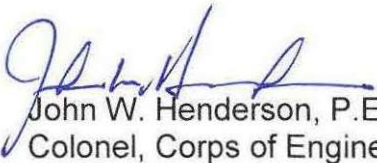
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Mr. Arnold (Arnie) Big Horn, Administrator, Water Resource Department  
Assiniboine and Sioux Tribes of Fort Peck  
P.O. Box 1027  
5353 BIA Route 14  
Poplar, Montana 59255

Ms. Deb Madison, Environmental Program Manager, Office of Environmental Protection  
Assiniboine and Sioux Tribes of Fort Peck  
603 Court Avenue  
Box 1027  
Poplar, Montana 59255

Mr. Darrell Youppe, THPO  
Assiniboine and Sioux Tribes of Fort Peck  
P.O. Box 1027  
501 Medicine Bear Road  
Poplar, Montana 59255





**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. Mark Azure, President, Fort Belknap Community Council  
Gros Ventre and Assiniboine Tribes of Fort Belknap  
656 Agency Main Street  
Harlem, Montana 59526

Dear President Azure:

The U.S. Army Corps of Engineers (Corps) and Bureau of Reclamation (Reclamation) invite your Tribe to comment on the proposed Intake Diversion Dam Fish Passage Project (Project or undertaking) on the Lower Yellowstone River at Intake in Dawson County, Montana (see enclosed location map). The Project has been proposed to improve pallid sturgeon passage while continuing viable and effective operation of the Lower Yellowstone Irrigation Project. The Lower Yellowstone Irrigation Project was authorized by the Secretary of the Interior on May 10, 1904 in order to provide a dependable water supply sufficient to irrigate dry agricultural lands on the west bank of the Yellowstone River. Construction of the Lower Yellowstone Irrigation Project began in 1905 and included Intake Diversion Dam (also known as Yellowstone River Diversion Dam)-a 12-foot high wood and stone diversion dam that spans the Yellowstone River and diverts water into the Main Canal for irrigation. Intake Diversion Dam is located approximately 70 miles upstream of the confluence of the Yellowstone and Missouri rivers near Glendive, Montana.

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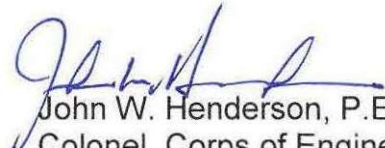
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Mr. John Allen, Council Member  
Gros Ventre and Assiniboine Tribes of Fort Belknap  
656 Agency Main Street  
Harlem, Montana 59526

Mr. Dennis LongKnife, Environmental Compliance Officer, Environmental Dept.  
Gros Ventre and Assiniboine Tribes of Fort Belknap  
656 Agency Main Street  
P.O. Box 983  
Harlem, Montana 59526

Mr. Morris Belgard, THPO  
Gros Ventre and Assiniboine Tribes of Fort Belknap  
656 Agency Main Street  
Harlem, Montana 59526



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. Mark Fox, Chairman  
Three Affiliated Tribes  
404 Frontage Rd  
New Town, North Dakota 58763

Dear Chairman Fox:

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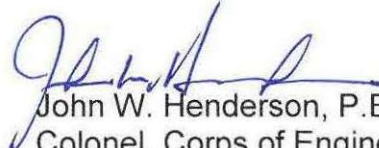
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Mr. Carson Hood, Director, Natural Resources  
Three Affiliated Tribes  
404 Frontage Rd  
New Town, North Dakota 58763

Mr. Antoine Fettig-Smith, Director, Fish and Wildlife Division  
Three Affiliated Tribes  
404 Frontage Road  
P.O. Box 1818  
New Town, North Dakota 58763

Mr. Elgin Crow's Breast, THPO  
Three Affiliated Tribes  
404 Frontage Rd  
New Town, North Dakota 58763



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. John Yellow Bird Steele, President, Tribal Council  
Oglala Sioux Tribe  
P.O. Box 2070  
Hwy 8 Main Street  
Pine Ridge, South Dakota 57770

Dear President Yellow Bird Steele:

The U.S. Army Corps of Engineers (Corps) and Bureau of Reclamation (Reclamation) invite your Tribe to comment on the proposed Intake Diversion Dam Fish Passage Project (Project or undertaking) on the Lower Yellowstone River at Intake in Dawson County, Montana (see enclosed location map). The Project has been proposed to improve pallid sturgeon passage while continuing viable and effective operation of the Lower Yellowstone Irrigation Project. The Lower Yellowstone Irrigation Project was authorized by the Secretary of the Interior on May 10, 1904 in order to provide a dependable water supply sufficient to irrigate dry agricultural lands on the west bank of the Yellowstone River. Construction of the Lower Yellowstone Irrigation Project began in 1905 and included Intake Diversion Dam (also known as Yellowstone River Diversion Dam)-a 12-foot high wood and stone diversion dam that spans the Yellowstone River and diverts water into the Main Canal for irrigation. Intake Diversion Dam is located approximately 70 miles upstream of the confluence of the Yellowstone and Missouri rivers near Glendive, Montana.

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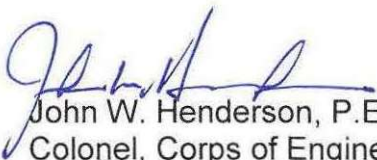
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Ms. Trina Lone Hill, THPO Office  
Oglala Sioux Tribe  
P.O. Box 419  
Red Cloud Building, Main Street  
Pine Ridge, South Dakota 57770



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. Clifford Wolfe, Chairman, Tribal Council  
Omaha Tribe of Nebraska  
P.O. Box 368  
100 Main Street  
Macy, Nebraska 68039

Dear Chairman Wolfe:

The U.S. Army Corps of Engineers (Corps) and Bureau of Reclamation (Reclamation) invite your Tribe to comment on the proposed Intake Diversion Dam Fish Passage Project (Project or undertaking) on the Lower Yellowstone River at Intake in Dawson County, Montana (see enclosed location map). The Project has been proposed to improve pallid sturgeon passage while continuing viable and effective operation of the Lower Yellowstone Irrigation Project. The Lower Yellowstone Irrigation Project was authorized by the Secretary of the Interior on May 10, 1904 in order to provide a dependable water supply sufficient to irrigate dry agricultural lands on the west bank of the Yellowstone River. Construction of the Lower Yellowstone Irrigation Project began in 1905 and included Intake Diversion Dam (also known as Yellowstone River Diversion Dam)-a 12-foot high wood and stone diversion dam that spans the Yellowstone River and diverts water into the Main Canal for irrigation. Intake Diversion Dam is located approximately 70 miles upstream of the confluence of the Yellowstone and Missouri rivers near Glendive, Montana.

As part of our Federal Tribal Trust responsibility, the Corps and Reclamation are seeking input on concerns that uniquely or significantly affect your Tribe, related to the project. Early identification of Tribal concerns will allow the agencies and tribes to cooperatively identify ways to avoid and minimize potential adverse impacts to Indian Trust Assets (ITAs), Traditional Cultural Properties (TCPs), and other resources of tribal concern as project planning and alternatives are developed and refined.

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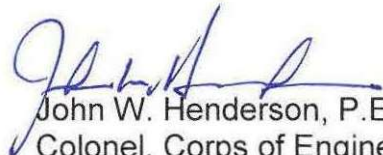
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The Corps and Reclamation understand the unique relationship your Tribe has to the Yellowstone River and we want to ensure that this relationship is respected; additionally, we want to ensure that your Tribe has an opportunity to engage in communications with the Corps and Reclamation and provide inputs as this study progresses toward actions and alternatives.

If you have comments, any questions, or would like to schedule a meeting, please contact Tiffany Vanosdall, Project Manager, at 402-995-2695 or email at [tiffany.k.vanosdall@usace.army.mil](mailto:tiffany.k.vanosdall@usace.army.mil) or Cathi Warren, Native American Consultation Specialist, at 402-995-2684 or email at [catherine.j.warren@usace.army.mil](mailto:catherine.j.warren@usace.army.mil).

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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Mr. Thomas Parker, THPO  
Omaha Tribe of Nebraska  
P.O. Box 368  
Macy, Nebraska 68039



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. Larry Wright, Chairman  
Ponca Tribe of Nebraska  
252-1 Spruce  
PO Box 288  
Niobrara, Nebraska 68760

Dear Chairman Wright:

The U.S. Army Corps of Engineers (Corps) and Bureau of Reclamation (Reclamation) invite your Tribe to comment on the proposed Intake Diversion Dam Fish Passage Project (Project or undertaking) on the Lower Yellowstone River at Intake in Dawson County, Montana (see enclosed location map). The Project has been proposed to improve pallid sturgeon passage while continuing viable and effective operation of the Lower Yellowstone Irrigation Project. The Lower Yellowstone Irrigation Project was authorized by the Secretary of the Interior on May 10, 1904 in order to provide a dependable water supply sufficient to irrigate dry agricultural lands on the west bank of the Yellowstone River. Construction of the Lower Yellowstone Irrigation Project began in 1905 and included Intake Diversion Dam (also known as Yellowstone River Diversion Dam)-a 12-foot high wood and stone diversion dam that spans the Yellowstone River and diverts water into the Main Canal for irrigation. Intake Diversion Dam is located approximately 70 miles upstream of the confluence of the Yellowstone and Missouri rivers near Glendive, Montana.

As part of our Federal Tribal Trust responsibility, the Corps and Reclamation are seeking input on concerns that uniquely or significantly affect your Tribe, related to the project. Early identification of Tribal concerns will allow the agencies and tribes to cooperatively identify ways to avoid and minimize potential adverse impacts to Indian Trust Assets (ITAs), Traditional Cultural Properties (TCPs), and other resources of tribal concern as project planning and alternatives are developed and refined.

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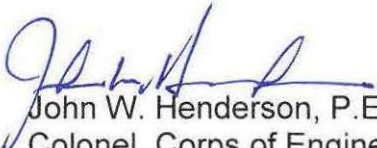
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Mr. Shannon Wright, Director of Cultural Affairs  
Ponca Tribe of Nebraska  
P.O. Box 288  
2548 Park Ave.  
Niobrara, Nebraska 68760



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. William Kindle, President, Tribal Council  
Rosebud Sioux Tribe  
P.O. Box 430  
11 Legand Ave.  
Rosebud, South Dakota 57570

Dear President Kindle:

The U.S. Army Corps of Engineers (Corps) and Bureau of Reclamation (Reclamation) invite your Tribe to comment on the proposed Intake Diversion Dam Fish Passage Project (Project or undertaking) on the Lower Yellowstone River at Intake in Dawson County, Montana (see enclosed location map). The Project has been proposed to improve pallid sturgeon passage while continuing viable and effective operation of the Lower Yellowstone Irrigation Project. The Lower Yellowstone Irrigation Project was authorized by the Secretary of the Interior on May 10, 1904 in order to provide a dependable water supply sufficient to irrigate dry agricultural lands on the west bank of the Yellowstone River. Construction of the Lower Yellowstone Irrigation Project began in 1905 and included Intake Diversion Dam (also known as Yellowstone River Diversion Dam)-a 12-foot high wood and stone diversion dam that spans the Yellowstone River and diverts water into the Main Canal for irrigation. Intake Diversion Dam is located approximately 70 miles upstream of the confluence of the Yellowstone and Missouri rivers near Glendive, Montana.

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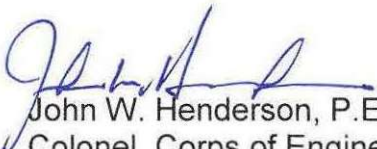
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Mr. Russell Eagle Bear, THPO  
Rosebud Sioux Tribe  
PO Box 809  
Rosebud, South Dakota 57570



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. Roger Trudell, Chairman  
Santee Sioux Tribe of Nebraska  
108 Spirit Lake Ave. West  
Niobrara, Nebraska 68760

Dear Chairman Trudell:

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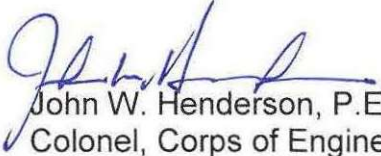
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Mr. Rick Thomas, THPO  
Santee Sioux Tribe of Nebraska  
52948 Highway 12  
Niobrara, Nebraska 68760



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. David Flute, Chairman  
Sisseton-Wahpeton Oyate  
P.O. Box 509  
100 Veterans Memorial Drive  
Agency Village, South Dakota 57262

Dear Chairman Flute:

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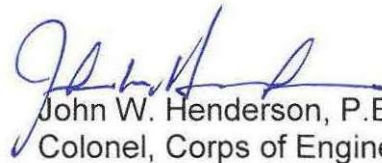
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Ms. Dianne Desrosiers, THPO  
Sisseton-Wahpeton Oyate  
PO Box 907  
205 Oak St. E. Ste 121  
Sisseton, South Dakota 57262





**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Ms. Myra Pearson, Chairwoman, Tribal Council  
Spirit Lake Sioux Tribe  
P.O. Box 359  
816 3rd Avenue North, Tribal Adm Bldg.  
Fort Totten, North Dakota 58335

Dear Chairperson Pearson:

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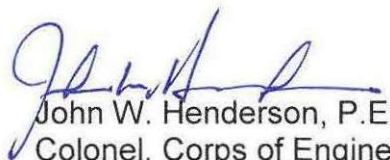
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Mr. Darrell Smith, THPO  
Spirit Lake Sioux Tribe  
P.O. Box 359  
Fort Totten, North Dakota 58335



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. Richard McCloud, Chairman, Turtle Mountain Band  
Turtle Mountain Band of Chippewa Indians  
P.O. Box 900  
4180 Hwy 281  
Belcourt, North Dakota 58316

Dear Chairman McCloud:

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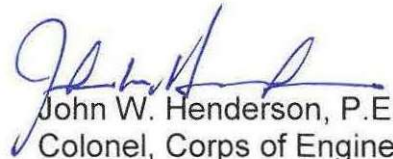
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Mr. Bruce Nedeau, Director, Natural Resources, THPO  
Turtle Mountain Band of Chippewa Indians  
P.O. Box 900  
Belcourt, North Dakota 58316



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. Robert Flying Hawk, Chairman  
Yankton Sioux Tribe  
P.O. Box 1153  
800 Main Avenue SW  
Wagner, South Dakota 57380

Dear Chairman Flying Hawk:

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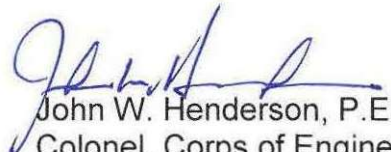
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Mr. Perry Little, THPO  
Yankton Sioux Tribe  
P.O. Box 1153  
800 Main Avenue SW  
Wagner, South Dakota 57380



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. Harold Frazier, Chairman  
Cheyenne River Sioux Tribe  
P.O. Box 590  
2001 Main Street  
Eagle Butte, South Dakota 57625

Dear Chairman Frazier:

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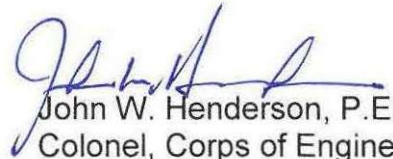
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Mr. Steve Vance, THPO  
Cheyenne River Sioux Tribe  
P.O. Box 590  
Eagle Butte, South Dakota 57625



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Ms. Roxanne Sazue, Chairperson  
Crow Creek Sioux Tribe  
P.O. Box 50  
100 Drifting Goose Street  
Fort Thompson, South Dakota 57339

Dear Chairperson Sazue:

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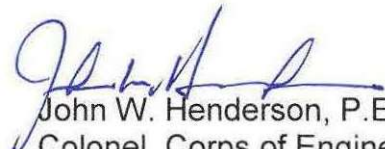
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Mr. Darrell Zephier, THPO  
Crow Creek Sioux Tribe  
P.O. Box 50  
Fort Thompson, South Dakota 57339



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. Anthony Reider, President, Executive Committee  
Flandreau Santee Sioux Tribe  
P.O. Box 283  
603 West Broad Avenue  
Flandreau, South Dakota 57028

Dear President Reider:

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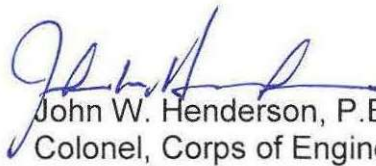
Both current and past project information and analyses can be accessed online at <http://www.usbr.gov/gp/mtao/loweryellowstone>.

The Corps and Reclamation understand the unique relationship your Tribe has to the Yellowstone River and we want to ensure that this relationship is respected; additionally, we want to ensure that your Tribe has an opportunity to engage in communications with the Corps and Reclamation and provide inputs as this study progresses toward actions and alternatives.

If you have comments, any questions, or would like to schedule a meeting, please contact Tiffany Vanosdall, Project Manager, at 402-995-2695 or email at [tiffany.k.vanosdall@usace.army.mil](mailto:tiffany.k.vanosdall@usace.army.mil) or Cathi Warren, Native American Consultation Specialist, at 402-995-2684 or email at [catherine.j.warren@usace.army.mil](mailto:catherine.j.warren@usace.army.mil).

We recognize our Government-to-Government responsibilities and will work to meet with you and your staff for consultation at any time during this process. If your Tribe is interested in Government-to-Government consultation, please contact Mr. Joel Ames, Tribal Liaison, at (402) 995-2909 or email at [joel.o.ames@usace.army.mil](mailto:joel.o.ames@usace.army.mil).

Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Ms. Elizabeth Wakeman, Tribal Response Program Coordinator/Brownsfield Program  
Director  
Flandreau Santee Sioux Tribe  
219 Owancaya Duta Drive  
Flandreau, South Dakota 57028



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. Kevin Wright, Chairman, Tribal Council  
Lower Brule Sioux Tribe  
P.O. Box 187  
187 Oyate Circle  
Lower Brule, South Dakota 57548

Dear Chairman Wright:

The U.S. Army Corps of Engineers (Corps) and Bureau of Reclamation (Reclamation) invite your Tribe to comment on the proposed Intake Diversion Dam Fish Passage Project (Project or undertaking) on the Lower Yellowstone River at Intake in Dawson County, Montana (see enclosed location map). The Project has been proposed to improve pallid sturgeon passage while continuing viable and effective operation of the Lower Yellowstone Irrigation Project. The Lower Yellowstone Irrigation Project was authorized by the Secretary of the Interior on May 10, 1904 in order to provide a dependable water supply sufficient to irrigate dry agricultural lands on the west bank of the Yellowstone River. Construction of the Lower Yellowstone Irrigation Project began in 1905 and included Intake Diversion Dam (also known as Yellowstone River Diversion Dam)-a 12-foot high wood and stone diversion dam that spans the Yellowstone River and diverts water into the Main Canal for irrigation. Intake Diversion Dam is located approximately 70 miles upstream of the confluence of the Yellowstone and Missouri rivers near Glendive, Montana.

As part of our Federal Tribal Trust responsibility, the Corps and Reclamation are seeking input on concerns that uniquely or significantly affect your Tribe, related to the project. Early identification of Tribal concerns will allow the agencies and tribes to cooperatively identify ways to avoid and minimize potential adverse impacts to Indian Trust Assets (ITAs), Traditional Cultural Properties (TCPs), and other resources of tribal concern as project planning and alternatives are developed and refined.

The proposed Federal action is to improve passage for endangered pallid sturgeon and other native fish at Intake Diversion Dam. Reclamation previously consulted with your Tribe in 2008 regarding the proposed Intake Diversion Dam Fish Passage Project and in support of preparation of an Environmental Assessment (EA) published in 2010 in compliance with NEPA and a supplemental EA published in 2015. In response to litigation, the Corps and Reclamation are now jointly preparing an Environmental Impact Statement (EIS) that will provide more detailed analysis of the Proposed Action and additional, newly proposed alternatives. The Corps will serve as administrative lead for NEPA-compliance activities during preparation of the EIS.

The design of the Proposed Action being addressed in the EIS is not finalized at this time. The EIS will include consideration of a range of reasonable alternatives to the proposed Federal action that meet the purpose and need of improving pallid sturgeon passage while continuing a viable and effective operation of the Lower Yellowstone Project. In general, alternatives currently being discussed include:

- Bypass Channel: Originally proposed in the 2015 Supplemental EA. Construct a bypass channel from the inlet of the existing high flow chute to just downstream of the existing dam and rubble field. Replace Intake Diversion Dam with a concrete weir to ensure adequate surface elevations in the river at the upstream bypass channel entrance as well as to ensure desired flow split at the irrigation headworks.
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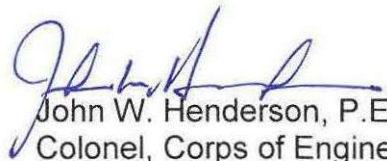
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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Mr. Scott Jones, Cultural Resource Director  
Lower Brule Sioux Tribe  
P.O. Box 187  
Lower Brule, South Dakota 57548



**DEPARTMENT OF THE ARMY**  
CORPS OF ENGINEERS, OMAHA DISTRICT  
1616 CAPITOL AVENUE  
OMAHA NE 68102-4901

April 5, 2016

District Commander

Mr. Dean Goggles, Chairman, Arapaho Business Committee  
Northern Arapaho Tribe  
P.O. Box 396  
533 Ethete, Ethete, Wyoming 82520  
Fort Washakie, Wyoming 82514

Dear Chairman Goggles:

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Sincerely,



John W. Henderson, P.E.  
Colonel, Corps of Engineers  
District Commander

Copy Furnished:

Ms. Yufna SoliderWolf, Director THPO  
Northern Arapaho Tribe  
P.O. Box 67  
Fort Washakie, Wyoming 82514



# Attachment 2

## Correspondence Received





CROW TRIBAL CULTURAL DEPARTMENT

RECEIVED  
25 APRIL 2016

Department Of The Army

April 19, 2016

CORPS OF ENGINEERS OHAHA DISTRICT

1816 Capital Avenue

Omaha, NE 68102

To Whom It May Concern:

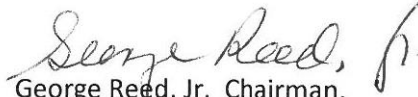
I received correspondence from the chairman's office on April 12, 2016, concerning the Proposed Intake Diversion Dam Fish Passage Project. Although the Bureau of Reclamation has contacted us in 2008, there was really no information shared. I, director of the culture department and chairman of the Preservation Board/Culture Committee, am only one person who doesn't even have a vote but I will present the correspondence to the board for their consideration and comments.

The Apsaalooke Nation does have an unique relationship with the Elk River, the confluence of the Elk River is a boundary of the territorial homeland of the Apsaalooke. At dawn of September 29, 1851, our great leader and statesman, Blackfoot, revealed his sacred bundle, a swan, he painted the bill blue and placed it facing the rising sun. He offered his pipe in prayer, he was asking for guidance for what he was to undertake later that day. In his prayer he designated the homeland of the Apsaalooke, "where my four base tepee poles set on the ground is mine, as long as there is even just one Apsaalooke left, I want that one Apsaalooke to have a place to come home to. Whoever interferes with what I have done, I want something to happen to them and if they are persistent I want them to be gone. This is an unwritten code of the Apsaalooke that can never be changed.

The confluence of the Elk River, although it has meandered since that time, the highest peak in the Big Saddle in the Black Hills, Sinks Canyon in the Wind Hills, along the ridge, Continental Divide, to the headwaters of the Big River, Three Forks. These four geographical landmarks are all abstract, they can never be changed or altered and there are no other places in the world like these four geographical sites. Farther Desmet, a Catholic priest who did not speak the Apsaalooke language nor did he know the topography of the land interpreted Blackfoot's prayer at the treaty conference at Horse Creek. That misinterpretation designated the 38.5 million acre territorial homeland of the Apsaalooke.

This is just a synopsis of why we are concerned about our territorial home land, within this vast area we are concerned about our historical and sacred sites which have been disturbed, destroyed and desecrated by other Indigenous Nations, who know nothing about these sites, the irony of the matter is that the United States government allows them.

Very respectfully submitted,

  
George Reed, Jr. Chairman,

Preservation Board/Culture Committee