

**SURFACE TRANSPORTATION BOARD****395 E Street, SW
Washington, DC 20423-0001***Office of Environmental Analysis*

October 26, 2010

Ms. Brenda Shierts
Archaeologist
Bureau of Land Management
310 Roundup St
Belle Fourche, SD 57717

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Ms. Shierts:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1)*. The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

The 21 sites evaluated in the enclosed report were initially subject to archaeological surveys that were completed as part of the DM&E Project. Those assessments, detailed in the report, *A Class III Cultural Resource Inventory of Dakota, Minnesota, and Eastern Railroad Corporation's Powder River Basin's Expansion Project, Segments 3 and 4, Campbell and Converse Counties, Wyoming (WY2)*, recommended that the sites in question (those that contained stone feature sites) be subject to follow-up consultations with participating Federally recognized tribes to further determine the sites' eligibility under the National Register as properties significant to tribes. Consultations with nine federally tribes, including site visits by tribes to each of the 21 sites, have since been completed resulting in the determinations provided in the enclosed report.

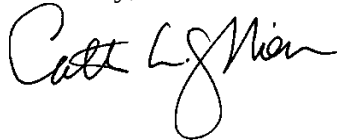
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Please provide your opinion regarding our National Register eligibility determinations within 30 days of receipt of this letter pursuant to Stipulation A.3.1 of the PA. If you have any questions regarding any of the above, please contact me at (202) 245-0293 or gliddenc@stb.dot.gov. All parties receiving a copy of the report are noted on the attached distribution list. Copies of this cover letter (without the report) are also being provided to tribal chairs, Wyoming BLM field managers, and SHPOs in Wyoming and South Dakota for their information.

Sincerely,

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Catherine Glidden
Office of Environmental Analysis

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
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Office of Environmental Analysis

October 26, 2010

Mr. Buck Damone
Archaeologist
Bureau of Land Management - Buffalo Field Office
1425 Fort Street
Buffalo, WY 82834

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Damone:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming* (WY2, Addendum 1). The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

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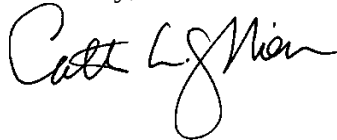
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Duane Spencer, Field Office Manager

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
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Office of Environmental Analysis

October 26, 2010

Mr. Chris Arthur
Archaeologist
Bureau of Land Management - Casper Field Office
2987 Prospector Drive
Casper, WY 82604

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Arthur:

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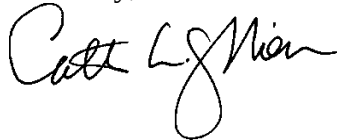
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Joe Meyer, Field Office Manager

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Ms. Alice Tratebas
Archaeologist
Bureau of Land Management - Newcastle Field Office
1101 Washington Blvd.
Newcastle, WY 82701

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Ms. Tratebas:

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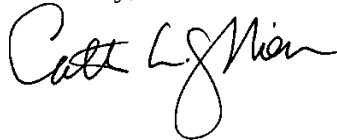
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Rick Miller, Field Office Manager

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SURFACE TRANSPORTATION BOARD

**395 E Street, SW
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Office of Environmental Analysis

October 26, 2010

Ms. Judyth Reed
Archaeologist
Bureau of Land Management - Wyoming State Office
5353 Yellowstone Road, P.O. Box 1828
Cheyenne, WY 82003

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Ms. Reed:

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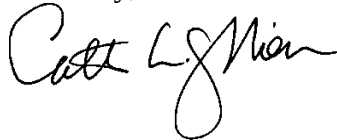
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Bill Hill, Deputy State Director

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Mr. James Kangas
Archaeologist
Bureau of Reclamation
515 9th Street, Suite 101, Rapid City Field Office
Rapid City, SD 57701

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

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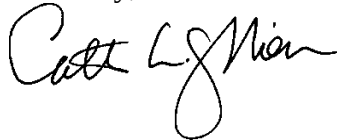
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Catherine Glidden
Office of Environmental Analysis

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SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Mr. Herb Jones
Government Affairs Director
Dakota, Minnesota, & Eastern Railroad
140 North Phillips Avenue
Sioux Falls, SD 57101

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Jones:

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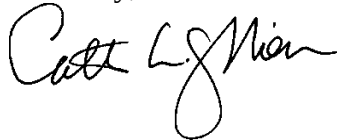
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Office of Environmental Analysis

Cc: Richard Currit, WY SHPO
Paige Olson, SD SHPO

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Ms. Sandra Barnum
Cultural Resources Director
U.S. Army Corps of Engineers, Omaha District
106 South 15th Street
Omaha, NE 68102-1618

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Ms. Barnum:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1)*. The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

The 21 sites evaluated in the enclosed report were initially subject to archaeological surveys that were completed as part of the DM&E Project. Those assessments, detailed in the report, *A Class III Cultural Resource Inventory of Dakota, Minnesota, and Eastern Railroad Corporation's Powder River Basin's Expansion Project, Segments 3 and 4, Campbell and Converse Counties, Wyoming (WY2)*, recommended that the sites in question (those that contained stone feature sites) be subject to follow-up consultations with participating Federally recognized tribes to further determine the sites' eligibility under the National Register as properties significant to tribes. Consultations with nine federally tribes, including site visits by tribes to each of the 21 sites, have since been completed resulting in the determinations provided in the enclosed report.

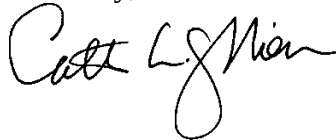
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Please provide your opinion regarding our National Register eligibility determinations within 30 days of receipt of this letter pursuant to Stipulation A.3.1 of the PA. If you have any questions regarding any of the above, please contact me at (202) 245-0293 or gliddenc@stb.dot.gov. All parties receiving a copy of the report are noted on the attached distribution list. Copies of this cover letter (without the report) are also being provided to tribal chairs, Wyoming BLM field managers, and SHPOs in Wyoming and South Dakota for their information.

Sincerely,

A handwritten signature in black ink, appearing to read "Catherine Glidden". The signature is fluid and cursive, with the first name "Catherine" written in a larger, more prominent script than the last name "Glidden".

Catherine Glidden
Office of Environmental Analysis

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Mr. Brad Johnson
Archaeologist
U.S. Army Corps of Engineers, St. Paul District
190 Fifth Street East
Saint Paul, MN 55101-1638

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Johnson:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming* (WY2, Addendum 1). The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

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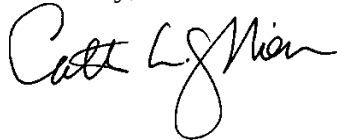
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Office of Environmental Analysis

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Mr. Ian Ritchie
Archaeologist
U.S. Forest Service, Douglas Ranger District
2250 East Richards Street
Douglas, WY 82633

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Ritchie:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming* (WY2, Addendum 1). The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

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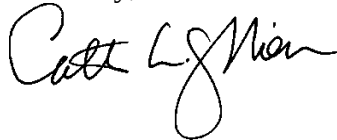
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Catherine Glidden
Office of Environmental Analysis

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Ms. Lynette Gray
Tribal Historic Preservation Officer
Cheyenne and Arapaho Tribes of Oklahoma
100 Redmoon Circle, P.O. Box 38
Concho, OK 73022

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Ms. Gray:

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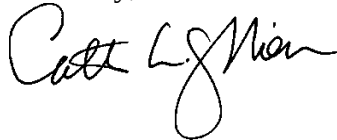
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Catherine Glidden
Office of Environmental Analysis

Cc: Ms. Janice Boswell, Chairman

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Ms. Dana Dupris
Acting Tribal Historic Preservation Officer
Cheyenne River Sioux Tribe
P.O. Box 590
Eagle Butte, SD 57625

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Ms. Dupris:

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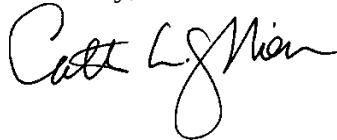
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Joseph Brings Plenty, Chairman

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD
395 E Street, SW
Washington, DC 20423-0001
Office of Environmental Analysis

October 26, 2010

Mr. Jimmy Arterberry
Tribal Historic Preservation Officer
Comanche Tribe of Oklahoma
P.O. Box 908
P.O. Box 908
Lawton, OK 73502

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Arterberry:

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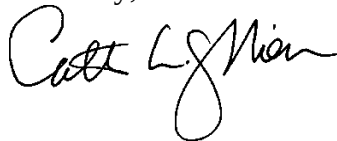
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Wallace Coffey, Chairman

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Mr. Brandon Sazue
Chairman
Crow Creek Sioux Tribe
P.O. Box 50
Ft. Thompson, SD 57339-0050

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Sazue:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1)*. The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

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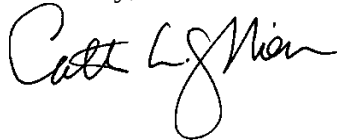
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Please provide your opinion regarding our National Register eligibility determinations within 30 days of receipt of this letter pursuant to Stipulation A.3.1 of the PA. If you have any questions regarding any of the above, please contact me at (202) 245-0293 or gliddenc@stb.dot.gov. All parties receiving a copy of the report are noted on the attached distribution list. Copies of this cover letter (without the report) are also being provided to tribal chairs, Wyoming BLM field managers, and SHPOs in Wyoming and South Dakota for their information.

Sincerely,

A handwritten signature in black ink, appearing to read 'Catherine Glidden', with a stylized, flowing script.

Catherine Glidden
Office of Environmental Analysis

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Mr. Dale Old Horn
Tribal Historic Preservation Officer
Crow Nation
P.O. Box 159
Crow Agency, MT 59022

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Old Horn:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming* (WY2, Addendum 1). The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

The 21 sites evaluated in the enclosed report were initially subject to archaeological surveys that were completed as part of the DM&E Project. Those assessments, detailed in the report, *A Class III Cultural Resource Inventory of Dakota, Minnesota, and Eastern Railroad Corporation's Powder River Basin's Expansion Project, Segments 3 and 4, Campbell and Converse Counties, Wyoming* (WY2), recommended that the sites in question (those that contained stone feature sites) be subject to follow-up consultations with participating Federally recognized tribes to further determine the sites' eligibility under the National Register as properties significant to tribes. Consultations with nine federally tribes, including site visits by tribes to each of the 21 sites, have since been completed resulting in the determinations provided in the enclosed report.

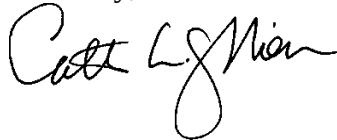
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Carl Venne, Chairman

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD
395 E Street, SW
Washington, DC 20423-0001
Office of Environmental Analysis

October 26, 2010

Mr. Reed Tidzump
Director, Cultural Services
Eastern Shoshone Tribe
P.O. Box 1008
Ft. Washakie, WY 82514

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Tidzump:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming* (WY2, Addendum 1). The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

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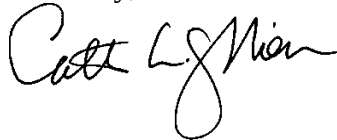
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Ivan Posey, Chairman

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Mr. Sam Allen
Economic Development
Flandreau Santee Sioux
P.O. Box 283
Flandreau, SD 57028

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Allen:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1)*. The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

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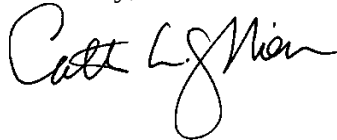
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Joshua Weston, President

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Mr. Curley Youpee
Historic Preservation Officer
Ft. Peck Assiniboine and Sioux Tribes
601 Court Avenue, P.O. Box 1027
Poplar, MT 59255-1027

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Youpee:

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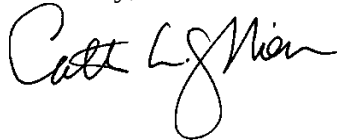
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Rusty Stafne, Chairman

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Mr. William Quackenbush
Tribal Historic Preservation Officer
Ho-Chunk Nation
P.O. Bo 667
Black River Falls, WI 54615

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Quackenbush:

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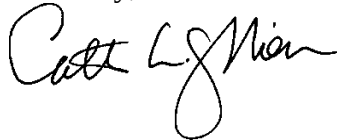
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Wilfrid Cleveland, President

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Ms. Jame Lyn Eskew
Kiowa Culture Preservation Authority
Kiowa Tribe of Oklahoma
P.O. Box 885
Carnegie, OK 73015

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Ms. Eskew:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming* (WY2, Addendum 1). The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

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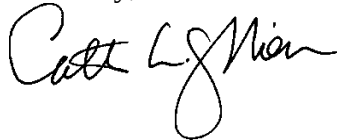
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. George Tahbone, Sr., Chairman

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

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

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Ms. Green:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1)*. The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

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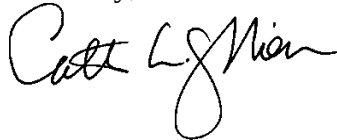
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Please provide your opinion regarding our National Register eligibility determinations within 30 days of receipt of this letter pursuant to Stipulation A.3.1 of the PA. If you have any questions regarding any of the above, please contact me at (202) 245-0293 or gliddenc@stb.dot.gov. All parties receiving a copy of the report are noted on the attached distribution list. Copies of this cover letter (without the report) are also being provided to tribal chairs, Wyoming BLM field managers, and SHPOs in Wyoming and South Dakota for their information.

Sincerely,

A handwritten signature in black ink, appearing to read 'Catherine Glidden', written in a cursive style.

Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Michael Jandreau, Chairman

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

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

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Morse:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1)*. The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

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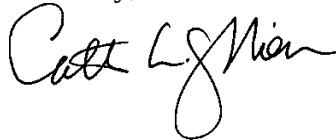
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Gabe Prescott, President

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Mr. David Grignon
Tribal Historic Preservation Officer
Menominee Indian Tribe of Wisconsin
W3426 County VV West, P.O. Box 910
Keshena, WI 54135

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Grignon:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming* (WY2, Addendum 1). The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

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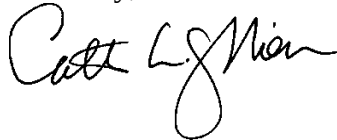
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Sincerely,

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Catherine Glidden
Office of Environmental Analysis

Cc: Ms. Laurie Boivin, Chairperson

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

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

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Ms. Conrad:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming* (WY2, Addendum 1). The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

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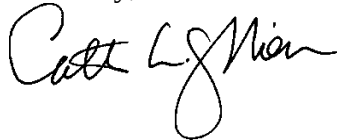
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Harvey Spoon Hunter, Chairman

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Mr. Conrad Fisher
Tribal Historic Preservation Officer
Northern Cheyenne Tribe
P.O. Box 128
Lame Deer, MT 59043

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Fisher:

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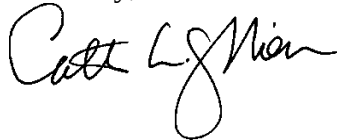
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Leroy Sprang, President

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

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

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Mesteth:

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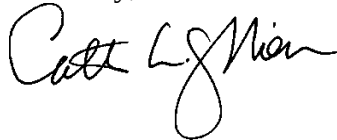
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Catherine Glidden
Office of Environmental Analysis

Cc: Ms. Theresa Two Bulls, President

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Mr. Tony Provost
NAGPRA Coordinator
Omaha Tribe of Nebraska
P.O. Box 368
Macy, NE 68039

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Provost:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1)*. The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

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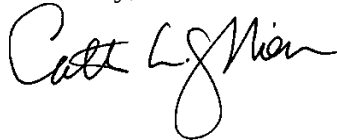
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Amen Sheridan, Chairman

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Ms. Alice Alexander
Historic Preservation Officer
Pawnee Nation of Oklahoma
P.O. Box 470
Pawnee, OK 74058

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Ms. Alexander:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming* (WY2, Addendum 1). The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

The 21 sites evaluated in the enclosed report were initially subject to archaeological surveys that were completed as part of the DM&E Project. Those assessments, detailed in the report, *A Class III Cultural Resource Inventory of Dakota, Minnesota, and Eastern Railroad Corporation's Powder River Basin's Expansion Project, Segments 3 and 4, Campbell and Converse Counties, Wyoming* (WY2), recommended that the sites in question (those that contained stone feature sites) be subject to follow-up consultations with participating Federally recognized tribes to further determine the sites' eligibility under the National Register as properties significant to tribes. Consultations with nine federally tribes, including site visits by tribes to each of the 21 sites, have since been completed resulting in the determinations provided in the enclosed report.

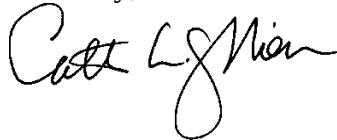
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To comply with the WY SHPO requests, we have reformatted our letter-report following the Wyoming Reporting Standards. To respond to its second request, we have updated site forms and maps for each of the 21 sites to: 1) add archaeological/descriptive information about new features identified by tribes; 2) expand site boundaries to encompass new features identified by tribes; 3) add newly identified features to maps; 4) state which tribes visited each site and provided additional information regarding eligibility; and 5) update eligibility determinations for each site based on tribal input. As requested by tribes, we have not included information on the site forms regarding the tribal/spiritual significance of any newly identified features at any of the sites in question. We believe the changes provided on the site forms and maps are consistent with the proposed changes agreed to by the WY SHPO and concerned parties from the SD SHPO, Rosebud Sioux Tribe, Northern Cheyenne Tribe, Standing Rock Sioux Tribe, Yankton Sioux Tribe, and Wyoming Offices of the Bureau of Land Management at a meeting held by the STB on August 3, 2010 in Rapid City, South Dakota.

Please provide your opinion regarding our National Register eligibility determinations within 30 days of receipt of this letter pursuant to Stipulation A.3.1 of the PA. If you have any questions regarding any of the above, please contact me at (202) 245-0293 or gliddenc@stb.dot.gov. All parties receiving a copy of the report are noted on the attached distribution list. Copies of this cover letter (without the report) are also being provided to tribal chairs, Wyoming BLM field managers, and SHPOs in Wyoming and South Dakota for their information.

Sincerely,

A handwritten signature in black ink, appearing to read 'Catherine Glidden', with a stylized, flowing script.

Catherine Glidden
Office of Environmental Analysis

Cc: Mr. George Elton Howell, President

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Mr. Gary Robinette
Historic Preservation Officer
Ponca Tribe of Nebraska
P.O. Box 288
Niobrara, NE 68760

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Robinette:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1)*. The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

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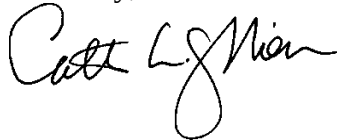
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Larry Wright Jr., Chairman

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Mr. Marc Mogan
Cultural Committee
Prairie Island Indian Community
5636 Sturgeon Lake Road
Welch, MN 55089

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Mogan:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1)*. The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

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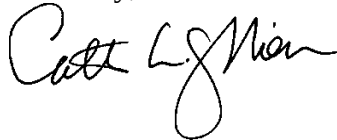
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Catherine Glidden
Office of Environmental Analysis

Cc: Ms. Victoria Winfrey, President

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Mr. Russell Eagle Bear
Tribal Historic Preservation Officer
Rosebud Sioux Tribe
P.O. Box 658
Rosebud, SD 57570

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Eagle Bear:

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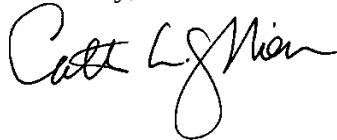
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Office of Environmental Analysis

Cc: Mr. Rodney Bordeaux, President

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Mr. Franky Jackson
Tribal Historic Preservation Officer
Santee Sioux Tribe of Nebraska
108 Spirit Lake Avenue West
Niobrara, NE 68760

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Jackson:

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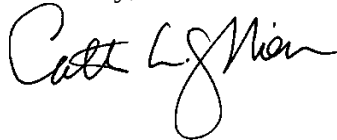
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Office of Environmental Analysis

Cc: Mr. Roger Trudell, Chairman

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Mr. Leonard Wabasha
Cultural Committee
Shakopee Mdewakanton Sioux (Dakota) Community of Minnesota
2330 Sioux Trail NW
Prior Lake, MN 55372

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Wabasha:

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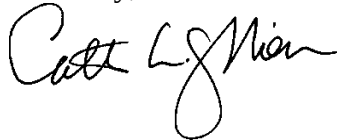
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Stanley R. Crooks, Chairman

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Ms. Dianne Desrosiers
Tribal Historic Preservation Officer
Sisseton-Wahpeton Oyate
P.O. Box 907
Sisseton, SD 57262-0907

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Ms. Desrosiers:

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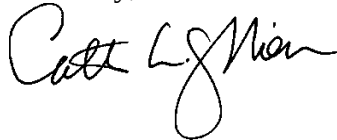
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Michael Selvage, Chairman

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Ms. Myra Pearson
Chairperson
Spirit Lake Tribe
P.O. Box 359
Ft. Totten, ND 58335

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Ms. Pearson:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1)*. The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

The 21 sites evaluated in the enclosed report were initially subject to archaeological surveys that were completed as part of the DM&E Project. Those assessments, detailed in the report, *A Class III Cultural Resource Inventory of Dakota, Minnesota, and Eastern Railroad Corporation's Powder River Basin's Expansion Project, Segments 3 and 4, Campbell and Converse Counties, Wyoming (WY2)*, recommended that the sites in question (those that contained stone feature sites) be subject to follow-up consultations with participating Federally recognized tribes to further determine the sites' eligibility under the National Register as properties significant to tribes. Consultations with nine federally tribes, including site visits by tribes to each of the 21 sites, have since been completed resulting in the determinations provided in the enclosed report.

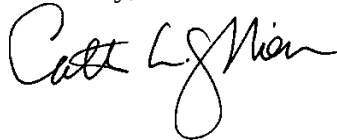
As you know, we had previously sent our determinations of eligibility regarding the 21 sites to you on January 6, 2010. However, the letter report was rejected by the Wyoming State Historic Preservation Office (SHPO) as it did not meet the Wyoming Reporting Standards, and as we did not include sufficiently updated site forms and maps for each of the sites (no other consulting party comments were received). In our original submission we had purposely withheld updating site forms and maps with information provided by tribes based on concerns of

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Please provide your opinion regarding our National Register eligibility determinations within 30 days of receipt of this letter pursuant to Stipulation A.3.1 of the PA. If you have any questions regarding any of the above, please contact me at (202) 245-0293 or gliddenc@stb.dot.gov. All parties receiving a copy of the report are noted on the attached distribution list. Copies of this cover letter (without the report) are also being provided to tribal chairs, Wyoming BLM field managers, and SHPOs in Wyoming and South Dakota for their information.

Sincerely,

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Catherine Glidden
Office of Environmental Analysis

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Ms. Waste'Win Young
Tribal Historic Preservation Officer
Standing Rock Sioux Tribe
P.O. Box D
Ft. Yates, ND 58538-0522

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Ms. Young:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming* (WY2, Addendum 1). The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

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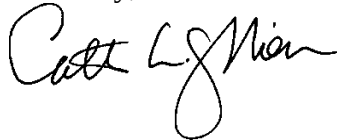
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Charles Murphy, Chairman

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Mr. Perry Brady
Tribal Historic Preservation Officer
Three Affiliated Tribes (MHA Nation)
404 Frontage Road
New Town, ND 58763

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Brady:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming* (WY2, Addendum 1). The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

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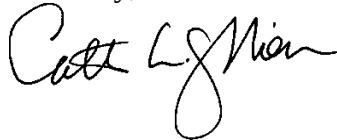
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Marcus Levings, Chairman

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Tribal Historic Preservation Officer
Turtle Mountain Band of Chippewa
P.O. Box 900
Belcourt, ND 58316

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Sir or Madam:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming* (WY2, Addendum 1). The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

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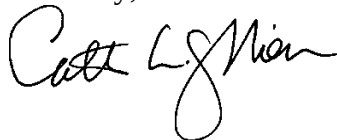
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Richard Marcellais, Chairman

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Mr. Scott Larsen
Board Member
Upper Sioux Community
P.O. Box 147
Granite Falls, MN 56241-0147

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Larsen:

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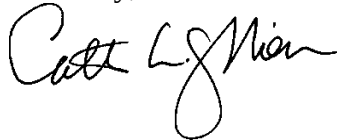
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Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Kevin Jensvold, Chairman

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

Mr. David Lee Smith
Tribal Historian
Winnebago Tribe of Nebraska
100 Bluff Street, P.O. Box 687
Winnebago, NE 68071

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Mr. Smith:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1)*. The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

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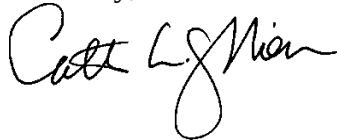
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Office of Environmental Analysis

Cc: Mr. John Blackhawk, Chairman

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*



SURFACE TRANSPORTATION BOARD

**395 E Street, SW
Washington, DC 20423-0001**

Office of Environmental Analysis

October 26, 2010

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

Re: STB Finance Docket No. 33407, Dakota Minnesota & Eastern Railroad Corporation Construction Into the Powder River Basin Project: Request for Comment on 21 Archaeological Sites

Dear Ms. Gravatt:

Enclosed is the report, *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming* (WY2, Addendum 1). The report includes the Surface Transportation Board's (STB) National Register of Historic Places (National Register) eligibility and effect determinations for 21 stone features sites located in Wyoming. We request your comment on our site determinations pursuant to the Section 106 programmatic agreement (PA) developed for the Dakota, Minnesota and Eastern Railroad (DM&E) Project.

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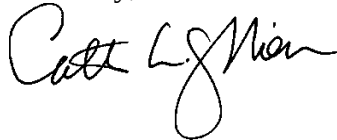
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the Rosebud Sioux and other participating tribes who did not want to share details regarding their sacred information with the public. However, in its March 23, 2010 letter to the STB, the WY SHPO stated that site forms needed to be updated and included with our report citing Stipulation 5, Part 2.8 of the PA. The WY SHPO stated that this information was essential for it to properly manage and protect the sites in question.

To comply with the WY SHPO requests, we have reformatted our letter-report following the Wyoming Reporting Standards. To respond to its second request, we have updated site forms and maps for each of the 21 sites to: 1) add archaeological/descriptive information about new features identified by tribes; 2) expand site boundaries to encompass new features identified by tribes; 3) add newly identified features to maps; 4) state which tribes visited each site and provided additional information regarding eligibility; and 5) update eligibility determinations for each site based on tribal input. As requested by tribes, we have not included information on the site forms regarding the tribal/spiritual significance of any newly identified features at any of the sites in question. We believe the changes provided on the site forms and maps are consistent with the proposed changes agreed to by the WY SHPO and concerned parties from the SD SHPO, Rosebud Sioux Tribe, Northern Cheyenne Tribe, Standing Rock Sioux Tribe, Yankton Sioux Tribe, and Wyoming Offices of the Bureau of Land Management at a meeting held by the STB on August 3, 2010 in Rapid City, South Dakota.

Please provide your opinion regarding our National Register eligibility determinations within 30 days of receipt of this letter pursuant to Stipulation A.3.1 of the PA. If you have any questions regarding any of the above, please contact me at (202) 245-0293 or gliddenc@stb.dot.gov. All parties receiving a copy of the report are noted on the attached distribution list. Copies of this cover letter (without the report) are also being provided to tribal chairs, Wyoming BLM field managers, and SHPOs in Wyoming and South Dakota for their information.

Sincerely,

A handwritten signature in black ink, appearing to read 'Catherine Glidden', with a stylized, flowing script.

Catherine Glidden
Office of Environmental Analysis

Cc: Mr. Robert Cournoyer, Chairman

Enclosure: *Determinations of Eligibility and Effect for 21 Stone Feature Sites within the Proposed Dakota, Minnesota & Eastern Railroad Corporation's Powder River Basin Expansion Project Corridor, Campbell and Converse Counties, Wyoming (WY2, Addendum 1). (See Distribution List.)*