Federal Environmental, Wildlife and Indian Policies Jeopardizing U.S. National Food Security

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1. Local Sustainability Movement Rides Wave of Evolving Federalism to ‘Axe’ Private Property Rights (Kentucky J. of Equine, Agriculture & Nat’l Res. Law, Summer 2015)


II. EPA Clean Water Act Sec. 404 Wetlands Policies

1. Private Farmlands Designated as Public “Waters of the United States”-Related Wetlands Without Compensation
   a. United States v. Brace
      i. Case Dockets
         • No. 1:90-cv-00229-SPB
         • No. 1:17-cv-00006-BR
      ii. Media Reports
         • Erie County Farmer Continues Fight Over Wetlands Issue - United States Goes to Court, Again, Against Robert Brace, (Erie Times, January 12, 2017)
         • Erie County Farmer’s Case Headed for Mediation – A Waterford Area Farmer’s Legal Battle with the U.S. Government Continues, (Erie Times, March 2, 2017)
         • Erie Farmer Fights EPA Over Water Ruling, (Lancaster Farming (April 14, 2017)
         • Mediation Fails to End Fed Case Against Waterford Farmer, (Erie Times, March 22, 2017)
         • US Food Security and Farmers’ Livelihoods at Stake in “Waters of the US” Rule Rewrite, (The WLF Legal Pulse, April 20, 2017)
         • EPA Disregard for "WOTUS" Prior Converted Cropland Exclusion Kills Ag Jobs and Contributes to National Security Risk, (Canada Free Press, April 29, 2017)
         • US v. Brace, the 30 Year Battle (Farm and Dairy, May 4, 2017)
      i. Case Filed by Duarte Against Army Corps
      ii. Media Reports
         • A Land-Use Case That’s Enough to Furrow a Farmer’s Brow (LA Times, Jan. 15, 2016)
         • Duarte Nursery: Farm Families ‘Should be Scared’ About Lawsuit (AgWeb, Sept. 27, 2016)
         • Farmer Faces $2.8 Million Fine After Plowing Field, (Record Searchlight, May 22, 2017)
- California Farmer Fined $2.8M for Plowing His Own Field, (Breitbart, May 23, 2017)
- He Plowed His Field; Now He Faces a $2.8 Million Fine, (USA Today, May 24, 2017)
- Feds Fine Farmer $2.8 Million For ‘Deep Ripping’ Of Farmland, (Daily Caller, May 24, 2017)

III. DOI Fish & Wildlife Service Endangered Species Act-Driven Fish Biological Opinions & Policies Calling for Water Reallocation &/or Dam Removal

1. Upper Klamath Lake/Klamath River BiOps – Cohoe Salmon & Sucker Fish (Oregon-California)
   a. Hoopa Valley Tribe Files ESA Lawsuit to Protect Salmon, (Daily Kos, July 2016)
   b. Yurok Tribe Finds Deadly Disease in Klamath River Salmon, (North Coast, Aug. 2016)
   f. Reclamation Answers County On Flow Increase Decision, (Siskiyou Daily News, April 2017)
   g. Tribes, Enviros To Drop Salmon Suit Claims After Consultation, (Law360, April 2017)

2. Columbia River BiOps – Chinook & Cohoe Salmon, Steelhead (Washington-Oregon)
   a. Judge Rejects Feds’ Latest Plan To Help Salmon Survive Columbia River Dams, (OPBFM.com, May 2016)
   c. NOAA: NO Mitchell Act Funds to Hatcheries Till Opinion is Finished, (Wahkiakum County Eagle, Sept. 2016)
   e. Future of Snake River Dams Under Microscope, (K5TV.com, Dec. 2016)
   f. Dam Breaching Undermines Washington State Measures To Reduce Climate Change Impacts - Columbia-Snake River Irrigators Association Again Call For ESA ‘God Squad’ To Be Convened To Assess Salmon Recovery Measures, (PR Newswire, Jan. 2017)
   g. Legal Actions on Killed Columbia-Snake River Salmon in 2015 and the Impaired Future Fish Returns, (Fish Information & Services, March 2017)
Fish Kill the New Story in Dam Breach Saga, (Sun Tribune, April 2017)
Fish Kill the New Story in Dam Breach Saga, (Sun Tribune, April 2017)

3. Flathead River, Flathead Indian Reservation – Multiple (Northwest Montana)
U.S. DOI-Fish & Wildlife Service Threatened, Endangered and Candidate Species (March 2017)

IV. DOI Bureau of Indian Affairs and Bureau of Reclamation Water Reallocation Policies
Facilitating Indian Aboriginal-Based Water Right Claims; DOI/USDA-National Forest Service
Tribal Forest Management Policies Facilitating Aboriginal Water Right Claims

1. Montana – Flathead Indian Reservation; Confederated & Salish Kootenai Tribes (“CSKT”) Water Compact
   a. Writeups
      ii. Transmittal Correspondences to Montana's Congressional Delegation and to relevant
          U.S. House and Senate Committee and Subcommittee Chairs Summarizing the Legal
          Memorandum (Sept. 2016)
      iii. Summary of Write-Ups for Western States Constitutional Rights, LLC
   b. Media
      i. Montanans Must Seek Independence from CSKT Water Compact, (Canada Free Press, July 2015)
      ii. Honor the Rule of Law, (Western Ag Reporter Sept. 2015)
      iii. A UN and Tribal Takeover?, (Canada Free Press, Sept. 2016)

2. Oregon-California Klamath Basin; Klamath River Basin Agreements
   a. Media
      i. Hydro Agreement Changes Made Without Using the Rule of Law, (Herald & News, April 2016)
      v. KID Lawyer Claims Bias by Newspaper, (Herald & News, July 2016)
V. Turkish-Lobbied Congressional Legislation Enacted for Leasing of ‘Sovereign’ Reservation Lands to Foreign Entities and Persons Without DOI-BIA Oversight (e.g., from Islamic Republic of Turkey)

1. Filings
   b. [Link]

2. Writeups
   a. Highly Questionable Turkey, Open Border & Greater Tribal Sovereignty Policies Together Undermine U.S. National Security (Academia.edu (2016))

3. Media
   a. Lawsuit: Dam Transfer to Tribes Has Nuclear Purpose, (Breitbart, Sept. 2015)
   d. Setting the Record Straight About Our Kerr Dam Lawsuit and Turkey, (Western Ag Reporter, Dec. 2015)
   e. Turkey’s Alliance with the West is Crumbling Under Islamic Militancy, (National Review, Dec. 2015)
   g. Learn About Islam on April 8, Char-Koosta News, (March 2016)
   h. Turkey Cracks Down on Academics, Anti-Israel Scholars Silent, (Blogcamera.org, July 2016)
   j. Native Americans ‘Disappointed’ at Judge’s Ruling on Dakota Pipeline, (Islamic Invitation Turkey, Sept. 2016)
   m. Serious Questions Abound Regarding Interior Secretary Selection, (Western States Constitutional Rights, LLC, Feb. 2017)
   n. Turmoil and Terrorism Breed Economic Uncertainty for Turkey, (PBS Newshour, March 2017)
   o. NATO Ally Turkey Working With U.S. Muslim Brotherhood (April 2017)
   p. Erdogan’s Traveling Goon Squad, (Middle East Forum, May 2017)