
From: Caroline Klebacha <cklebacha@azstateparks.gov>
Sent: Tuesday, August 1, 2023 1:43 PM
To: Powell, Kris
Cc: Kathryn Leonard; Tabachnick, Alan; Assenza, Adam; Buckley, Maggie; Phoebus, Elizabeth (Betsi); Luhnnow, Glennda; mwalsh@azstateparks.gov
Subject: [EXTERNAL] Re: Continuing Section 106 Consultation - UPPR Pirate Revised MOA

Good afternoon,

Thank you for the opportunity to review this MOA. As you know, due to scheduling conflicts, Kathryn was not able to review the most recent drafts of the MOA. Kathryn, Mary-Ellen, and I were able to review this draft. We have one comment for the current version.

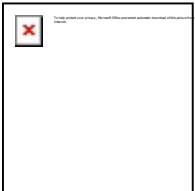
- Stipulation V, Subpart C states that the scale of the TCP evaluation would be "determined by OEA based on communication with the ethnographer in conjunction with elders and other Native consultants." We believe it might be better phrased to state, OEA will collaborate with the ethnographer and Tribes to determine the scale of the TCP evaluation.

Sincerely,

Caroline

Caroline Klebacha, M.A.
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Please use azshpo@azstateparks.gov for all consultation!

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On Fri, Jul 21, 2023 at 2:08 PM Powell, Kris <Kris.Powell@jacobs.com> wrote:

Good Afternoon Ms. Leonard:

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).

OEA has circulated four versions of the project's draft Memorandum of Agreement (MOA). The most recent version was circulated on May 26, 2023. Editorial comments were received from the Arizona State Historic Preservation Office (SHPO). Minor comments were also received from the United States Army Corps of Engineers (Corps) and the Arizona State Museum (ASM). The attached Section 106 consultation letter and comment resolution matrix provides a summary of the comments submitted by SHPO, ASM, and the Corps. The resolution of these comments is presented in the attached Revised Draft MOA.

OEA requests your concurrence on the attached Revised Draft MOA by August 4, 2023. OEA will reach out to you directly during this 15-day review period to inquire about any final questions you may have. Please feel free to contact Alan Tabachnick, STB's Federal Preservation Officer, at Alan.Tabachnick@stb.gov with any questions about the Section 106 process or the Revised Draft MOA. And thanks again for all of your input on this project – we appreciate it.

Regards,

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

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PTO August 17 thru August 23

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