



Indiana Department of Natural Resources

Mitchell E. Daniels, Jr., Governor
Robert E. Carter, Jr., DirectorDivision of Historic Preservation & Archaeology • 402 W. Washington Street, W274 • Indianapolis, IN 46204-2739
Phone 317-232-1646 • Fax 317-232-0693 • dhpa@dnr.IN.gov

May 7, 2012

received May 15, 2012

Melanie B. Yasbin
Law Offices of Louis E. Gitomer
600 Baltimore Avenue, Suite 301
Towson, Maryland 21204

Federal Agency: Surface Transportation Board

Re: Project information regarding a notice of exemption for Central Railroad Company of Indianapolis' abandonment of 2.84 miles on CERA's Tipton Industrial Lead, between milepost 55.66 and milepost 58.5 (Docket No. AB-511 Sub-No. 5X [6X]; DHPA #10072)

Dear Ms. Yasbin:

Pursuant to Section 106 of the National Historic Preservation Act (16 U.S.C. § 470f) and 36 C.F.R. Part 800, the staff of the Indiana State Historic Preservation Officer ("Indiana SHPO") has conducted an analysis of the materials dated April 5, 2012 and received on April 9, 2012, for the above indicated project near Kokomo Center and Howard Townships, Howard County, Indiana.

Thank you for providing the above information. Please refer to our letter dated September 21, 2010 concurring with the STB finding that there are no historic buildings, structures, districts, objects, or archaeological resources within the area of potential effects that will be affected by the above indicated project provided that the project activities remain within areas disturbed by previous construction. We have no additional comments to provide regarding this project.

If any archaeological artifacts or human remains are uncovered during construction, demolition, or earthmoving activities, state law (Indiana Code 14-21-1-27 and 29) requires that the discovery must be reported to the Department of Natural Resources within two (2) business days. In that event, please call (317) 232-1646. Be advised that adherence to Indiana Code 14-21-1-27 and 29 does not obviate the need to adhere to applicable federal statutes and regulations.

A copy of the revised 36 C.F.R. Part 800 that went into effect on August 5, 2004, may be found on the Internet at www.achp.gov for your reference. If you have questions about archaeological issues please contact Cathy Draeger-Williams at (317) 234-3791 or cdraeger-williams@dnr.IN.gov. If you have questions about buildings or structures please contact Chad Slider at (317) 234-5366 or cslider@dnr.IN.gov. Additionally, in all future correspondence regarding the above indicated project, please refer to DHPA #10072.

Very truly yours,

James A. Glass, Ph.D.
Deputy State Historic Preservation Officer

JAG:CDW:CWS:cdw

cc: David C. Navecky, Environmental Protection Specialist, Surface Transportation Board