

6-1-2023

To : Acket No: 2023-0557-MWD

Permit No: WQ0010443002

The City of Ennis wants to pump effluent to Lake Bardwell in order to get cheaper drinking water. This would dry up Cummins Creek.

Environmental Quality will protect all the many fish, small animals that have trails on each side of the creek, and birds including owls, hawks, and bald eagles that nest and feed along the creek. And there are many land owners that will be affected along the 20 miles of this creek.

There is a nest of bald eagles beside this creek. The bald eagle is protected by the Bald and Golden Eagle Protection Act (MBTA). The federal act protects bald eagles from a variety of harmful actions and impacts. One of the sections of the act says "not to interfere with feeding or sheltering behavior". The eagles feed on the small animals and fish in the creek.

If the creek is allowed to go dry, the eagles have been interfered by under federal law. Mr. Eldon Brown with USFWS SW region at 505-248-6406 can verify the above act.

Thank you for your consideration
Bill Dyess