



**REGION 8**  
DENVER, CO 80202

January 18, 2024

**FILED**

**1/19/2024**

**9:19 AM**

**U.S. EPA REGION 8  
HEARING CLERK**

Ref: 8ENF-W-SD

SENT VIA EMAIL  
DIGITAL DELIVERY RECEIPT REQUESTED

Mr. Harold Jess Brien, Superintendent  
Crow Agency, Bureau of Indian Affairs  
harold.brien@bia.gov

Subj: Emergency Administrative Order under Section 1431 of the Safe Drinking Water Act, Crow Agency (TP01), PWS ID #083090011, Docket No. SDWA-08-2024-0013

Dear Mr. Brien:

Enclosed is an Emergency Administrative Order (Order) issued by the U.S. Environmental Protection Agency to the Bureau of Indian Affairs (BIA), under section 1431 of the Safe Drinking Water Act, 42 U.S.C. § 300i.

The EPA has determined that conditions exist at the Crow Agency (TP01) Public Water System (System) that may present an imminent and substantial endangerment to the persons served by the System. The EPA has made this determination based on notification from the BIA on January 16, 2024, that the System lost pressure.

Pursuant to the authority set forth in section 1431 of the Act, 42 U.S.C. § 300i, the EPA is authorized to take actions necessary to protect human health. The Order and its requirements are necessary to ensure adequate protection of public health.

The enclosed Order sets forth the actions that must be taken to ensure that the people served by the System are provided with safe drinking water. The Order requires the BIA to, among other things, take the following actions: provide an alternate source of water; issue a boil water advisory and public notice until notified by EPA to discontinue; flush and disinfect the distribution system and storage tanks; take additional total coliform bacteria samples, and develop a plan and schedule to prevent similar pressure loss situations from occurring in the future. The consequences for failing to comply are set forth in the Order.

If you have any questions or wish to discuss the Order, please contact Steven Latino via email at latino.steven@epa.gov, or by phone at (800) 227-8917, extension 6440, or (303) 312-6440. Any questions from the BIA's attorney should be directed to Matt Castelli, Senior Assistant Regional Counsel, via email at castelli.matthew@epa.gov or by phone at (800) 227-8917, extension 6491, or (303) 312-6491.

Thank you for your attention to this matter.

Sincerely,

for Colleen Rathbone, Manager  
Water Enforcement Branch  
Enforcement and Compliance Assurance Division

#### ENCLOSURES

##### 1. Emergency Administrative Order

cc: Judith Morrison, Administrative Assistant, BIA  
Raymond Standing Bear, Facilities Manager, BIA  
Diane M. Leider, Administrative Manager, Crow Agency  
Frank White Clay, Chairman, Crow Tribe  
C.J. Stewart, Crow Tribe  
Jacob Stops, Crow Tribe  
Marvin (Wes) Stops, Crow Tribe  
Emery Three Irons, Crow Agency  
Chris Dillon, Crow Tribe  
Ronnie Fisher, Operator  
Brewster Pretty on Top, Operator  
Todd Rydquist, IHS  
Jason Schneider, IHS