



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII
901 NORTH 5TH STREET
KANSAS CITY, KANSAS 66101

JUL 17 2006

Edward Galbraith, Director
Water Pollution Control Program
Water Protection and Soil Conservation Division
Missouri Department of Natural Resources
P.O. Box 176
Jefferson City, Missouri 65102

RECEIVED
2006 JUL 21 AM 11:44
WATER PROTECTION PROGRAM

Dear Mr. Galbraith:

Re: Blackbird Creek Total Maximum Daily Load (TMDL)
Waterbody Identification MO_0653

On behalf of the U.S. Environmental Protection Agency (EPA), I am hereby transmitting EPA's sediment TMDL for Blackbird Creek in Adair County, Missouri, established June 27, 2006. EPA is establishing this TMDL pursuant to EPA commitments under a consent decree (*American Canoe Association, et al. v. EPA*, No. 98-1195-CV-W in consolidation with No. 98-4282-CV-W, February 27, 2001). EPA is establishing this TMDL to meet the December 31, 2006, consent decree deadline.

Waterbody	Waterbody ID	Listed Pollutant	TMDL Pollutant
Blackbird Creek	MO_0653	Sediment	Sediment

This TMDL for Sediment is being established in accordance with Section 303(d) of the Clean Water Act, because the State of Missouri determined on the 1998 and 2002 303(d) lists of impaired waters that the water quality standards (WQS) for Blackbird Creek were exceeded due to sediment. The Missouri Department of Natural Resources (MDNR) Water Protection Program developed and public noticed an assessment of Blackbird Creek's WQS (from January 13, 2006, to February 12, 2006) using much of the same data and analysis used in this TMDL. EPA public noticed this document from May 23, 2006, to June 23, 2006, and no comments were received.

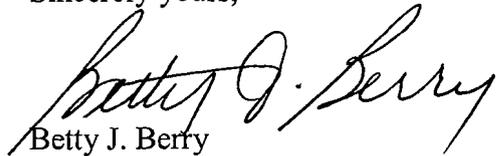
I want to thank the staff of MDNR for their assistance in preparing this TMDL. Federal regulations require the state to incorporate this TMDL, along with appropriate implementation measures, into Water Quality Management Plan. To assist in planning implementation and follow-up monitoring efforts, the TMDL document includes monitoring recommendations. These recommendations are not part of the TMDL decisions being made by EPA at this time and we understand that the state is responsible for developing implementation plans necessary to attain TMDLs.



If the State of Missouri considers adoption of a new TMDL for this waterbody, the state may adopt the TMDL identified in this decision or further assess this pollutant and adopt a different TMDL if warranted. If the state adopts and EPA approves a TMDL which is different from the TMDL established today, the state adopted TMDL would supersede the EPA established TMDL.

If you have any questions regarding these TMDL's, please contact Jack Generaux, of my staff, at (913)551-7690.

Sincerely yours,

A handwritten signature in black ink that reads "Betty J. Berry". The signature is written in a cursive style with a large, sweeping initial "B".

Betty J. Berry
Acting Director
Water, Wetlands, and Pesticides Division

Enclosure

cc: Anne Peery
Acting TMDL Coordinator, Jefferson City, MO

Phil Schroeder
Missouri Department of Natural Resources, Jefferson City, MO

Scott Dye
Sierra Club, Columbia, MO