



Department of Tourism and State Development

June 16, 2009

Ms. Catherine L. Glidden
 Section of Environmental Analysis
 Surface Transportation Board
 1925 K Street, N.W.
 Washington DC 20423-0001

SECTION 106 PROJECT CONSULTATION – IDENTIFICATION/EVALUATION

Project: 080515043(5)F – Dakota, Minnesota and Eastern Railroad Corporation Powder River Basin Expansion Project Corridor (LBG-SD2 and LBG-SD2a)
 Location: Custer, Fall River and Pennington Counties (STB)

Dear Ms. Glidden:

Thank you for the opportunity to comment on the above referenced undertaking pursuant to Section 106 of the National Historic Preservation Act of 1966 (as amended). The South Dakota Office of the State Historic Preservation Officer (SHPO) concurs with the following determinations of eligibility.

We have made this consensus determination based on the following information received on April 20, 2009: 1) your correspondence; 2) report entitled "A Level III Cultural Resources Evaluation of the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Power River Basin Expansion Project Corridor, Custer, Fall River and Pennington Counties, South Dakota (LBG-SD2), prepared by Archeology Laboratory, Augustana College; and 3) report entitled "A Level III Cultural Resources Evaluation of the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Power River Basin Expansion Project Corridor, Custer, Fall River and Pennington Counties, South Dakota, Addendum 1 (LBG-SD2a)," prepared by Archeology Laboratory, Augustana College. In agreement with the recommendations, we concur with the following determinations of eligibility.

- Sites 39PN2827, 39CU3740, 39CU3747, 39FA0355, 39FA1767, 39FA1769, 39FA1770, 39FA1772, 39FA1778, 39FA1779, 39FA1780, 39FA1781, 39FA1782, 39FA1783 and 39FA1867 should be considered not eligible for listing on the National Register of Historic Places under National Register Criteria D.

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 Governor's Office of Economic
 Development
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South Dakota Housing
 Development Authority
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- Site 39FA2000 and 39FA2003 should be considered eligible for listing on the National Register of Historic Places under National Register Criteria A and C. However, we do not concur with the determination of non-contributing for the portion of site 29FA2003 located in Section 14 and 15, T7S, R1E.

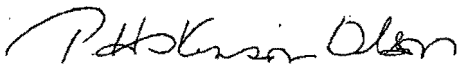
However, we are unable to comment on sites 39PN2826, 39CU3742, 39CU3743, 39CU3744, 39CU3745, 39CU3746, 39FA1765, 39FA1766 and the Angostura Irrigation District until additional information is provided. Please provide the following information.

- It is unclear which state agency manages site 39PN2826. Explain if the land managing agency was given an opportunity to comment on the eligibility of site 39PN2826, and if so, provide any comments submitted.
- Explain if the route crossing the Angostura Irrigation District is the same as the route proposed in 2003. Given the passage of time and changes to the Angostura Irrigation District, did the Bureau of Reclamation submit any additional comments?
- Sites 39CU3745 and 39CU3746 are identified as artifact scatter. However, the interpretation of both sites indicates lithic procurement locations. Please explain.
- Sites 39CU3742, 39CU3743, 39CU3744, and 39FA1766 have been identified as quarry sites. Although individually these sites may not be eligible, please explain if these sites together can answer questions concerning lithic procurement patterns. Also, what effect did these lithic procurement areas have on site distribution?
- Provide the Forest Service's comments regarding the eligibility of site 39CU3742.
- Provide Bureau of Land Management's comments regarding the eligibility of site 39FA1765.

Should you require additional information, please contact Paige Hoskinson Olson at (605) 773-6004. Your concern for the non-renewable cultural heritage of our state is appreciated.

Sincerely,

Jay D. Vogt
State Historic Preservation Officer



Paige Hoskinson Olson
Review and Compliance Coordinator

Cc: Mr. Randy Withrow, Louis Berger Group Inc.
Ms. Jane Watts, Archaeological Research Center