



Salt River
PIMA-MARICOPA INDIAN COMMUNITY

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Tribal Historic Preservation Office

TO: Danielle Gosselin, Director
 Surface Transportation Board
 Office of Environmental Analysis
 RE: Docket No. FD 36501
 395 E Street SW
 Washington, DC 20423

DATE: 1/6/2023

FROM: Shane Anton, Tribal Historic Preservation Officer

RE: Docket No. FD 36501, Union Pacific Railroad Company – Construction and
 Operation Exemption – in Maricopa County, AZ
 Continuation of National Historic Preservation Act Section 106 Consultation

Dear Director Gosselin,

The Salt River Pima Maricopa Indian Community Tribal Historic Preservation Office (SRPMIC-THPO) received your consultation documents dated November 22, 2022. OEA is continuing Section 106 consultation to solicit comments regarding a project scope change, the adequacy of the final Class III survey report, the NRHP eligibility reevaluation of AZ U:10:69(ASM) and AZ U:10:275(ASM), a boundary change to and NRHP revaluation of AZ U:10:152(ASM), and the treatment of unsurveyed areas.

Project Scope Change: Initial build-out of the project now includes a 5,100-foot-long run-around track that would be constructed within the APE between Crismon Road and Signal Butte Road, south of the PIRATE industrial lead track. This project scope change is entirely contained within the APE and would not change the potential impacts to NRHP-eligible cultural resources.

SRPMIC THPO concurs that the scope change is entirely contained within the APE and would not change the potential impacts to NRHP-eligible cultural resources.

Concurrence on Final Class III Survey Report: Comments on the draft Class III survey report (Rainey and Stubing 2022) and OEA's responses are included in the comment matrix (Attachment 2 of your letter dated November 22, 2022). OEA therefore requests concurrence on the adequacy

of the Class III survey report (Attachment 3 of your letter dated November 22, 2022) as a final document.

SRPMIC THPO has reviewed the comment matrix and the corresponding changes in the Class III survey report and concurs that the report is adequate.

Reevaluation of NRHP Eligibility Determinations for AZ U:10:69(ASM) and AZ U:10:275(ASM): OEA agrees with the GRIC and SRPMIC THPOs that these two sites are eligible for the NRHP under Criterion D. The reevaluated NRHP eligibility determinations for both sites are reflected in the attached final Class III survey report.

SRPMIC THPO concurs with the reevaluation of AZ U:10:69(ASM) and AZ U:10:275(ASM) as eligible for the NRHP under Criterion D and acknowledges that the eligibility determinations for both sites are reflected in the attached final Class III survey report.

Boundary Change and Reevaluation of NRHP Eligibility for AZ U:10:152(ASM): OEA agrees with the GRIC and SRPMIC THPOs that the boundary of this site should be expanded. The revised site boundary and the reevaluation of NRHP eligibility for AZ U:10:152(ASM) is reflected in the enclosed final Class III survey report. The site boundary is now within the APE.

SRPMIC THPO concurs with the revised site boundary of AZ U:10:52 (ASM) within the APE and agrees that the site in its entirety is eligible for the NRHP under Criterion D.

Treatment of Unsurveyed Areas: OEA will require an additional cultural resources investigation of the unsurveyed areas prior to construction in the project's memorandum of agreement

SRPMIC THPO concurs that additional cultural resources investigations of the unsurveyed areas should be completed prior to construction in the memorandum of agreement.

Maps Depicting APE Revisions: As described in the continuing Section 106 consultation letter dated September 1, 2022, slight revisions were made to the project APE.

SRPMIC THPO has reviewed and acknowledges the revisions to the project APE

The proposed project area is within the ancestral lands of the Four Southern Tribes (Gila River Indian Community; Salt River Pima-Maricopa Indian Community; *Ak-Chin* Indian Community and the *Tohono O'odham* Nation). The SRPMIC THPO will continue to participate in the Section 106 process of this undertaking, but defers to the GRIC THPO as the consultation lead for this project.

Thank you for consulting with the SRPMIC-THPO. Should you have questions and/or concerns about this project, please contact me directly at (480) 362-6331.

Thank you.

A handwritten signature in black ink, appearing to read 'Shane Anton', with a stylized, cursive script.

Shane Anton, Tribal Historic Preservation Officer
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