

SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Douglas Melton
Lead Archaeologist
U.S. Dept. of the Interior, Bureau of Land Management
Miles City Field Office
111 Garryowen Road
Miles City, MT 59301

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Mr. Melton:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

This letter has three purposes:

- First, to learn whether your agency remains interested in participating as a Consulting Party. We have enclosed a post card (Attachment B) that we hope makes it easier for you to select the level of involvement that you are interested in. If we do not hear back from you, we will assume that you want to continue as a Consulting Party.
- Second, to initiate formal consultation under Section 106 of the National Historic Preservation Act.
- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

December 11, 2012

Page 2

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

Sincerely,

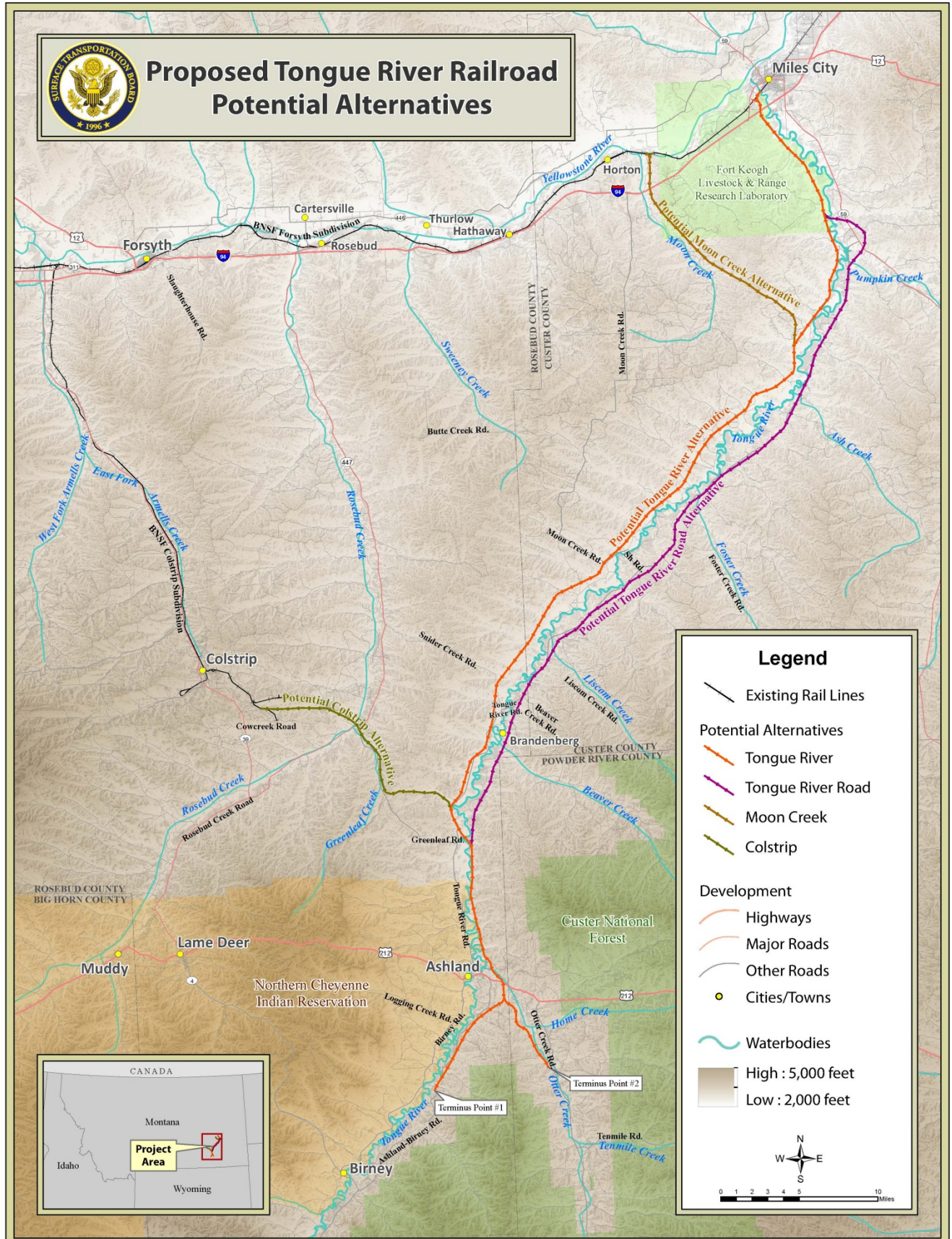
A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International

Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

U.S. Dept. of the Interior, Bureau of Land Management

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of U.S. Dept. of the Interior, Bureau of Land Management designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

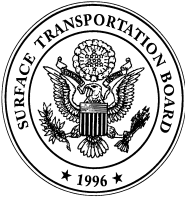
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Shannon L. Johnson
Regulatory Project Manager
U.S. Army Corps of Engineers
Billings Regulatory Office
PO Box 2256
Billings, MT 59105

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Ms. Johnson:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

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- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

December 11, 2012

Page 2

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

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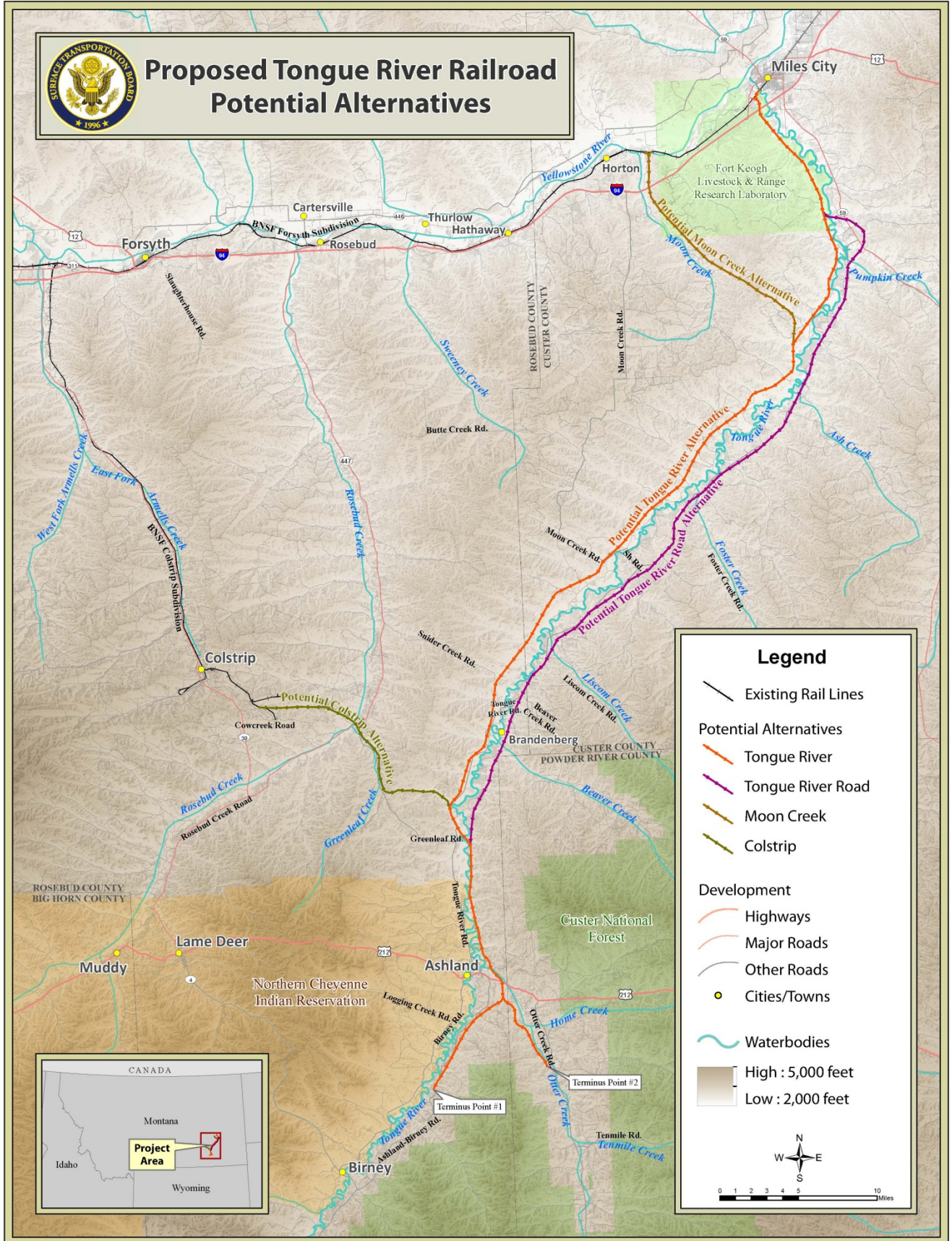
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Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International

Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

U.S. Army Corps of Engineers

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of U.S. Army Corps of Engineers designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

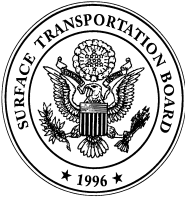
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Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Erica Jones
Realty Specialist
U.S. Department of Agriculture
Agricultural Research Service, Western Business Service Center
141 Experiment Station Road, P.O. Box 225
Stoneville, MS 38776

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Ms. Jones:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

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- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

Erica Jones, U.S. Department of Agriculture

December 11, 2012

Page 2

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

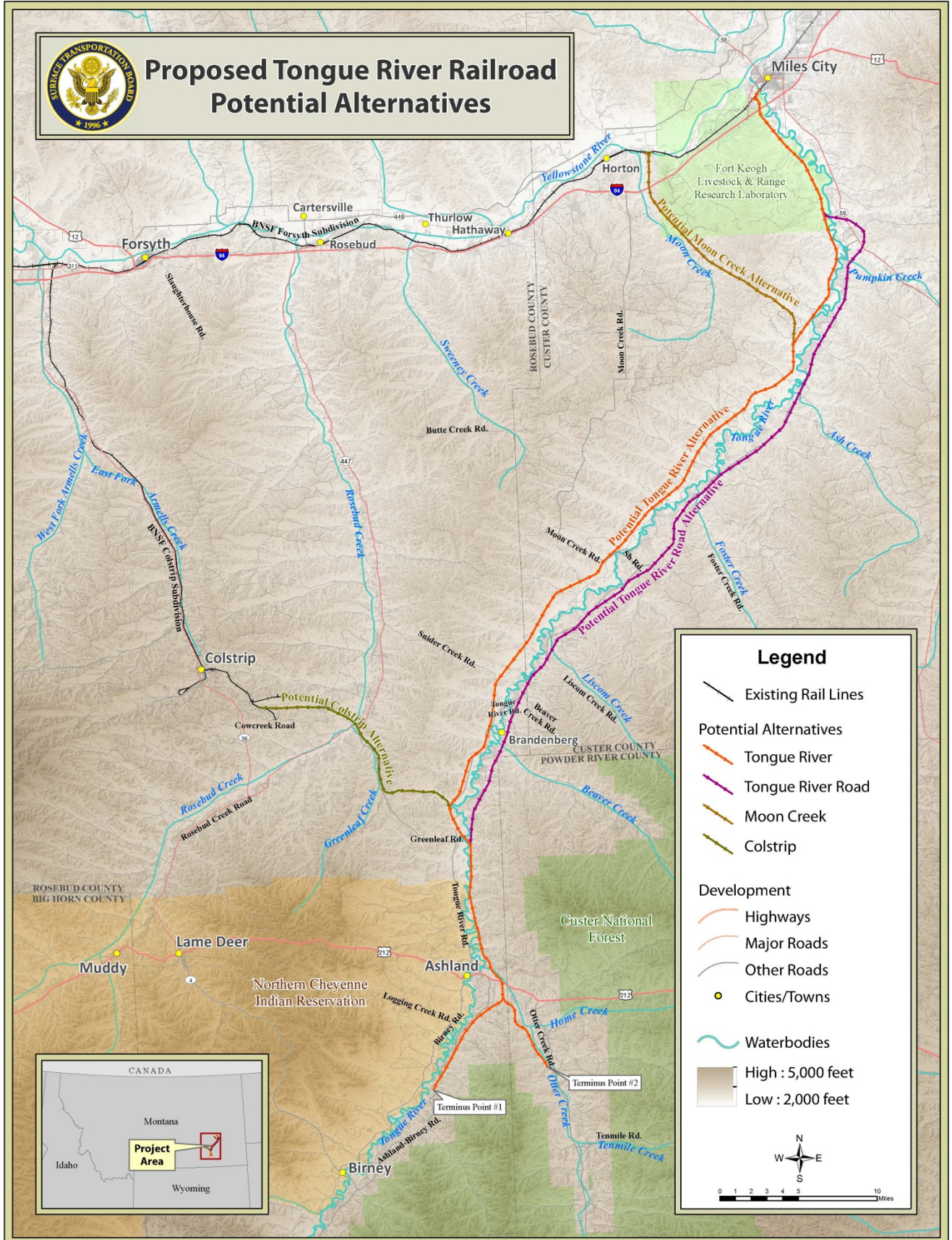
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Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International
Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

U.S. Department of Agriculture

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of U.S. Department of Agriculture designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

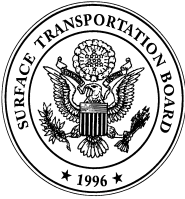
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Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Christine Whitacre
Program Manager
National Park Service
Heritage Partnerships Program
P.O. Box 25287
Denver, CO 80225

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Ms. Whitacre:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

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For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

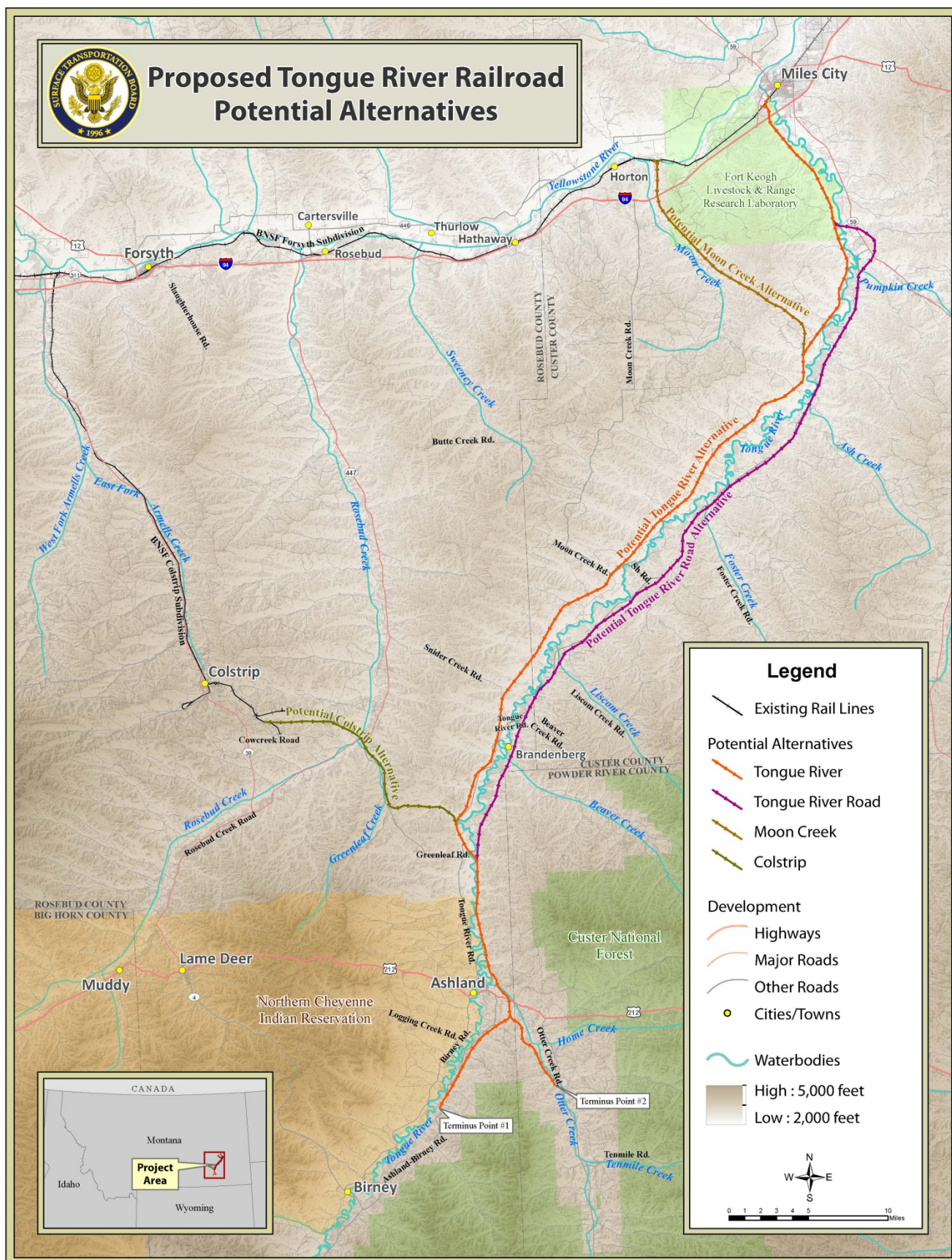
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Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International
Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

National Park Service

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

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- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of National Park Service designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

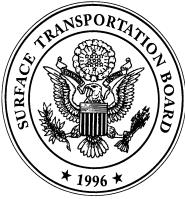
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Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Burton Pretty On Top
Tribal Historic Preservation Officer
The Crow Tribe of Indians
Cultural Department
P.O. Box 159
Crow Agency, MT 59022

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Mr. Pretty On Top:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

This letter has three purposes:

- First, to learn whether your Tribe remains interested in participating as a Consulting Party. We have enclosed a post card (Attachment B) that we hope makes it easier for you to select the level of involvement that you are interested in. If we do not hear back from you, we will assume that you want to continue as a Consulting Party.
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For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

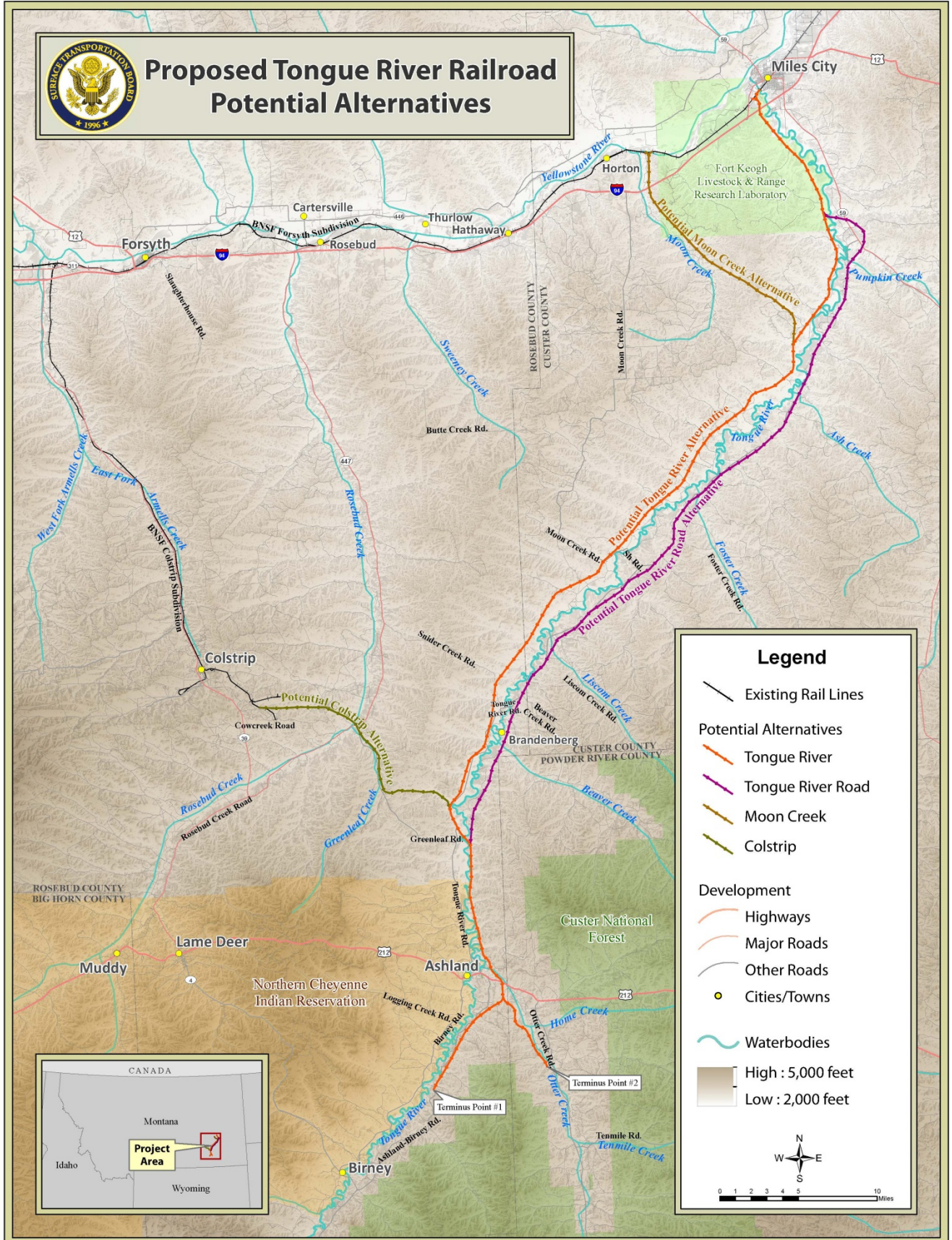
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Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International
Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

The Crow Tribe of Indians

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of The Crow Tribe of Indians designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

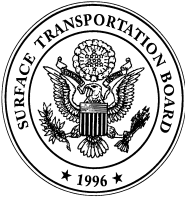
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Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Clair S. Green
Cultural Resource Manager
Lower Brule Sioux Tribe
187 Oyate Circle
Lower Brule, SD 57548

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Ms. Green:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

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As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact

Clair S. Green, Lower Brule Sioux Tribe

December 11, 2012

Page 2

Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

Sincerely,

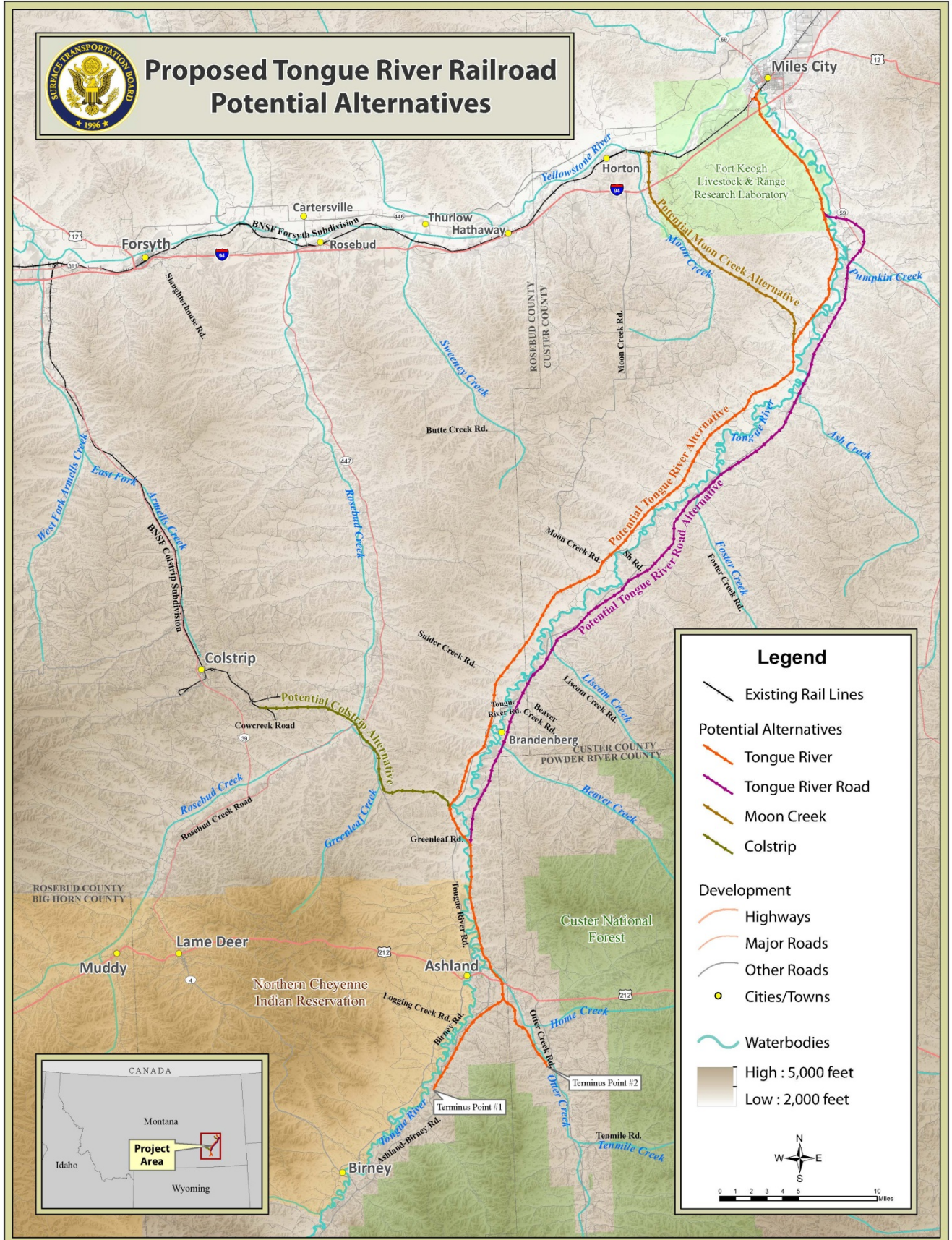
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Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International

Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

Lower Brule Sioux Tribe

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

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Name of Lower Brule Sioux Tribe designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

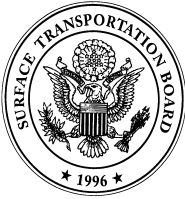
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Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Wilmer Mesteth
Tribal Historic Preservation Officer
Oglala Sioux Tribe
P.O. Box 320
Pine Ridge, SD 57770

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Mr. Mesteth:

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Wilmer Mesteth, Oglala Sioux Tribe

December 11, 2012

Page 2

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Sincerely,

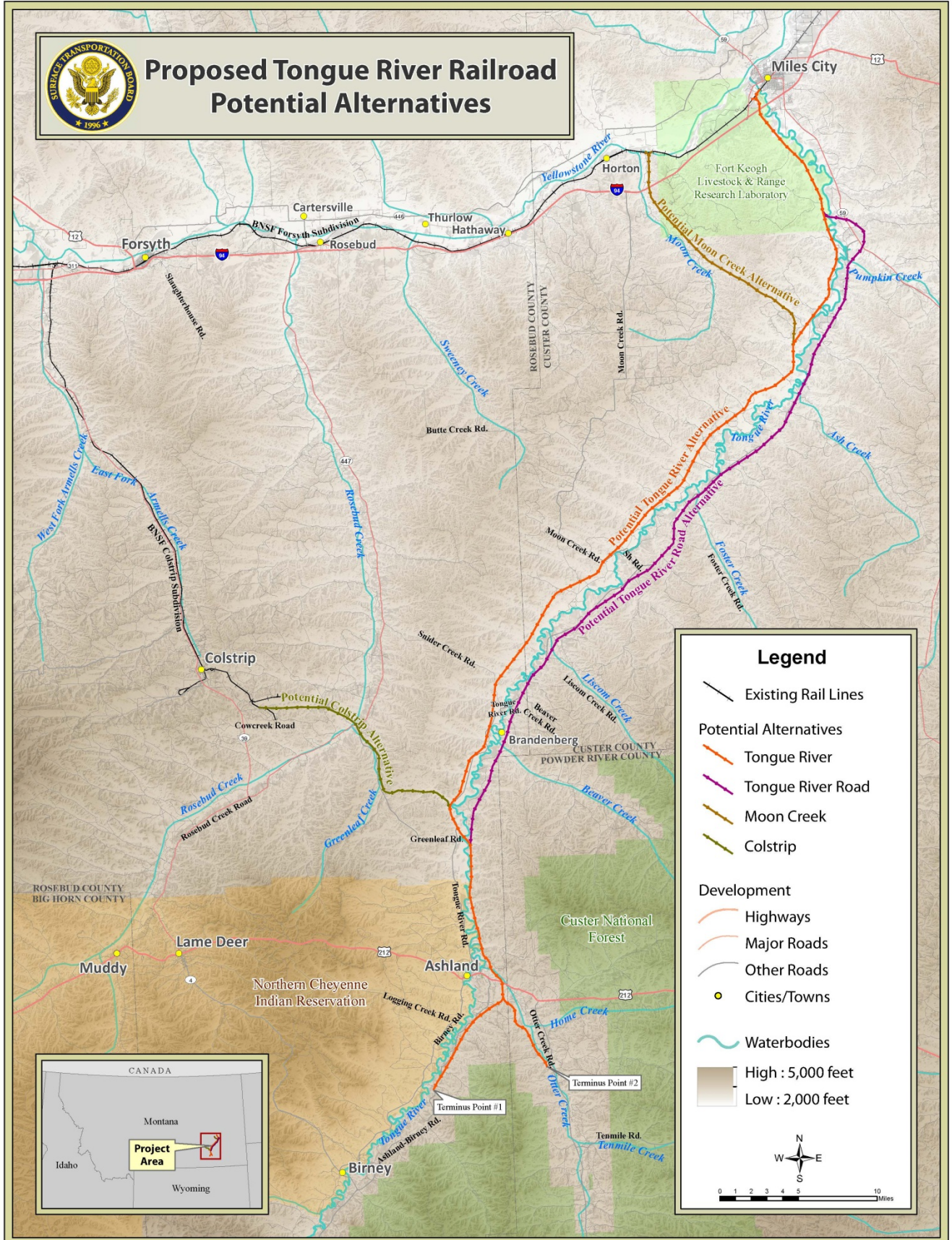
A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International

Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

Oglala Sioux Tribe

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of Oglala Sioux Tribe designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

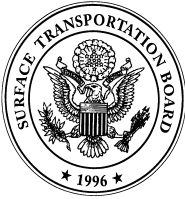
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Waste'Win Young
Tribal Historic Preservation Officer
Standing Rock Sioux Tribe
P.O. Box D
Ft. Yates, ND 58538

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Mr. Young:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

This letter has three purposes:

- First, to learn whether your Tribe remains interested in participating as a Consulting Party. We have enclosed a post card (Attachment B) that we hope makes it easier for you to select the level of involvement that you are interested in. If we do not hear back from you, we will assume that you want to continue as a Consulting Party.
- Second, to initiate formal consultation under Section 106 of the National Historic Preservation Act.
- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact

Waste'Win Young, Standing Rock Sioux Tribe

December 11, 2012

Page 2

Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

Sincerely,

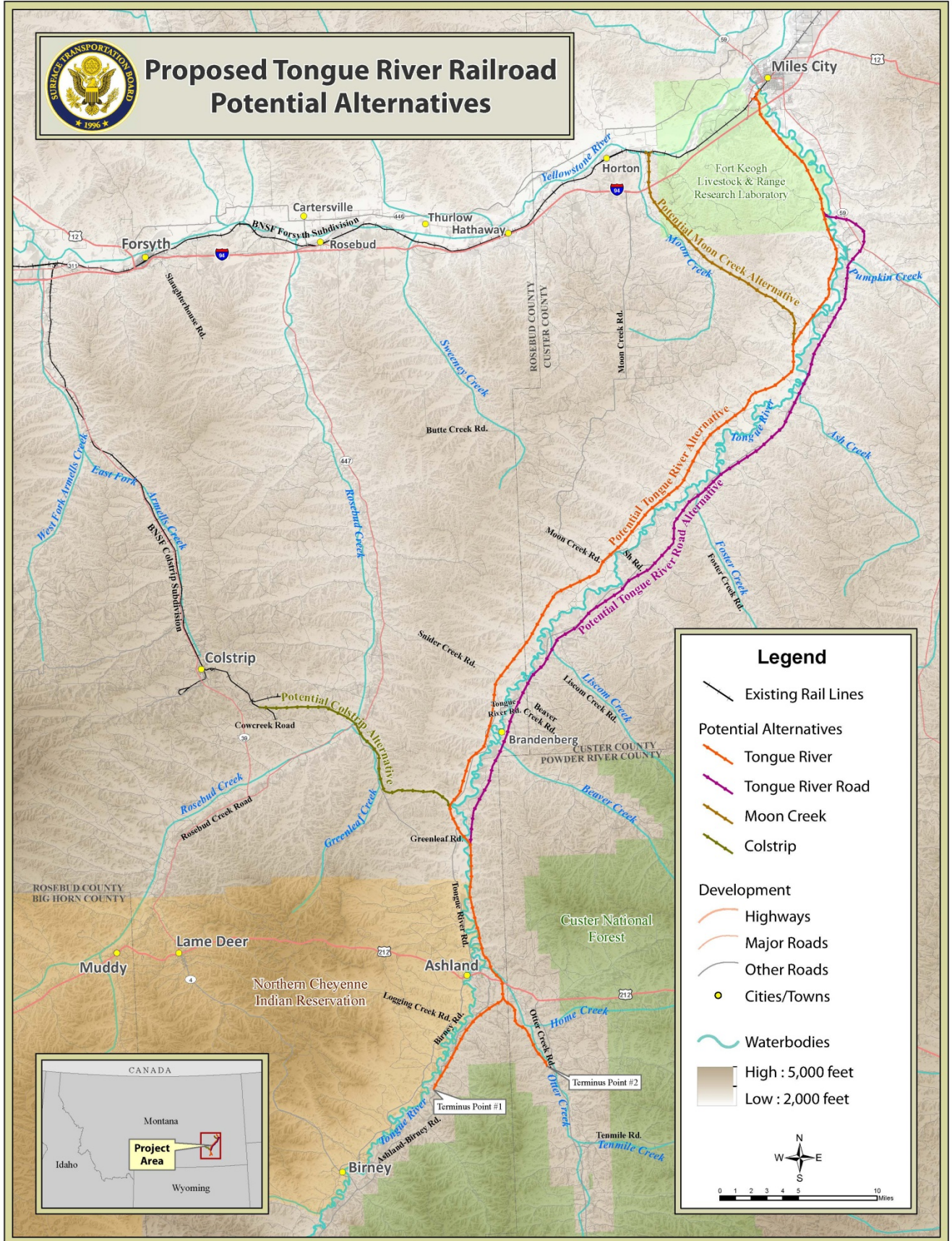
A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International

Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

Standing Rock Sioux Tribe

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of Standing Rock Sioux Tribe designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

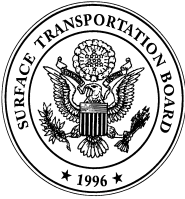
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Steve Vance
Tribal Historic Preservation Officer
Cheyenne River Sioux Tribe
P.O. Box 590, 98 South Willow Street
Eagle Butte, SD 57625

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Mr. Vance:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

This letter has three purposes:

- First, to learn whether your Tribe remains interested in participating as a Consulting Party. We have enclosed a post card (Attachment B) that we hope makes it easier for you to select the level of involvement that you are interested in. If we do not hear back from you, we will assume that you want to continue as a Consulting Party.
- Second, to initiate formal consultation under Section 106 of the National Historic Preservation Act.
- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact

Steve Vance, Cheyenne River Sioux Tribe

December 11, 2012

Page 2

Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

Sincerely,

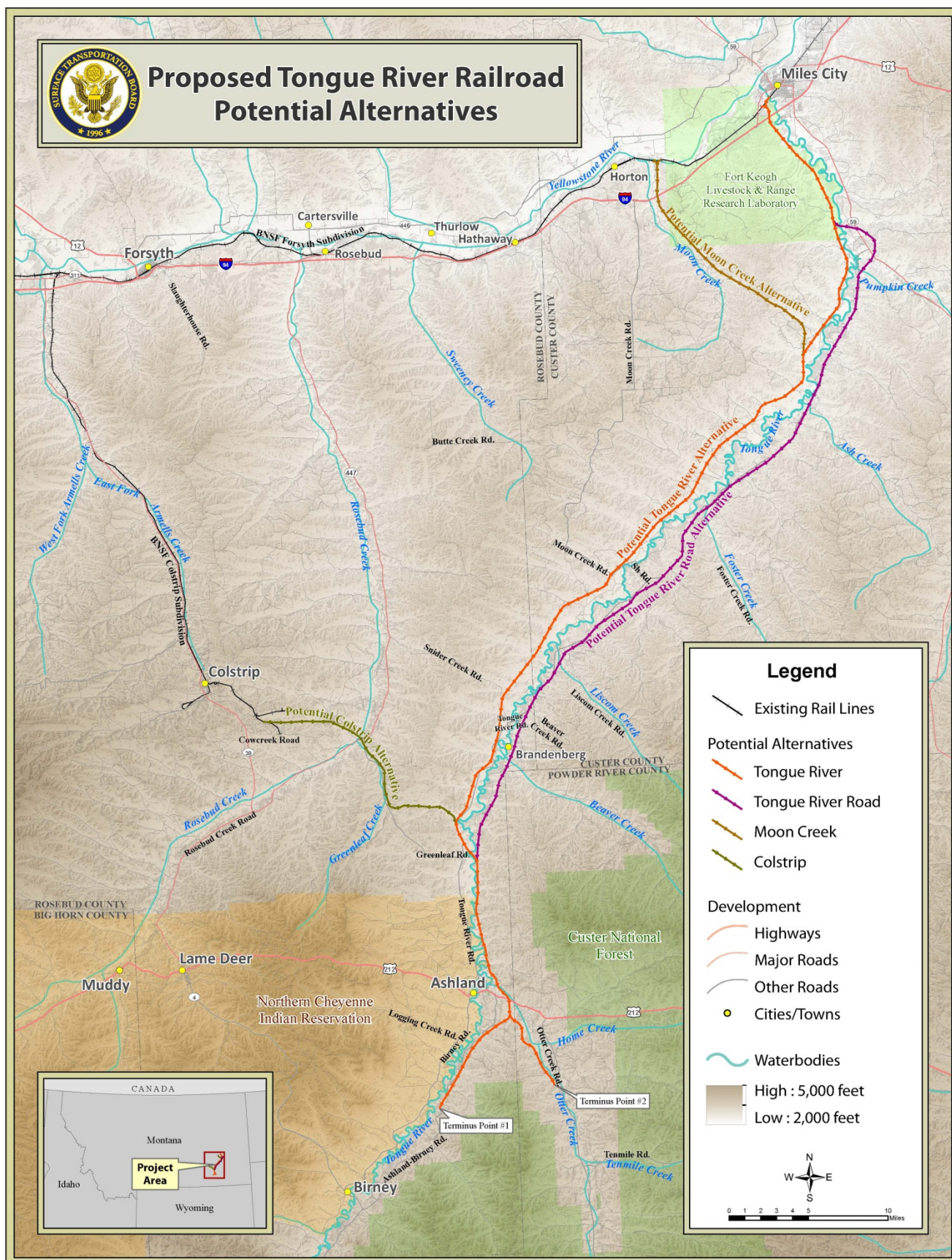
A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International

Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

Cheyenne River Sioux Tribe

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of Cheyenne River Sioux Tribe designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

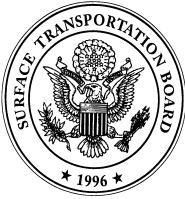
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Lana M. Gravatt
Tribal Historic Preservation Officer
Yankton Sioux Tribe
P.O. Box 248
Marty, SD 57361

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Ms. Gravatt:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

This letter has three purposes:

- First, to learn whether your Tribe remains interested in participating as a Consulting Party. We have enclosed a post card (Attachment B) that we hope makes it easier for you to select the level of involvement that you are interested in. If we do not hear back from you, we will assume that you want to continue as a Consulting Party.
- Second, to initiate formal consultation under Section 106 of the National Historic Preservation Act.
- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact

Lana M. Gravatt, Yankton Sioux Tribe

December 11, 2012

Page 2

Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

Sincerely,

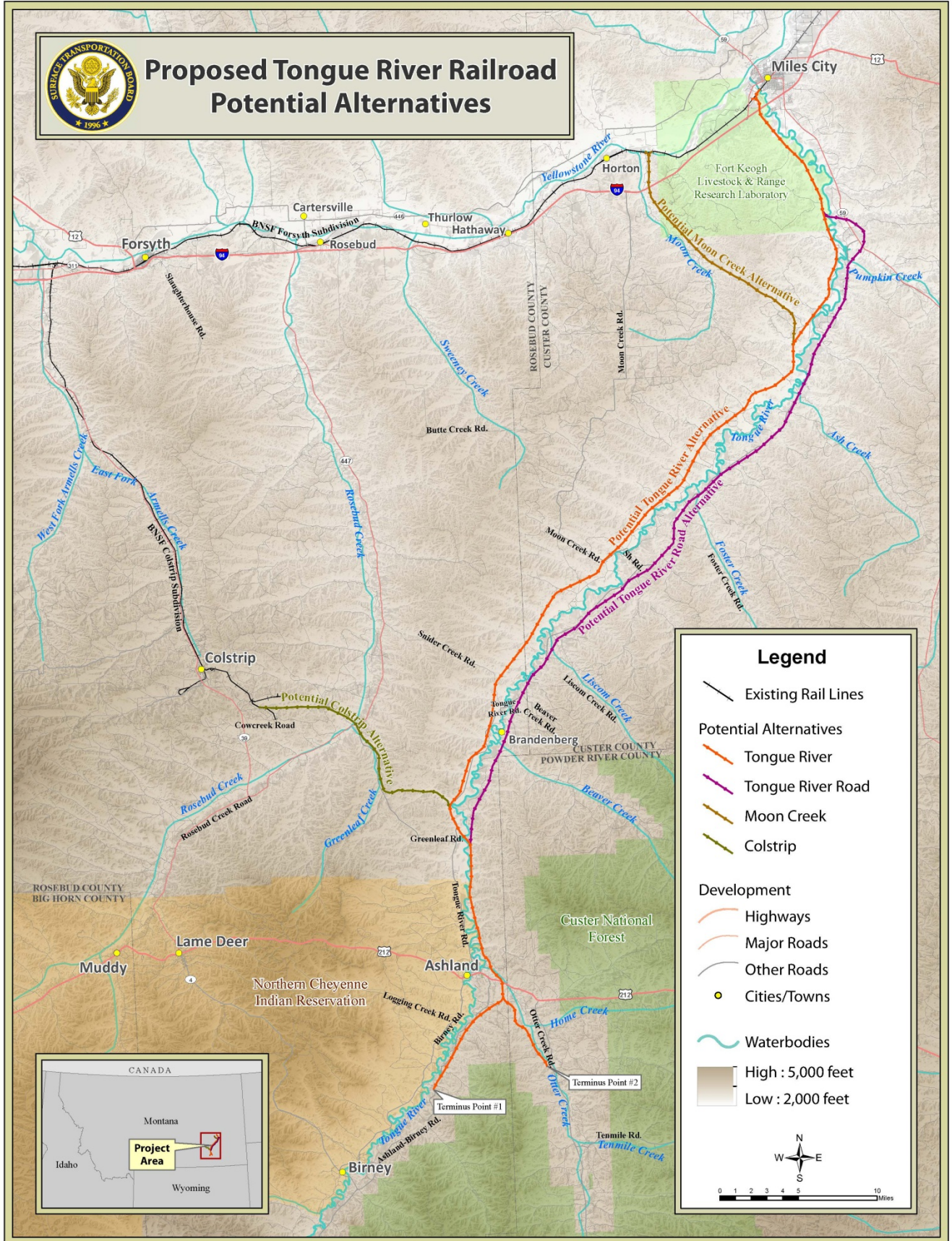
A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International

Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

Yankton Sioux Tribe

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of Yankton Sioux Tribe designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

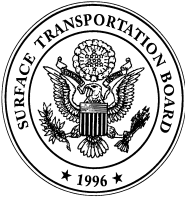
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Dianne Desrosiers
Tribal Historic Preservation Officer
Sisseton-Wahpeton Oyate
205 Oak St. E, Suite 121
Sisseton, SD 57262

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Ms. Derosiers:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

This letter has three purposes:

- First, to learn whether your Tribe remains interested in participating as a Consulting Party. We have enclosed a post card (Attachment B) that we hope makes it easier for you to select the level of involvement that you are interested in. If we do not hear back from you, we will assume that you want to continue as a Consulting Party.
- Second, to initiate formal consultation under Section 106 of the National Historic Preservation Act.
- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact

Dianne Desrosiers, Sisseton-Wahpeton Oyate

December 11, 2012

Page 2

Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

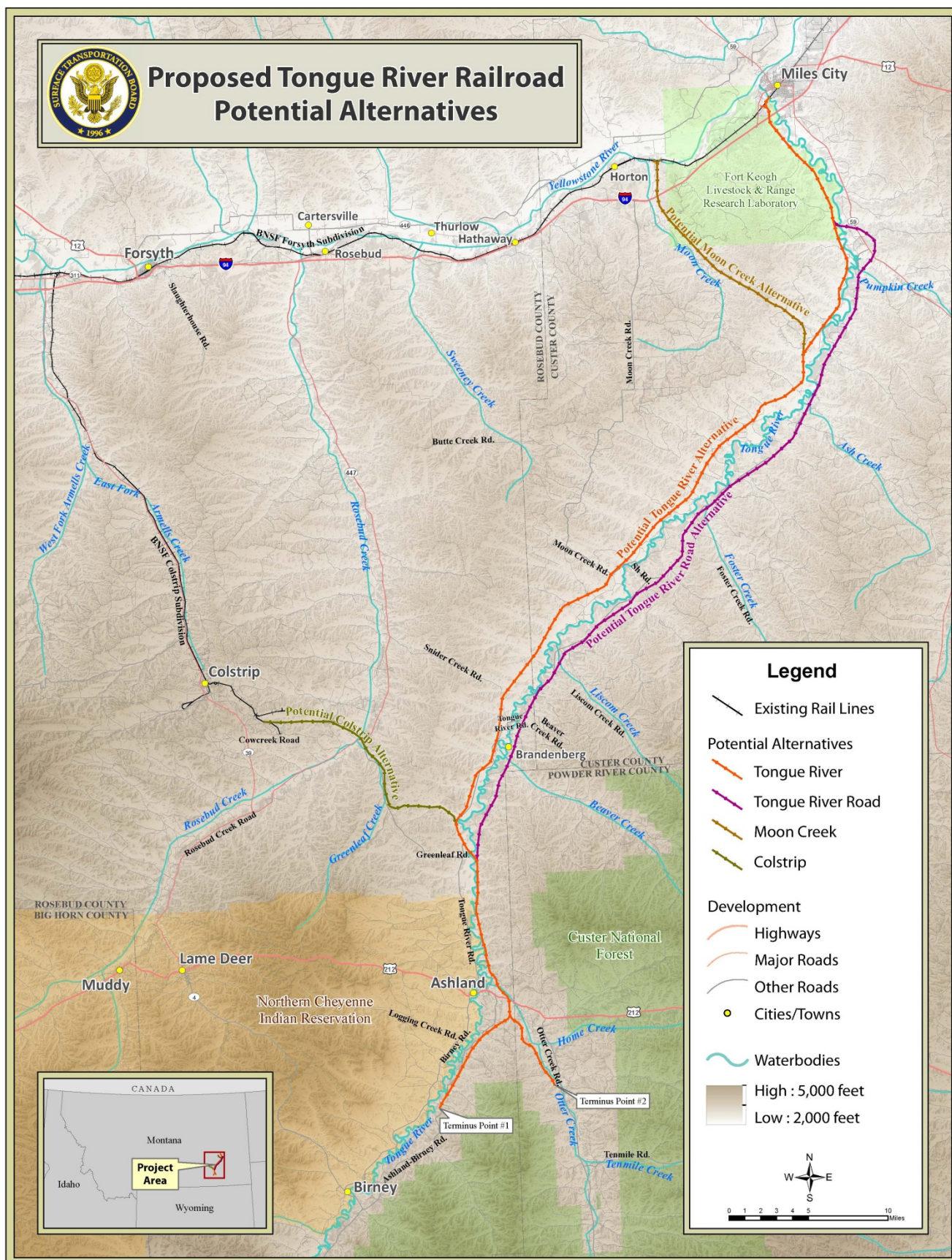
Sincerely,

A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International
Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

Sisseton-Wahpeton Oyate

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of Sisseton-Wahpeton Oyate designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

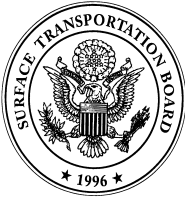
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

James B. “JB” Weston
Tribal Historic Preservation Officer
Flandreau Santee Sioux
P.O. Box 285
Flandreau, SD 57028

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Mr. Weston:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board’s authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

This letter has three purposes:

- First, to learn whether your Tribe remains interested in participating as a Consulting Party. We have enclosed a post card (Attachment B) that we hope makes it easier for you to select the level of involvement that you are interested in. If we do not hear back from you, we will assume that you want to continue as a Consulting Party.
- Second, to initiate formal consultation under Section 106 of the National Historic Preservation Act.
- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board’s website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact

James B. "JB" Weston, Flandreau Santee Sioux

December 11, 2012

Page 2

Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

Sincerely,

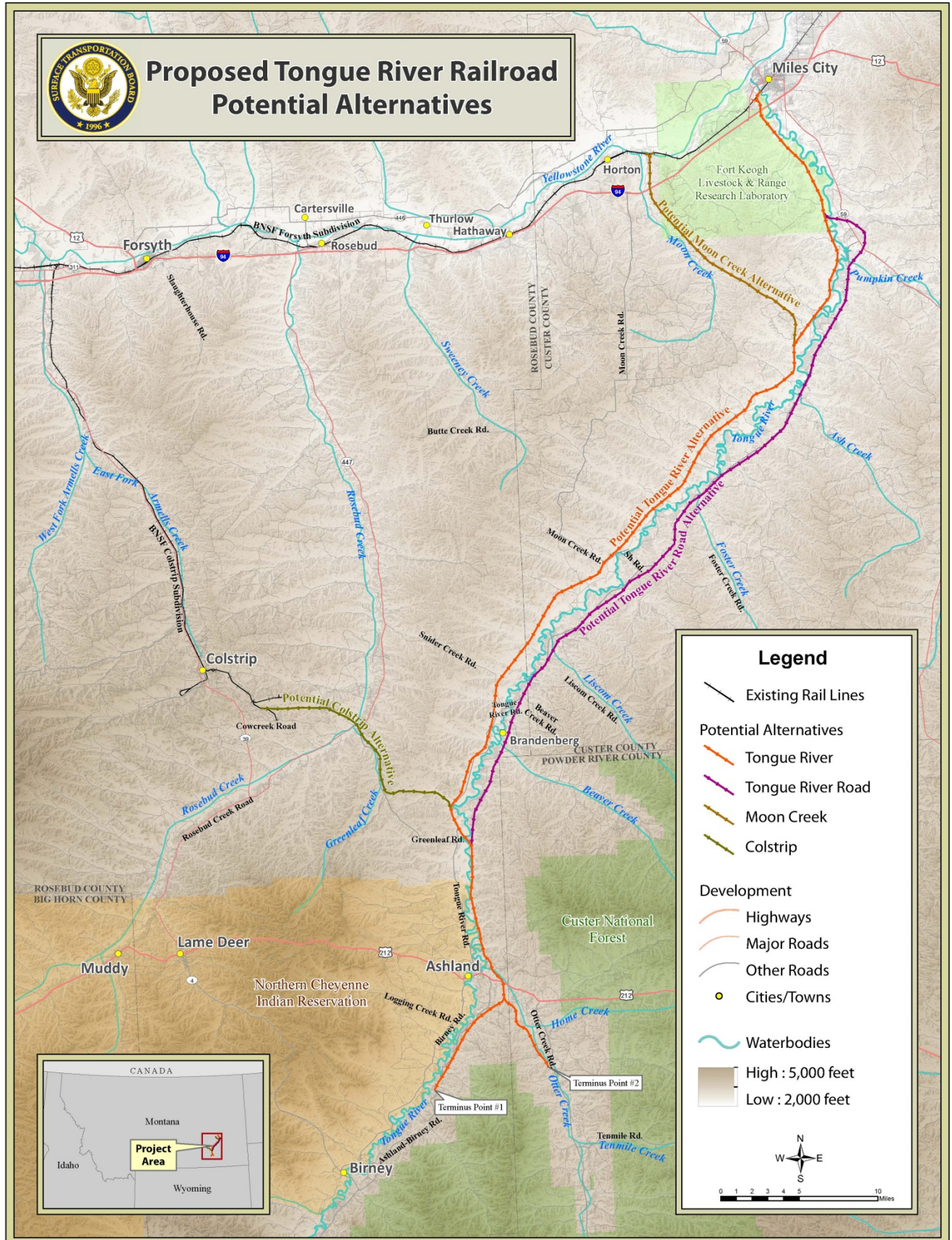
A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International

Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

Flandreau Santee Sioux

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of Flandreau Santee Sioux designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

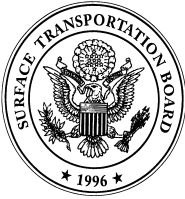
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Russell Eagle Bear
Tribal Historic Preservation Officer
Rosebud Sioux Tribe of Indians
P.O. Box 809
Rosebud, SD 57570

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Mr. Russell Eagle Bear:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

This letter has three purposes:

- First, to learn whether your Tribe remains interested in participating as a Consulting Party. We have enclosed a post card (Attachment B) that we hope makes it easier for you to select the level of involvement that you are interested in. If we do not hear back from you, we will assume that you want to continue as a Consulting Party.
- Second, to initiate formal consultation under Section 106 of the National Historic Preservation Act.
- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact

Russell Eagle Bear, Rosebud Sioux Tribe of Indians

December 11, 2012

Page 2

Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

Sincerely,

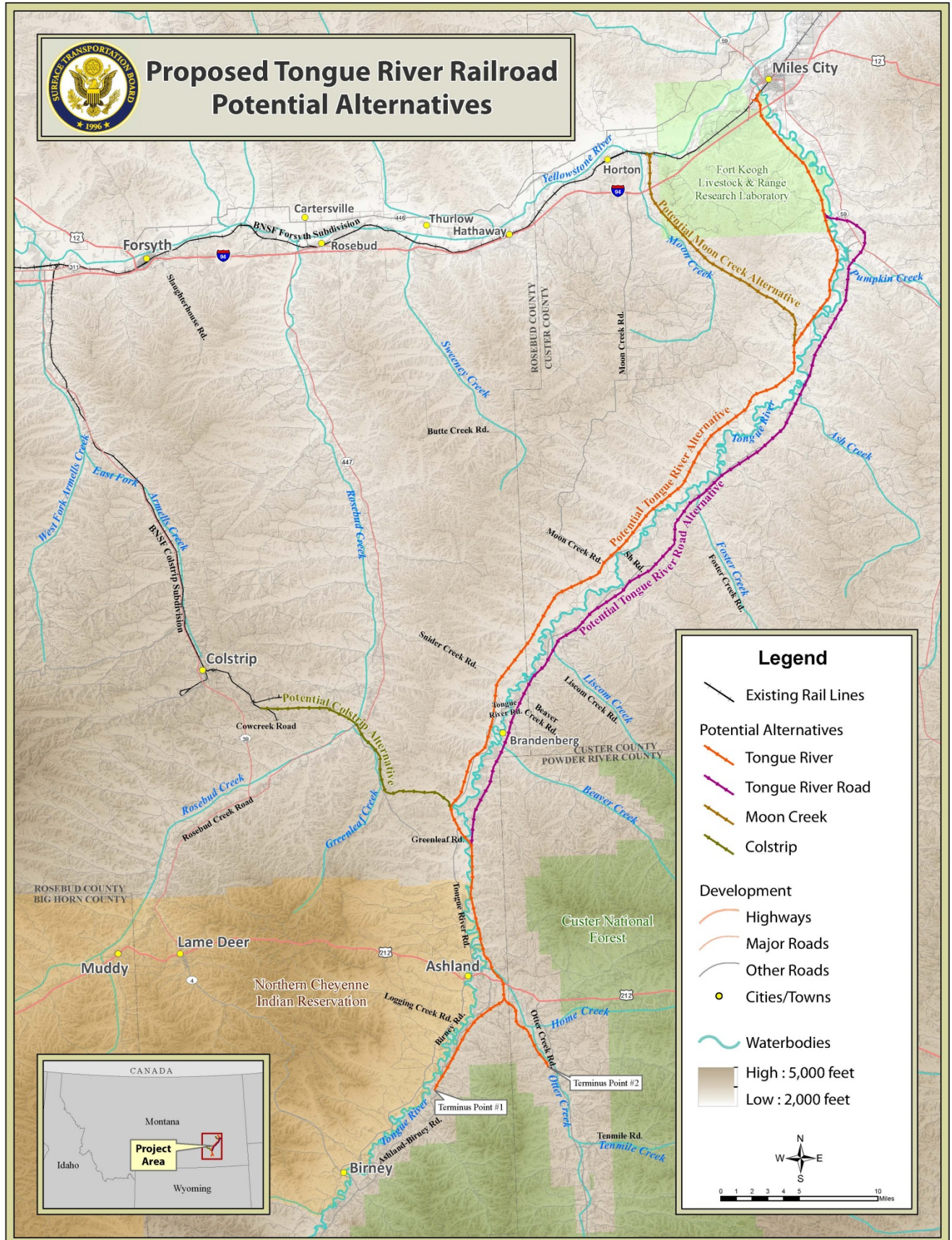
A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International

Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

Rosebud Sioux Tribe of Indians

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of Rosebud Sioux Tribe of Indians designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

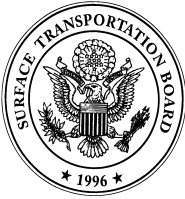
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Rick Thomas
Tribal Historic Preservation Officer
Santee Sioux Nation (Santee Sioux Tribe of Nebraska)
108 Spirit Lake Avenue West
Niobrara, NE 68760

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Mr. Thomas:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

This letter has three purposes:

- First, to learn whether your Tribe remains interested in participating as a Consulting Party. We have enclosed a post card (Attachment B) that we hope makes it easier for you to select the level of involvement that you are interested in. If we do not hear back from you, we will assume that you want to continue as a Consulting Party.
- Second, to initiate formal consultation under Section 106 of the National Historic Preservation Act.
- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact

Rick Thomas, Santee Sioux Nation (Santee Sioux Tribe of Nebraska)

December 11, 2012

Page 2

Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

Sincerely,

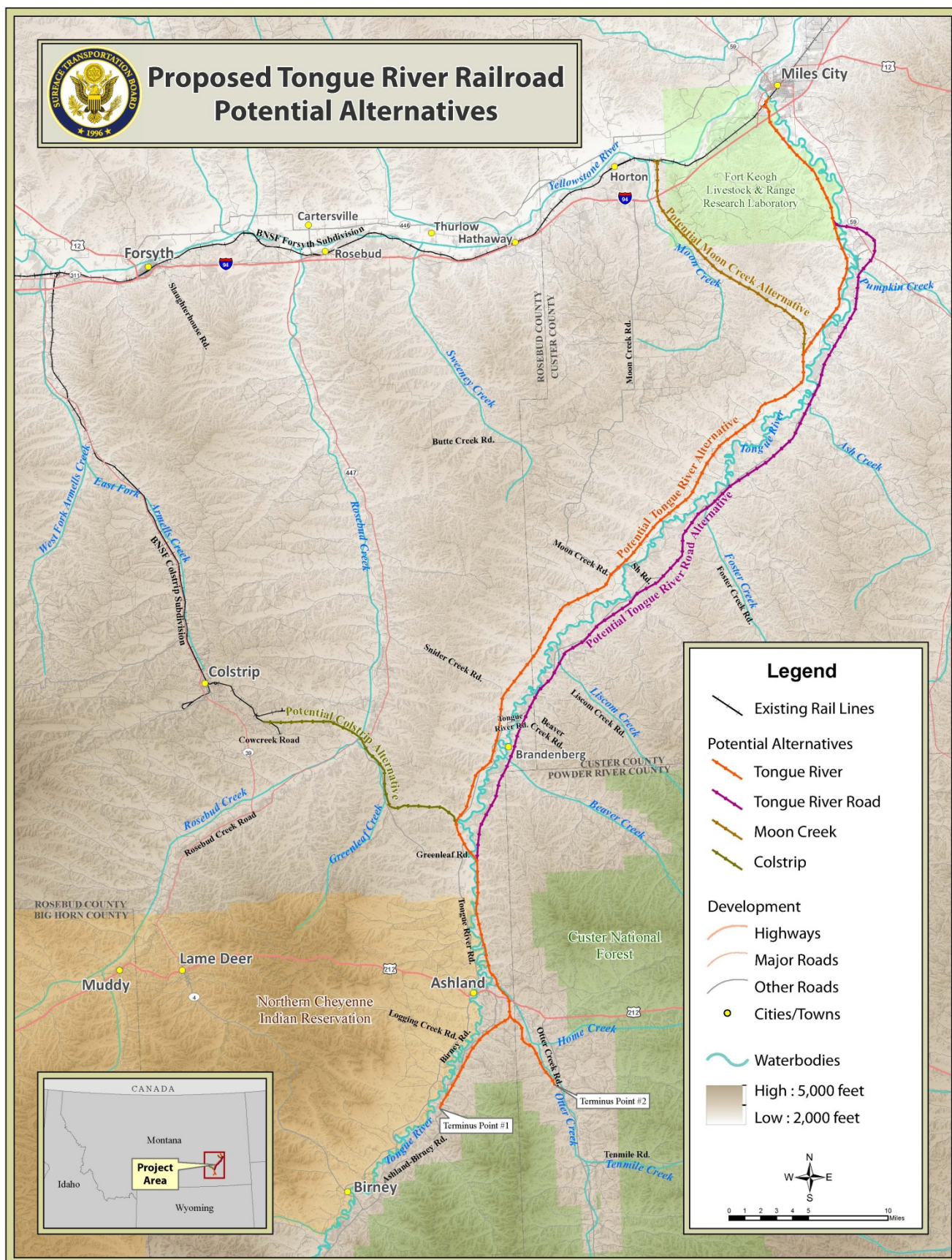
A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International

Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

Santee Sioux Nation (Santee Sioux Tribe of Nebraska)

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of Santee Sioux Nation (Santee Sioux Tribe of Nebraska) designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

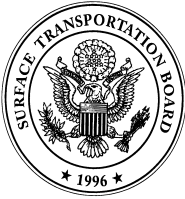
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Lynette Gray
Tribal Historic Preservation Officer
Cheyenne & Arapaho Tribes
Planning & Development
P.O. Box 38
Concho, OK 73022

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Ms. Gray:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

This letter has three purposes:

- First, to learn whether your Tribe remains interested in participating as a Consulting Party. We have enclosed a post card (Attachment B) that we hope makes it easier for you to select the level of involvement that you are interested in. If we do not hear back from you, we will assume that you want to continue as a Consulting Party.
- Second, to initiate formal consultation under Section 106 of the National Historic Preservation Act.
- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

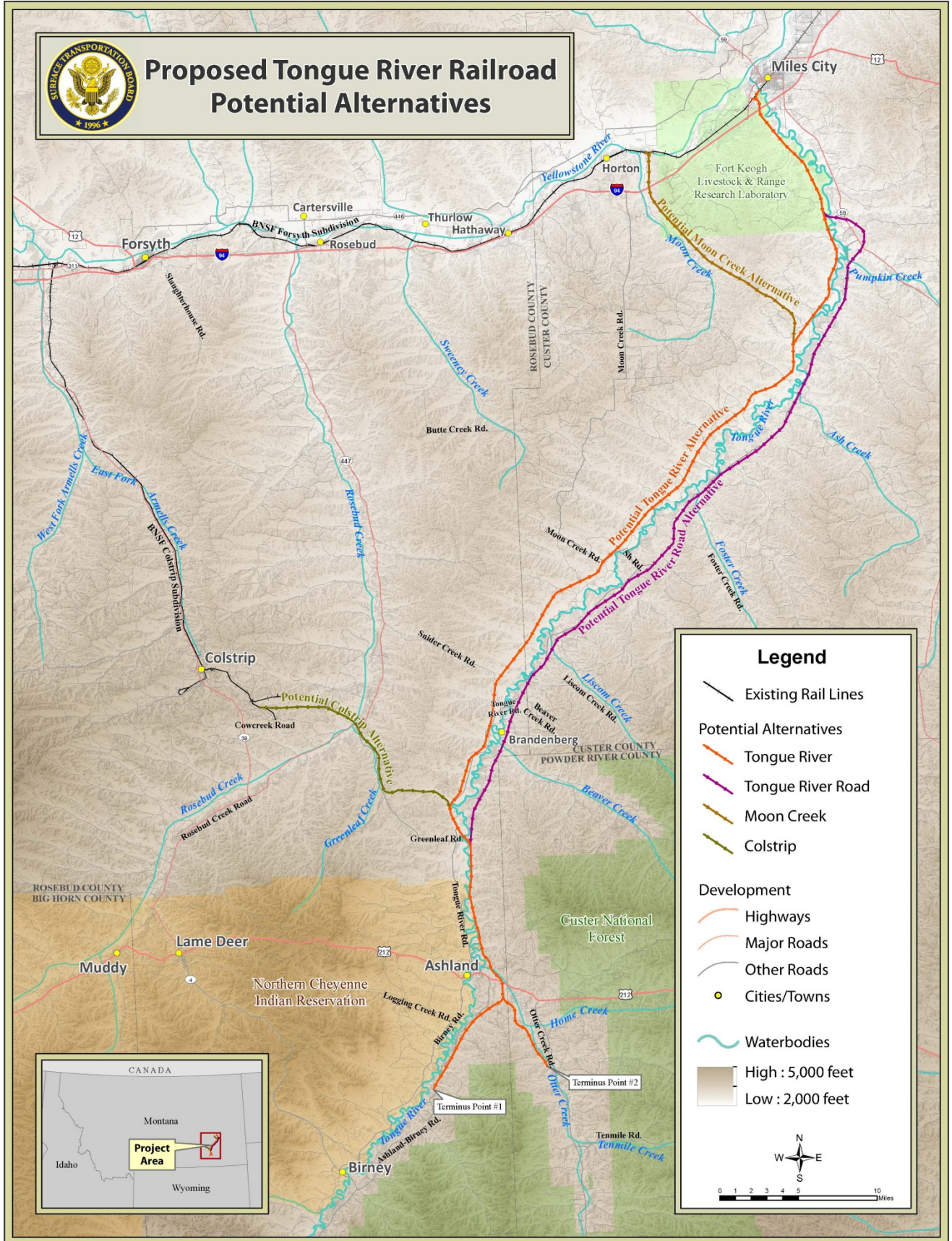
Sincerely,

A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International
Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

Cheyenne & Arapaho Tribes

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of Cheyenne & Arapaho Tribes designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

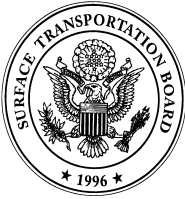
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Darlene Conrad
Tribal Historic Preservation Officer
Northern Arapaho Tribe
P.O. Box 396
Ft. Washakie, WY 82514

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Ms. Conrad:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

This letter has three purposes:

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- Second, to initiate formal consultation under Section 106 of the National Historic Preservation Act.
- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact

Darlene Conrad, Northern Arapaho Tribe

December 11, 2012

Page 2

Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

Sincerely,

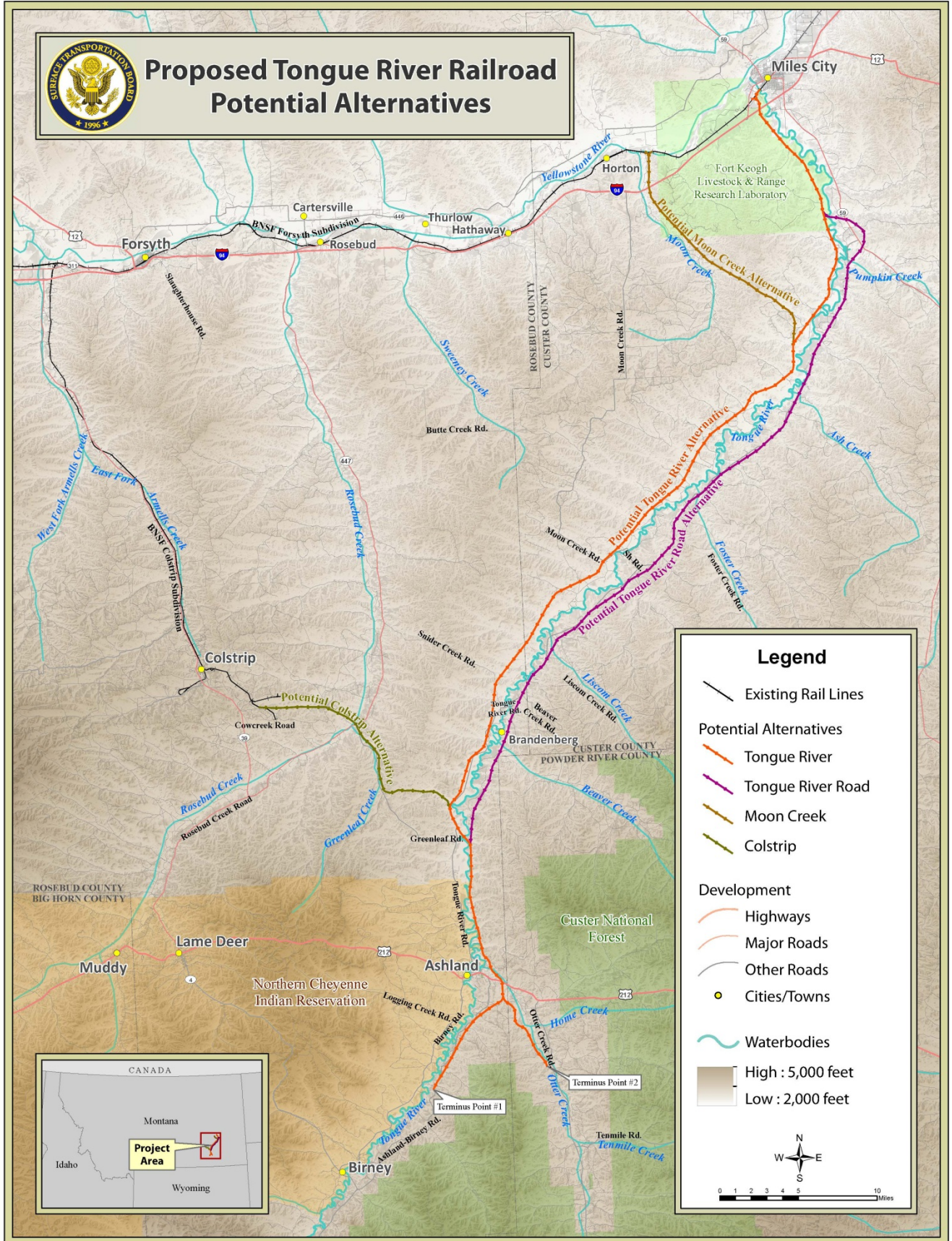
A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International

Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

Northern Arapaho Tribe

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of Northern Arapaho Tribe designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

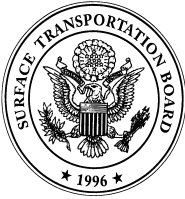
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Wanda Wells
Tribal Historic Preservation Officer
Crow Creek Sioux Tribe
P.O. Box 50
Ft. Thompson, SD 57339-0050

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Ms. Wells:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

This letter has three purposes:

- First, to learn whether your Tribe remains interested in participating as a Consulting Party. We have enclosed a post card (Attachment B) that we hope makes it easier for you to select the level of involvement that you are interested in. If we do not hear back from you, we will assume that you want to continue as a Consulting Party.
- Second, to initiate formal consultation under Section 106 of the National Historic Preservation Act.
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For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact

Wanda Wells, Crow Creek Sioux Tribe

December 11, 2012

Page 2

Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

Sincerely,

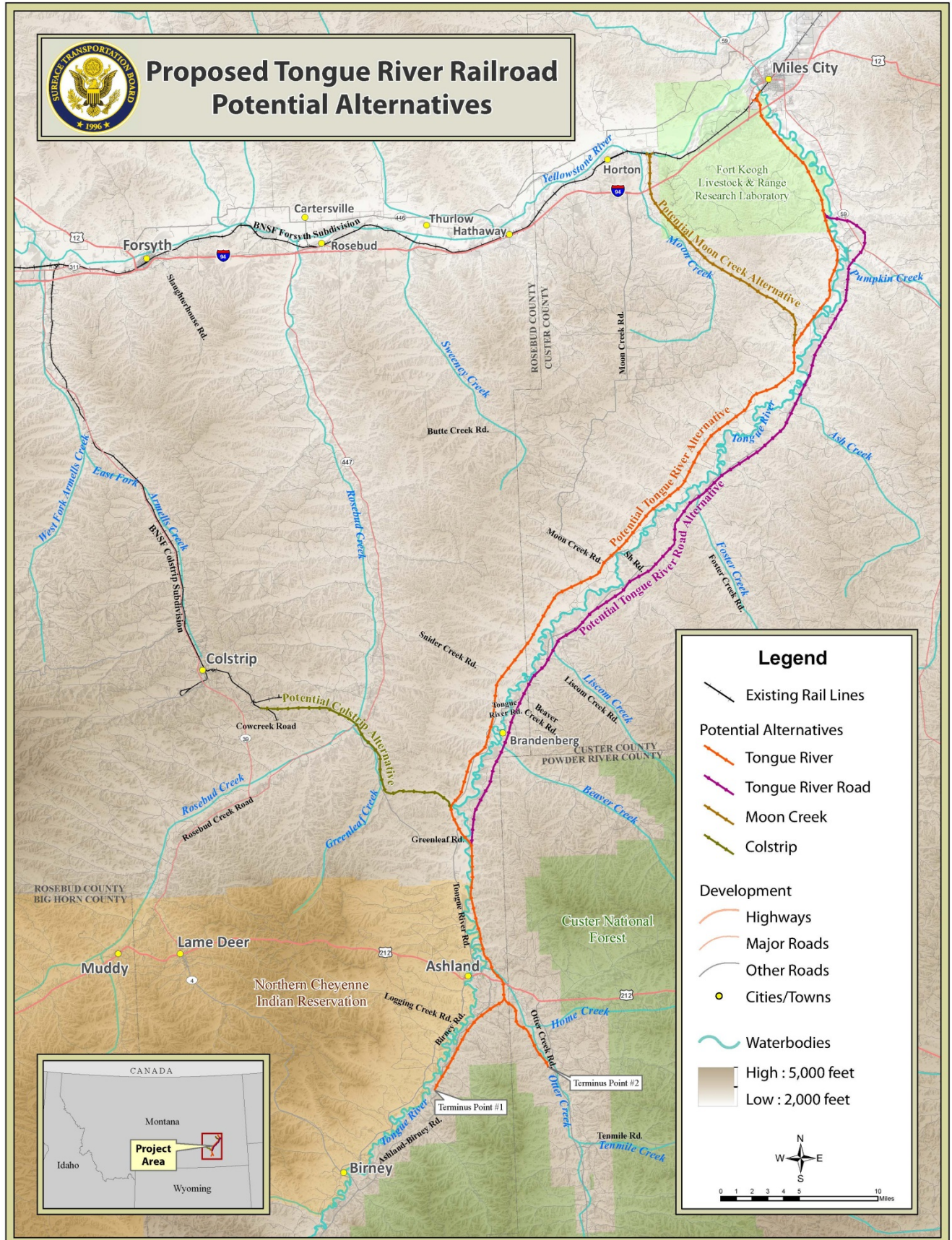
A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International

Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

Crow Creek Sioux Tribe

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of Crow Creek Sioux Tribe designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

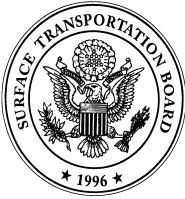
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Leonard Wabasha
Cultural Resources Director
Shakopee Mdewakanton Sioux
Cultural Committee
2330 Sioux Trail NW
Prior Lake, MN 55372

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Mr. Wabasha:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

This letter has three purposes:

- First, to learn whether your Tribe remains interested in participating as a Consulting Party. We have enclosed a post card (Attachment B) that we hope makes it easier for you to select the level of involvement that you are interested in. If we do not hear back from you, we will assume that you want to continue as a Consulting Party.
- Second, to initiate formal consultation under Section 106 of the National Historic Preservation Act.
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For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

Leonard Wabasha, Shakopee Mdewakanton Sioux

December 11, 2012

Page 2

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

Sincerely,

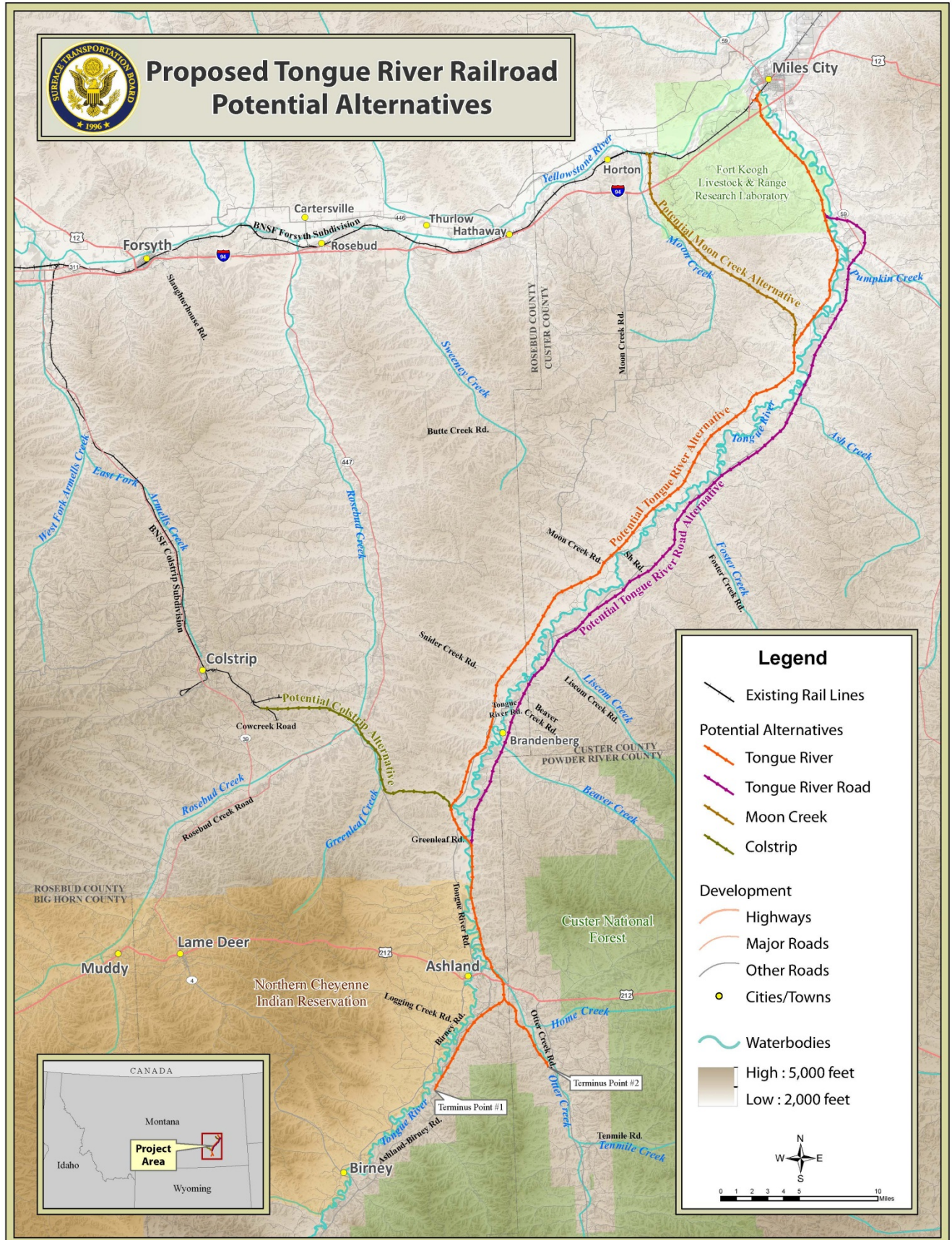
A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International

Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

Shakopee Mdewakanton Sioux

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of Shakopee Mdewakanton Sioux designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

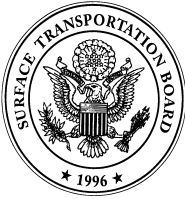
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Elgin Crows Breast
Tribal Historic Preservation Officer
Three Affiliated Tribes: Mandan, Hidatsa & Arikara Nation
404 Frontage Road
New Town, ND 58763

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Mr. Elgin Crows Breast:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

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For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact

Elgin Crows Breast, Three Affiliated Tribes: Mandan, Hidatsa & Arikara Nation

December 11, 2012

Page 2

Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

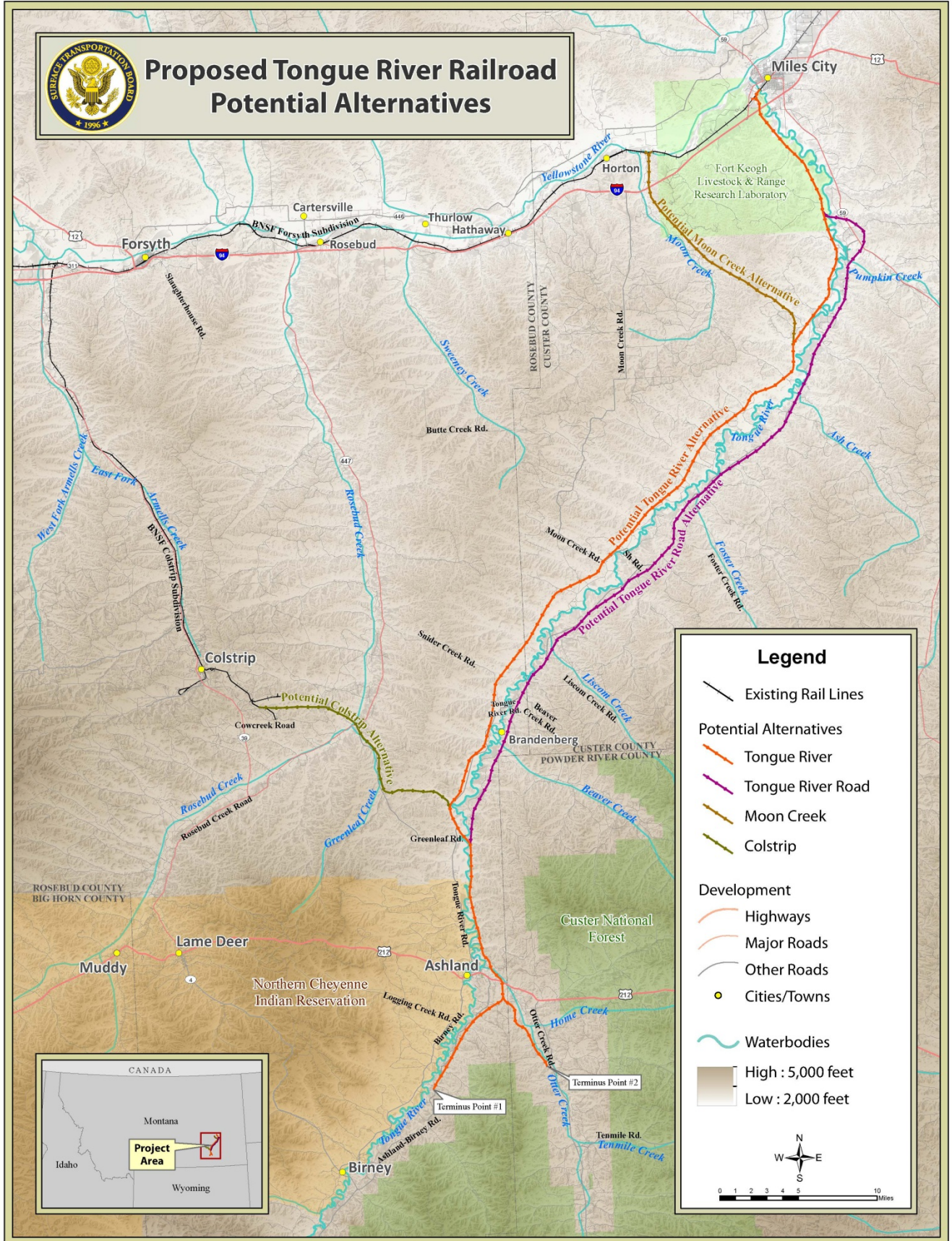
Sincerely,

A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International
Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

Three Affiliated Tribes: Mandan, Hidatsa & Arikara Nation

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of Three Affiliated Tribes: Mandan, Hidatsa & Arikara Nation designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

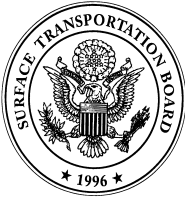
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Anthony Morse
Tribal Historic Preservation Officer
Lower Sioux Indian Community
32469 County Highway 2
Morton, MN 56270

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Mr. Morse:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

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- Second, to initiate formal consultation under Section 106 of the National Historic Preservation Act.
- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact

Anthony Morse, Lower Sioux Indian Community

December 11, 2012

Page 2

Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

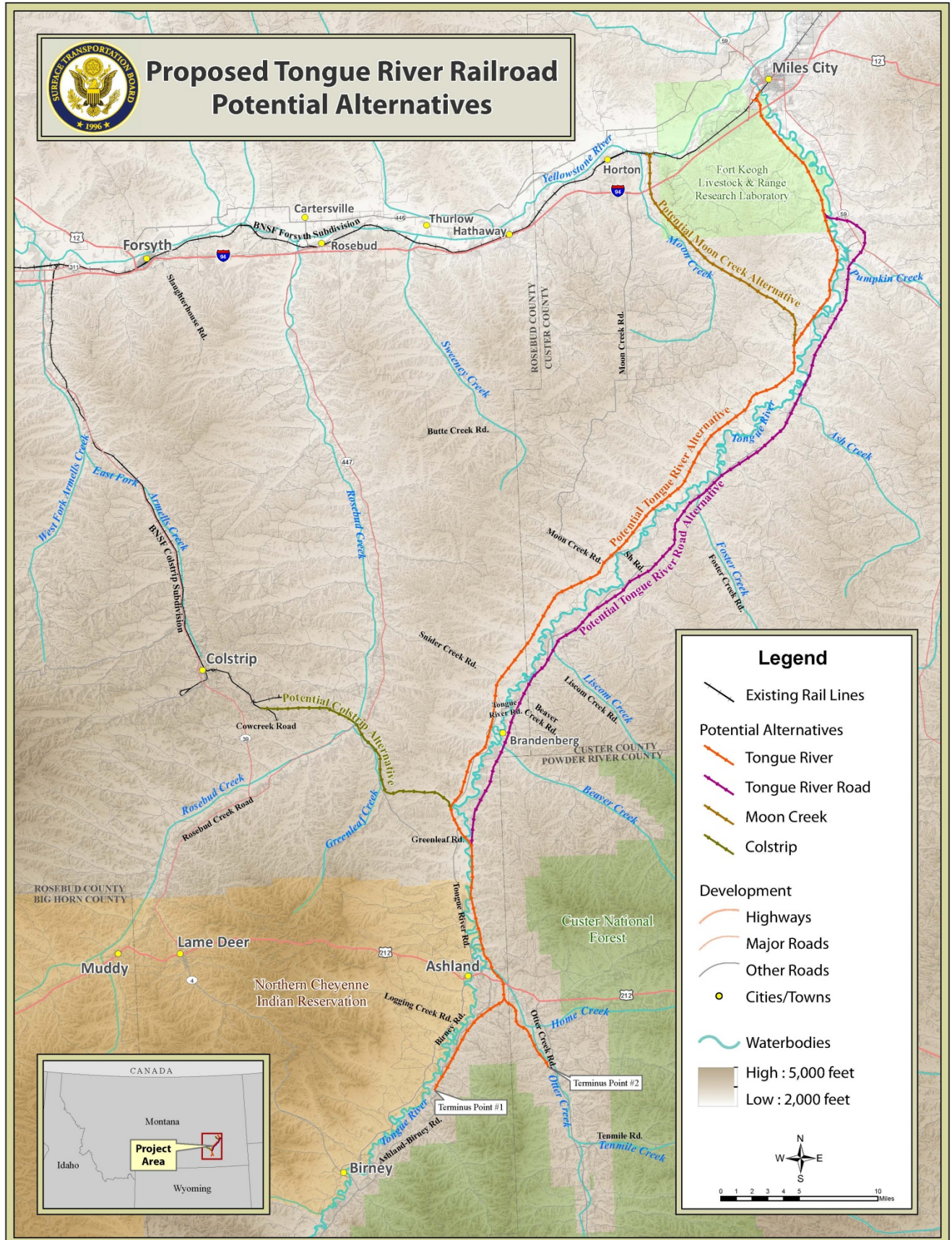
Sincerely,

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Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International
Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

Lower Sioux Indian Community

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of Lower Sioux Indian Community designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

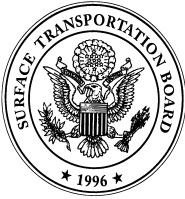
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Marlow LaBatte
Tribal Historic Preservation Officer
Upper Sioux Community
P.O. Box 147
Granite Falls, MN 56241-0147

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Mr. LaBatte:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

This letter has three purposes:

- First, to learn whether your Tribe remains interested in participating as a Consulting Party. We have enclosed a post card (Attachment B) that we hope makes it easier for you to select the level of involvement that you are interested in. If we do not hear back from you, we will assume that you want to continue as a Consulting Party.
- Second, to initiate formal consultation under Section 106 of the National Historic Preservation Act.
- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact

Marlow LaBatte, Upper Sioux Community

December 11, 2012

Page 2

Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

Sincerely,

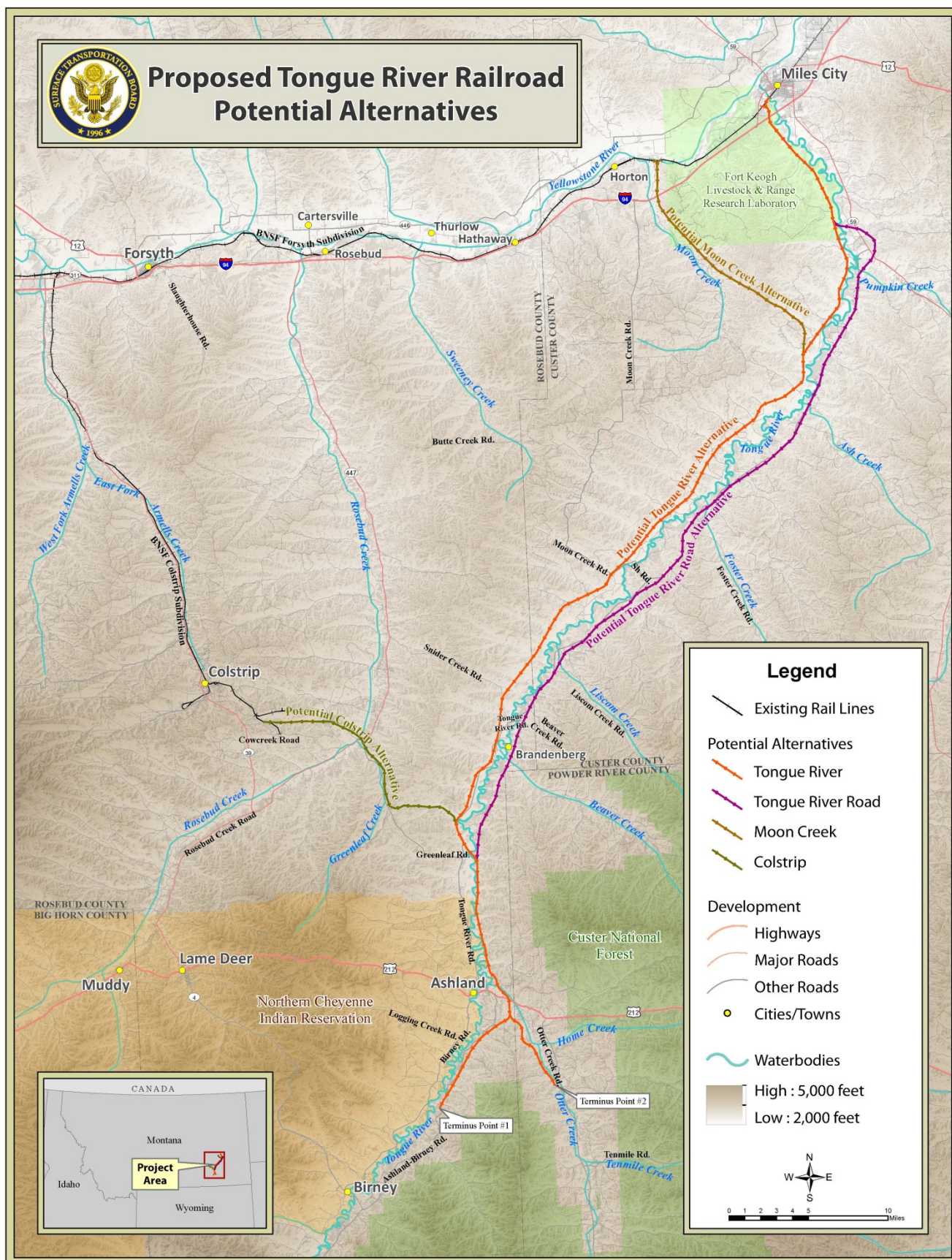
A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International

Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

Upper Sioux Community

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of Upper Sioux Community designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

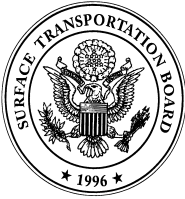
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

John Murray
Tribal Historic Preservation Officer
The Blackfeet Nation
P.O. Box 2809 Road
Browning, MT 59417

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Mr. Murray:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

This letter has three purposes:

- First, to learn whether your Tribe remains interested in participating as a Consulting Party. We have enclosed a post card (Attachment B) that we hope makes it easier for you to select the level of involvement that you are interested in. If we do not hear back from you, we will assume that you want to continue as a Consulting Party.
- Second, to initiate formal consultation under Section 106 of the National Historic Preservation Act.
- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact

John Murray, The Blackfeet Nation

December 11, 2012

Page 2

Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

Sincerely,

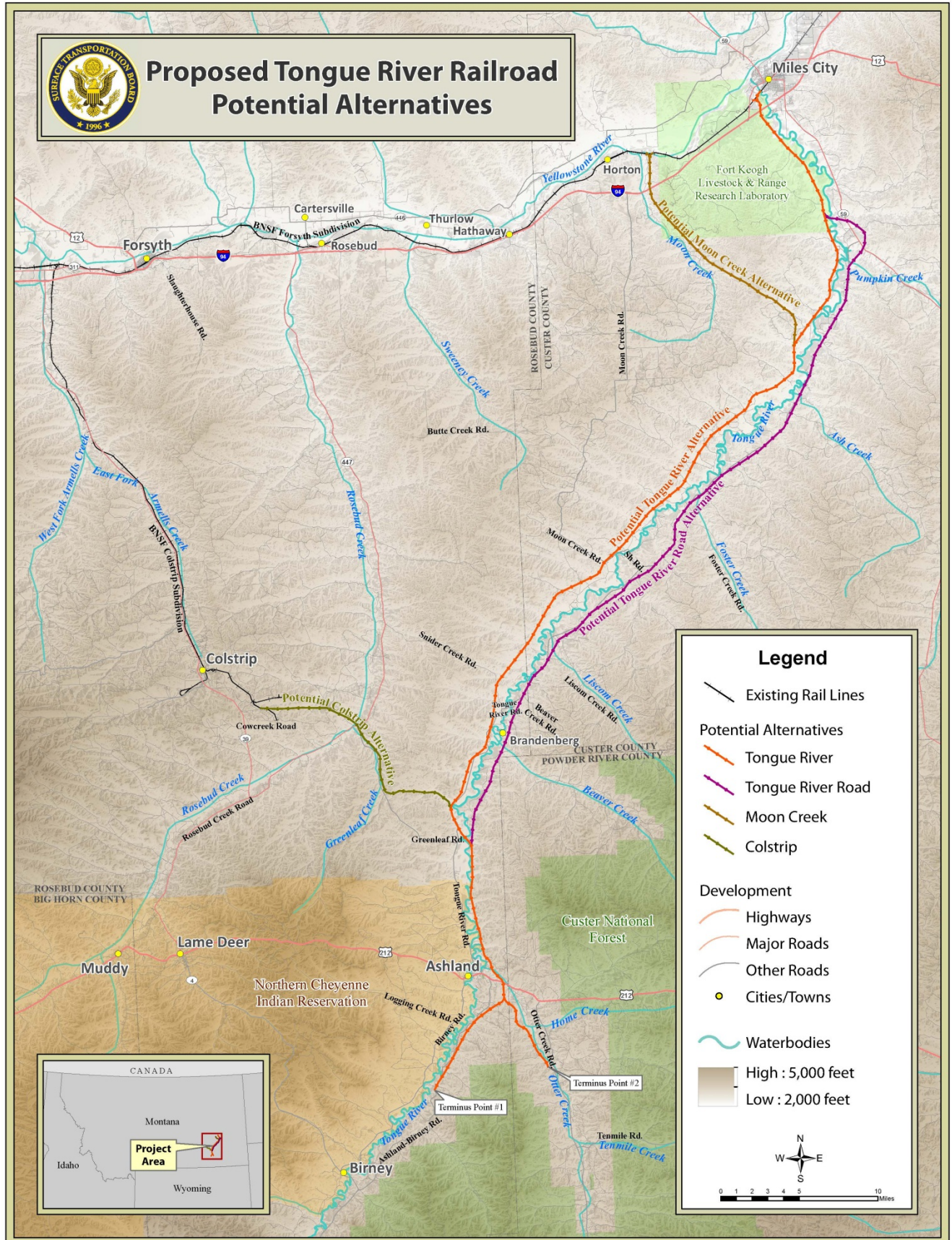
A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International

Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

The Blackfeet Nation

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of The Blackfeet Nation designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

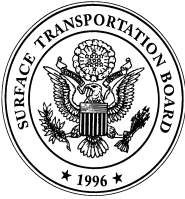
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Wilfred Ferris
Tribal Historic Preservation Officer
Shoshone Tribe of the Wind River Reservation
PO Box 538
Fort Washakie, WY 82514

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Mr. Ferris:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

This letter has three purposes:

- First, to learn whether your Tribe remains interested in participating as a Consulting Party. We have enclosed a post card (Attachment B) that we hope makes it easier for you to select the level of involvement that you are interested in. If we do not hear back from you, we will assume that you want to continue as a Consulting Party.
- Second, to initiate formal consultation under Section 106 of the National Historic Preservation Act.
- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact

Wilfred Ferris, Shoshone Tribe of the Wind River Reservation

December 11, 2012

Page 2

Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

Sincerely,

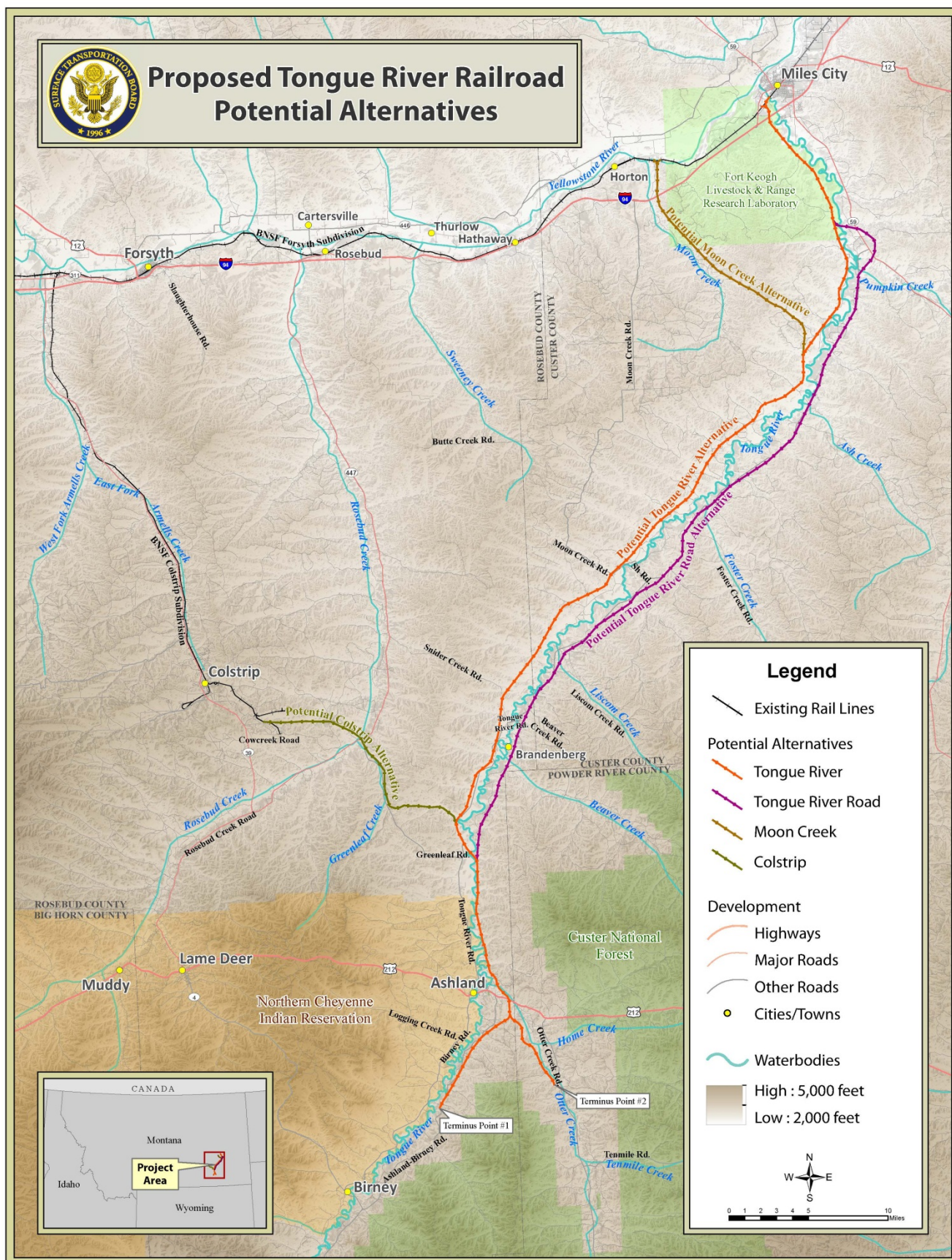
A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International

Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

Shoshone Tribe of the Wind River Reservation

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of Shoshone Tribe of the Wind River Reservation designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

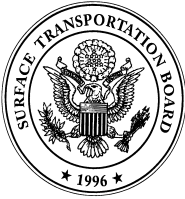
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Lisa Axline
Right-of-Way Specialist
Montana Department of Natural Resources & Conservation
1625 Eleventh Avenue
Helena, MT 59620-1601

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Ms. Axline:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

This letter has three purposes:

- First, to learn whether your organization remains interested in participating as a Consulting Party. We have enclosed a post card (Attachment B) that we hope makes it easier for you to select the level of involvement that you are interested in. If we do not hear back from you, we will assume that you want to continue as a Consulting Party.
- Second, to initiate formal consultation under Section 106 of the National Historic Preservation Act.
- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact

Lisa Axline, Montana Department of Natural Resources & Conservation

December 11, 2012

Page 2

Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

Sincerely,

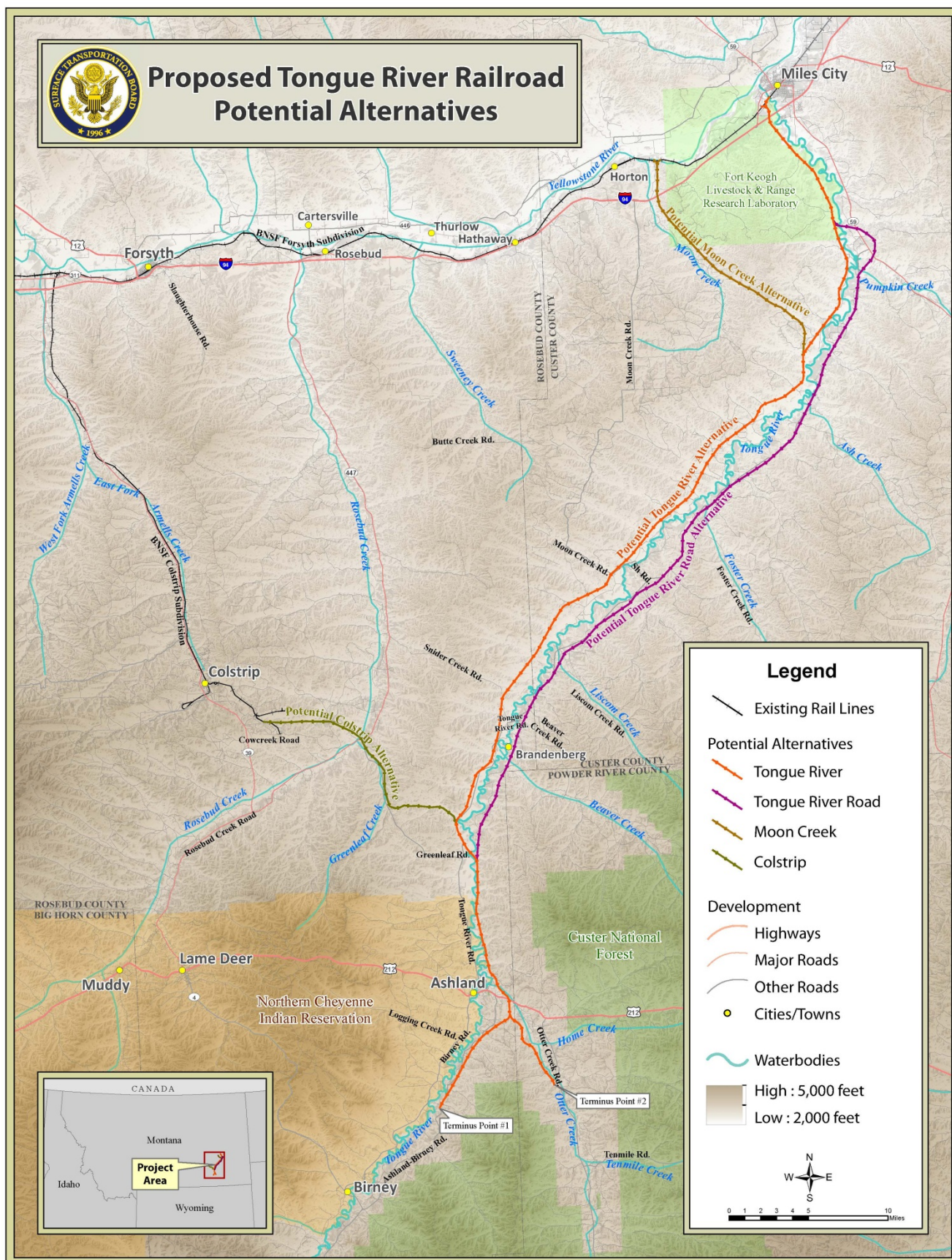
A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International

Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

Montana Department of Natural Resources & Conservation

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of Montana Department of Natural Resources & Conservation designated contact for Section 106
Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in
Montana:

_____ Phone: _____
Please print e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Connie Muggli
Historic Preservation Officer
Miles City Historic Preservation Office
P.O. Box 910
Miles City, MT 59301

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Ms. Muggli:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

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- Second, to initiate formal consultation under Section 106 of the National Historic Preservation Act.
- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact

Connie Muggli, Miles City Historic Preservation Office

December 11, 2012

Page 2

Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

Sincerely,

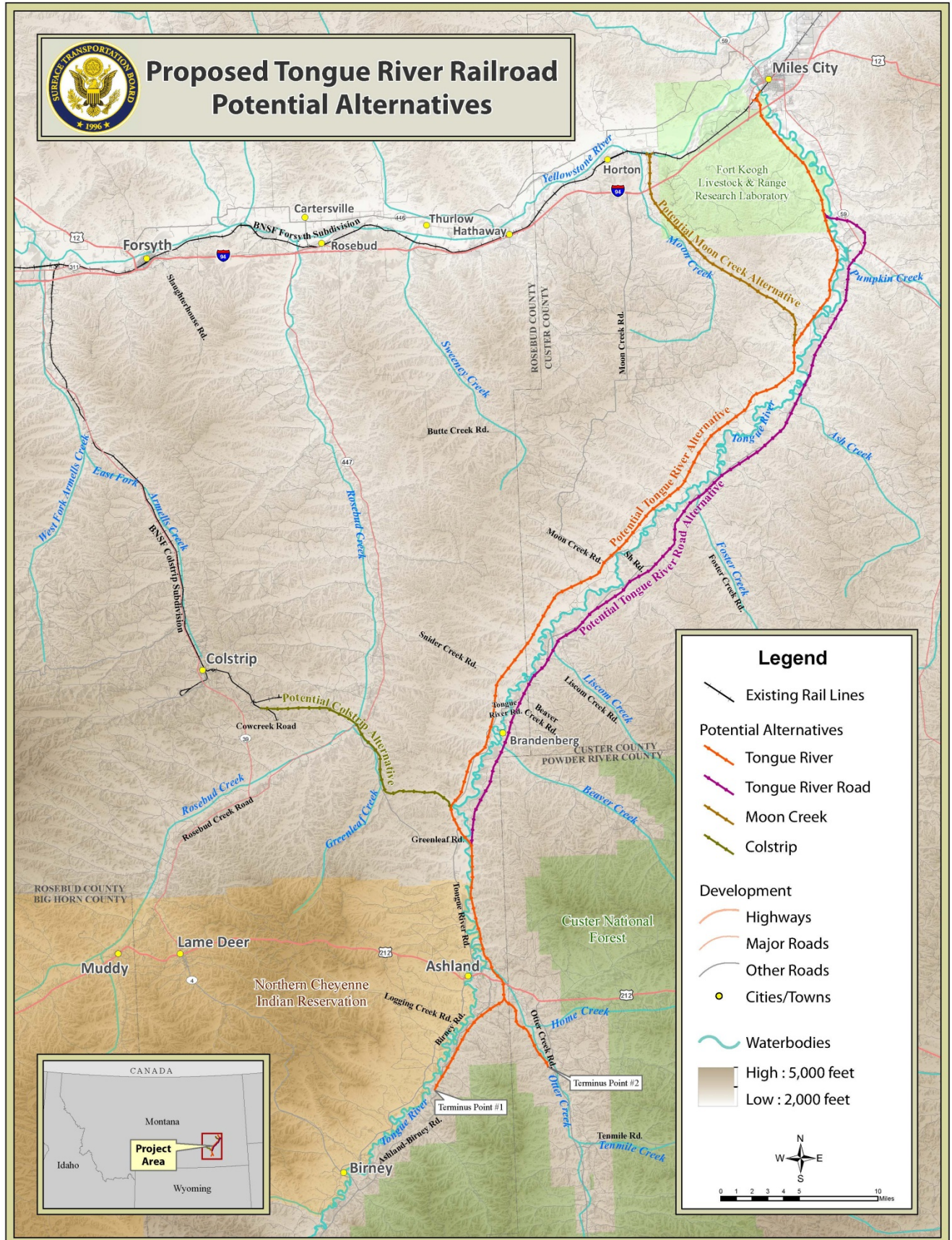
A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International

Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

Miles City Historic Preservation Office

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of Miles City Historic Preservation Office designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

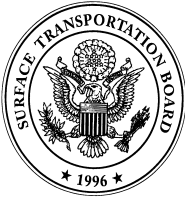
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

David Coburn
Partner, Steptoe & Johnson, LLP
representing Tongue River Railroad Company, Inc.
1330 Connecticut Avenue, NW
Washington, D.C. 20036-1795

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Mr. Coburn:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

This letter has three purposes:

- First, to learn whether your organization remains interested in participating as a Consulting Party. We have enclosed a post card (Attachment B) that we hope makes it easier for you to select the level of involvement that you are interested in. If we do not hear back from you, we will assume that you want to continue as a Consulting Party.
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- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact

David Coburn, representing Tongue River Railroad Company, Inc.

December 11, 2012

Page 2

Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

Sincerely,

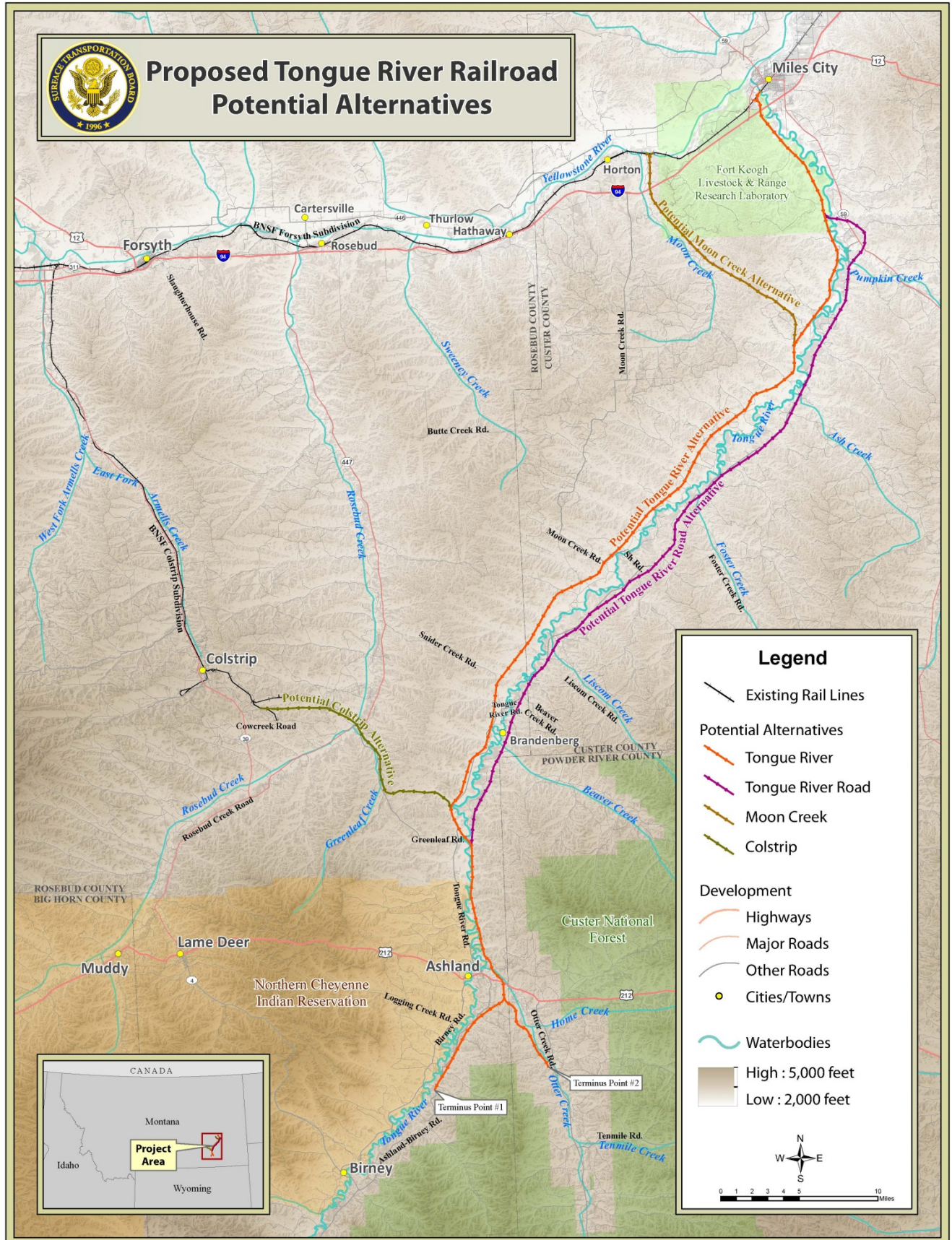
A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International

Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

representing Tongue River Railroad Company, Inc.

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of representing Tongue River Railroad Company, Inc. designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

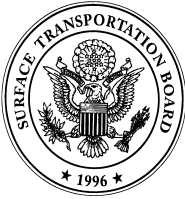
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Barbara Ranf
Director
BNSF Railway Company
Government Affairs
800 North Last Chance Gulch, Suite 101
Helena, MT 59601-3351

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Ms. Banf:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

This letter has three purposes:

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- Second, to initiate formal consultation under Section 106 of the National Historic Preservation Act.
- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

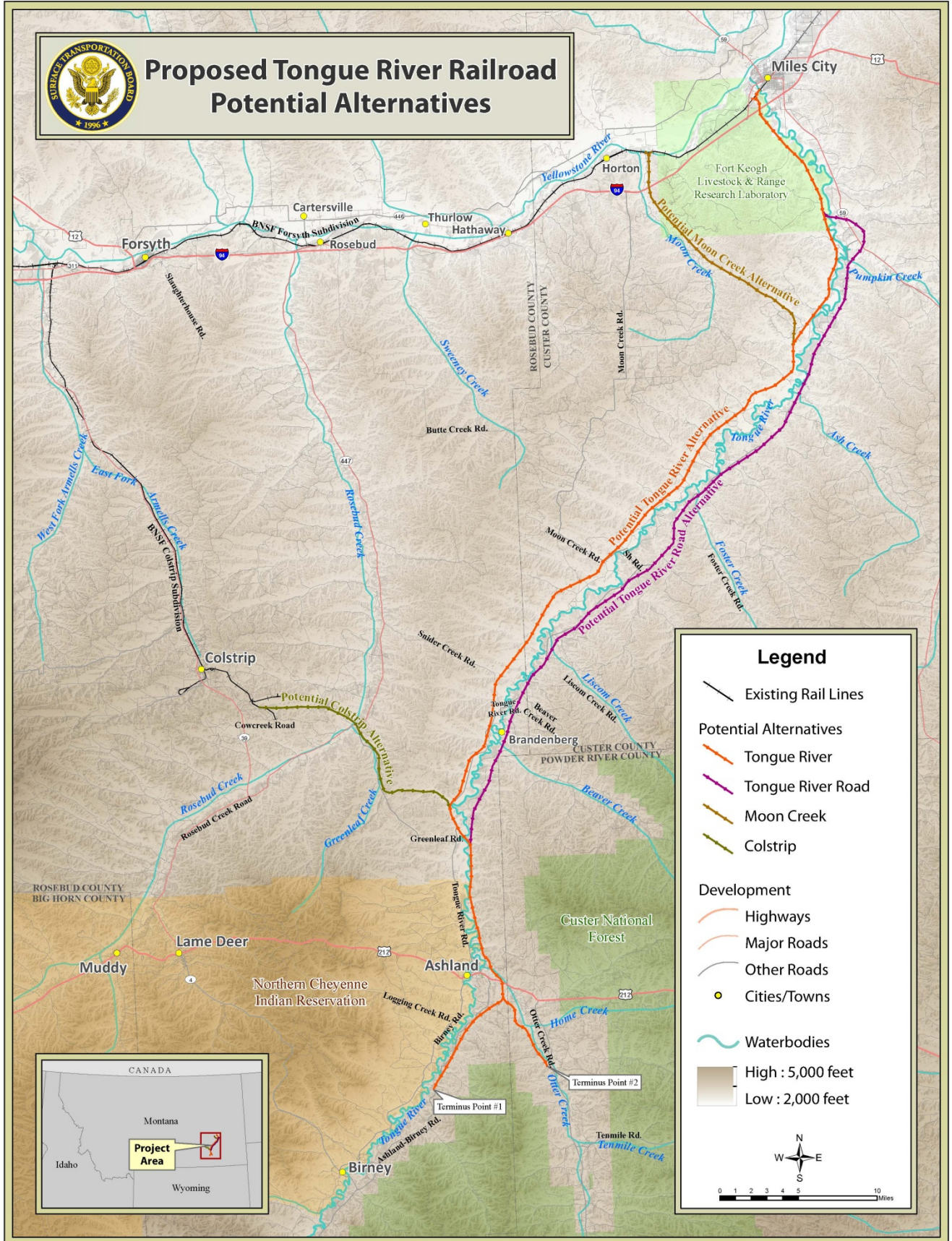
Sincerely,

A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International
Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

BNSF Railway Company

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of BNSF Railway Company designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

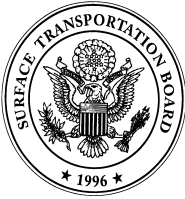
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Betsy Merritt
Deputy General Counsel
National Trust for Historic Preservation
1785 Massachusetts Ave. NW
Washington, DC 20036

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Ms. Merritt:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

This letter has three purposes:

- First, to learn whether your organization remains interested in participating as a Consulting Party. We have enclosed a post card (Attachment B) that we hope makes it easier for you to select the level of involvement that you are interested in. If we do not hear back from you, we will assume that you want to continue as a Consulting Party.
- Second, to initiate formal consultation under Section 106 of the National Historic Preservation Act.
- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact

Betsy Merritt, National Trust for Historic Preservation

December 11, 2012

Page 2

Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

Sincerely,

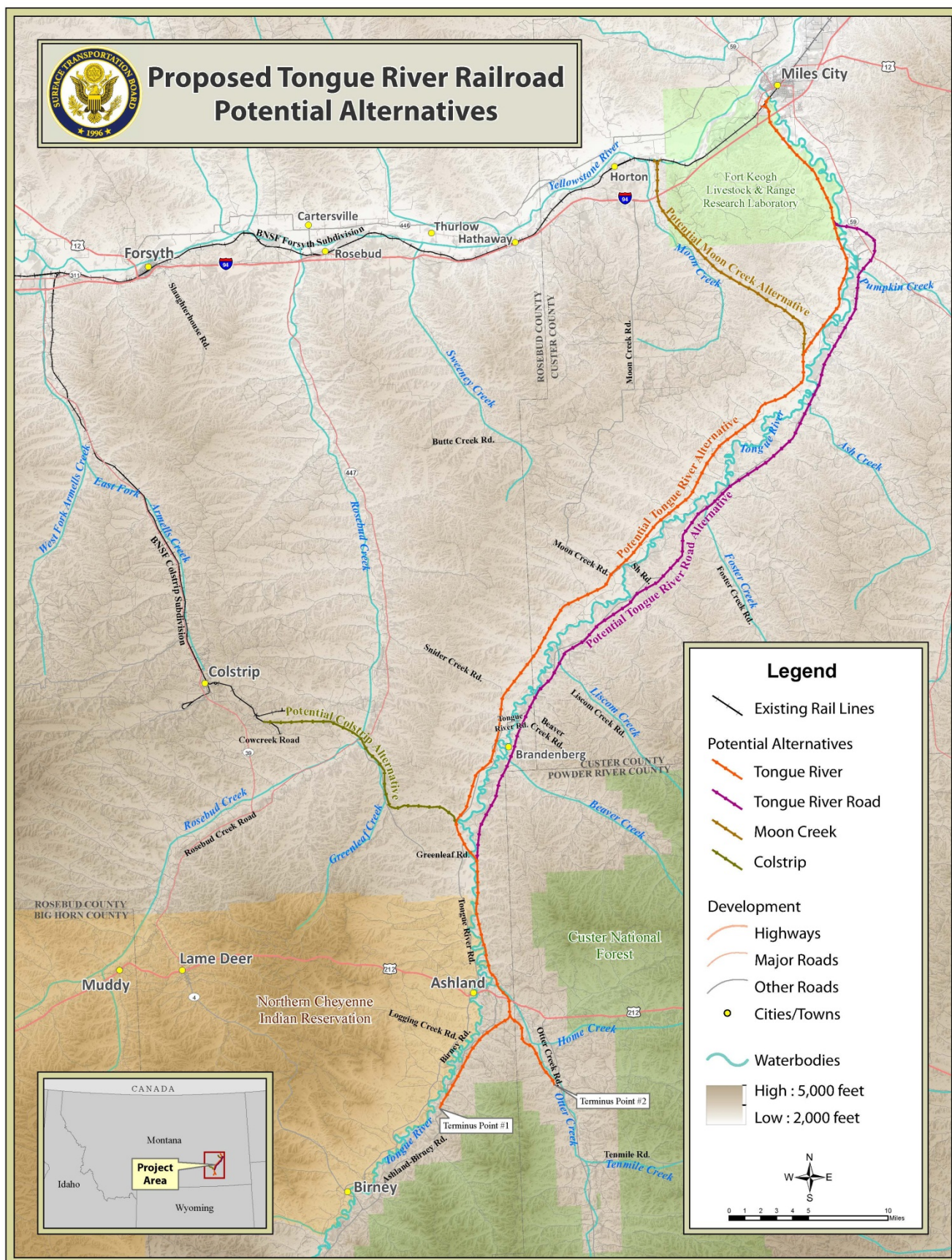
A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International

Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

National Trust for Historic Preservation

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

- _____ We have no interests associated with TRRC's proposed rail line and further consultation with our organization is not required.
- _____ We want to continue to receive project information by mail and participate in the public involvement process.
- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of National Trust for Historic Preservation designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

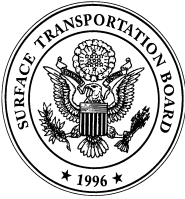
Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area:



SURFACE TRANSPORTATION BOARD
Washington, DC 20423

Office of Environmental Analysis

December 11, 2012

Amy Cole
Regional Attorney/Sr. Program Officer
National Trust for Historic Preservation
535 16th St., Suite 750
Denver, CO 80202

Re: Docket No. FD 30186, Tongue River Railroad Company, Inc.—Rail Construction and Operation—in Custer, Powder River and Rosebud Counties, Montana: Initiation of Section 106 Consultation for Revised Undertaking.

Dear Ms. Cole:

The Office of Environmental Analysis (OEA) appreciates your time and effort during the Section 106 consultations for the earlier proposed alignments of Tongue River I, II, and III. As you probably know, on October 16, 2012, the Surface Transportation Board received a revised application from the Tongue River Railroad Company (TRRC) seeking the Board's authority to construct and operate a new rail line. The decision facing the Board whether or not to permit the construction and operation of the new rail line is an undertaking subject to compliance with Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800.

This letter has three purposes:

- First, to learn whether your organization remains interested in participating as a Consulting Party. We have enclosed a post card (Attachment B) that we hope makes it easier for you to select the level of involvement that you are interested in. If we do not hear back from you, we will assume that you want to continue as a Consulting Party.
- Second, to initiate formal consultation under Section 106 of the National Historic Preservation Act.
- And third, to provide another forum (in addition to the scoping meetings) for you to submit comments on potential effects to historic properties that may be located in the area and should be afforded close attention in the Environmental Impact Statement.

For your reference, Attachment A to this letter includes a map of the potential alternatives currently being considered. Additional information on this project is available on the Board's website at http://www.stb.dot.gov/stb/environment/key_cases.html, and on the project website at <http://www.tonguerivereis.com/>. Attachment B is the post card discussed above.

As before, Catherine Glidden of my staff will be leading the Section 106 consultation for the project. She may be contacted at 202-245-0293 (gliddenc@stb.dot.gov). You may also contact

Amy Cole, National Trust for Historic Preservation

December 11, 2012

Page 2

Richard Starzak with ICF International (OEA's third party contractor) at 213-627-5376 ext. 222 (richard.starzak@icfi.com). Thank you for your time and efforts in helping us do the best job we can.

Sincerely,

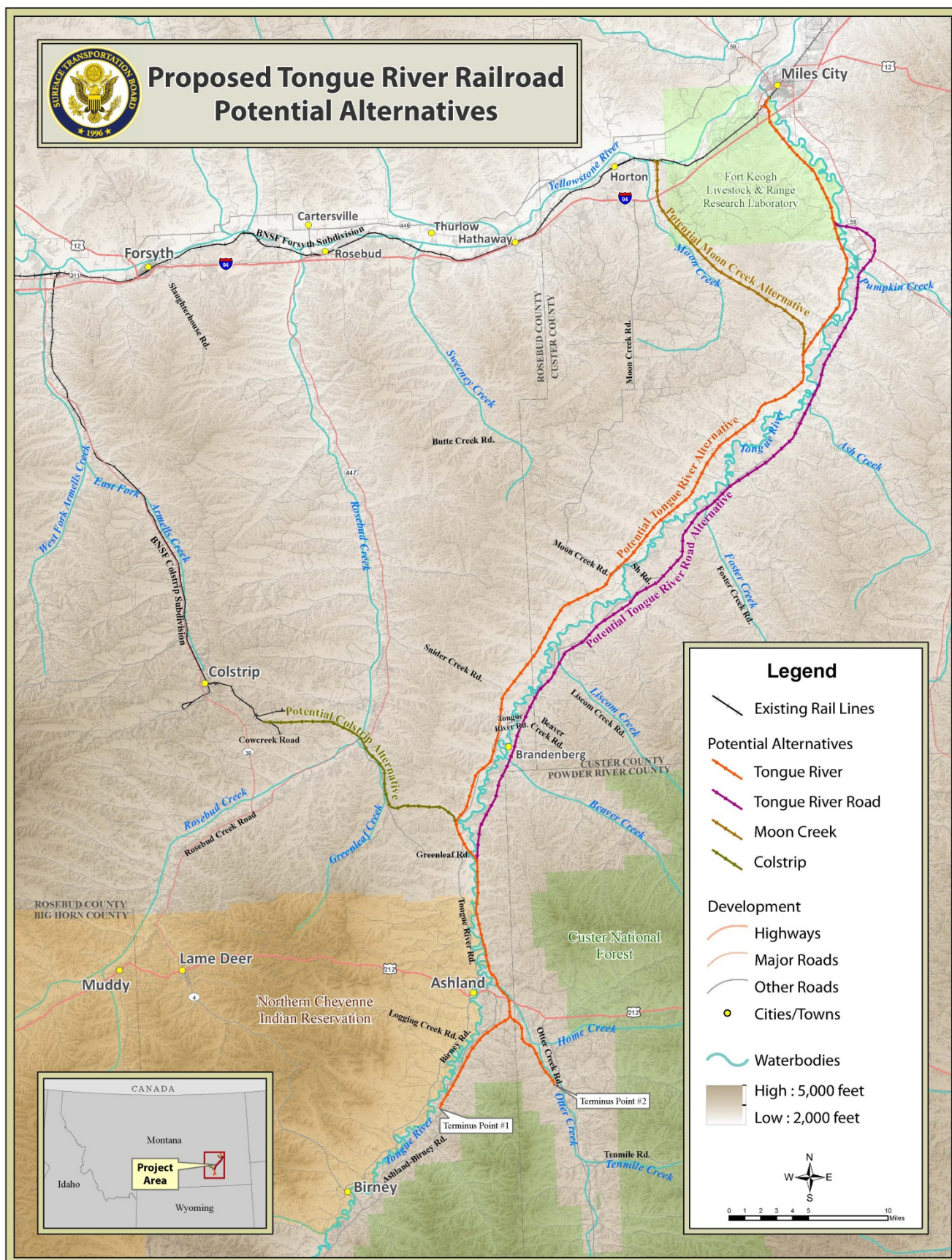
A handwritten signature in black ink, appearing to read "Victoria Rutson". The signature is fluid and cursive, with the first name "Victoria" and last name "Rutson" clearly distinguishable.

Victoria Rutson
Director
Office of Environmental Analysis

cc: Richard Starzak, ICF International

Enclosures: Map of Potential Alternatives; NHPA Section 106 Consultation Options Form

ATTACHMENT A: MAP OF POTENTIAL ALTERNATIVES



ATTACHMENT B: NHPA SECTION 106 CONSULTATION OPTIONS FORM

National Trust for Historic Preservation

STB Docket No. FD 30186, Tongue River Railroad Company, Inc. (TRRC)—Rail Construction and Operation—
in Custer, Powder River and Rosebud Counties, Montana.

Project Name: TRRC's proposed rail line

Please check all the appropriate response(s) that apply from the list below and use the back of this form or additional sheets if you wish to make comments:

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- _____ We have an interest in TRRC's proposed rail line and want to participate as a "Consulting Party" in the Section 106 of the NHPA process.

Name of National Trust for Historic Preservation designated contact for Section 106 Consultation for STB's decision on whether to allow TRRC to construct and operate a new rail line in Montana:

Please print

Phone: _____
e-mail: _____

Signed: _____ Date: _____

Please mail to: Cathy Glidden
FD No. 30186
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

Comments on potential effects to historic properties that may be located in the area: