

June 4, 2012

Montana Environmental Quality Council
P.O. Box 201704
Helena, MT 59620-1704

Re: Town of Kevin water main replacement project;
Notice of Intent to Request Release of CDBG Funds.

Dear Environmental Quality Council:

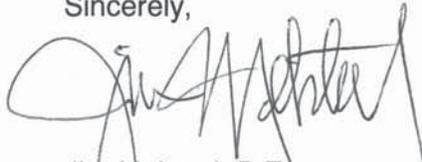
In March, you received the following information from me regarding the above project:

- My certification that the project activities are categorically excluded from the requirements of the National Environmental Policy Act (NEPA) under 24 CFR Part 58.35 (i.e., projects with no major change in land use).
- A Notice of Intent to Request Release of Funds from CDBG to begin project design and construction.

The Notice of Intent indicated that I would request the Department of Commerce Community Development Block Grant (CDBG) funds by April 9. However, I failed to submit the request by that date and **the CDBG Program has requested that we re-notify all potentially interested parties and establish a new date for request of funds.** There were no concerns raised by the public. We will now request release of funds on Tuesday, June 5. Comments on the release of funds will now be received up to and including Saturday, June 23.

In addition to providing questions or comments to me at the below address, please be aware that you can provide comments to Andrew Chanania of the CDBG Program at 841-2551 (email achanania@mt.gov) any time between now and Saturday, June 23, 2012. **You are not required to respond.** This notice is informational and is provided in the interest of full public disclosure of the receipt of public funds. Thank you for your assistance.

Sincerely,



Jim Melstad, P.E.
Senior Engineer
Anderson-Montgomery Consulting Engineers
(406) 449-3303
jim@a-mce.com

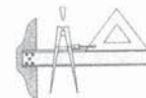


EXHIBIT 2-K

NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS (NOI/RROF)

May 24, 2012

Town of Kevin
211 Front St.
PO Box 137
Kevin, MT 59454

(406) 337-2141

TO ALL INTERESTED AGENCIES, GROUPS AND PERSONS:

On or before June 5, 2012, the Town of Kevin will request the Montana Department of Commerce to release funds under Title I of the Housing and Community Development Act of 1974, as amended, (PL93-383) for the following project:

PROJECT, TITLE OR NAME: Transmission Main Replacement Project.

PURPOSE OR NATURE OF PROJECT: To replace approximately 14,400 feet of existing cast iron transmission main with PVC transmission main.

LOCATION (CITY, COUNTY, STATE): Sections 12, 13, 14, 23 and 24 Township 35 North, Range 4 West, Toole County, MT.

ESTIMATED COST OF PROJECT: \$709,000 Total; (\$300,000 CDBG Funds)

An Environmental Review Record documenting review of all project activities in respect to impacts on the environment has been made by the Town of Kevin. This Environmental Review Record is on file at the above address and is available for public examination or copying, upon request.

The Town of Kevin will undertake the project described above with Community Development Block Grant funds provided by the Montana Department of Commerce, under Title I of the Housing and Community Development Act of 1974, as amended. The Town of Kevin is certifying to the Department of Commerce that the Town of Kevin and Mayor Becky Gard, in her official capacity as Mayor consent to accept the jurisdiction of the federal courts if an action is brought to enforce responsibilities in relation to environmental reviews, decision-making, and action; and that these responsibilities have been satisfied. The legal effect on the certification is that upon its approval, the Town of Kevin may use the CDBG funds, and the Department of Commerce will have satisfied its responsibilities under the National Environmental Policy Act of 1969 as delegated to the State of Montana through the 1981 Amendments to the Housing and Community Development Act.

The Department of Commerce will accept an objection to its approval of the release of funds and acceptance of the certification only if it is on one of the following bases:

- (a) that the certification was not in fact executed by the chief executive officer or other officer approved by the Department of Commerce;

(b) that the applicant's environmental review record for the project indicates omission of a required decision, finding, or step applicable to the project in the environmental review process;

(c) the grant recipient has committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by DOC; or

(d) another Federal agency acting pursuant to 40 CFR Part 1504 has submitted a written finding that the project is unsatisfactory from the standpoint of environmental design.

Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58) and may be addressed to the CDBG Program, Department of Commerce, Community Development Division, P.O. Box 200523, 301 S. Park Avenue, Helena, Montana 59620.

Objections to the release of funds on bases other than those stated above will not be considered by the Department of Commerce. No objection received after Saturday, June 23, 2012 will be considered by the Department of Commerce.

Mayor Becky Gard
Town Hall
Kevin, MT 59454

FOR MORE INFORMATION, CONTACT:

Jim Melstad, Environmental Certifying Officer
Anderson-Montgomery Consulting Engineers
1064 N. Warren St.
Helena, MT 59601
(406) 449-3303