



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

August 18, 2022

Joe Van Humbeck
 7550 Ogden Dale Road S.E.
 Calgary, AB T2C 4X9
 Canada

Re: Cultural Resources Survey in Support of the Proposed Acquisition of Kansas
 City Southern Railway by the Canadian Pacific Railway

Dear Mr. Van Humbeck,

The Surface Transportation Board's (Board's) Office of Environmental Analysis (OEA) is pleased to submit these Cultural Resources Survey Reports in support of the OEA's review of a proposal by Canadian Pacific Railway et al. (CP) and Kansas City Southern Railway et al. (KCS) for CP to acquire KCS (Proposed Acquisition). The Proposed Acquisition is an undertaking subject to the Board's federal jurisdiction. If the Board authorizes this Proposed Acquisition, CP and KCS would combine to form an integrated system to be known as Canadian Pacific Kansas City (CPKC), which would be the first railroad to connect Canada, the United States, and Mexico. As part of the review process, OEA is preparing an Environmental Impact Statement (EIS) that will assess the potential environmental impacts of the Proposed Acquisition. OEA is also evaluating the potential impacts of the Proposed Acquisition on historic properties, in accordance with Section 106 of the National Historic Preservation Act (54 U.S.C. § 306108), the Section 106 implementing regulations (36 C.F.R. Part 800), and the Board's environmental regulations (49 C.F.R. Part 1105).

Consistent with past practice in merger cases and the Board's regulations at 49 C.F.R. § 1105.8(b)(1), OEA focused the Section 106 review on 25 planned capital improvements that CP and KCS intend to add within the existing rail right-of-way (ROW) if the Board authorizes the Proposed Acquisition. The 25 planned capital improvements would include adding 10 new passing sidings, extending 13 existing sidings, adding a section of double track, and adding a section of facility working track along the CPKC network within the rail ROW. The planned capital improvements are the only outcomes of the Proposed Acquisition that could have the potential to affect cultural resources.

On behalf of OEA, Vanasse Hangen Brustlin, Inc. (VHB), OEA's third-party contractor, undertook background research, field survey, and documentation of historic properties within the Area of Potential Effects (APE) for the planned capital improvements.

The APE as defined in 36 C.F.R. § 800.16(d), is the geographic area or areas within which an undertaking may directly or indirectly cause changes in the character or use of historic properties if any such properties exist. The above-ground APE for the planned capital improvements extends the length of the planned capital improvements within the existing rail ROW as well as a buffer on each side of the ROW to account for potential setting, visual, noise, or other impacts from construction activities. All above-ground resources over 50 years of age present within this broader above-ground APE were surveyed and documented. In some states, resources 45 years of age or older were surveyed in accordance with the SHPO guidelines in those states. The above-ground APE varies depending upon actual field conditions, incorporating factors such as topography, vegetation, and intervening buildings. The archaeology APE for the Phase I archaeological survey is confined within the existing rail ROW, where ground disturbing activities could potentially occur.

With this letter, we are transmitting available reports to you as a consulting party as per the table below. The findings of the enclosed reports are summarized below for your information. Additional reports will be provided as they become available, and these anticipated dates are included in the table below for your reference.

State	Report Type	Transmittal Status
Arkansas	Above-Ground Resources	Enclosed with this transmittal
Arkansas	Below-Ground Resources	Transmittal in late August
Illinois	Combined Above-Ground and Below-Ground Resources	Enclosed with this transmittal
Iowa	Above-Ground Resources	Transmittal in late August
Iowa	Below-Ground Resources	Transmittal in early September
Louisiana	Combined Above-Ground and Below-Ground Resources	Enclosed with this transmittal
Missouri	Combined Above-Ground and Below-Ground Resources	Transmittal in late August
Oklahoma	Above-Ground Resources	Enclosed with this transmittal
Oklahoma	Below-Ground Resources	Transmittal in late August

Arkansas

The above-ground survey identified eight resources within the APE, six of which OEA has determined are not eligible for the National Register of Historic Places (National Register): Resources BE1974, BE1975, BE2303, BE2339, PL0128, and PL0138. OEA has determined that two of the resources, KCS Railway Segment 1 and KCS Railway Segment 2, are eligible for the National Register under Criteria A and B. The Proposed Acquisition and associated planned capital improvements would have no adverse effect on KCS Railway Segment 1 or KCS Railway Segment 2 as no impacts are anticipated that would alter the qualities that make the properties eligible for the National Register.

Illinois

Two historic resources and no archaeological resources were identified within the APE. The Bennett Road Farmstead and the Historic Railway Segment (C-CHIC-03) have both been determined to be not eligible for the National Register. As there are no historic properties located within the APE in Illinois, the Proposed Acquisition and associated planned capital improvements have a finding of No Historic Properties Affected.

Louisiana

The below-ground survey did not identify archaeological sites at any of the three planned capital improvements. The above-ground survey identified eighteen historic resources within the APE. These historic resources include LDHP Nos. 16-01547 through 16-01551, 16-01554 through 16-01556, 06-00031, and 06-00032 (Ranch houses constructed circa 1960s and their associated outbuildings), LDHP No. 16-01552 (Large shed constructed circa 1960s), LDHP No. 16-01553 (Small utility building constructed circa 1960s), LDHP No. 06-00028 (Vernacular house constructed circa late 50s), LDHP No. 06-00029 (Commercial building constructed circa 1970s), LDHP No. 06-00030 (House constructed circa 1950s), LDHP No. 06-00033 (Vernacular house constructed circa 1920s), and LDHP Nos. 16-01557 and 06-00034 (historic segments of the Kansas City Southern Railway). Of these properties, four are recommended as eligible for listing in the National Register; the historic railroad segments (Under Criterion A and B) and two residential properties, 16-01550 and 16-01555 (Under Criterion C). All other properties are recommended as not eligible for listing in the National Register. The Proposed Acquisition and associated planned capital improvements would have no adverse effect on the eligible historic properties (LDHP Nos. 16-01557, 06-00034, 16-01550, and 16-01555) as no impacts are anticipated that would alter the qualities that make the properties eligible for the National Register.

Oklahoma

As a result of the above-ground survey, a total of 31 historic resources were identified within the APE. Of the identified resources, five are recommended eligible for the National Register: Resources K-HEAV-02, K-SHRE-01, OK-HE-020, OK-HE-024, and OK-HE-027. Resources K-HEAV-02 and K-SHRE-01 are recommended eligible for listing on the National Register under Criteria A and B. Resources OK-HE-020, OK-HE-024, and OK-HE-027 are recommended eligible for listing on the National Register under Criterion C. The Proposed Acquisition and associated planned capital improvements would have no adverse effect on the eligible historic properties (Resources K-HEAV-02, K-SHRE-01, OK-HE-020, OK-HE-024, and OK-HE-027), as no impacts are anticipated that would alter the qualities that make the properties eligible for the National Register.

OEA's determinations are supported by the findings presented in the attached reports, prepared by VHB. If you have any questions about the reports, or require additional information, please do not hesitate to contact Alan Tabachnick, Historic Preservation Specialist, at alan.tabachnick@stb.gov or 202-245-0367.

Sincerely,

A handwritten signature in black ink, appearing to read "Danielle Gosselin". The signature is fluid and cursive, with the first name "Danielle" written in a larger, more prominent script than the last name "Gosselin".

Danielle Gosselin
Director
Office of Environmental Analysis
Surface Transportation Board

Attachments:

- Arkansas Above-Ground Survey Report
- Illinois Cultural Resource Survey Report
- Louisiana Cultural Resource Survey Report
- Oklahoma Above-Ground Survey