

Non-Material Modification of Consent Agreement
Between the United States Environmental Protection Agency
and the Department of the Interior

The Environmental Protection Agency and the Department of the Interior, in accordance with Section XX, paragraph 372 of the Consent Agreement ratified by the Environmental Appeals Board on August 18, 2011, have agreed to several non material modifications of the Consent Agreement.

The first modification corrects an inconsistency in paragraphs 341 and 342. Where they read “two hundred forty thousand, nine hundred forty dollars (\$234, 844.00)”, they will be modified to read “two hundred thirty four thousand, eight hundred forty four dollars (\$234, 844.00)”.

The second modification clarifies that paragraph 333 only applies to documents and reports related to the supplemental environmental project. In both instances where paragraph 333 reads “submitted to EPA pursuant to this Consent Agreement and Final Order”, it shall be modified to read “submitted to EPA pursuant to this section of the Consent Agreement and Final Order.”

The third modification creates a process for modifying the lists of schools and water systems in Appendices C and D due to changes in ownership. A sentence shall be added to the end of paragraph 372 reading, “Schools and water systems shall only be removed from the lists of DOI-owned facilities in Appendices C and D upon certification by the Assistant Secretary of Indian Affairs of changes in the ownership of those facilities.”

The final modification relates to updating or correcting the names of some of the facilities listed in Appendices C and D. The following school names shall be modified as stated:

In Appendix C:

- change Chinle Boarding School to Many Farms Community School, Inc.
- change Cibecue Community School to Dishchii’bikoh Community School
- change Circle of Life Survival School to Circle of Life Academy
- change Jeehdeez’a Academy Incorporated to Jeehdeez’a Elementary School
- change Santa Rosa Boarding School to the Santa Rosa Day School

In Appendix D:

- change Cibecue School to Dishchii’bikoh Community School

The United States Environmental Protection Agency consents to the above modifications of the Consent Agreement, by its duly authorized representative on this 26th day of January 2012.

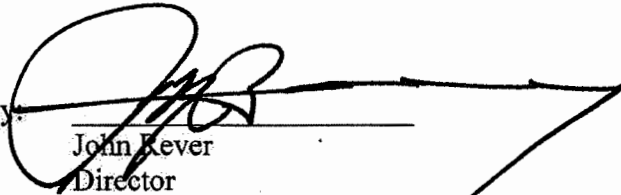
By:



David J. Kling
Director
Federal Facilities Enforcement Office
Office of Enforcement and Compliance Assurance
U.S. Environmental Protection Agency

The United States Department of the Interior consents to the above modifications of the Consent Agreement, by its duly authorized representative on this _____ day of JAN 27 2012.

By:



John Rever
Director
Office of Facilities
Environmental and Cultural Resources –
Indian Affairs
U.S. Department of the Interior