



Received July 21/09 EI-17834

Department of Tourism and State Development ^{CE}

EI-17834

July 13, 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: 080515042F – Dakota, Minnesota and Eastern Railroad Corporation Powder River Basin Expansion Project Corridor – Burns & McDonnell Report (Project No. SD3)

Location: Multiple 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 based on the information provided in your letter and report entitled "Level I and II Cultural Resource Survey and Site Testing and Evaluation for 317 Miles of Railroad Reconstruction From the Minnesota Border to Wall, South Dakota: DM&E Proposed Power River Expansion Project," prepared by Burns & McDonnell, received on May 15, 2008, and the additional information received on May 26, 2009.

- Sites 39BE0129, 39HK0076, 39HK0077, 39KB0015, and 39ST0295 should be considered eligible for listing on the National Register of Historic Places.
- Sites 39HK0078, 39HK0082, 39HU0262, 39HU0286, 39JN0010, 39JN0011, 39ST0302, 39ST0303, and 39ST0304 should be considered not eligible for listing on the NRHP.
- Sites 39HD0037, 39HD0074, 39HE0021, 39HE0022, 39HE0023, 39HE0024, 39HK0061, 39HK0079, 39HU0077, 39HU0114, 39HU0130, 39HU0132, 39HU0133, 39HU0134, 39HU135, 39HU0191, 39HU0208, 39HU0209, 39HU0267, 39HU0283, 39HU0284, 39HU0287, 39HU0288, 39HU0289,

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Governor's Office of Economic
Development
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South Dakota Arts Council
800 Governors Dr. / Pierre, SD 57501-2294
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Fax: 605-773-6962
sdac@state.sd.us / sdarts.org

**South Dakota State
Historical Society**
900 Governors Dr. / Pierre, SD 57501-2217
Phone: 605-773-3458 / Fax: 605-773-6041
sdhistory.org

South Dakota Housing
Development Authority
PO Box 1237 / Pierre, SD 57501-1237
Phone: 605-773-3181 / Fax: 605-773-5154
sdhda.org



39JK0207, 39JK0239, 39JN0004, 39JN0008, 39JN0009, 39KB0013, 39BK0014, 39PN1952, 39ST0296, 39ST0085, and 39ST0086 should be considered unevaluated for listing on the NRHP.

- Sites 39HU0005, 39HU0006, 39HU0007, 39HU0052, 39HU0066, 39HU0097 and 39HU0202 are all listed on the NRHP.

In addition, it is our understanding that the following sites are located outside the area of potential effects (APE) for direct effects: 39HD0074, 39HK0061, 39HU006, 39HU0052, 39HU0066, 39HU0114, 39HU0130, 39HU0132, 39HU0191, 39HU0202, 39HU0208, 39HU0209, 39HU0267, 39JN0004, 39JN0008, 39JK0207, 39ST0085, and 39ST0086.

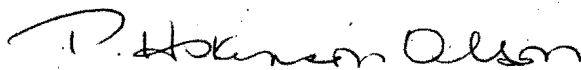
However, a review of the July 22, 2008 maps indicate sites 39HD0074, 39HU0052, 39HU0202, and 39JN0004 are located within the APE for direct effects. Please clarify.

Finally, we are unable to comment on the eligibility of sites 39BE0130 (Wessington Whistle Stop), 39BK0104 (Aurora Whistle Stop), 39HU0285 (Harrold Whistle Stop), and 39KB0012 (Iroquois Whistle Stop) until additional information is provided. The report indicates these sites contain standing structures. Please provide photos of all standing structures, and explain how National Register Criteria C was applied. Also, we do not concur with the determination for site 39HD0076, Vayland Townsite. The report does not adequately address the resources with the townsite.

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