

APRIL 10, 1968.

MEMORANDUM

To : Director, Bureau of Sport Fisheries and Wildlife.
 From : Assistant Secretary for Fish and Wildlife and Parks.
 Subject : Hunting Creek fill permit.

Thank you very much for your report to me on the Hunting Creek fill permit, dated April 9, 1968. This is in response to my request of March 15, 1968, when I said: "Will you please have two or three of the Bureau staff—types who ordinarily make such judgments in river basins—go over there and take a new look." This was not a formal request for "field study." Your response is in effect a reiteration of the position of the Bureau back in 1964, and I agree that there has probably been little change since then.

I am in the position of having to accept your statements of the fish and wildlife values associated with the site and those regarding open space, scenic, and recreational values, and I do so gladly.

What this means is that I am now reversing the position that I took earlier. This is done on a basis of such statements from the Bureau, based on the recent report by personnel from the Bureau and the National Park Service, such as "The diversity of the wetland habitat provided by Dyke Marsh and Hunting Creek would be altered by the project and its resultant development to the detriment of waterfowl and other aquatic birds * * *. We are concerned with the effects the proposal will have on the overall environment, the long-range scenic qualities of the river shoreline, and the outlook from the Federal parklands * * *. The study just completed confirms the position taken in 1964 * * * that issuance of the permit by the Corps of Engineers would not be in the public interest."

I accept your professional judgment. Since the National Park Service participated in preparation of the April 9 report, I am furnishing a copy of this memorandum to the Director of the Service.

STANLEY A. CAIN.

APRIL 16, 1968.

MEMORANDUM

To : Gen. Harry G. Woodbury, Jr., Office of the Chief of Engineers.
 From : Assistant Secretary for Fish and Wildlife and Parks.
 Subject : Hunting Creek permit.

You will remember that I talked to you on the phone late last Wednesday, April 10, 1968. After a meeting with representatives of the Bureau of Sport Fisheries and Wildlife and with my Deputy and Staff Assistants that afternoon at which time they recommended unanimously to me that I reverse the position that I had taken earlier, I prepared the attached memorandum to Director Gottschalk.

I understood from the phone conversation that you would send the permit request over to Interior, following the procedure that was in the agreement between Secretary Resor and Secretary Udall. This would go to Under Secretary Black, according to the machinery of the agreement, but I understand from his office that it has not yet been received. Perhaps you are awaiting a paper report from the Bureau, which is the normal reporting level.

In that case, I am sending with this memorandum a copy of my memo to the Bureau, of April 10, and am sending to the Bureau a copy of this memo to you.

Under Secretary Black is anxious to get this issue resolved, because he is getting numerous telephone calls on the matter.

STANLEY A. CAIN.

APRIL 15, 1968.

Hon. DAVID S. BLACK,
Under Secretary of the Interior,
Washington, D.C.

DEAR MR. BLACK: I refer to applications from Hunting Towers Operating Co. and Howard P. Hoffman Associates, Inc., dated October 9, 1963, for permits to bulkhead and fill wedge-shaped adjoining water areas totaling about 36 acres in