

U. S. ARMY ENGINEER DISTRICT, ST. PAUL
CORPS OF ENGINEERS
1217 U. S. Post Office and Custom House
St. Paul 1, Minnesota

NCSOD-S

SUBJECT: Pollution of Mississippi River at St. Anthony Falls,
Minneapolis, Minnesota.

TO: Interested Parties

1. Since 24 January 1964, a considerable amount of oil or a petroleum product has been observed on the surface of the Mississippi River at and upstream from the lower St. Anthony Falls Lock and Dam, mile 853.3. The source of this pollution is not known.

2. Your attention is invited to provisions of Section 13 of the River and Harbor Act of 3 March 1899 which specifies that:

"It shall not be lawful to throw, discharge, or deposit, or cause, suffer, or procure to be thrown, discharged, or deposited either from or out of any ship, barge, or other floating craft of any kind, or from the shore, wharf, manufacturing establishment, or mill of any kind, any refuse matter of any kind or description whatever other than that flowing from streets and sewers and passing therefrom in a liquid state, into any navigable water of the United States, or into any tributary of any navigable water from which the same shall float or be washed into such navigable water, and it shall not be lawful to deposit, or cause suffer, or procure to be deposited material of any kind in any place on the bank of any navigable water, or on the bank of any tributary of any navigable water, where the same shall be liable to be washed into such navigable water, either by ordinary or high tides, or by storms or floods, or otherwise, whereby navigation shall or may be impeded or obstructed."

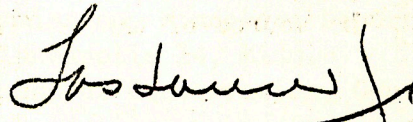
3. The Federal courts have held that oil and petroleum products may be considered as "refuse matter" and obstructive to navigation within the meaning of the law quoted above. Every act of discharging oil or petroleum is a punishable offense under this act regardless of intent or

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negligence. The amount of oil discharged is not a test of guilt; but the discharge of any amount, however small, which can be avoided is prohibited. (See Haglund versus United States, 100 Fed, 2nd 68). The Chief of Engineers has determined that deposition of garbage as well as oil, petroleum products, and other refuse into navigable waters is a violation of the Statute cited in paragraph 2.

4. I would appreciate your continued cooperation in preventing the disposal of all types of refuse including oil and petroleum into the Mississippi River. Increased use of the navigable waters of the United States by commercial tows and recreational boating, and by industry emphasizes the seriousness of pollution and the need to keep such waters clean.

FOR THE DISTRICT ENGINEER:



L. A. HAUSER, JR.
Chief, Operations Division

Distribution:
Special List

6 February 1964

Notice No. MR-64-1

MAILING LIST - Navigation Notice MR64-1

FEDERAL AGENCIES

Office, Chief of Engineers, Attn: ENGCW-ON*
 Division Engineer, NCD, Attn: NCDCO-MO*
 U. S. Public Health Service, 544 Westport Road, Kansas City, Mo., Attn:
 Mr. D. A. Townley*
 Lockmaster, Corps of Engineers, Lower St. Anthony Falls
 Commander, U. S. Coast Guard, 2nd District, 1520 Market Street, St. Louis,
 Mo., 63103*
 Regional Director, U. S. Fish and Wildlife Service, Department of the
 Interior, 1006 West Lake St., Minneapolis 8, Minn.

STATE OFFICIALS AND AGENCIES

Minnesota Water Pollution Control Commission, Minnesota Department of
 Health, University of Minnesota, Minneapolis 14, Minn.
 Division of Waters, Minnesota Department of Conservation, Centennial Office
 Building, St. Paul 1, Minn.
 Honorable Karl Rolvaag, Governor, State of Minnesota
 Mr. Edward Silberman, Acting Director, St. Anthony Falls Hydraulic Laboratory,
 University of Minnesota, Hennepin Island, Minneapolis 14, Minn.
 Commissioner, Minnesota Department of Conservation, Centennial Building,
 St. Paul 1, Minn.

U.S.P.H.S Chicago -

CITY OFFICIALS

Mr. Gordon Bodien, City Engineer, City Hall, Minneapolis 2, Minn.
 Mr. Walter Ostrem, Sewer Engineer, City Engineer's Department, City Hall,
 Minneapolis 2, Minn.
 Minneapolis Chamber of Commerce, Lutheran Brotherhood Building, 701 2nd
 Avenue South, Minneapolis 2, Minn.
 Chief Engineer, Minneapolis Board of Park Commissioners, 325 City Hall,
 Minneapolis 2, Minn.
 Mayor, Brooklyn Center, 7100 Osseo Road, Minneapolis 30, Minn.
 Mayor, Columbia Heights, 590 40th Avenue N. E., Minneapolis 21, Minn.
 City Manager, City of Anoka, Anoka, Minn.

RAILROADS

Chief Engineer, Northern Pacific Railway Co., 176 East 5th St., St. Paul 1,
 Minn.
 Chief Engineer, Great Northern Railway Co., 175 East 4th St., St. Paul 1, Minn.
 Chief Engineer, Chicago & Northwestern Ry Co., 400 West Madison St., Chicago,
 Ill.
 Chief Engineer, Minneapolis, St. Paul & Saulte Ste Marie Railroad Co., Soo
 Line Bldg., Minneapolis, Minn.

MAILING LIST - Navigation Notice MR64-1 (Cont'd)

INDIVIDUALS AND COMMERCIAL INTERESTS.

- Dean Johnson, Upper Mississippi Waterways Association, Rand Tower,
Minneapolis, Minn.
- Executive, Viking Council, Boy Scouts of America, 314 Clifton Avenue,
Minneapolis, Minn.
- The Rubberoid Company, 50 Lowry Avenue North, Minneapolis, Minn.
- American Iron and Supply Co., 2800 North Pacific, Minneapolis, Minn.
- General Mills, Inc., 9200 Wayzata Blvd., Minneapolis, Minn., Attn: Director
of Physical Plant
- Pillsbury Milling Co., Pillsbury Bldg., Minneapolis, Minn., Attn: Director
of Physical Plant
- B. F. Nelson Mfg. Co., 401 N. E. Main St., Minneapolis, Minn., Attn: Director
of Physical Plant
- Ford Motor Company, 966 So. Mississippi River Blvd., St. Paul, Minn., Attn:
Mr. Melvin Johnson
- Northern States Power Co., 15 S. 5th St., Minneapolis 2, Minn., Attn: Mr.
Hibbert M. Hill
- Administrator, St. Mary's Hospital, 2414 South 7th St., Minneapolis, Minn.
- Administrator, Fairview Hospital, 2312 S. 6th St., Minneapolis, Minn.
- Marshall Concrete Products, Inc., 2610 N. E. Marshall St., Minneapolis, Minn.,
Attn: Mr. Flittie
- Gluek Brewing Co., 2000 N. E. Marshall St., Minneapolis, Minn., Attn: Plant
Supt.
- Minneapolis Brewing Co., 1215 N. E. Marshall St., Minneapolis, Minn., Attn:
Plant Supt.
- Gray Co., 60 11th Avenue N. E., Minneapolis, Minn., Attn: Plant Supt.
- Scherer Brothers Lumber Co., 9th Avenue N. E. & Mississippi River, Minneapolis,
Minn.
- Twin City Tile and Marble Co., 213 East Island Avenue, Minneapolis 1, Minn.,
Attn: Mr. Theodore Hidding
- Chief Engineer, Minneapolis Gas Co., Marquette Ave. at 8th St., Minneapolis,
Minn.

PUBLICATIONS

- Waterways Journal, 619 Chemical Bldg., St. Louis, Mo.
- Associated Press, 426 Portland Ave., Minneapolis, Minn.
- United Press International, 416 Portland Ave., Minneapolis, Minn.
- St. Paul Dispatch-Pioneer Press, 55 E. 4th St., St. Paul, Minn.
- Minneapolis Star-Tribune, 425 Portland Ave., Minneapolis, Minn.
- Travel Editor, "Sunset", Lane Magazine Co., Menlo Park, Calif.
- St. Paul Suburban Newspapers, 1276 South Robert St., St. Paul, Minn.

The Editor of: Anoka County Union, Anoka, Minn.
The Herald, Anoka, Minn.