



**Montana Department of Transportation**

2701 Prospect Avenue  
PO Box 201001  
Helena MT 59620-1001

Jim Lynch, Director  
Brian Schweitzer, Governor

County **PRAIRIE**

June 16, 2005

To Whom It May Concern:

Subject: Cooperating Agency Environmental Documentation

As a Cooperating Agency under the provisions of 23 CFR 771.111 the Montana Department of Transportation (MDT) is providing you a copy of this project's environmental documentation.

This environmental documentation complies with the provisions of 23 CFR 771.117(a) and (d) for categorically excluding this proposed project from further National Environmental Policy Act (NEPA) (42 U.S.C. 4321, et seq.) documentation requirements. The attached also complies with the provisions of 75-1-103 and 75-1-201, MCA (see ARM 18.2.237 and 18.2.261, MEPA "Actions that qualify for a Categorical Exclusion" as applicable to the MDT).

If you have any questions concerning the attached environmental documentation please call the MDT Environmental Services Division at (406) 444-7228.

Sincerely,

Jean A. Riley, P.E.  
Bureau Chief  
Environmental Services Division

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Attachment



Montana Department of Transportation

Jim Lynch, Director  
Brian Schweitzer, Governor

2701 Prospect Avenue  
PO Box 201001  
Helena MT 59620-1001

May 17, 2005

Carl James. - Program Development Engineer  
Federal Highway Administration (FHWA)  
2880 Skyway Drive  
Helena, MT 59602

MASTER FILE  
COPY

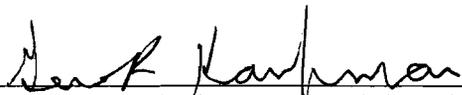
Subject: BR 253 - 1 (7) 5  
Cherry Creek - 7km North of Terry  
Control No.: 4536

Environmental Services has reviewed the above-proposed project's impacts and has determined that this proposed project still qualifies as a CATEGORICAL EXCLUSION under the provisions of 23 CFR 771.117(d). The original categorical exclusion was signed October 15, 2002. This proposed action also continues to qualify as a categorical exclusion under the provisions of ARM 18.2.261 (Sections **75-1-103** and **75-1-201, M.C.A.**). This determination is based on the following:

The Scope-of-Work for the proposed project has been reviewed and has not changed.

In accordance with the Federal Highway Administration's (FHWA) concurrence letter of April 15, 1999, this notification documents that this proposed action is still properly classified as a CE under the provisions of 23 CFR 771.117(d).

  
\_\_\_\_\_, Date: 5/17/05  
Thomas L. Hansen, P.E.

Concur   
\_\_\_\_\_, Date: 5/19/05  
Federal Highway Administration

tlh: s:4356ENPCE RECERT

- cc: Ray Mengel - Glendive District Administrator
- Paul Ferry, P.E. - Highway Engineer
- Kent Barnes, P.E. - Bridge Engineer
- John Horton, Right-of-Way Bureau Chief
- David W. Jensen, Supervisor - Fiscal Programming Section
- Suzy Althof, Supervisor - Contract Plans Section
- Jean Riley, P.E. - Environmental Services Bureau Chief
- File