

EI-18397

CG

*Preserving America's Heritage*

October 28, 2010

Ms. Victoria Rutson
Federal Preservation Officer
Surface Transportation Board
Office of Environmental Analysis
395 E St., SW
Washington, D.C. 20423

*REF: Tongue River Railroad Company, Inc. Construction and Operation of a Rail Line from
Miles City to Decker in Custer, Rosebud, Powder River and Big Horn Counties, Montana*

Dear Ms. Rutson:

The Advisory Council on Historic Preservation (ACHP) has signed the Amendment to the Programmatic Agreement (Amended PA) for the referenced undertaking. By carrying out the terms of the Agreement, you will fulfill your responsibilities under Section 106 of the National Historic Preservation Act and the regulations of the ACHP.

We are returning to you a copy of the original signature page so that it can be assembled with those of the other signatories. A copy of the fully signed Amended PA should be provided to all of the signatories including the ACHP.

We appreciate your ongoing cooperation in this matter. If you have any questions, please contact Najah Duvall-Gabriel at (202) 606-8585, or via email at ngabriel@achp.gov.

Sincerely,

Charlene Dwin Vaughn, AICP
Assistant Director
Office of Federal Agency Programs
Federal Permitting, Licensing, and Assistance Section

Enclosure
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ADVISORY COUNCIL ON HISTORIC PRESERVATION

1100 Pennsylvania Avenue NW, Suite 803 • Washington, DC 20004
Phone: 202-606-8503 • Fax: 202-606-8647 • achp@achp.gov • www.achp.gov

NOW, THEREFORE, the signatories to the PA agree that the PA will remain in effect through September 1, 2010 to allow the consulting parties time to incorporate further the role of Indian tribes and to make revisions needed to update the original PA given the passage of time and the designation of the Wolf Mountain Battlefield as a National Historic Landmark.

SURFACE TRANSPORTATION BOARD

By: _____ Date: _____

MONTANA STATE HISTORIC PRESERVATION OFFICER

By: _____ Date: _____

ADVISORY COUNCIL ON HISTORIC PRESERVATION

By:  _____ Date: 10/29/10

U.S. ARMY CORPS OF ENGINEERS

By: _____ Date: _____

U.S. DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT

By: _____ Date: _____

U.S. DEPARTMENT OF AGRICULTURE AGRICULTURAL RESEARCH SERVICE

By: _____ Date: _____

MONTANA DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION

By: _____ Date: _____

TONGUE RIVER RAILROAD COMPANY, INC.

By: _____ Date: _____

Concurrence:

NORTHERN CHEYENNE TRIBE

By: _____ Date: _____

CROW TRIBE

By: _____ Date: _____