

From: Eiselt, Sunday <Sunday.Eiselt@srpmic-nsn.gov>
Sent: Thursday, May 25, 2023 4:16 PM
To: Powell, Kris; Bohnee, Gary
Cc: Anton, Shane; Martinez, Martha; Garcia-Lewis, Angela; Assenza, Adam; Tabachnick, Alan; Buckley, Maggie; Phoebus, Elizabeth (Betsi); McNeish, Sabra; Luhnnow, Glennda; Rainey, Pamela; Larry Benallie Jr
Subject: [EXTERNAL] RE: UPPR Pirate - Addendum Survey Report
Attachments: SRPMIC THPO Response STB Pirate Class III Addendum.pdf

Dear Kris. Attached is a signed concurrence memo for:

Docket No. FD 36501, Union Pacific Railroad Company –Class III Addendum

SRP-MIC THPO has reviewed the report and concurs on its adequacy. SRP-MIC THPO also agrees with the summary and management recommendations for AZ U:10:2(ASM) (the Germann Site) and AZ U:10:275(ASM) (The Sand Dune Site). These sites will be adversely impacted by the project. A Memorandum of Agreement to address the resolution of adverse effects is being developed and specific mitigation procedures will be outlined in a Historic Properties Treatment Plan (HPTP). Given the extensive agricultural disturbance in the immediate vicinity of AZ U:10:275(ASM), boundary testing within 50 feet of the surface site boundary is recommended for inclusion in the HPTP.

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.

Let us know if you have any questions.

B. Sunday Eiselt Ph.D
 THPO Archaeologist
 Salt River Pima-Maricopa Indian Community
 10,005 E. Osborn Road
 Scottsdale, AZ 85256
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From: Powell, Kris <Kris.Powell@jacobs.com>
Sent: Friday, May 19, 2023 10:55 AM
To: Bohnee, Gary <Gary.Bohnee@SRPMIC-nsn.gov>
Cc: Anton, Shane <Shane.Anton@SRPMIC-nsn.gov>; Martinez, Martha <Martha.Martinez@SRPMIC-nsn.gov>; Garcia-Lewis, Angela <Angela.Garcia-Lewis@SRPMIC-nsn.gov>; Eiselt, Sunday <Sunday.Eiselt@srpmic-nsn.gov>; Assenza, Adam

<adam.assenza@stb.gov>; Tabachnick, Alan <alan.tabachnick@stb.gov>; Buckley, Maggie <Maggie.Buckley@jacobs.com>; Phoebus, Elizabeth (Betsi) <Betsi.Phoebus@jacobs.com>; McNeish, Sabra <Sabra.McNeish@jacobs.com>; Luhnnow, Glennda <Glennda.Luhnnow@jacobs.com>; Rainey, Pamela <Pamela.Rainey@jacobs.com>

Subject: UPPR Pirate - Addendum Survey Report

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Good Morning President Harvier:

As the Surface Transportation Board's (Board) Office of Environmental Analysis (OEA) stated in previous Section 106 consultation conducted under the National Historic Preservation Act, on June 30, 2022, the Union Pacific Railroad Company (UP) filed a petition with the Board requesting authority to construct and operate approximately six miles of new rail line in Maricopa County, Arizona (the proposed Pecos Industrial Rail Access and Train Extension [PIRATE] rail line).

A Class III survey of the area of potential effects (APE) was previously conducted in May/June 2022 (Rainey and Stubing 2022). At the time of that survey, two discontinuous areas totaling 15.39 acres in the project APE and APE buffer could not be investigated due to access issues and poor ground visibility. A total of 4.91 acres of these areas are within the APE buffer and will not be acquired by UP or be subject to project ground disturbance. UP has committed to avoidance of these locations (UP Letter to OEA, May 17, 2023, attached).

The remaining 10.48 acres in the APE and buffer have now been subject to Class III survey. The results of the survey are presented in a Class III addendum report entitled "*A Class III Addendum Cultural Resources Survey for the Union Pacific Railroad Company Pecos Industrial Rail Access and Train Extension (PIRATE) Project, Mesa and Queen Creek, Maricopa County, Arizona*" (Powell 2023).

The Class III addendum survey report has been transmitted to you via File Transfer on behalf of OEA by Jacobs Engineering Group Inc, OEA's third-party contractor. The File Transfer document will be available for 15 days and will expire on June 3, 2023. If you are not able to access the document, or the link expires, please contact Glennda Luhnnow, Jacobs' cultural resources manager, at Glennda.Luhnnow@jacobs.com. A hard copy of the report can be furnished to you at your request.

With the attached letter, OEA is continuing Section 106 consultation with your office and requesting concurrence on the adequacy of the Class III addendum survey report and agreement that the 4.91 acres in the APE and buffer do not require any further cultural resources work. OEA requests your response to this letter by June 19, 2023. Please address any questions electronically to Alan Tabachnick, OEA's Federal Preservation Officer, at Alan.Tabachnick@stb.gov.

Thank you.

Kris Powell, M.A., RPA (she/her) | JACOBS | Senior Archaeologist

C: 602-463-5843 | kris.powell@jacobs.com

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PTO May 12, 2023 and June 19 thru June 26, 2023

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Salt River
PIMA-MARICOPA INDIAN COMMUNITY

10,005 EAST OSBORN ROAD/SCOTTSDALE, ARIZONA 85256/ PHONE (480) 362-6325

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: 5/25/2023

FROM: Shane Anton, Tribal Historic Preservation Officer

RE: Docket No. FD 36501, Union Pacific Railroad Company –Class III Addendum

Dear Director Gosselin,

The Salt River Pima Maricopa Indian Community (SRP-MIC) Tribal Historic Preservation Office (THPO) received your consultation documents via email on May 19, 2023. On June 30, 2022, the Union Pacific Railroad Company (UP) filed a petition with the Board requesting authority to construct and operate approximately six miles of new rail line in Maricopa County, Arizona (the proposed Pecos Industrial Rail Access and Train Extension [PIRATE] rail line).

A Class III survey of the Area of Potential Effects (APE) was previously conducted in May/June 2022 (Rainey and Stubing 2022). At the time of that survey, two discontinuous areas totaling 15.39 acres in the project APE and APE buffer could not be investigated due to access issues and poor ground visibility. A total of 4.91 acres of these areas are within the APE buffer and will not be acquired by UP or be subject to project ground disturbance. UP has committed in writing to avoidance of these locations. The remaining 10.48 acres in the APE and buffer have now been subject to Class III survey. The results of the survey are presented in a Class III addendum report entitled *A Class III Addendum Cultural Resources Survey for the Union Pacific Railroad Company Pecos Industrial Rail Access and Train Extension (PIRATE) Project, Mesa and Queen Creek, Maricopa County, Arizona* (Powell 2023).

SRP-MIC THPO has reviewed the report and concurs on its adequacy. SRP-MIC THPO also agrees with the summary and management recommendations for AZ U:10:2(ASM) (the Germann Site) and AZ U:10:275(ASM) (The Sand Dune Site). These sites will be adversely impacted by

the project. A Memorandum of Agreement to address the resolution of adverse effects is being developed and specific mitigation procedures will be outlined in a Historic Properties Treatment Plan (HPTP). Given the extensive agricultural disturbance in the immediate vicinity of AZ U:10:275(ASM), boundary testing within 50 feet of the surface site boundary is recommended for inclusion in the HPTP.

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 'S. Anton', written in a cursive style.

Shane Anton, Tribal Historic Preservation Officer
Cultural Resources Department, SRPMIC
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Scottsdale, Arizona 85256
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Office Tele: (480) 362-6331