

Michael Barron, Jr.

E1-20337
Daw
AB 314 6X

From: Jones, Doug [DCA] <Doug.Jones@iowa.gov>
Sent: Thursday, October 03, 2013 2:12 PM
To: tom.healey@cn.ca; Michael Barron, Jr.
Cc: Strand, June [DCA]; King, Steve [DCA]; Jones, Doug [DCA]; Christian, Ralph [DCA]
Subject: RE: 130657082 Chicago Central & Pacific Railroad Company Docket AB-314 (Sub-No.6X)
MP 230.24 to MP 229.75 in Cedar Rapids

Dear Mr. Barron,

Thank you for providing additional information to our office concerning the above referenced proposed project. We understand that this project will be a federal undertaking for the Surface Transportation Board (STB) and will need to comply with Section 106 of the National Historic Preservation Act and the National Environmental Policy Act. We make the following comments and recommendations based on our examination of this material and in accordance with Section 106 of the National Historic Preservation Act of 1966 and its implementing regulations, 36 CFR Part 800 (revised, effective August 5, 2004); the Advisory Council on Historic Preservation's Policy Statement on Affordable Housing and Historic Preservation (adopted November 9, 2006); and on The Advisory Council on Historic Preservation recently issued guidance in November 2011 on *Meeting the "Reasonable and Good Faith" Identification Standard in Section 106 Review*.

Based on your information, it is our opinion that this section of track does not meet any of the eligibility criteria for listing on the National Register of Historic Places. We note that an archaeological site background check was not included with your documentation. We have no comments at this time whether there appears to be any potential that the undertaking will encounter or adversely impact archaeological properties that may be eligible for listing in the National Register of Historic Places as no information was provided in your documentation. We would like to refer you and the STB to the Advisory Council on Historic Preservation's recently issued guidance in November 2011 on *Meeting the "Reasonable and Good Faith" Identification Standard in Section 106 Review* for guidance on what types of information should be included in the documentation provided for consultation under Section 106 of the National Historic Preservation Act. We would encourage you to contact the Office of the State Archaeologist at the University of Iowa to get an archaeological site background check conducted for your undertaking. We look forward to consulting with the federal agency when they provide us with a determination of effect to our office and all other potential consulting parties for consultation under Section 106 of the National Historic Preservation Act.

Please reference the Review and Compliance Number provided above in all future submitted correspondence to our office for this project. We look forward to further consulting with you and the Surface Transportation Board on this project.

We have provided this **technical assistance** according to our responsibility defined by Federal law. It remains the **Federal agency's decision** on how you will proceed from this point for this project.

Douglas W. Jones, Int. Deputy State Historic Preservation Officer
State Historical Society of Iowa
600 East Locust
Des Moines, Iowa 50319
(515) 281-4358
Doug.jones@iowa.gov

From: Jones, Doug [DCA]
Sent: Wednesday, August 07, 2013 10:39 AM
To: tom.healey@cn.ca
Cc: Jones, Doug [DCA]; Strand, June [DCA]; Cownie, Mary [DCA]
Subject: 130657082 Chicago Central & Pacific Railroad Company Docket AB-314 (Sub-No.6X) MP 230.24 to MP 229.75 in Cedar Rapids

Mr. Healey,

We have received your recent correspondence that you submitted to our office regarding the above referenced undertaking. We understand that this project will be a federal undertaking for the Surface Transportation Board (STB) and will need to comply with Section 106 of the National Historic Preservation Act and the National Environmental Policy Act.

We will need the following types of information provided to our office to initiate the Section 106 review for this undertaking:

- The Area of Potential Effect (APE) for this project needs to be adequately defined (36 CFR Part 800.16 (d)).
- Information on what types of cultural resources are or may be located in the APE (36 CFR Part 800.4).
- The significance of the historic properties in the APE in consideration of the National Register of Historic Places Criteria.
- A determination from the responsible federal agency of the undertaking's effects on historical properties within the APE (36 CFR Part 800.5).

A lot of the background research on cultural resources can be initiated through on-line searches such as I-Sites <http://www.uiowa.edu/~osa/focus/information/isf.htm> to conduct archaeological and architectural site background checks.

We will be able to provide comments on this undertaking when this information has been addressed and provided to our office. Please reference the Review and Compliance Number provided above in all future submitted correspondence to our office for this project. We look forward to further consulting with you and the Surface Transportation Board on this project.

We have provided this **technical assistance** according to our responsibility defined by Federal law. It remains the federal **agency's decision** on how you will proceed from this point for this project.

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