



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS
441 G STREET NW
WASHINGTON, DC 20314-1000

DAEN-ZC

MEMORANDUM FOR SEE DISTRIBUTION

MAY 18 2020

SUBJECT: Delegation of Approval and Execution Authority for Water Supply Storage Reallocation Reports, Water Supply Storage Agreements, and Surplus Water Determinations and Reports.

1. References:

a. Memorandum for Commanding General, U.S. Army Corps of Engineers, dated 07 April 2020, from the Assistant Secretary of the Army (Civil Works), subject: Delegation of Approval and Execution Authority for Water Supply Reallocation Reports and Agreements.

b. Memorandum for Commanding General, U.S. Army Corps of Engineers, dated 07 April 2020, from the Assistant Secretary of the Army (Civil Works), Subject: Missouri River Mainstem Reservoirs – Surplus Water Reports and Environmental Assessments.

2. The referenced memoranda delegate to me the authority to approve the following: (a) reallocation study reports under the Water Supply Act of 1958, as amended (43 U.S.C. § 390b) (WSA) if the reports are in accordance with paragraphs 1 and 2 of Reference 1.a.; (b) water supply storage agreements associated with reallocation study reports under the WSA approved in accordance with paragraphs 1 and 2 of Reference 1.a.; and (c) surplus water determination letters, reports, and agreements under Section 6 of the Flood Control Act of 1944 (33 U.S.C. § 708) (Section 6). The delegation includes authority to re-delegate some of these authorities to the Director of Civil Works, Division Commanders, or District Commanders.

3. Re-delegations to the Director of Civil Works Under Reference 1.a. Related to the WSA. I hereby re-delegate to the Director of Civil Works authority to approve the following: (a) reallocation study reports under the WSA that are in accordance with paragraphs 1 and 2 of Reference 1.a.; and (b) water supply storage agreements that contain substantive deviations from the approved water supply storage models.

4. Re-delegations to Division Commanders Under Reference 1.a. Related to the WSA. I hereby re-delegate to Division Commanders authority to approve and execute water supply storage agreements that do not deviate from the approved models, or that contain only non-substantive deviations from the approved models, to include at the discretion of the Division Commanders authority to delegate execution authority for such agreements to the District Commanders.

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5. Re-delegations to the Director of Civil Works Under Reference 1.a. Related to Section 6 (Excluding the Missouri Mainstem Reservoirs). I hereby re-delegate to the Director of Civil Works authority to approve the following: (a) surplus water determinations or reports under Section 6; (b) a surplus water agreement template under Section 6; and (c) surplus water agreements under Section 6 that contain substantive deviations from the approved surplus water agreement template.
6. Re-delegations to Division Commanders Under Reference 1.a. Related to Section 6 (Excluding the Missouri Mainstem Reservoirs). I hereby re-delegate to Division Commanders approval authority for surplus water agreements under Section 6 that do not deviate from the approved template, or that contain only non-substantive deviations from the approved template, to include at the discretion of the Division Commanders authority to delegate execution authority for such agreements to the District Commanders.
7. Re-delegations to the Director of Civil Works Under Reference 1.b. Related to Section 6 and the Missouri Mainstem Reservoirs. I hereby re-delegate to the Director of Civil Works authority to approve the following: (a) a surplus water agreement template for the Missouri Mainstem Reservoirs; and (b) surplus water agreements for the Missouri Mainstem Reservoirs that contain substantive deviations from the approved template.
8. Re-delegations to the Northwestern Division Commander Under Reference 1.b. Related to Section 6 and the Missouri Mainstem Reservoirs. I hereby re-delegate to the Northwestern Division Commander authority to approve the following: (a) surplus water determinations or reports for the Missouri Mainstem Reservoirs that are in accordance with paragraphs 3 and 4 of Reference 1.b.; and (b) surplus water agreements for the Missouri Mainstem Reservoirs that do not deviate from the approved template, or that contain only non-substantive deviations from the approved template, to include at the discretion of the Northwestern Division Commander authority to delegate execution authority for such agreements to the Omaha District Commander.
9. Within 30 days of approval of a water supply reallocation study report, execution of a water supply storage agreement, approval of a surplus water determination or report, or execution of a surplus water agreement, the approving office in the case of a report or the execution office in the case of an agreement will provide a transmittal letter to the Assistant Secretary of the Army (Civil Works) in accordance with paragraph 7 of Reference 1.a. or paragraph 6 of Reference 1.b., through the Headquarters Regional Integration Team. In addition, the annual reports described in those paragraphs will be provided by the Director of Civil Works to the Assistant Secretary of the Army (Civil Works) no later than November 1 of each year.

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10. Please ensure wide dissemination and immediate adherence to this guidance. Please note this guidance rescinds the Memorandum for Commanding General, U.S. Army Corps of Engineers, dated 16 November 2018, from the Assistant Secretary of the Army (Civil Works), subject: Rescission of Water Supply Delegation, and supersedes all prior guidance regarding delegated authority to undertake actions described in this memorandum. The headquarters point of contact for this guidance is Ms. Stacey E. Brown, Planning and Policy Division, at Stacey.E.Brown@usace.army.mil or (202) 761-0115.

*Excellent for some
Delegation Authority on
Critical Water and Water
Surplus. Follow this guidance
closely; we don't want
to lose this authority.*



TODD T. SEMONITE
Lieutenant General, USA
Commanding

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