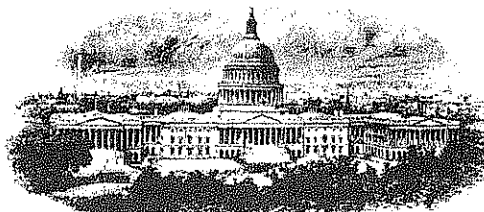


**DON YOUNG**  
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Congress of the United States  
House of Representatives  
Washington, DC 20515

COMMITTEE ON  
RESOURCES  
  
COMMITTEE ON  
TRANSPORTATION  
  
REPUBLICAN  
POLICY COMMITTEE

January 18, 2011

Chairman John Mica  
Transportation and Infrastructure Committee  
2165 Rayburn HOB  
Washington, DC  
20515

Dear Mr. Chairman

As we begin the 112<sup>th</sup> Congress and you develop priorities for the committee, I ask that you make oversight of the Environmental Protection Agency (EPA), a top priority.

As you may know, the EPA took the unprecedented step of revoking a 404 permit that was issued by the Corps of Engineers for Mingo Logan's Spruce No. 1 surface mine. Although the mine was issued the permit three years ago, the EPA mistakenly believes that it has the authority from section 404(c) of the Federal Water Pollution Control Act to revoke it. Never before has the EPA ever made such a determination. If the EPA successfully usurps this unprecedented authority, projects around the country will be in danger and the Corps of Engineers will have a diminished role in issuing these dredge and fill permits.

I introduced a bill, H.R. 5992, in the last Congress that I plan to re-introduce again that eliminates EPA's veto authority over the Corps of Engineers. The bill has the support of the National Mining Association. I ask for your support in moving this legislation forward and would appreciate an oversight hearing concerning EPA's recent actions. I have attached a letter on this issue from the Waters Advocacy Coalition for your reference and thank you for your attention to this matter.

Sincerely,

DON YOUNG  
Congressman for all Alaska

DY/jp  
Enc.