

Appendix C: Section 106 Documentation

- “No Historic Properties Affected” Finding – December 21, 2017
- Public Notice of Effect Finding – December 23, 2017
- SHPO Concurrence with Effect Finding – January 22, 2018

December 21, 2017

Re: Section 106 Effect Finding
Des. No. 1382612
DHPA No. 17495
Heavy Haul Transportation Corridor
Utica Township, Clark County, Indiana

Dear Consulting Party:

The Indiana Department of Transportation (INDOT); in partnership with the Indiana Economic Development Corporation, Jeffersonville Port of Indiana, Clark County Commissioners, City of Jeffersonville Redevelopment Authority, and River Ridge Development Authority; is developing a road project to provide a direct connection between the Jeffersonville Port of Indiana, the River Ridge Commerce Center (RRCC), and State Road 62. The project corridor generally extends north approximately 1.75 miles from the Port of Indiana to the SR 265/Old Salem Road interchange. The project is funded, in part, by the Federal Highway Administration (FHWA).

Section 106 of the National Historic Preservation Act requires federal agencies to take into account the effects of their undertakings on historic properties. In accordance with 36 CFR 800.2(c), you were invited to be a consulting party to participate in the Section 106 process. In response to this invitation, we have recorded that you wish to participate as a consulting party to provide recommendations regarding the potential impact of this project on historic properties present within the Area of Potential Effect (APE).

On December 1, 2017, the INDOT, acting on behalf of FHWA, signed the Section 106 Finding and Determinations: Area of Potential Effects, Eligibility Determinations, and Effect Findings of “No Historic Properties Affected” for this undertaking. This documentation describes the undertaking, the efforts taken to identify historic properties, the effects of the undertaking on the identified historic properties and summarizes consulting parties and public views.

In accordance with 36 C.F.R. § 800.6(a)(3), a copy of the signed “No Historic Properties Affected” finding and the supporting 800.11(d) documentation is now available on IN SCOPE for your review. To access the documentation, follow the IN SCOPE link (<http://erms.indot.in.gov/Section106Documents/>) and enter the project’s Des. No. Should you require a hard copy of this documentation, please contact this office and the information will be mailed to you.

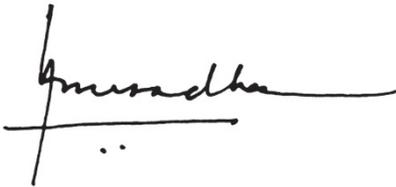
The participating consulting parties are being asked to review the “No Historic Properties Affected” finding and supporting documentation. All comments are to be received within 30-days of receipt of this letter. Your comments regarding the “No Historic Properties Affected” finding and supporting 800.11(d) documentation should be provided to American Structurepoint, Inc. at the following address:

Ms. Leah Boits
American Structurepoint, Inc.
7260 Shadeland Station
Indianapolis, Indiana 46256
lboits@structurepoint.com.

Tribal contacts may contact Shaun Miller at smiller@indot.in.gov or 317- 233-6795 or Michelle Allen at FHWA at michelle.allen@dot.gov or 317-226-7344.

Thank you for your time, consideration and feedback.

Sincerely,

A handwritten signature in black ink, appearing to read "Anuradha", with a horizontal line underneath and a vertical line extending downwards from the left side.

Anuradha V. Kumar, Manager
Cultural Resources Office
Environmental Services

emc: Ms. Mary Kennedy, INDOT-CRO
Mr. Shaun Miller, INDOT-CRO
Ms. Leah Boits, American Structurepoint, Inc.
Dr. Linda Weintraut, Weintraut & Associates, Inc.

Distribution List:

Indiana Department of Natural Resources, Division of Historic Preservation & Archaeology
Miami Tribe of Oklahoma
Indiana Landmarks
Clark County Historian
Utica Town Board
City of Jeffersonville
Mr. Gary Gilmore

Public Notice
Des. No. 1382612

The Indiana Department of Transportation (INDOT); in partnership with the Indiana Economic Development Corporation, Jeffersonville Port of Indiana, Clark County Commissioners, City of Jeffersonville Redevelopment Authority, and River Ridge Development Authority; is planning to undertake a road project funded in part by the Federal Highway Administration (FHWA). The project is located in Utica Township, Clark County, Indiana.

Under the preferred alternative, the proposed project would involve the construction of a two-lane road designed to “heavy haul” specifications. The proposed road would have a design speed of 35 miles per hour with two 13-foot travel lanes and 11-foot shoulders. The road would likely be constructed on new alignment at a total length of approximately 1.75 miles. The proposed corridor generally extends north from the Port to the SR 265/Old Salem Road interchange. The area is a combination of forest, open grass, industrial, and farmed areas. Few existing roads are located within this area. The proposed project corridor is bounded by the SR 265 corridor at the northern project limits. Lentzier Creek and several tributaries are located within the project corridor.

Properties listed in or eligible for the National Register of Historic Places (NRHP) located within the Area of Potential Effects (APE) include the Smith-Sutton Site and the James A. Smith Farmstead. The INDOT, on behalf of the FHWA, has issued a “No Historic Properties Affected” finding for the project due to the fact that the NRHP listed and eligible properties within the APE will not be impacted by the undertaking. In accordance with the National Historic Preservation Act, the views of the public are being sought regarding the effect of the proposed project on the historic elements as per 36 CFR 800.2(d), 800.3(e) and 800.6(a)(4). Pursuant to 36 CFR 800.4(d)(1), the documentation specified in 36 CFR 800. 11(d) is available for inspection in American Structurepoint’s office. Additionally, this documentation can be viewed electronically by accessing INDOT’s Section 106 document posting website IN SCOPE at <http://erms.indot.in.gov/Section106Documents>. This documentation serves as the basis for the “No Historic Properties Affected” finding. The views of the public on this effect finding are being sought. Please reply with any comments to Leah Boits, American Structurepoint, 7260 Shadeland Station, Ph: 317-547-5580, Fax: 317-543-0270, lboits@structurepoint.com no later than January 22, 2017.

In accordance with the “Americans with Disabilities Act”, if you have a disability for which INDOT needs to provide accessibility to the document(s) such as interpreters or readers, please contact Rickie Clark at 317-232-6601 or rclark@indot.in.gov.

**FEDERAL HIGHWAY ADMINISTRATION'S
SECTION 4(F) COMPLIANCE REQUIREMENTS (for historic properties) AND
SECTION 106 FINDINGS AND DETERMINATIONS
AREA OF POTENTIAL EFFECT
ELIGIBILITY DETERMINATIONS
EFFECT FINDING
HEAVY HAUL TRANSPORTATION CORRIDOR
UTICA and JEFFERSONVILLE TOWNSHIPS, CLARK COUNTY, INDIANA
DES NO.: 1382612**

AREA OF POTENTIAL EFFECT

(Pursuant to 36 CFR Section 800.4(a)(1))

Pursuant to 36 CFR 800.16(d), the Area of Potential Effects (APE) was drawn to encompass potential impacts from the undertaking; it initially included properties within one mile of the undertaking and then was narrowed based on topography and intervening structures. The APE for archaeology was the project footprint. (See Appendix A: Maps.)

ELIGIBILITY DETERMINATIONS

(Pursuant to 36 CFR 800.4(c)(2))

No resources listed in, or eligible for listing in, the National Register of Historic Places (NRHP) are located within the APE for this project.

James A. Smith Farmstead - The Ohio River Bridges (ORB) project determined the property to be eligible for the NRHP under Criterion A, C, and D in 2004. The structure suffered a fire which damaged its integrity leaving it no longer eligible under Criterion A and C. The property (although a ruin) continues to be illustrative of the history of a nineteenth-century residence under Criterion D as an archaeological site. The James A. Smith Farmstead, however, is not within the archaeological APE.

EFFECT FINDING

The Indiana Department of Transportation (INDOT), acting on the Federal Highway Administration's (FHWA) behalf, has determined a finding of "No Historic Properties Affected" is appropriate for this undertaking. The James A. Smith Farmstead was identified in the aboveground APE as eligible under Criterion D, but is located outside of the archaeological APE (which is the project footprint). Since this resource is located outside the archaeological APE, the project will have no impact on historic properties. INDOT respectfully requests the Indiana State Historic Preservation Officer provide written concurrence with the Section 106 determination of "No Historic Properties Affected" for the Heavy Haul Transportation Corridor.

SECTION 4(F) COMPLIANCE REQUIREMENTS (for historic properties)

This undertaking will not convert property from any Section 4(f) historic resource to a transportation use. INDOT, acting on behalf of FHWA, has determined the appropriate Section 106 finding is "No Historic Properties Affected"; therefore, no Section 4(f) evaluation is required.

Anuradha V. Kumar
Digitally signed by Anuradha V. Kumar
Date: 2017.12.01 12:46:15 -05'00'

Anuradha Kumar, for FHWA
Manager
INDOT Cultural Resources

12/1/2017

Approved Date

**FEDERAL HIGHWAY ADMINISTRATION/INDIANA DEPARTMENT OF TRANSPORTATION
DOCUMENTATION OF SECTION 106 FINDING OF
NO HISTORIC PROPERTIES AFFECTED
SUBMITTED TO THE STATE HISTORIC PRESERVATION OFFICER
PURSUANT TO 36 CFR SECTION 800.4(d)(1)
HEAVY HAUL TRANSPORTATION CORRIDOR
UTICA AND JEFFERSONVILLE TOWNSHIPS, CLARK COUNTY, INDIANA
DES NO.: 1382612**

1. DESCRIPTION OF THE UNDERTAKING

The Indiana Department of Transportation (INDOT) in partnership with the Federal Highway Administration (FHWA), the Indiana Economic Development Corporation, the Ports of Indiana, the Board of Commissioners of Clark County, the City of Jeffersonville Redevelopment Commission, and the River Ridge Development Authority, is developing a federal-aid road project to improve connectivity for the Ports of Indiana-Jeffersonville (Port) with other regional transportation assets. Section 106 of the National Historic Preservation Act requires Federal agencies to take into account the effects of their undertakings on historic properties. The federal involvement in the project is funding received from the FHWA.

The proposed project is located in Utica Township, Clark County, Indiana. More specifically, the area is located on the Jeffersonville and Charlestown USGS 7.5-Minute Quadrangle Maps in Tracts 6-7, 14-17, 24-27, 38-40, and 52-53 and is within the Louisville Metropolitan Planning Area (LMPA), which consists of nine counties in Kentucky (Jefferson, Oldham, Trimble, Henry, Shelby, Spencer, Nelson, Bullit, and Meade) and four Indiana counties (Washington, Harrison, Floyd, and Clark).

The need for the proposed project is due to the current and predicted rapid industrial and commercial development in the area that would result in a significant increase in volume of heavy haul vehicles mixing with local traffic. This growth, combined with the lack of connectivity and suitable roadways for heavy haul vehicles in the area, indicates a need for the proposed project. The purpose of the proposed project is to provide a route built specifically for heavy haul vehicles that provides continuous connection between the River Ridge Commerce Center (RRCC) and the Port via the new State Road (SR) 265/Old Salem Road interchange.

The proposed project corridor generally extends north from the Port to the SR 265/Old Salem Road interchange. The area is a combination of forest, open grass, industrial, and farmed areas. The forested areas are generally on steep slopes. Few existing roads are located within this area. The proposed project corridor is bounded by the SR 265 corridor at the northern project limits. Lentzier Creek and several tributaries are located within the project corridor.

The preferred project corridor, consists of the construction of a two-lane road designed to “heavy haul” specifications. The proposed road would have a design speed of 35 miles per hour with two 13-foot travel lanes and 11-foot shoulders. The road would likely be constructed on new alignment at a total length of approximately 1.75 miles.

36 CFR § 800.16(d) defines the Area of Potential Effects (APE) as the “geographic area or areas within which an undertaking may directly or indirectly cause alterations in the character or use of historic properties, if any such properties exist. The area of potential effects is influenced by the scale and nature of an undertaking and may be different for different kinds of effects caused by the undertaking.”

The Area of Potential Effects (APE) was drawn approximately one mile from the proposed project area’s centerline but it was narrowed based upon existing topography and the limited view-shed due to existing structures and wooded terrain; it was expanded as additional alternatives were considered. The aboveground APE as illustrated takes into account the impacts from all alternatives. The APE for archaeological resources was defined as the project footprint. (See Appendix A: Maps.)

2. EFFORTS TO IDENTIFY HISTORIC PROPERTIES

Pursuant to 36 CFR § 800.4(b), United Consulting, the project consultant for INDOT, charged Weintraut & Associates (W&A) with identifying and evaluating historic properties. Historians for W&A reviewed the National Register of Historic Places (NRHP), Indiana Register of Historic Sites and Structures (IRHSS), Indiana Historic Sites and Structures Inventory (IHSSI), the State Historical Architectural and Archaeological Research Database (SHAARD), the Indiana Historic Bridge Inventory, and the *Clark County Interim Report*, for previously identified properties. Historians also reviewed prior Section 106 studies. In conducting research, historians examined primary and secondary resources. Documentary research for the project included a review of county histories, aerial photographs, and online resources. Historians also consulted with representatives of the River Ridge Development Authority for information about resources within or near the APE. W&A found that the Ohio River Bridges (ORB) project had determined the James A. Smith Farmstead to be eligible for the NRHP under Criteria A, C, and D in 2004.

Pursuant to 36 CFR § 800.4(b), staff from W&A conducted a Phase Ia records check beginning on February 17, 2014, using the site files in the Indiana Cemetery & Burial Registry, SHAARD, and other data on file at the Indiana Department of Natural Resources, Division of Historic Preservation and Archaeology (IDNR, DHPA). Staff then returned for additional materials on file at IDNR, DHPA on May 21, 2014. Archaeologists consulted with staff of Indiana University Purdue University—Fort Wayne (IPFW) about previous investigations in, or near, the project location.

Historians conducted an aboveground site survey in April, May, and July of 2014. While in the field, they photographed and inventoried properties that were constructed more than fifty years before the anticipated date of the project's completion. They scrutinized the area carefully looking for architectural or historic thematic continuity of properties to evaluate the area for a historic district. Further, they evaluated individual properties using the National Register guidance for applying the criteria for evaluation and the criteria considerations. Finally, they used the guidance provided by the staff of the IDNR, DHPA regarding recent past resources. W&A prepared a context by which they evaluated properties meeting the age requirement for NRHP consideration for this project. Historians identified the James A. Smith Farmstead ruins (WA1) that had been previously determined to be NRHP-eligible under Criteria A, C, and D. The structure suffered a fire which damaged its integrity leaving it no longer eligible under Criterion A and C. The property (although a ruin) continues to be illustrative of the history of a nineteenth-century residence under Criterion D. It is located outside of the archaeological APE (which is the project footprint). (See Appendix B: Photographs, for images from the aboveground structural survey.)

W&A archaeologists conducted a Phase Ia archaeological field reconnaissance in May 5-13, July 8-10, and August 5, 2014. During the Phase Ia investigations completed in May, July, and August 2014, archaeologists identified two previously-recorded sites (12CL0533 and 12CL0129) with the potential to yield information important to the regional prehistoric record within a "survey area" provided by the client. (Note that the survey area for this project was larger than the final project area.)

An agency coordination meeting was held September 8, 2014, with FHWA, INDOT, INDOT's consultants, and SHPO to discuss the archaeological investigation for the project. At the meeting, the group decided to conduct a Phase II investigation for the area between sites 12CL0533 and 12CL0129 to see if they were connected; SHPO and INDOT agreed to a multi-stage investigation that would include remote sensing followed by feature investigation, contingent on SHPO approval. The meeting was summarized in a letter sent to the INDOT project manager on September 12, 2014. (See Appendix C: Correspondence.)

To further evaluate eligibility, W&A prepared a work plan (Goldbach 2015) for Phase II investigation of Sites 12CL0533 and 12CL0129. The work plan was completed on March 27, 2015; W&A submitted the work plan to the State Historic Preservation Officer (SHPO) on March 27, 2015. (See Appendix C: Correspondence and Appendix D: Report Summaries.)

The SHPO responded to the Phase II work plan in a letter dated April 1, 2015. The SHPO accepted the work plan with four conditions, specifically:

- “1. All archaeological investigation must be directly supervised in the field and laboratory by an archaeologist meeting the professional qualification standards for archaeology in 312 IAC 12-3-4;

2. If any human remains dating on or before December 31, 1939 are encountered, the discovery must be reported to the Indiana Department of Natural Resources within two (2) business days. The discovery must be treated in accordance with IC 14-21-1 and 312 IAC 22 [. . .];
3. A report detailing the methods, techniques, analysis, and results of the project must be submitted to the DHPA for review and comment within one year of the end of fieldwork.
4. If major revisions to the archaeological plan are implemented, please coordinate with DHPA and INDOT-[CRO].”

(See Appendix C: Correspondence, for the letter from SHPO.)

Phase II remote sensing was performed on April 27-29, 2015. Utilizing the results from the remote sensing, W&A archaeologists performed investigatory excavations on May 11-14, 18, and 21, 2015. The archaeological testing found an absence of earthworks, mounds, middens, burials, or significant subsurface deposits. The low density of features and artifacts led the principal investigator to conclude that the tested portion of site 12CL0129/0533 has limited potential to yield information important to the knowledge of the prehistory of the region. W&A conveyed a management summary to the Indiana SHPO on June 3, 2015, for these Phase II investigations. Based on the Phase II sampling of site 12CL0129/0533, the archaeologist recommended that portion of the site as not eligible for inclusion in the NRHP or IRHSS. (See Appendix C: Correspondence.)

In a letter dated June 12, 2015, the SHPO concurred with the recommendation of the Phase II Management Summary that the portion of archaeological site 12CL0129/0533 “located within the project corridor is not eligible for inclusion in the State or National Registers of Historic Places.” SHPO also requested the Phase II report be delivered in full by May 21, 2016. (See Appendix C: Correspondence.)

Phase Ia archaeological investigations resumed from September 28, 2015 to October 7, 2015. At the conclusion of these Phase Ia investigations, archaeologists had recorded twenty-six sites, six of which had been previously recorded.

On December 9, 2015, W&A historians reviewed the aboveground APE drawn in 2014 and expanded it based on additional alternatives under investigation. At the same time, historians drove the APE to confirm that no significant changes had taken place that would alter the results of previous survey. No changes were noted.

In a letter dated April 18, 2016, the following individuals or organizations were invited to join Section 106 consultation: Indiana State Historic Preservation Officer (SHPO); Indiana Landmarks—Southern Regional Office; Indiana Landmarks—Central Office; Borden Institute Historical Society; Clark’s Grant Historical Society; Howard Steamboat Museum/Clark County Historical Society; Jeff-Clark Preservation, Inc.; Jeffersonville Main Street; Jeffersonville Historic Board of Review; Clark County Historian; Mayor of the City of Jeffersonville; Utica Town Board; Kentuckiana Regional Planning and Development Agency; City of Jeffersonville Engineer; Jeffersonville Department of Economic Development and Department of Redevelopment; Clark County Board of Commissioners; and Clark County Council. Indiana Landmarks—Southern Regional Office; City of Jeffersonville Engineer; Clark County Historian, SHPO, and Utica Town Board sent affirmative post card responses to the invitation to join consultation. The Clark County Board of Commissioners declined the invitation to participate. (See Appendix C: Correspondence and Appendix E: Consulting Parties.)

INDOT sent a letter dated April 18, 2016, to the following federally-recognized Tribes and invited them to join in consultation: Miami Tribe of Oklahoma, Eastern Shawnee Tribe of Oklahoma, Peoria Tribe of Indians of Oklahoma, and United Keetoowah Band of Cherokee Indians. The Miami Tribe of Oklahoma accepted the invitation to participate. Note that subsequent to this email, the Pokagon Band of Potawatomi Indians requested to be consulted on all counties in Indiana and were invited to join consultation. (Appendix C: Correspondence and Appendix E: Consulting Parties.)

On February 22, 2017, Gary Gilmore, a property owner, contacted W&A and requested to be added to the consulting party list for this project. (Appendix E: See Consulting Parties.)

On March 27, 2017, American Structurepoint (Structurepoint), the environmental consultant on this project, informed consulting parties via email of the availability of the Historic Property Report (HPR, Fivecoat and Molloy 2016) on INSCOPE. The HPR identified the James A. Smith Farmstead (WA1) as having been previously determined eligible under Criterion D. Historians recommended no other properties as eligible for listing in the NRHP. (Note: This email was distributed to consulting party Gary Gilmore on April 5, 2017. It was later discovered that Indiana Landmarks had been inadvertently omitted from the distribution list; an email informing of them of the availability of the HPR was sent on August 9, 2017. See Appendix C: Correspondence for copies of these emails.)

INDOT-Cultural Resources Office (CRO) sent an email to the Tribal consultation partners informing them that the HPR, Phase II (Goldbach 2017a), and Phase Ia (Goldbach 2017b) reports were available for review on INSCOPE on March 27, 2017. The Phase Ia report recommended the project proceed as planned. The Phase II report recommended the portion of Site 12CL0129/0533 within the project corridor as not eligible for inclusion in the IRHSS or NRHP. The HPR, Phase Ia, and Phase II reports were all approved by INDOT-CRO prior to their transmittal to consulting parties and Tribal consulting partners. (See Appendix C: Correspondence and Appendix D: Report Summaries.)

On April 11, 2017, at the request of INDOT and FHWA, archaeologists for W&A conducted a survey in an alternative "study area." The survey area totaled approximately 1.22 hectares (ha) (3.0 acres [ac]). The survey identified one site, 12CL1052, for further work. (See Appendix D: Report Summaries.)

In a letter dated April 24, 2017, the SHPO responded to the HPR, Phase Ia Archaeological Field Reconnaissance Report, and the Phase II Archaeological Investigations. SHPO concurred that the James A. Smith Farmstead (WA1) is eligible for the NRHP under Criterion D and that "it is the only above-ground property identified in the HPR that is eligible for the NRHP." (See Appendix C: Correspondence.)

Further, SHPO stated, "[w]e also agree with the Phase Ia (Goldbach; February 24, 2017) and Phase II (Goldbach, Arnold and Hughes; February 24, 2017) archaeology reports addressing the archaeological aspects of this project." Specifically, SHPO concurred that Sites 12CL1004 to 12CL1016 and Sites 12CL1051 to 12CL1057 lack sufficient integrity to be considered potentially eligible and no additional work is needed at the sites. SHPO acknowledged that the Phase Ia documented Sites 12CL0129/943 and 12CL0533 as one large artifact scatter and that the Phase II report recommended the site not eligible for nomination to the State or National Registers of Historic Places, concluding "[t]he portion of sites 12-CL-129/544 located within the project area will not require additional archaeological assessment." (See Appendix C: Correspondence.)

Finally, in the letter dated April 24, 2017, the SHPO stated that "[i]f any archaeological artifacts or human remains are uncovered during construction, demolition, or earthmoving activities, state law (Indiana Code 14-21-1-27 and -29) requires that the discovery be reported to the Department of Natural Resources within two (2) business days. (See Appendix C: Correspondence.)

In October 2017, archaeologists for W&A prepared a Phase Ia Archaeological Field Reconnaissance—Addendum No. 1 (Addendum No. 1 Report/ Goldbach 2017c) which documented efforts to identify and evaluate archaeological resources within a "survey area" that is outside the preferred alternative. It was decided after the Phase Ia reconnaissance not to pursue the alternative "survey area," and the archaeological APE remains the same as that described in Phase Ia report (Goldbach 2017b). The Addendum No. 1 Report (Goldbach 2017c) identified one site for further work: site 12CL1052, which could not be fully assessed because of landowner constraints. However, since the alternative "survey area" will not be moving forward as part of the preferred alternative, the site will not be impacted by construction of the proposed project. If the portion of site 12CL1052 within the "survey area" of the Addendum No. 1 Report (Goldbach 2017c) cannot be avoided and becomes part of the preferred alternative, then additional investigation is recommended. It was further recommended that the project area previously examined and cleared in the Phase Ia report (Goldbach 2017b) be allowed to proceed without additional work. (See Appendix D: Report Summaries.)

INDOT sent an email providing Tribal Representatives access to the Addendum No. 1 Report on INSCOPE. Structurepoint sent a paper copy of this 800.11 documentation and Addendum No. 1 Report to the Indiana SHPO.

No further efforts, including consultation, to identify historic archaeological and aboveground resources took place.

3. BASIS FOR FINDING

One aboveground resource was identified as eligible under Criterion D: the remains of the James A. Smith Farmstead (WA1). This resource was identified in the aboveground APE, but is located outside of the archaeological APE (which is the project footprint). Since this archaeological resource is located outside the archaeological APE, the project will have no impact on historic properties. Therefore, the finding of "No Historic Properties Affected" is appropriate for this undertaking as no historic properties are present within the APE.

APPENDIX

Appendix A: Maps

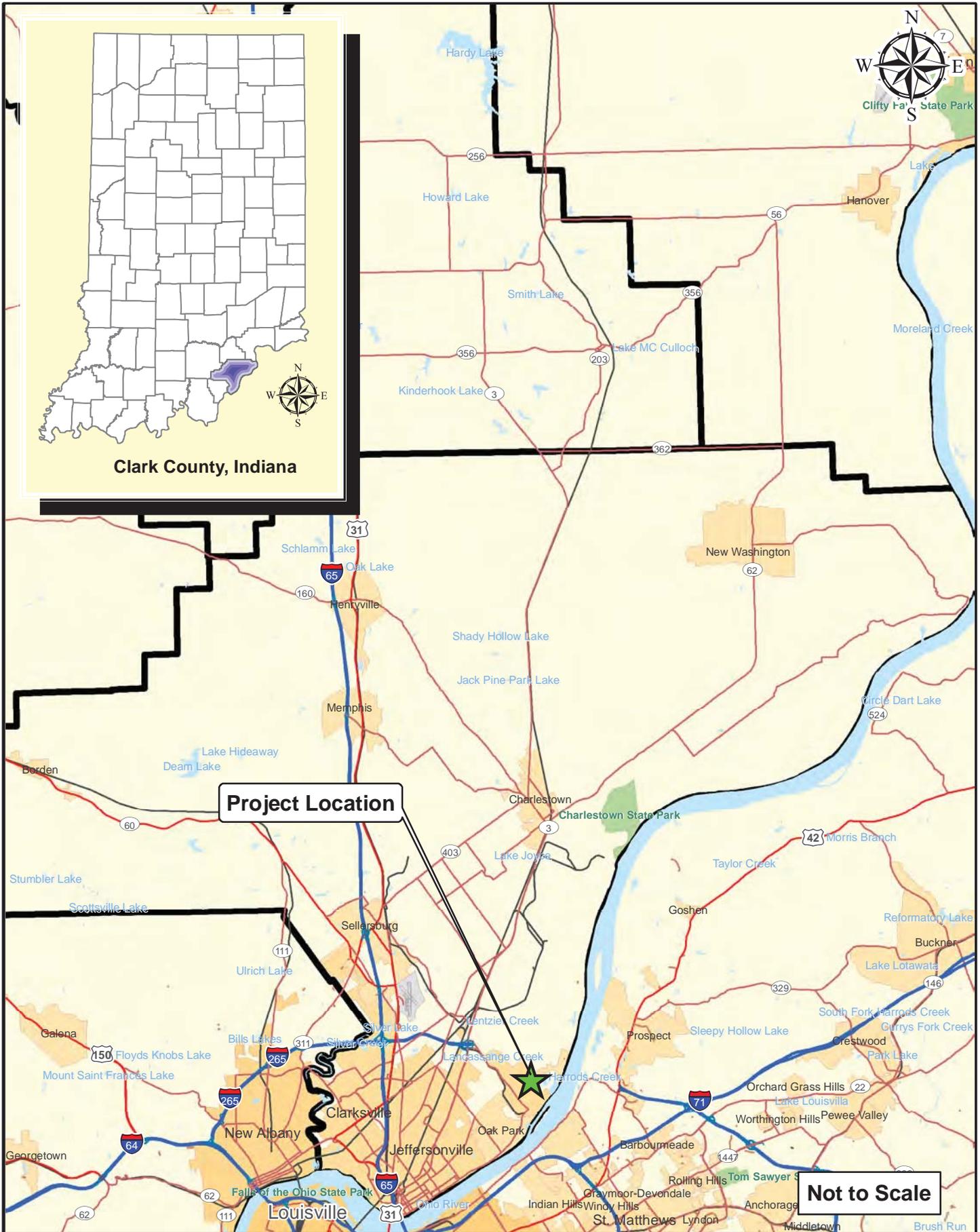
Appendix B: Photographs

Appendix C: Correspondence

Appendix D: Report Summaries

Appendix E: Consulting Parties

APPENDIX A. Maps



Clark County, Indiana

Project Location

Not to Scale

Path: P:\2013\01857\Drawings\ArcView\Exhibits\Red Flag\2015 Update\2013_01857_EV\2015-09-25_Map_State_Location.isb.mxd Date: 9/25/2015 User: lbois

Project Location Map

Indiana Department of Transportation
 Central Office
 100 North Senate Avenue
 Indianapolis, Indiana 46204

Des. No. 1382612
 Transportation Corridor
 Location: Jeffersonville
 Township: Utica
 County: Clark
 State: Indiana

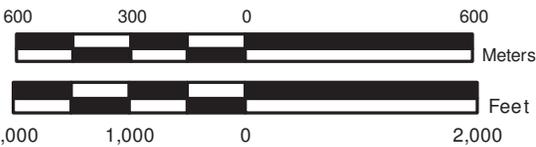
Appendix C
 Page C-11

Date: 09/25/2015



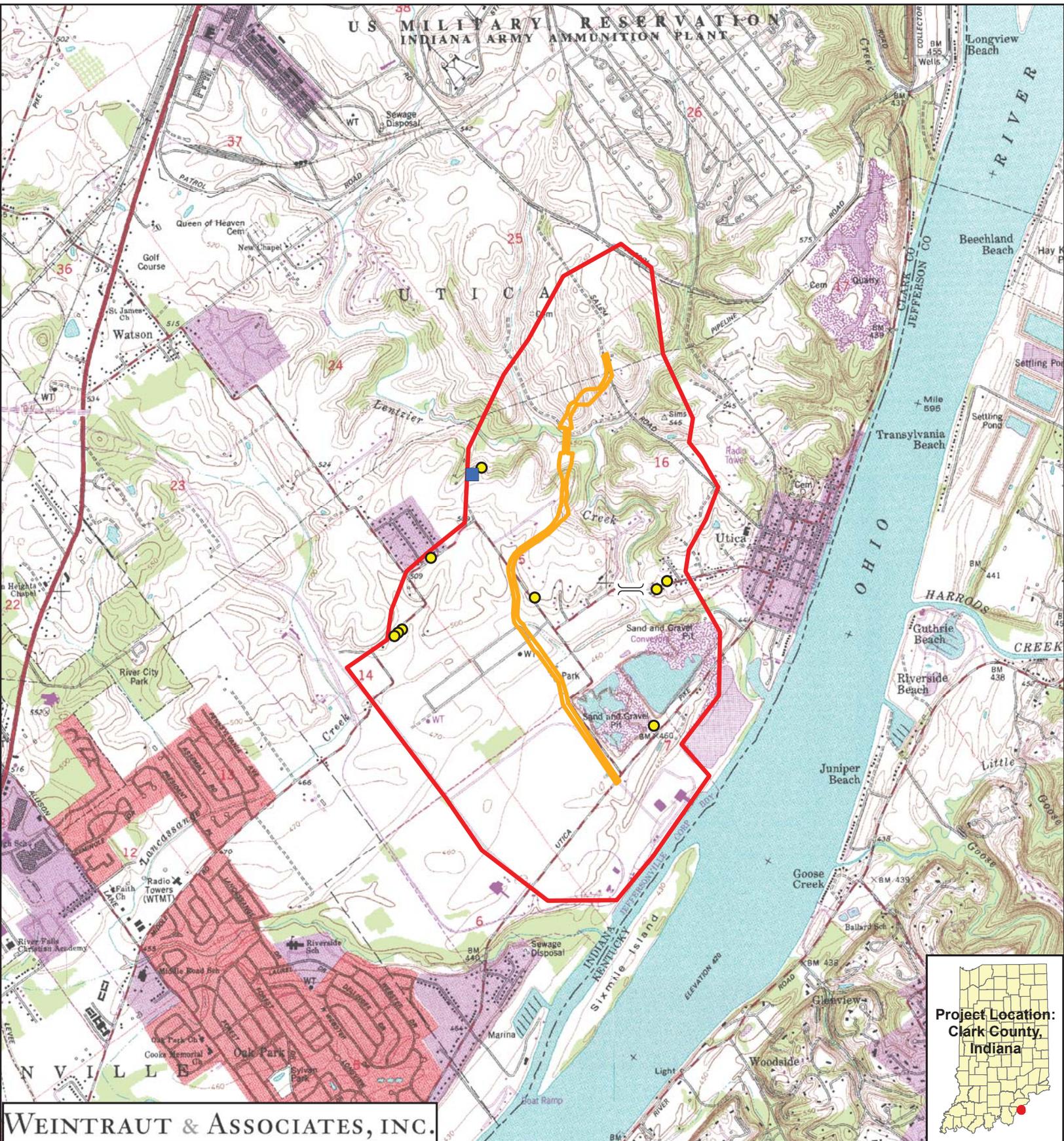
Project Location:
Clark County,
Indiana

WEINTRAUT & ASSOCIATES, INC.



- APE
- Contributing Resource
- Previously Determined Eligible
- Bridge

Appendix C
Page C-12



APPENDIX B. Photographs



A view along New Middle Road looking northwest from 4712 New Middle Road.



A view along New Middle Road looking southeast from 4712 New Middle Road.



A view looking east from Port Road and Loop Road.



A view looking east-northeast from Utica Pike and Brown Forman Road.



A view looking northeast from Utica Pike and Brown Forman Road.



A view looking northwest from Utica Pike and Brown Forman Road.



A view looking northwest up Utica Sellersburg Road from Fairmount Drive.



A view looking southwest from Utica Pike and Brown Forman Road.



A view of a modern subdivision located along Glenbrook Park Road looking southwest.



A view of Loop Road looking north-northeast from 5134 Loop Road.



A view of modern subdivisions looking southwest along Utica Sellersburg Road.



A view of the east elevation of 2120 Utica-Sellersburg Road (WA2).



A view of the home at 1508 Old Salem Road looking southeast.



A view of the north elevation of the home at 4514 Middle Road (WA3).



A view of the northwest elevation of the James Smith House (WA1).



A view of Utica Pike looking northeast from 5217 Utica Pike.



A view of Utica Sellersburg Road looking northeast from Fairmount Drive.



A view southwest from west of the terminus of New Middle Road.



Chicken houses behind the home at 2120 Utica-Sellersburg Road (WA2).



Looking at the north elevation and deck of the Utica Sellersburg bridge over Lentzier Creek (NBI_1000006).



Looking east-northeast along Loop Road near 5134 Loop Road.



Looking north toward 702 Port Road from the Utica Pike intersection.



Looking northeast from near the weigh scale building at 5217 Utica Pike (WA8).



Looking northwest along Old Salem Road from the tributary to Lentzier Creek.



Looking northwest along Port Road from Maritime Road.



Looking south to the barns located at 1117 Utica Sellersburg Road (45024).



Looking southeast from Port Road and Utica Pike.



Looking southeast from the tributary of Lentzier Creek along Old Salem Road.



Mary Smith's gravestone in the Smith Cemetery (45050).



South and west elevations of the home at 1610 Utica Sellersburg Road (WA6).



The north and east elevations of the home at 4516 Middle Road (WA4).



The north and east elevations of the home at 4520 Middle Road (WA5).



The north elevation of the home located at 1117 Utica Sellersburg Road



The northwest elevation of the James Smith House (WAI).



The Smith Cemetery sign and entrance (45050).



The south and east elevations of the weigh scale building at 5217 Utica Pike (WA8).



The south elevation of the home at 916 Utica Sellersburg Road (WA7).



The view east down Utica Sellerburg Road from Fairmound Drive.



The west elevation of the home at 1316 Old Salem Road.

APPENDIX C. Correspondence

September 12, 2014

Mr. Tim Muench, P.E.
Project Manager
Indiana Department of Transportation
100 North Senate Avenue
Indianapolis, IN 46204

RE: Archaeological Resource Discussion
Transportation Corridor (Des. No. 1382612)

Dear Mr. Muench:

A coordination meeting was held on September 8, 2014 at Indiana Department of Transportation (INDOT). The following people were in attendance:

- Patrick Carpenter INDOT- Office of Environmental Services (OES)
- Shaun Miller OES
- Mitch Zoll INDR – Division of Historic Preservation and
 Archaeology (DHPA)
- Michelle Allen Federal Highway Administration (FHWA)
- Mohammad Hajeer FHWA
- Chris Pope United Consulting (UNITED)
- Matt Taylor UNITED
- Briana Hope American Structurepoint Inc. (ASI)
- Amy Marlatt ASI
- Nicholas Murphy ASI
- Linda Weintraut Weintraut & Associates (W&A)
- Jason Goldbach W&A

The objective of the meeting was to discuss the status of the archaeological investigation between the Port of Indiana and the proposed SR 265 and Utica-Sellersburg Road interchange, and also to determine the next steps in the investigation. During the meeting, the following information was discussed:

1. UNITED gave a project status update focusing on the August Stakeholder Meeting and upcoming Steering Committee meeting that will be held in October. The Committee will be required to address project delays due to the unanticipated cultural resources and other budget related issues.
2. UNITED and W&A have developed and studied additional western alignments for the corridor. The original alignment, Alternative "B" was discarded due to impacts to a site that is on the National Register of Historic Places. Alternative "C", had the next fewest relocations, but impacts a mound structure and was discarded. Alternative "E", the current proposal runs between Alternates "B" and "C" and is anticipated to miss the known extent of the mound structure, but passes through an area of reported "contributing resources". W&A recommends a Phase II be performed to further define the extents and character of the resources encountered along Alternate "E". The W&A approach is to first perform an above ground remote sensing at this location to identify subsurface resources and limit the invasive portion of the Phase II study. Following the remote sensing a targeted Phase II will be performed.

3. OES expressed an interest in moving directly to the feature investigation without remote sensing, expressing concern over the reliability of the remote sensing results, but agreed to move forward with the plan as presented. DHPA agreed that a multi-stage work plan could be approved for this location with a single 30-day review period. The multi-stage plan will consist of the remote sensing and feature investigation phases. DHPA will authorize the feature investigation via email once the informal results of the remote sensing have been reported. As other portions of the corridor are further studied it may be necessary to perform additional Phase II work that may or may not be pursued using a similar planning and authorization process. The option to bridge the encountered resources will also be further considered at that time. The group was of the opinion that the proposed plan will be the most responsible approach to the project's schedule.
4. Tribal consultation will be initiated at the same time as the Early Coordination for the project. This consultation should be started prior to any feature excavation activities associated with the mound structure near Alternate "E" so that the tribes have an opportunity to comment on the proposed investigation. After discussion regarding the consulting parties letter, it was decided to prepare a single letter that will include an additional enclosure for the tribes only. The additional enclosure will include specific location information relative to the proposed Phase II study. OES and DHPA gave approval for showing the archaeological sites and proposed alignment in the additional information. UNITED requested that a confidentiality clause be added to the letter, which was agreed to by the resource agencies.
5. FHWA recommended that the group consider public information meetings be started for the project.
6. OES requested that another update meeting be held when the results of the remote sensing are available and prior to the Phase II excavations.
7. The additional archaeological investigations are beyond the current scope of the project. As a result, UNITED will prepare and submit a supplement to INDOT for the additional studies, remote sensing and additional coordination that is required to be performed by the project development team.

The above minutes reflect our understanding of the discussions and decisions made at this meeting. If you have any questions, additions, or comments, please contact our office at your convenience.

Sincerely,

UNITED CONSULTING 



Matt Taylor, P.E., M.B.A.

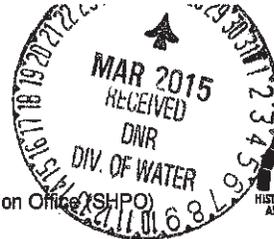
Project Team Leader

c: All Attendees
File 14-402



REVIEW REQUEST SUBMITTAL

State Form 55031 (7-12)
Indiana Department of Natural Resources
Division of Historic Preservation and Archaeology, Indiana State Historic Preservation Office



Please complete this form and attach it to front of all submittals, along with any reports or supplemental materials you are providing to the Indiana DHPA for review.

Date: March 27, 2015

Is this a new submission? Yes No

Reference for previous submittals: DHPA # _____ Des. No. 1382612

THIS REVIEW REQUEST SUBMITTED BY:

Name: Linda Weintraut

Company/Organization: Weintraut & Associates, Inc.

Address: P.O. Box 5034, Zionsville, Indiana 46077

Telephone number: 317-733-9770 Email address: linda@weintrautinc.com

PROJECT NAME & LOCATION [Please attach a map with location(s) marked]

Project Name/Reference: Proposed Transportation Corridor Project/ Des # 1382612

Project Address/Location: Between Utica Pike and Old Salem Road

City: Jeffersonville Township(s): Utica Township

County/Countries: Clark County

STATE OR FEDERAL AGENCY INVOLVEMENT

Agency: Federal Highway Administration Program: _____

Type of funds, license, or permit to be obtained (if applicable): _____

Name(s) of Agency Contact: Michelle Allen

Address: 575 North Pennsylvania Street, Room 254, Indianapolis, IN 46204

Telephone number: 317-226-7344 Email address: michelle.allen@dot.gov

APPLICANT (if different than Federal Agency) If available, please attach copy of authorization letter from federal agency

Applicant: Indiana Department of Transportation

Name of Contact: Patrick Carpenter

Address: 100 North Senate Avenue, IGCN 642, Indianapolis, IN 462014

Telephone number: 317-233-2061 Email address: pacarpenter@indot.in.gov

CONSULTANT FOR THE APPLICANT OR AGENCY (IF APPLICABLE)

Consultant: United Consulting

Name of Contact: Matt Taylor

Address: 1625 North Post Road, Indianapolis, Indiana 46219

Telephone number: 317-895-2585 Email address: matt@ucindy.com

Contact for DHPA questions regarding this review request: Weintraut & Associates

Comments:
Please find enclosed the "Work Plan: Phase II Testing at Sites 12CI0533 and 12CI0129 within the Proposed Transportation Corridor, Utica Township, Clark County, Indiana."

Please note that incomplete submissions may result in delays. To ensure an expeditious review, please be sure that the following has been provided:

- Full contact information for person/entity submitting form, including phone number and email (if available)
- Map of project location with project area(s) clearly marked (provided in current or previous submission)
- Clear photographs of project area and surroundings
- Project description
- Description of any proposed ground disturbance
- Name of Federal agency/agencies and program providing funds, license, or permit
- Letter of authorization from Federal agency/agencies (if applicable)

Return this Form and Attachments to:

**Indiana Department of Natural Resources
Division of Historic Preservation and Archaeology
402 W. Washington Street, Room W274
Indianapolis, Indiana 46204**

<http://www.in.gov/dnr/historic>

DNR Indiana Department of Natural Resources

Michael R. Pence, Governor
Cameron F. Clark, Director



Division of Historic Preservation & Archaeology • 402 W. Washington Street, W274 • Indianapolis, IN 46204-2739
Phone 317-232-1646 • Fax 317-232-0693 • dhpa@dnr.IN.gov • www.IN.gov/dnr/historic

April 1, 2015

Jason Goldbach
Principal Investigator
Weintraut & Associates, Inc.
P.O. Box 5034
Zionsville, Indiana 46077

Federal Agency: Indiana Department of Transportation

Re: Plan for Phase II Archaeological Testing at Site 12-CI-129 / 533 for a proposed transportation corridor in Utica Township, Clark County, Indiana. (Designation No. 1382612) (DHPA No. 17495)

Mr. Goldbach:

Pursuant to Section 106 of the National Historic Preservation Act (54 U.S.C. § 306108) and 36 C.F.R. Part 800, the staff of the Indiana State Historic Preservation Officer ("Indiana SHPO") has conducted an analysis of the materials dated March 27, 2015 and received on March 27, 2015, for the above indicated project in Clark County, Indiana.

Thank you for providing the archaeological plan for a Phase II investigation for the above archaeological site. The Division of Historic Preservation and Archaeology ("DHPA") has reviewed the plan. The plan is acceptable with the following conditions:

1. All archaeological investigations must be directly supervised in the field and laboratory by an archaeologist meeting the professional qualification standards for archaeology in 312 IAC 21-3-4.
2. If any human remains dating on or before December 31, 1939 are encountered, the discovery must be reported to the Indiana Department of Natural Resources within two (2) business days. The discovery must be treated in accordance with IC 14-21-1 and 312 IAC 22. In that event, please call 317-232-3492.
3. A report detailing the methods, techniques, analysis, and results of the project must be submitted to the DHPA for review and comment within one year of the end of fieldwork.
4. If major revisions to the archaeological plan are implemented, please coordinate with DHPA and INDOT-CRS.

With these conditions, the proposed investigations may proceed. A copy of this letter, along with proper identification, should be carried by archaeologists in the field. If you have any questions regarding this matter, please contact me at (317) 232-3492.

Very truly yours,

A handwritten signature in black ink that reads "Mitchell K. Zoll".

Mitchell K. Zoll
Deputy State Historic Preservation Officer

MKZ:mkz

cc: Patrick Carpenter, INDOT - pacarpenter@indot.in.gov
Shaun Miller, INDOT - smiller@indot.in.gov
Mary Kennedy, INDOT - mkennedy@indot.in.gov
Shirley Clark, INDOT - sclark@indot.in.gov
Michelle Allen, FHWA - michelle.allen@dot.gov
Linda Weintraut, Weintraut & Associates - linda@weintrautinc.com
Jason Goldbach, Weintraut & Associates - jason@weintrautinc.com
Matt Taylor, United Consulting - matt@ucindy.com

WEINTRAUT & ASSOCIATES, INC.

Transmittal Letter

DATE: June 3, 2015

TO: SHPO

FROM: Weintraut & Associates, Inc.

PROJECT: Proposed Transportation Corridor

# OF COPIES	TITLE	COMMENTS
1	Transmittal Letter	
1	DHPA Review Request Submittal	
1	Management Summary for the Proposed Transportation Corridor	

ADDITIONAL NOTES:



REVIEW REQUEST SUBMITTAL

State Form 55031 (7-12)

Indiana Department of Natural Resources

Division of Historic Preservation and Archaeology, Indiana State Historic Preservation Office (SHPO)



Please complete this form and attach it to front of all submittals, along with any reports or supplemental materials you are providing to the Indiana DHPA for review.

Date: June 3, 2015

Is this a new submission? Yes No

Reference for previous submittals: DHPA # _____ Des. No. _____

THIS REVIEW REQUEST SUBMITTED BY:

Name: Linda Weintraut

Company/Organization: Weintraut & Associates, Inc.

Address: 4649 Northwestern Drive, Zionsville, IN 46077

Telephone number: 317-733-9770 Email address: Linda@weintrautinc.com

PROJECT NAME & LOCATION [Please attach a map with location(s) marked]

Project Name/Reference: Proposed Transportation Corridor Project/ Des # 1382612

Project Address/Location: Between Utica Pike and Old Salem Road

City: Jeffersonville Township(s): Utica

County/Counties: Clark

STATE OR FEDERAL AGENCY INVOLVEMENT

Agency: Federal Highway Administration Program: _____

Type of funds, license, or permit to be obtained (if applicable): _____

Name(s) of Agency Contact: Michelle Allen

Address: 575 N. Pennsylvania St., Room 254, Indianapolis, IN 46204

Telephone number: 317-226-7344 Email address: michelle.allen@dot.gov

APPLICANT (if different than Federal Agency) If available, please attach copy of authorization letter from federal agency

Applicant: Indiana Department of Transportation

Name of Contact: Patrick Carpenter

Address: 100 N. Senate Ave., IGCN 642, Indianapolis, IN 46204

Telephone number: 317-233-2061 Email address: pacarpenter@indot.in.gov

CONSULTANT FOR THE APPLICANT OR AGENCY (IF APPLICABLE)

Consultant: United Consulting

Name of Contact: Matt Taylor

Address: 1625 N. Post Rd, Indianapolis, IN 46219

Telephone number: 317-895-2585 Email address: mattt@ucindy.com

Contact for DHPA questions regarding this review request: _____

Comments:
Please find enclosed the Management Summary for Phase II testing at Sites 12CI0533 and 12CI0129.

Please note that incomplete submissions may result in delays. To ensure an expeditious review, please be sure that the following has been provided:

- Full contact information for person/entity submitting form, including phone number and email (if available)
- Map of project location with project area(s) clearly marked (provided in current or previous submission)
- Clear photographs of project area and surroundings
- Project description
- Description of any proposed ground disturbance
- Name of Federal agency/agencies and program providing funds, license, or permit
- Letter of authorization from Federal agency/agencies (if applicable)

Return this Form and Attachments to:

Indiana Department of Natural Resources
Division of Historic Preservation and Archaeology
402 W. Washington Street, Room W274
Indianapolis, Indiana 46204

<http://www.in.gov/dnr/historic>

Management Summary:
Clark County Transportation Corridor
INDOT Des. No.: 1382612
Phase II: Site 12CI0129/0533 within Alternative E
May 29, 2015

Under contract with United Consulting (United), Weintraut & Associates, Inc. (W&A) completed Phase II testing on portions of site 12CI0129/0533 within Alternative E of the proposed Transportation Corridor in Utica Township, Clark County, Indiana.

W&A archaeologists first encountered site 12CI0533 within Alternative F. Subsequently, at the request of United, W&A performed limited shovel testing survey south of site 12CI0533 and north of site 12CI0129 to determine the presence or absence of archaeological materials within Alternative E. Based on the recommendations of previous investigations and the results of the Phase Ia archaeological field reconnaissance, W&A concluded that site 12CI0129/0533 had the potential to contain information important to the regional prehistoric record and was considered potentially eligible for listing in the Indiana Register of Historic Sites and Structures and (IRHSS) and the National Register of Historic Places (NRHP). Therefore, in consultation with the State Historic Preservation Officer (SHPO) and the Indiana Department of Transportation-Cultural Resources Office (INDOT-CRO), W&A recommended site 12CI0129/0533 for Phase II archaeological investigations to further evaluate eligibility based on site integrity and the potential to yield information important to the prehistoric record (Criterion D). A work plan was submitted to the SHPO March 27, 2015, and approved April 1, 2015.

As part of the Phase II investigations, remote sensing was performed throughout the project area on April 27, 28, and 29, 2015, which included electric resistivity and magnetometer survey. The results formed the basis for the placement of some hand excavation units and mechanically excavated trenches, work which was performed May 11 through May 14 and May 18 through 21, 2015. A total of 35 square meters (0.5%) were hand excavated, and a total of 704 square meters (10.1%) were machine excavated. No middens or burials were encountered during testing, and no evidence for the presence of mounds or other earthworks resulted from the remote sensing or excavations within the project area.

The results, or anomalies, of the remote sensing were rank-ordered from 1 to 3 in likelihood of being a cultural feature with 1 being the most likely and 3 being the least likely. No anomalies were ranked as 1. Eight anomalies were tested within the project area with hand-excavated block units. Of these eight anomalies, only two (Features 1 and 2) were confirmed as prehistoric features. One anomaly (Anomaly 18) was confirmed as a clinker dump from coal powered farm machinery. Mechanical excavations resulted in the excavation of an additional 25 features, 12 of which were determined to be noncultural. No evidence of features was recorded in the plowzone, and all features appear to be plow-truncated. No temporally diagnostic artifacts, bone, macrobotanical remains or radiocarbon dating samples were obtained from any of the features. Minor amounts charcoal flecking and soil discoloration were the only evidence for thermal features.

Small amounts of lithic debitage and highly fragmentary prehistoric ceramics were the only artifacts present within features, and very little fire-cracked rock was present. Phase II testing confirmed that this site has a low density of artifacts within the project area. The hand excavated block unit yielding the highest density of artifact averaged only 33 artifacts per square meter of excavation. This unit also yielded the only temporally diagnostic biface recovered during the Phase II testing, a Madison projectile point which was not associated with a feature.

The absence of temporally diagnostic artifacts and charcoal or other materials which could be radiocarbon dated within features makes it difficult to answer research questions set forth in the Phase II work plan beyond questions of site integrity. Due to this lack of evidence, research questions regarding specific behaviors, such as subsistence and lithic resource exploitation, cannot be contextualized within a specific time period or cultural affiliation. It is possible that flotation samples, once analyzed, may contain botanical evidence for seasonality or diet, but this evidence will have little temporal context.

Due to the absence of earthworks, mounds, middens, burials, or other significant subsurface deposits, low artifact density, and lack of temporal context, site 12CI0129/0533 has limited potential to yield information important to the knowledge of the prehistory of the region. Based on the sample of site 12CI0129/0533 within the project corridor, this portion of the site is recommended as not eligible to the IRHSS or the NRHP. Any portions of this site existing outside of the project area must be evaluated separately.

DNR Indiana Department of Natural Resources

Michael R. Pence, Governor
Cameron F. Clark, Director

Division of Historic Preservation & Archaeology • 402 W. Washington Street, W274 • Indianapolis, IN 46204-2739
Phone 317-232-1646 • Fax 317-232-0693 • dhpa@dnr.IN.gov



June 12, 2015

Linda Weintraut, Ph.D.
Weintraut & Associates, Inc.
Post Office Box 5034
Zionsville, Indiana 46077

Federal Agency: Indiana Department of Transportation ("INDOT"),
on behalf of Federal Highway Administration

Re: Management Summary (Goldbach, 5/29/2015) for Phase II Testing of Archaeological Site 12-CI-129
/ 533, Clark County Transportation Corridor, Alternative E, Clark County, Indiana (Des. No.
1382612; DHPA No. 17495)

Dr. Weintraut:

Pursuant to Section 106 of the National Historic Preservation Act of 1966, as amended (recently recodified at 54 U.S.C. § 306108), 36 C.F.R. Part 800, and the "Programmatic Agreement among the Federal Highway Administration, the Indiana Department of Transportation, the Advisory Council on Historic Preservation, the Indiana State Historic Preservation Officer regarding the implementation of the Federal Aid Highway Program in the State of Indiana," the staff of the Indiana State Historic Preservation Officer ("Indiana SHPO") has reviewed the Management Summary sent on June 3, 2015 and received on June 4, 2015 for the aforementioned project.

Based on the evidence documented during the testing and detailed in the Management Summary, we concur with Mr. Goldbach that the portion of archaeological site 12-CI-129 / 533 located within the project corridor is not eligible for inclusion in the State or National Registers of Historic Places. Please provide a full report of the excavation to our office by May 21, 2016.

If any archaeological artifacts or human remains are uncovered during construction, demolition, or earthmoving activities, state law (Indiana Code 14-21-1-27 and -29) requires that the discovery be reported to the Department of Natural Resources within two (2) business days. In that event, please call (317) 232-1646. Be advised that adherence to Indiana Code 14-21-1-27 and -29 does not obviate the need to adhere to applicable federal statutes and regulations.

If you have questions about archaeological issues, please contact Mitch Zoll at (317) 232-3492 or mzoll@dnr.IN.gov. Questions about buildings or structures should be directed to Chad Slider at (317) 234-5366 or cslider@dnr.IN.gov.

In all future correspondence regarding this project, please continue to refer to DHPA No. 17495.

Very truly yours,

Mitchell K. Zoll
Deputy State Historic Preservation Officer

MKZ:CWS:mkz

emc: Patrick Carpenter, Indiana Department of Transportation
Shaun Miller, Indiana Department of Transportation
Mary Kennedy, Indiana Department of Transportation

April 18, 2016

Example Consulting Party Invitation

Re: Des. No. 1382612
Heavy Haul Transportation Corridor
Port of Indiana – Jeffersonville to SR 265
Utica Township, Clark County, Indiana
Project No. 2013.01857

Dear Mr. Zoll:

The Indiana Department of Transportation (INDOT), in partnership with the Federal Highway Administration (FHWA), the Indiana Economic Development Corporation, the Ports of Indiana, the Board of Commissioners of Clark County, the City of Jeffersonville Redevelopment Commission, and the River Ridge Development Authority (RRDA), is developing a federal-aid road project to improve connectivity for the Ports of Indiana-Jeffersonville (Port) with other regional transportation assets. The proposed project is located in Utica Township, Clark County, Indiana.

The area is located on the Jeffersonville and Charlestown USGS 7.5 Minute Quadrangle Maps in Tracts 6-7, 14-17, 24-27, 38-40, and 52-53 and is within the Louisville Metropolitan Planning Area (LMPA), which consists of nine counties in Kentucky (Jefferson, Oldham, Trimble, Henry, Shelby, Spencer, Nelson, Bullit and Meade) and four Indiana counties (Washington, Harrison, Floyd and Clark). Preliminary corridor studies have identified an approximately 1.3-mile wide corridor between the Port of Indiana, Jeffersonville and State Road (SR) 265 to establish roadway alignment alternatives for the project. The alternatives are currently being developed and evaluated within the project corridor based upon environmental studies and coordination. Various maps and aerial photographs are enclosed showing the area being investigated.

The project area has several major generators of traffic that consist primarily of heavy trucks or heavy haul vehicles. However, the road network in the area is primarily made of up of local facilities not designed to handle such vehicle loading. Heavy haul vehicles (often referred to as Michigan truck trains) are generally 60 feet or more in length with a gross vehicle weight of 134,000 pounds, as compared to Indiana legal load limits of 80,000 pounds gross vehicle weight. Heavy haul vehicles require the design of facilities to take into account the maximum weight of the heavy haul vehicles and the anticipated number of heavy haul vehicles utilizing the facility on a daily basis. The resulting difference between a facility designed to carry heavy haul vehicles and standard load trucks is often a significant difference in pavement thickness. Based on current and predicted rapid industrial and commercial development associated with the major traffic generators in the project area it is anticipated that truck traffic will increase by 129 percent over the next 20 years.

The need for the proposed project is due to the current and predicted rapid industrial and commercial development in the area that would result in a significant increase in volume of heavy haul vehicles mixing with local traffic. This growth, combined with the lack of connectivity and suitable roadways for heavy haul vehicles in the area, indicates a need for the proposed project. The purpose of the proposed project is to provide a route built specifically for heavy haul vehicles that provides continuous connection between the River Ridge Commerce Center (RRCC) and the Port via the new SR 265/Old Salem Road interchange.

The proposed project corridor generally extends north from the Port to the SR 265/Old Salem Road interchange. The area is a combination of forest, open grass, industrial, and farmed areas. The forested areas are generally on steep slopes. Few existing roads

are located within this area. The proposed project corridor is bounded by the SR 265 corridor at the northern project limits. Lentzier Creek and several tributaries are located within the project corridor.

The proposed project consists of the construction of a 3-lane road designed to “heavy haul” specifications. The proposed road would have a design speed of 35 miles per hour with two 12-foot travel lanes and one 11- to 12-foot auxiliary lane. The road would likely be constructed on new alignment at a total length of approximately 1.75 miles. While only three lanes would be constructed, right-of-way would be wide enough to allow for future expansion to five lanes if required by traffic demand.

Section 106 of the National Historic Preservation Act requires federal agencies to take into account the effects of their undertakings on historic properties. In accordance with 36 CFR 800.2(c), you are hereby invited to be a consulting party to participate in the Section 106 process. This process involves efforts to identify historic properties potentially affected by the undertaking, assess the effects of the undertaking on historic properties, and seek ways to avoid, minimize, or mitigate any adverse effects on historic properties. For more information on Section 106 of the NHPA and the Section 106 review process, we recommend reviewing the Advisory Council on Historic Preservation’s publication titled *Protecting Historic Properties: A Citizen’s Guide to Section 106 Review*. It can be downloaded at the following website: <http://www.achp.gov/docs/CitizenGuide.pdf>.

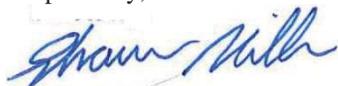
Please return the enclosed postcard and check whether you “Do” or “Do Not” agree to be a consulting party. If you indicate on the postcard that you do not desire to be a consulting party, or if you do not return the postcard at all, you will not be included on the list of consulting parties for this project and you will not receive further information about the project unless the scope changes.

We realize you and/or your organization may want to perform a formal review of properties that may be affected as part of this project and, therefore, may require more detailed information regarding the scope of the project. If you choose to be a consulting party, as required under Section 800.11(e), documentation of our recommendations for the Determination of the Area of Potential Effect, the Determination of Eligibility of Historic Properties for the National Register of Historic Places, and the Finding of Effect on Historic Properties will be made available for your review in the future. The historic architecture and archaeological investigations will be completed by individuals that satisfy the *Secretary of the Interior Professional Qualification Standards*.

The intention of this mailing is to provide an opportunity for you to request involvement as a consulting party. To facilitate the development of this project, you are asked to reply within 30 days of receipt of this letter. If no response is received by that date, it will be assumed you have no comments at the present time and decline involvement in the Section 106 process. A list of all agencies and groups invited to be a Section 106 consulting parties is included with this letter for your reference.

Your timely cooperation in the development of this project is appreciated. For general inquiries please contact myself at (317) 233-6795 or by e-mail at smiller@indot.in.gov or Michelle Allen of FHWA at (317) 226-7344 or by e-mail at michelle.allen@dot.gov. However, please contact our consultant, Leah Boits of American Structurepoint at (317) 547-5580 or by e-mail at lboits@structurepoint.com for coordination purposes, questions, or if additional information is needed.

Respectfully,



Shaun Miller, Acting Manager
Cultural Resource Office
Environmental Services

Enclosures

Response Postcard
State Location Map
USGS Topographic Mapping
2014 Aerial Photography
Distribution List

Not included in this example letter

cc: Ms. Mary Kennedy, INDOT Cultural Resources
Mr. Shaun Miller, INDOT Cultural Resources
Ms. Michelle Allen, Federal Highway Administration
Ms. Linda Weintraut, Weintraut & Associates

April 18, 2016

Example Nation to Nation Coordination Letter

Re: Des. No. 1382612
Heavy Haul Transportation Corridor
Port of Indiana – Jeffersonville to SR 265
Utica Township, Clark County, Indiana
Project No. 2013.01857

Dear Ms. Hunter:

The Indiana Department of Transportation (INDOT), in partnership with the Federal Highway Administration (FHWA), the Indiana Economic Development Corporation, the Ports of Indiana, the Board of Commissioners of Clark County, the City of Jeffersonville Redevelopment Commission, and the River Ridge Development Authority (RRDA), is developing a federal-aid road project to improve connectivity for the Ports of Indiana-Jeffersonville (Port) with other regional transportation assets. The proposed project is located in Utica Township, Clark County, Indiana.

The area is located on the Jeffersonville and Charlestown USGS 7.5 Minute Quadrangle Maps in Tracts 6-7, 14-17, 24-27, 38-40, and 52-53 and is within the Louisville Metropolitan Planning Area (LMPA), which consists of nine counties in Kentucky (Jefferson, Oldham, Trimble, Henry, Shelby, Spencer, Nelson, Bullit and Meade) and four Indiana counties (Washington, Harrison, Floyd and Clark). Preliminary corridor studies have identified an approximately 1.3-mile wide corridor between the Port of Indiana, Jeffersonville and State Road (SR) 265 to establish roadway alignment alternatives for the project. The alternatives are currently being developed and evaluated within the project corridor based upon environmental studies and coordination. Various maps and aerial photographs are enclosed showing the area being investigated.

The project area has several major generators of traffic that consist primarily of heavy trucks or heavy haul vehicles. However, the road network in the area is primarily made of up of local facilities not designed to handle such vehicle loading. Heavy haul vehicles (often referred to as Michigan truck trains) are generally 60 feet or more in length with a gross vehicle weight of 134,000 pounds, as compared to Indiana legal load limits of 80,000 pounds gross vehicle weight. Heavy haul vehicles require the design of facilities to take into account the maximum weight of the heavy haul vehicles and the anticipated number of heavy haul vehicles utilizing the facility on a daily basis. The resulting difference between a facility designed to carry heavy haul vehicles and standard load trucks is often a significant difference in pavement thickness. Based on current and predicted rapid industrial and commercial development associated with the major traffic generators in the project area it is anticipated that truck traffic will increase by 129 percent over the next 20 years.

The need for the proposed project is due to the current and predicted rapid industrial and commercial development in the area that would result in a significant increase in volume of heavy haul vehicles mixing with local traffic. This growth, combined with the lack of connectivity and suitable roadways for heavy haul vehicles in the area, indicates a need for the proposed project. The purpose of the proposed project is to provide a route built specifically for heavy haul vehicles that provides continuous connection between the River Ridge Commerce Center (RRCC) and the Port via the new SR 265/Old Salem Road interchange.

The proposed project corridor generally extends north from the Port to the SR 265/Old Salem Road interchange. The area is a combination of forest, open grass, industrial, and farmed areas. The forested areas are generally on steep slopes. Few existing roads are located within this area. The proposed project corridor is bounded by the SR 265 corridor at the northern project limits. Lentzier Creek and several tributaries are located within the project corridor.

The proposed project consists of the construction of a 3-lane road designed to “heavy haul” specifications. The proposed road would have a design speed of 35 miles per hour with two 12-foot travel lanes and one 11- to 12-foot auxiliary lane. The road would likely be constructed on new alignment at a total length of approximately 1.75 miles. While only three lanes would be constructed, right-of-way would be wide enough to allow for future expansion to five lanes if required by traffic demand.

Section 106 of the National Historic Preservation Act requires federal agencies to take into account the effects of their undertakings on historic properties. In accordance with 36 CFR 800.2(c), you are hereby invited to be a consulting party to participate in the Section 106 process. This process involves efforts to identify historic properties potentially affected by the undertaking, assess the effects of the undertaking on historic properties, and seek ways to avoid, minimize, or mitigate any adverse effects on historic properties. For more information on Section 106 of the NHPA and the Section 106 review process, we recommend reviewing the Advisory Council on Historic Preservation’s publication titled *Protecting Historic Properties: A Citizen’s Guide to Section 106 Review*. It can be downloaded at the following website: <http://www.achp.gov/docs/CitizenGuide.pdf>.

Please return the enclosed postcard and check whether you “Do” or “Do Not” agree to be a consulting party. If you indicate on the postcard that you do not desire to be a consulting party, or if you do not return the postcard at all, you will not be included on the list of consulting parties for this project and you will not receive further information about the project unless the scope changes.

We realize you and/or your organization may want to perform a formal review of properties that may be affected as part of this project and, therefore, may require more detailed information regarding the scope of the project. If you choose to be a consulting party, as required under Section 800.11(e), documentation of our recommendations for the Determination of the Area of Potential Effect, the Determination of Eligibility of Historic Properties for the National Register of Historic Places, and the Finding of Effect on Historic Properties will be made available for your review in the future. The historic architecture and archaeological investigations will be completed by individuals that satisfy the *Secretary of the Interior Professional Qualification Standards*.

As part of our preliminary corridor studies preliminary archaeological investigations have been initiated and are currently ongoing. A National Register archaeological site has been identified within the corridor and will be avoided by the alternative alignments considered. The Section 106 process is ongoing and will investigate potential impacts to historic sites and structures as well as archaeological resources. Native American tribes with an ancestral interest in the project area are being sent this letter. For those tribes that join consultation, proposed alignments and potential impacts will be discussed in more detail in subsequent coordination. In order to protect the integrity of cultural sites, locations of archaeological sites will not be included in any coordination with the public as a part of project development. Please help us protect these sites by keeping their locations confidential.

The intention of this mailing is to provide an opportunity for you to request involvement as a consulting party. To facilitate the development of this project, you are asked to reply within 30 days of receipt of this letter. If no response is received by that date, it will be assumed you have no comments at the present time and decline

involvement in the Section 106 process. A list of all agencies and groups invited to be a Section 106 consulting parties is included with this letter for your reference.

Your timely cooperation in the development of this project is appreciated. For general inquiries please contact Shaun Miller of INDOT at (317) 233-6795 or by e-mail at smiller@indot.in.gov or Michelle Allen of FHWA at (317) 226-7344 or by e-mail at michelle.allen@dot.gov. However, please contact our consultant, Leah Boits of American Structurepoint at (317) 547-5580 or by e-mail at lboits@structurepoint.com for coordination purposes, questions, or if additional information is needed.

Respectfully,



Shaun Miller, Acting Manager
Cultural Resource Office
Environmental Services

Enclosures

Response Postcard
State Location Map
USGS Topographic Mapping
2014 Aerial Photography
Distribution List

Not included in this example letter

cc: Ms. Mary Kennedy, INDOT Cultural Resources
Mr. Shaun Miller, INDOT Cultural Resources
Ms. Michelle Allen, Federal Highway Administration
Ms. Linda Weintraut, Weintraut & Associates

From: Boits, Leah
Sent: Monday, March 27, 2017 1:43 PM
To: acrouch@cityofjeff.net; jeanne_b@hotmail.com; Zoll, Mitchell K <MZoll@dnr.IN.gov>; dormanlj@att.net
Cc: Miller, Shaun (INDOT) <smiller@indot.IN.gov>; Hope, Briana <bhope@structurepoint.com>; PACarpenter@indot.IN.gov;
akumar@indot.in.gov; Kennedy, Mary <MKENNEDY@indot.IN.gov>
Subject: Heavy Haul Transportation Corridor (Des. No. 1382612) - Section 106 Consultation

All,

As part of the project development for the Heavy Haul Transportation Corridor project, studies were undertaken to evaluate the potential historic or cultural resources within the Area of Potential Effects (APE). The *Historic Property Report, Heavy Haul Transportation Corridor, Utica and Jeffersonville Townships, Clark county, Indiana, DES No.: 1382612* (June 2016) prepared by Weintraut & Associates, Inc. (W&A) has been uploaded to IN SCOPE for your review (<https://erms.indot.in.gov/Section106Documents/>).

The APE for this undertaking incorporated the project location and included properties that may be impacted by project activities, such as noise and visual intrusions. The *INDOT-Cultural Resource Manual* (2014) recommends undertakings that include new terrain begin with an APE of one mile that may be increased or decreased based on the surrounding topography and built environment. Historians narrowed the APE in places where the existing topography and/or wooded environment limited noise and visual intrusions from the project. The report was reviewed and approved by the INDOT Cultural Resources Office (CRO) on February 6, 2017. Historians identified ten (10) properties considered or rated Contributing or higher according to the Indiana Historic Sites and Structures Inventory (IHSSI) rating system. One of these properties, the James A. Smith Farmstead (WA1), has previously been determined eligible for the National Register of Historic Places (NRHP) under Criterion D. Historians are not recommending any additional properties as eligible for listing in the NRHP.

In addition, the *Phase Ia Archaeological Field Reconnaissance: Proposed United Heavy Haul Transportation Corridor, Utica Township, Clark County, Indiana, Des. No.: 1382612* (February 24, 2017) and the *Phase II Testing: Archaeological Excavations of Site 12CL0129/0533, Heavy haul Transportation Corridor, Utica Township, Clark County, Indiana, Des. No.: 1382612; DHPA No. 17495* (February 24, 2017) prepared by W&A have been uploaded to IN SCOPE. Native American Tribes and the State Historic

Preservation Officer (SHPO) have restricted access to review the Archaeological Reports. The Phase Ia report was reviewed and approved by INDOT CRO on January 23, 2017, and the Phase II report was reviewed and approved by INDOT CRO on March 20, 2017. Tribes may access the Phase Ia and Phase II reports by logging into IN SCOPE using your username and password and using the search criteria in the aforementioned report titles (the Des. No. is the most efficient search term).

The intention of this mailing is to provide an opportunity for all consulting parties and the SHPO to review and comment on the Historic Property Report (HPR), as well as to provide an opportunity for the SHPO and Native American Tribes to review and comment on the Archaeological Reports in order to provide information regarding the anticipated impacts the project could have on the identified historic properties. To facilitate the development of this project, you are asked to reply within **30 days of receipt of this email**. If you would like to receive a hard copy of materials posted to IN SCOPE, please make your specific document requests within **7 days of receiving this email**. Your timely cooperation in the development of this project is appreciated. Please contact me using the contact information below if there are any questions or if additional information is needed.

Very truly yours,

Leah S. Boits

Leah Boits
Environmental Specialist, Environmental Services Group



7260 Shadeland Station, Indianapolis, IN 46256

t 317.547.5580 c 574.850.7137

e lboits@structurepoint.com w www.structurepoint.com

Voted "Best Place to Work in Indiana"



DISCLAIMER: This message contains confidential information and is intended only for the individual named. If you are not the named addressee, you should not disseminate, distribute, utilize, or copy this e-mail. Please notify the sender immediately by e-mail if you have received this e-mail by mistake, and delete this e-mail from your system. No design changes or decisions made by e-mail shall be considered part of the contract documents unless otherwise specified, and all design changes and/or decisions made by e-mail must be submitted as an RFI or a submittal unless otherwise specified. All designs, plans, specifications and other contract documents (including all electronic files) prepared by the sender shall remain the property of the sender, and the sender retains all rights thereto, including but not limited to copyright, statutory and common-law rights thereto, unless otherwise specified by contract. E-mail transmission cannot be guaranteed to be secure or error-free as information could be intercepted, corrupted, lost, destroyed, arrive late or incomplete, or contain viruses. The sender therefore does not accept liability for any errors or



Linda Weintraut <linda@weintrautinc.com>

Heavy Haul Transportation Corridor (Des. No. 1382612) - Section 106 Consultation

1 message

Miller, Shaun (INDOT) <smiller@indot.in.gov>

Mon, Mar 27, 2017 at 3:19 PM

To: "rdushane@estoo.net" <rdushane@estoo.net>, Diane Hunter <dhunter@miamination.com>, Logan Pappenfort <lpappenfort@peoriatribe.com>, "Jason S. Wesaw - THPO" <Jason.Wesaw@pokagonband-nsn.gov>, "eosasahwee-voss@ukb-nsn.gov" <eosasahwee-voss@ukb-nsn.gov>

Cc: "Boits, Leah" <lboits@structurepoint.com>, "Hope, Briana" <bhope@structurepoint.com>, "Carpenter, Patrick A" <PACarpenter@indot.in.gov>, "Kumar, Anuradha" <akumar@indot.in.gov>, "Kennedy, Mary" <MKENNEDY@indot.in.gov>, "Allen, Michelle (FHWA)" <michelle.allen@dot.gov>, Linda Weintraut <linda@weintrautinc.com>

Dear Tribal Consultation Partners,

As part of the project development for the Heavy Haul Transportation Corridor project, studies were undertaken to evaluate the potential historic or cultural resources within the Area of Potential Effects (APE). The *Historic Property Report, Heavy Haul Transportation Corridor, Utica and Jeffersonville Townships, Clark county, Indiana, DES No.: 1382612* (June 2016) prepared by Weintraut & Associates, Inc. (W&A) has been uploaded to IN SCOPE for your review (<https://irms.indot.in.gov/Section106Documents/>).

The APE for this undertaking incorporated the project location and included properties that may be impacted by project activities, such as noise and visual intrusions. The *INDOT-Cultural Resource Manual* (2014) recommends undertakings that include new terrain begin with an APE of one mile that may be increased or decreased based on the surrounding topography and built environment. Historians narrowed the APE in places where the existing topography and/or wooded environment limited noise and visual intrusions from the project. The report was reviewed and approved by the INDOT Cultural Resources Office (CRO) on February 6, 2017. Historians identified ten (10) properties considered or rated Contributing or higher according to the Indiana Historic sites and Structures Inventory (IHSSI) rating system. One of these properties, the James A. Smith Farmstead (WA1), has previously been determined eligible for the National Register of Historic Places (NRHP) under Criterion D. Historians are not recommending any additional properties as eligible for listing in the NRHP.

In addition, the *Phase Ia Archaeological Field Reconnaissance: Proposed United Heavy Haul Transportation Corridor, Utica Township, Clark County, Indiana, Des. No.: 1382612* (February 24, 2017) and the *Phase II Testing: Archaeological Excavations of Site 12CL0129/0533, Heavy haul Transportation Corridor, Utica Township, Clark County, Indiana, Des. No.: 1382612; DHPA No. 17495* (February 24, 2017) prepared by W&A have been uploaded to IN SCOPE. Native American Tribes and the State Historic Preservation Officer (SHPO) have restricted access to review the Archaeological Reports. The Phase Ia report was reviewed and approved by INDOT CRO on January 23, 2017, and the Phase II report was reviewed and approved by INDOT CRO on March 20, 2017. Tribes may access the Phase Ia and Phase II reports by logging into IN SCOPE using your username and password and using the search criteria in the aforementioned report titles (the Des. No. is the most efficient search term).

The intention of this mailing is to provide an opportunity for all consulting parties and the SHPO to review and comment on the Historic Property Report (HPR), as well as to provide an opportunity for the SHPO and Native American Tribes to review and comment on the Archaeological Reports in order to provide information regarding the anticipated impacts the project could have on the identified historic properties. To facilitate the development of this project, you are asked to reply within **30 days of receipt of this email**. If you would like to receive a hard copy of materials posted to IN SCOPE, please make your specific document requests within **7 days of receiving this email**. Your timely cooperation in the development of this project is appreciated. Please contact me using the contact information below if there are any questions or if additional information is needed. You may also contact Michelle Allen at FHWA at (317) 226-7344 or michelle.allen@dot.gov.

3/27/2017

Weintraut Inc Mail - Heavy Haul Transportation Corridor (Des. No. 1382612) - Section 106 Consultation

Please note that the Pokagon Band of Potawatomi Indians has recently requested to be consulted on all counties in Indiana and are being invited into consultation on this project now.

Best regards,

Shaun Miller

Archaeological Team Lead

INDOT, Cultural Resources Office

smiller@indot.in.gov

(317) 233-6795

From: Boits, Leah
Sent: Wednesday, April 05, 2017 12:26 PM
To: ragilmor@aol.com
Cc: Hope, Briana <bhope@structurepoint.com>; Carpenter, Patrick A <PACarpenter@indot.IN.gov>; Kumar, Anuradha <akumar@indot.IN.gov>; Miller, Shaun (INDOT) <smiller@indot.IN.gov>; Kennedy, Mary <MKENNEDY@indot.IN.gov>; Linda Weintraut (linda@weintrautinc.com) <linda@weintrautinc.com>
Subject: FW: Heavy Haul Transportation Corridor (Des. No. 1382612) - Section 106 Consultation

As part of the project development for the Heavy Haul Transportation Corridor project, studies were undertaken to evaluate the potential historic or cultural resources within the Area of Potential Effects (APE). The *Historic Property Report, Heavy Haul Transportation Corridor, Utica and Jeffersonville Townships, Clark county, Indiana, DES No.: 1382612* (June 2016) prepared by Weintraut & Associates, Inc. (W&A) has been uploaded to IN SCOPE for your review (<https://erms.indot.in.gov/Section106Documents/>).

The APE for this undertaking incorporated the project location and included properties that may be impacted by project activities, such as noise and visual intrusions. The *INDOT-Cultural Resource Manual* (2014) recommends undertakings that include new terrain begin with an APE of one mile that may be increased or decreased based on the surrounding topography and built environment. Historians narrowed the APE in places where the existing topography and/or wooded environment limited noise and visual intrusions from the project. The report was reviewed and approved by the INDOT Cultural Resources Office (CRO) on February 6, 2017. Historians identified ten (10) properties considered or rated Contributing or higher according to the Indiana Historic sites and Structures Inventory (IHSSI) rating system. One of these properties, the James A. Smith Farmstead (WA1), has previously been determined eligible for the National Register of Historic Places (NRHP) under Criterion D. Historians are not recommending any additional properties as eligible for listing in the NRHP.

In addition, the *Phase Ia Archaeological Field Reconnaissance: Proposed United Heavy Haul Transportation Corridor, Utica Township, Clark County, Indiana, Des. No.: 1382612* (February 24, 2017) and the *Phase II Testing: Archaeological Excavations of Site 12CL0129/0533, Heavy haul Transportation Corridor, Utica Township, Clark County, Indiana, Des. No.: 1382612; DHPA No. 17495* (February 24, 2017) prepared by W&A have been uploaded to IN SCOPE. Native American Tribes and the State Historic Preservation Officer (SHPO) have restricted access to review the Archaeological Reports. The Phase Ia report was reviewed and

approved by INDOT CRO on January 23, 2017, and the Phase II report was reviewed and approved by INDOT CRO on March 20, 2017. Tribes may access the Phase Ia and Phase II reports by logging into IN SCOPE using your username and password and using the search criteria in the aforementioned report titles (the Des. No. is the most efficient search term).

The intention of this mailing is to provide an opportunity for all consulting parties and the SHPO to review and comment on the Historic Property Report (HPR), as well as to provide an opportunity for the SHPO and Native American Tribes to review and comment on the Archaeological Reports in order to provide information regarding the anticipated impacts the project could have on the identified historic properties. To facilitate the development of this project, you are asked to reply within **30 days of receipt of this email**. If you would like to receive a hard copy of materials posted to IN SCOPE, please make your specific document requests within **7 days of receiving this email**. Your timely cooperation in the development of this project is appreciated. Please contact me using the contact information below if there are any questions or if additional information is needed.

Very truly yours,

Leah S. Boits

Leah Boits
Environmental Specialist, Environmental Services Group



7260 Shadeland Station, Indianapolis, IN 46256

t 317.547.5580 c 574.850.7137

e lboits@structurepoint.com w www.structurepoint.com

Voted "Best Place to Work in Indiana"



DISCLAIMER: This message contains confidential information and is intended only for the individual named. If you are not the named addressee, you should not disseminate, distribute, utilize, or copy this e-mail. Please notify the sender immediately by e-mail if you have received this e-mail by mistake, and delete this e-mail from your system. No design changes or decisions made by e-mail shall be considered part of the contract documents unless otherwise specified, and all design changes and/or decisions made by e-mail must be submitted as an RFI or a submittal unless otherwise specified. All designs, plans, specifications and other contract documents (including all electronic files) prepared by the sender shall remain the property of the sender, and the sender retains all rights thereto, including but not limited to copyright, statutory and common-law rights thereto, unless otherwise specified by contract. E-mail transmission cannot be guaranteed to be secure or error-free as information could be intercepted, corrupted, lost, destroyed, arrive late or incomplete, or contain viruses. The sender therefore does not accept liability for any errors or omissions in the contents of this message which arise as a result of e-mail transmission. If verification is required, please request a



Division of Historic Preservation & Archaeology 402 W. Washington Street, W274 Indianapolis, IN 46204-2739
Phone 317-232-1646 Fax 317-232-0693 dhpa@dnr.IN.gov



April 24, 2017

Leah Boits
Environmental Scientist
American Structurepoint
7260 Shadeland Station
Indianapolis, Indiana 46256

Federal Agency: Indiana Department of Transportation ("INDOT"),
on behalf of Federal Highway Administration

Re: Historic property report (Weintraut, 6/2016), phase Ia archaeological field reconnaissance report (Goldbach, 2/24/2017) and phase II archaeological excavations of site 12CL0129/0533 (Goldbach, 2/24/2017) for improvements to connectivity for the Ports of Indiana-Jeffersonville with other regional transportation assets Clark County, Indiana (Des. No. 1382612; DHPA No. 17495)

Ms. Boits:

Pursuant to Section 106 of the National Historic Preservation Act (54 U.S.C. § 306108), 36 C.F.R. Part 800, and the "Programmatic Agreement among the Federal Highway Administration, the Indiana Department of Transportation, the Advisory Council on Historic Preservation, the Indiana State Historic Preservation Officer regarding the implementation of the Federal Aid Highway Program in the State of Indiana," the staff of the Indiana State Historic Preservation Officer ("Indiana SHPO") has reviewed the materials sent on March 28, 2017 and received on March 29, 2017 for the aforementioned project.

For the purposes of the Section 106 review of this federal undertaking, we agree that the James A. Smith Farmstead (WAI in the HPR) is eligible for inclusion in the National Register of Historic Places ("NRHP") under Criterion D and that it is the only above-ground property identified in the HPR that is eligible for the NRHP.

We also agree with the Phase Ia (Goldbach; February 24, 2017) and Phase II (Goldbach, Arnold and Hughes; February 24, 2017) archaeology reports addressing the archaeological aspects of this project. Archaeological sites 12-CI-1004 through 1016 and 12-CI-1051 through 1057 lack sufficient integrity to be considered potentially eligible. No additional work is necessary at these sites.

The Phase Ia survey documented that archaeological sites 12-CI-129/943 and 12-CI-533 were one large artifact scatter. As a result of the Phase Ia work conducted at these connected sites, the portions of archaeological site 12-CI-129/533 located within the project area was determined to be potentially eligible for nomination to the State and National Registers and avoidance or archaeological testing was recommended.

Archaeological site 12-CI-129/533 was subjected to archaeological testing (Goldbach, Arnold and Hughes; February 24, 2017) and determined to not be eligible for nomination to the State of National Registers of Historic Places. The portion of site 12-CI-129/533 located within the project area will not require additional archaeological assessment.

If any archaeological artifacts or human remains are uncovered during construction, demolition, or earthmoving activities, state law (Indiana Code 14-21-1-27 and -29) requires that the discovery be reported to the Department of Natural Resources within two (2) business days. In that event, please call (317) 232-1646. Be advised that adherence to Indiana Code 14-21-1-27 and -29 does not obviate the need to adhere to applicable federal statutes and regulations.

Leah Boits
April 24, 2017
Page 2

If you have questions about archaeological issues, please contact Mitch Zoll at (317) 232-3492 or mzoll@dnr.IN.gov. Questions about buildings or structures should be directed to Chad Slider at (317) 234-5366 or cslider@dnr.IN.gov.

In all future correspondence regarding this project, please continue to refer to DHPA No. 17495.

Very truly yours,



Mitchell K. Zoll
Deputy State Historic Preservation Officer

MKZ:CWS:mkz

emc Anuradha Kumar, Indiana Department of Transportation
Shaun Miller, Indiana Department of Transportation
Mary Kennedy, Indiana Department of Transportation
Shirley Clark, Indiana Department of Transportation
Partick Carpenter, Indiana Department of Transportation
Leah Botts, American Structurepoint
Andy Crouch, City of Jeffersonville



Bethany Natali <bethany@weintrautinc.com>

Fwd: Heavy Haul Transportation Corridor (Des. No. 1382612) - Section 106 Consultation

1 message

Linda Weintraut <linda@weintrautinc.com>
To: bethany w <bethany@weintrautinc.com>

Thu, Aug 10, 2017 at 1:53 PM

----- Forwarded message -----

From: **Hope, Briana** <bhope@structurepoint.com>

Date: Wed, Aug 9, 2017 at 5:34 PM

Subject: Heavy Haul Transportation Corridor (Des. No. 1382612) - Section 106 Consultation

To: "south@indianalandmarks.org" <south@indianalandmarks.org>

Cc: "Carpenter, Patrick A" <PACarpenter@indot.in.gov>, "Kumar, Anuradha" <akumar@indot.in.gov>, "Miller, Shaun (INDOT)" <smiller@indot.in.gov>, "Kennedy, Mary" <MKENNEDY@indot.in.gov>, "Linda Weintraut (linda@weintrautinc.com)" <linda@weintrautinc.com>

As part of the project development for the Heavy Haul Transportation Corridor project, studies were undertaken to evaluate the potential historic or cultural resources within the Area of Potential Effects (APE). The *Historic Property Report, Heavy Haul Transportation Corridor, Utica and Jeffersonville Townships, Clark county, Indiana, DES No.: 1382612* (June 2016) prepared by Weintraut & Associates, Inc. (W&A) has been uploaded to IN SCOPE for your review (<https://erms.indot.in.gov/Section106Documents/>).

The APE for this undertaking incorporated the project location and included properties that may be impacted by project activities, such as noise and visual intrusions. The *INDOT-Cultural Resource Manual* (2014) recommends undertakings that include new terrain begin with an APE of one mile that may be increased or decreased based on the surrounding topography and built environment. Historians narrowed the APE in places where the existing topography and/or wooded environment limited noise and visual intrusions from the project. The report was reviewed and approved by the INDOT Cultural Resources Office (CRO) on February 6, 2017. Historians identified ten (10) properties considered or rated Contributing or higher according to the Indiana Historic sites and Structures Inventory (IHSSI) rating system. One of these properties, the James A. Smith Farmstead (WA1), has previously been determined eligible for the National Register of Historic Places (NRHP) under Criterion D. Historians are not recommending any additional properties as eligible for listing in the NRHP.

In addition, the *Phase Ia Archaeological Field Reconnaissance: Proposed United Heavy Haul Transportation Corridor, Utica Township, Clark County, Indiana, Des. No.: 1382612* (February 24, 2017) and the *Phase II Testing: Archaeological Excavations of Site 12CL0129/0533, Heavy haul Transportation Corridor, Utica Township, Clark County, Indiana, Des. No.: 1382612; DHPA No. 17495* (February 24, 2017) prepared by W&A have been uploaded to IN SCOPE. Native American Tribes and the State Historic Preservation Officer (SHPO) have restricted access to review the Archaeological Reports. The Phase Ia report was reviewed and approved by INDOT CRO on January 23, 2017, and the Phase II report was reviewed and approved by INDOT CRO on March 20, 2017. Tribes may access the Phase Ia and Phase II reports by logging into IN SCOPE using your username and password and using the search criteria in the aforementioned report titles (the Des. No. is the most efficient search term).

The intention of this mailing is to provide an opportunity for all consulting parties and the SHPO to review and comment on the Historic Property Report (HPR), as well as to provide an opportunity for the SHPO and Native American Tribes to review and comment on the Archaeological Reports in order to provide information regarding the anticipated impacts the project could have on the identified historic properties. To facilitate the development of this project, you are asked to reply within **30 days of receipt of this email**. If you would like to receive a hard copy of materials posted to IN SCOPE, please make your specific document requests within **7 days of receiving this email**. Your timely cooperation in the development of this project is appreciated. Please contact me using the contact

information below if there are any questions or if additional information is needed.

Very truly yours,

Briana

Briana M. Hope
Project Manager, Environmental Services Group



American Structurepoint

7260 Shadeland Station, Indianapolis, Indiana, 46256

t 317.547.5580 c 317.997.5652

e bhope@structurepoint.com w www.structurepoint.com

Voted “Best Place to Work in Indiana”



DISCLAIMER: This message contains confidential information and is intended only for the individual named. If you are not the named addressee, you should not disseminate, distribute, utilize, or copy this e-mail. Please notify the sender immediately by e-mail if you have received this e-mail by mistake, and delete this e-mail from your system. No design changes or decisions made by e-mail shall be considered part of the contract documents unless otherwise specified, and all design changes and/or decisions made by e-mail must be submitted as an RFI or a submittal unless otherwise specified. All designs, plans, specifications and other contract documents (including all electronic files) prepared by the sender shall remain the property of the sender, and the sender retains all rights thereto, including but not limited to copyright, statutory and common-law rights thereto, unless otherwise specified by contract. E-mail transmission cannot be guaranteed to be secure or error-free as information could be intercepted, corrupted, lost, destroyed, arrive

late or incomplete, or contain viruses. The sender therefore does not accept liability for any errors or omissions in the contents of this message which arise as a result of e-mail transmission. If verification is required, please request a hard-copy version. <http://www.structurepoint.com/>

--
Linda Weintraut, Ph.D.
Weintraut & Associates, Inc.
PO Box 5034
4649 Northwestern Drive
Zionsville, Indiana 46077
[317.733.9770 ext. 310](tel:317.733.9770)

www.weintrautinc.com

APPENDIX D. Report Summaries

WEINTRAUT & ASSOCIATES, INC.

AUTHORIZATION REQUEST

Work Plan: Phase II Testing at Sites 12C10533 and 12C10129 within the
Proposed Transportation Corridor
Utica Township, Clark County, Indiana

Des. No.: 1382612

Prepared for:
United Consulting

Prepared by:
WEINTRAUT & ASSOCIATES, INC.
Author: Jason Goldbach, M.A.

P. O. Box 5034
Zionsville, Indiana 46077
317.733.9770



Principal Investigator: Jason Goldbach M.A., R.P.A.

Introduction

The Indiana Department of Transportation (INDOT), working in concert with the Indiana Economic Development Corporation, Port of Indiana, Clark County Commissioners, City of Jeffersonville, and River Ridge Development Authority, with funding from Federal Highway Administration (FHWA), proposes to construct a transportation corridor between Utica Pike and Old Salem Road. This study corridor ranges in width from 91.4 m (300 ft) to 243.8 m (800 ft). This document serves as the work plan for a Phase II archaeological investigation at sites 12CI0533 and 12CI0129 within a section of the project corridor measuring 91.4 m (300 ft) in width, prior to the planned construction activities. This is the official request for authorization to conduct this work according to the plan outlined below.

Under contract with United, W&A completed a Phase Ia archaeological field reconnaissance on portions of Alternatives B, C, E and F for the proposed transportation corridor in Utica Township, Clark County, Indiana. Archaeologists encountered site 12CI0533 within Alternative F (Figure 1). Subsequently, at the request of United, W&A performed limited shovel testing survey south of site 12CI0533 and north of site 12CI0129 to determine the presence or absence of archaeological materials. Based on the recommendations of previous investigations and the results of the Phase Ia archaeological field reconnaissance, W&A concludes that sites 12CI0533 and 12CI0129 have the potential to contain information important to the regional prehistoric record and are considered potentially eligible for listing in the Indiana Register of Historic Sites and Structures and (IRHSS) and the National Register of Historic Places (NRHP). Therefore, in consultation with SHPO and INDOT-Cultural Resources Office, W&A recommends sites 12CI0533 and 12CI0129 for Phase II archaeological investigations to further evaluate eligibility based on site integrity and the potential to yield information important to the prehistoric record (Criterion D).

The Phase II investigation will be conducted in accordance and compliance with the Secretary of the Interior's *Standards and Guidelines for Archaeology and Historic Preservation* (48 FR 44716), the current version of the *Guidebook: Indiana Historic Sites and Structures Inventory – Archaeological Sites* issued by the Indiana Department of Natural Resources, Division of Historic Preservation and Archaeology (DHPA) and recent amendments to the Indiana Historic Preservation Act (IC 14-21-1). The field work, laboratory analysis, and preparation of the final report and recommendations will be accomplished or directly supervised by a professional archaeologist meeting the standards set forth in 36 CFR 61 of the National Historic Preservation Act and 312-IAC-21 of the Indiana Administrative Code.



Historic Property Report
Heavy Haul Transportation Corridor
Utica and Jeffersonville Townships, Clark County, Indiana
DES No.: 1382612

Prepared for
United Consulting and
Indiana Department of Transportation/Federal Highway Administration

Prepared by
WEINTRAUT & ASSOCIATES, INC.
Principal Investigator: Dr. Linda Weintraut
Authors: Douglas Fivecoat, M.A., and Kelly Lally Molloy, M.A.
With contributions from: Bethany Natali, M.A., M. Christine Manning, M.H.P.
and M.S., Bethany Hughes, B.A.
P.O. Box | Zionsville, Indiana 46077 | 317.733.9770 | Linda@weintrautinc.com

June 2016

Clark County Transportation Corridor | Utica and Jeffersonville Townships, Clark County, Indiana | Executive Summary

The Indiana Department of Transportation (INDOT), in partnership with the Federal Highway Administration (FHWA), the Indiana Economic Development Corporation, the Ports of Indiana, the Board of Commissioners of Clark County, the City of Jeffersonville Redevelopment Commission, and the River Ridge Development Authority (RRDA), is developing a federal-aid road project to improve connectivity for the Ports of Indiana-Jeffersonville (Port) with other regional transportation assets. The proposed project is located in Utica Township, Clark County, Indiana. The project area has several major generators of traffic that consist primarily of heavy trucks or heavy haul vehicles. The purpose of the proposed project is to provide a route built specifically for heavy haul vehicles that provides continuous connection between the River Ridge Commerce Center (RRCC) and the Port via the new State Road (SR) 265/Old Salem Road interchange. The proposed project corridor generally extends north from the Port to the SR 265/Old Salem Road interchange. The proposed project corridor is bounded by the SR 265 corridor at the northern project limits. The proposed project consists of the construction of a 2-lane road designed to “heavy haul” specifications.

The Area of Potential Effects (APE) is “the geographic area or areas within which an undertak-

ing may directly or indirectly cause alterations in the character or use of historic properties, if any such properties exist.” [36 CFR § 800.16(d)] The Area of Potential Effects (APE) was originally drawn approximately one mile from the proposed project area’s centerline but it was narrowed based upon existing topography and the limited view-shed due to existing structures and wooded terrain. (See Appendix 1: Maps.)

Project personnel for Weintraut & Associates, Inc. (W&A), who meet the Secretary of the Interior’s Professional Standards and who are historians listed as Qualified Professionals by the Indiana Department of Natural Resources (IDNR), Indiana Division of Historic Preservation & Archaeology (DHPA), identified and evaluated resources for this project.

As part of these Section 106 identification and evaluation efforts, historians for W&A identified ten properties considered or rated Contributing or higher according to the Indiana Historic Sites and Structures Inventory (IHSSI) rating system. One of these properties, the **James A. Smith Farmstead (WA1)**, has previously been determined eligible for the National Register of Historic Places (NRHP) under Criterion D. Historians are not recommending any additional properties as eligible for listing in the NRHP.



**Phase II Testing: Archaeological Excavations of Site 12CL0129/0533
Heavy Haul Transportation Corridor
Utica Township, Clark County, Indiana
Des. No.: 1382612; DHPA No. 17495**

Prepared for:
United Consulting, Inc.

Prepared by:
WEINTRAUT & ASSOCIATES, INC.
Authors: Jason Goldbach, M.A., R.P.A., Craig Arnold, M.A., and Bethany Hughes, B.A.
P. O. Box 5034 | Zionsville, Indiana 46077 | 317.733.9770

Principal Investigator: Jason Goldbach M.A., R.P.A.

February 24, 2017

Management Summary

The Indiana Department of Transportation (INDOT) with funding from the Federal Highway Administration (FHWA), and in partnership with the Indiana Economic Development Corporation, Jeffersonville Port of Indiana, Clark County Commissioners, City of Jeffersonville Redevelopment Authority, and River Ridge Development Authority is developing a project in Utica Township, Clark County, Indiana. The area is located on the Jeffersonville and Charlestown USGS 7.5 Minute Quadrangle Maps in Tracts 6-7, 14-17, 24-27, 38-40, and 52-53. In 2014, during the Phase Ia reconnaissance conducted at the request of United Consulting (United), Weintraut & Associates, Inc. (W&A) archaeologists encountered site 12CL0533, located in proximity to site 12CL0129; both sites had been previously identified as containing Woodland and historic components.

Subsequently, at the request of United, W&A performed limited shovel testing survey south of site 12CL0533 and north of site 12CL0129 to determine the presence or absence of archaeological materials within one of the alternatives under investigation, Alternative E. Based on the recommendations of previous investigations and the results of the Phase Ia archaeological field reconnaissance, W&A concluded that that the area within Alternative E located

between, and within, the previously-recorded sites 12CL0129 and 12CL0533 had the potential to contain information important to the regional prehistoric record. Prior studies had recommended both sites to be potentially eligible for listing in the Indiana Register of Historic Sites and Structures (IRHSS) and the National Register of Historic Places (NRHP). Therefore, in consultation with the State Historic Preservation Office (SHPO) and the Indiana Department of Transportation-Cultural Resources Office (INDOT-CRO), W&A recommended site 12CL0129/12CL0533 for Phase II testing to further evaluate NRHP eligibility based on site integrity and the potential to yield information important to the prehistoric record (Criterion D).

A work plan was submitted to the staff of the SHPO on March 27, 2015, and approved April 1, 2015 (DHPA No. 17495). Work was conducted in accordance to and compliance with the Secretary of the Interior's *Standards and Guidelines for Archaeology and Historic Preservation* (48 FR 44716), the *Cultural Resources Manual* issued by INDOT (2015), the current *Guidebook for Indiana Historic Sites and Structures Inventory—Archaeological Sites* issued by the IDNR, DHPA, and the Indiana Historic Preservation Act (IC 14-21-1). The field work, laboratory analysis, and preparation of the final report and recommendations

were completed or directly supervised by a Principal Investigator meeting the standards set forth in 36 CFR 61 of the National Historic Preservation Act and 312-IAC-21 of the Indiana Administrative Code.

As part of the Phase II investigations, remote sensing was performed on April 27, 28, and 29, 2015, which included electrical resistivity and magnetic gradiometer survey. The results assisted in the placement of hand excavation units and mechanically excavated trenches, work which was performed from May 11 through May 14 and from May 18 through May 21, 2015. A total of 35 square meters was hand excavated, and a total of 704 square meters was machine excavated.

The archaeological testing found an absence of earthworks, mounds, middens, burials, or other significant subsurface deposits. The low density of features and artifacts led the archaeologist to conclude that the tested portion of site 12CL0129/0533 has limited potential to yield information important to the knowledge of the prehistory of the region. Based on the Phase II sampling of site 12CL0129/0533 within the project corridor, this tested portion of the site is recommended as not eligible for inclusion in the IRHSS or the NRHP.



**Phase Ia Archaeological Field Reconnaissance:
Proposed United Heavy Haul Transportation Corridor
Utica Township, Clark County, Indiana
Des. No.: 1382612**

Prepared for
**United Consulting &
Indiana Department of Transportation / Federal Highway Administration**

Prepared by
WEINTRAUT & ASSOCIATES, INC.

Authors: Jason Goldbach, M.A., R.P.A. with contributions from Craig Arnold, M.A., Bethany
Hughes, B.A. and M. Chris Manning, M.A., M.S.H.P.
P.O. Box 5034 | Zionsville, Indiana | (317) 733-9770 | (Jason@weintrautinc.com)

February 24, 2017

Management Summary

In response to a request from United Consulting (United), Weintraut & Associates, Inc. (W&A) archaeologists conducted a Phase Ia archaeological field reconnaissance and a records review for the proposed Heavy Haul Transportation Corridor in Utica Township, Clark County, Indiana. The Indiana Department of Transportation (INDOT) in partnership with the Federal Highway Administration (FHWA), the Indiana Economic Development Corporation, the Ports of Indiana, the Board of Commissioners of Clark County, the City of Jeffersonville Redevelopment Commission, and the River Ridge Development Authority is developing a federal-aid road project. The Preferred Alternative of the right-of-way (ROW) corridor for this project is referred to as the “project area” throughout this report. The project area measures 2611 meters (m) [(8566 feet [ft]) in length and ranges in width from 91.4 m (300 ft) to 243.8 m (800 ft). Areas surveyed for other alternatives are referred to as “additional survey areas.”

W&A project archaeologists conducted an archaeological records check in the Indiana State Historic Architecture and Archaeological Research Database (SHAARD) as authorized by the Indiana Department of Natural Resources, Division of Historic Preservation and Archaeology (IDNR, DHPA). The results of this search showed that portions of the survey

area had been previously surveyed by a professional archaeologist and contained six previously registered archaeological sites. An additional 257 previously recorded archaeological sites have been recorded within 1.6 kilometer (km) (1 mile [mi]) of the project area (Appendix A). The archaeological records check indicated 40 previous archaeological investigations have been conducted within 1.6 km (1 mi) of the project area (Appendix B). A review of the *Indiana Cemetery and Burial Registry (ICBR)* found no cemeteries registered within 30.5 m (100 ft) of the project area.

Principal Investigator Jason Goldbach, M.A., and W&A crew members completed the Phase Ia archaeological field reconnaissance of the survey area in May, July and August of 2014; and September and October of 2015. A total of approximately 64.91 hectares (ha) (160.6 acres [ac]), was subjected to Phase Ia archaeological field reconnaissance, including areas outside the project area or area of potential effects (APE) which were within alternatives that were later discarded.

Field methods employed during these investigations were determined by surface visibility, amount of previous disturbance, terrain, and existing vegetation within the project area. In areas where surface visibility was greater than 30 percent, surface inspection was conducted.

Areas having less than 30 percent ground surface visibilities were investigated by shovel probing.

Twenty-six archaeological sites were encountered during the Phase Ia archaeological field reconnaissance of the survey area. These included six previously recorded sites and 20 new sites. One previously reported archaeological site recorded within the project area could not be relocated during the current reconnaissance. None of the 20 new sites appear to have the potential to be eligible for listing in the Indiana Register of Historic Sites and Structures (IRHSS) or the National Register of Historic Places (NRHP), and none are, therefore, recommended for further investigation.

Two of the six previously recorded sites, 12CL0112 and 12CL0127, are located within the area surveyed for this project but outside the project area for the preferred alternative. One previously identified site, 12CL0614, was not relocated and is recommended for no further work. Another previously identified site, 12CL0944, was relocated but is recommended for no further work. Prior to the production of this report, portions of sites 12CL0533 and 12CL0129 were recommended for Phase II testing (Goldbach 2015). Subsequent Phase II testing resulted in a recommendation for no further work for those portions of sites 12CL0533 and 12CL0129 located within the project area of the Preferred Alternative

(Goldbach 2016a).

Twenty previously undocumented sites were recorded as a result of this survey. Sites 12CL1004 through 12CL1016, and 12CL1051 through 12CL1057, included five prehistoric isolated finds, nine prehistoric lithic scatters, two historic artifact scatters and four multicomponent artifact scatters containing prehistoric and historic artifacts. Nine of these are located outside the project area in additional survey areas. None of the 20 new sites appear to meet eligibility criterion for listing in the IRHSS or the NRHP and are therefore not recommended for further investigation.

Based on results of this Phase Ia archaeological field reconnaissance, W&A recommends that construction be allowed to proceed as planned. This recommendation is presented with the understanding that in the event that archaeological deposits or human remains are encountered during the construction phase of this project, construction activities must cease within a 100-ft radius of the discovery and INDOT Cultural Resources Office (CRO) and IDNR, DHPA must be notified (per INDOT Standard Specification 107.10 and INDOT Construction Memo 13-14).



**Phase Ia Archaeological Field Reconnaissance:
Proposed Heavy Haul Transportation Corridor
Utica Township, Clark County, Indiana, Addendum No. 1
Des. No.: 1382612**

Prepared for
**United Consulting &
Indiana Department of Transportation / Federal Highway Administration**

Prepared by
WEINTRAUT & ASSOCIATES, INC.
Authors: Jason Goldbach, M.A., R.P.A. with contributions from Craig Arnold, M.A.,
and Bethany Hughes, B.A.
P.O. Box 5034 | Zionsville, Indiana | (317) 733-9770 | (Jason@weintrautinc.com)

October 24, 2017

Management Summary

The Indiana Department of Transportation (INDOT) in partnership with the Federal Highway Administration (FHWA), the Indiana Economic Development Corporation, the Ports of Indiana, the Board of Commissioners of Clark County, the City of Jeffersonville Redevelopment Commission, and the River Ridge Development Authority is developing a federal-aid road project. In response to a request from United Consulting (United), Weintraut & Associates, Inc. (W&A) archaeologists had previously conducted a Phase Ia archaeological reconnaissance and prepared a report for the Heavy Haul Transportation Corridor Project in Uttica Township, Clark County, Indiana (Goldbach et al. 2017b). Additional survey was undertaken after that report was submitted to the Indiana Department of Natural Resources, Division of Historic Preservation and Archaeology (IDNR, DHPA). This report, Addendum No. 1 to the Phase Ia Reconnaissance Report, has been prepared to document efforts to identify and evaluate archaeological resources within an additional “survey area” that was outside the preferred alternative but was developed to study an alternative that might include fewer impacts to natural resources. It has since been decided not to pursue this alternative “survey area” and the project area remains the same as that described in Goldbach (2017b). The “survey area” for this project is a contiguous area measuring 1.2 hectares (ha), or 3.0 acres (ac).

The survey area was situated in a combination of residential yards, horse pasture, and woods where surface visibility was less than 30 percent and was, therefore, investigated with shovel test probes. With the exception of the sloped area and areas adjacent to standing structures, the entire survey area was shovel tested, resulting in the documentation of additional portions of previously-recorded site 12CL1052.

All materials recovered from the survey area were associated with a previously-identified site 12CL1052; the recovery of these materials resulted in the extension of the boundary of site 12CL1052 to the north and south. The artifact assemblage for site 12CL1052 contained precontact artifacts associated with an unknown precontact period and historic artifacts associated with the nineteenth century. One shovel test probe contained mortar and other architectural artifacts, suggestive of a non-portable artifact or feature. Some historic artifacts dated to the early-nineteenth century and, therefore, site 12CL1052 has the potential to represent an occupation related to the early settlement of Clark County.

Based on results of this Phase Ia archaeological field reconnaissance, the eligibility of site 12CL1052 could not be fully assessed because of landowner constraints. However, since the “survey area” will not be moving forward as a

project alternative, the site will not be impacted by construction of the proposed project. If the portion of the site within the "survey area" of this report can not be avoided and becomes part of the preferred alternative, then additional Phase Ib investigation is recommended.

It is therefore recommended that the project area previously examined and cleared for archaeological resources (Goldbach 2017b) be allowed to proceed without additional work.

APPENDIX E. Consulting Parties

Consulting Party Invitation List			
Project Name:	Transportation Corridor		
Route/Street:	New Alignment		
DES No:	1382612		
Location:	Utica Township, Clark County, Indiana		
ASI Project No:	2013.01857		
Name	Title	Federally Recognized Tribe/Agency/Company	Accepted Invitation
Ms. Diane Hunter	Tribal Historic Preservation Officer	Miami Tribe of Oklahoma	✓
Ms. Robin Dushane	Tribal Historic Preservation Officer	Eastern Shawnee Tibe of Indians of Oklahoma	
Mr. Logan Pappenfort	Special Projects Manager/ NAGPRA Representative	Peoria Tribe of Indians of Oklahoma	
Mr. Jason Wesaw	Tribal Historic Preservation Officer	Pokagon Band of Potawatomi Indians	
Mr. Eric Oosahwee-Voss	Tribal Historic Preservation Officer	United Keetoowah Band of Cherokee Indians	
Mr. Mitch Zoll	Division Director	Indiana Department of Natural Resources	✓
Mr. Shaun Miller	Archaeological Team Lead	Indiana Department of Transportation	(Agency representative; copied on all correspondence)
Ms. Mary Kennedy	Historian Team Lead	Indiana Department of Transportation	(Agency representative; copied on all correspondence)
Ms. Michelle Allen	Planning/Environmental Specialist	Federal Highway Administration	(Agency representative; copied on all correspondence)
Mr. Greg Sekula	Director	Indiana Landmarks	✓
Mr. Marsh Davis	President	Indiana Landmarks	
Mr. Paul Koffman		Borden Institute Historical Society	
Mr. Bob Gallman	President	Clark's Grant Historical Society	
Mr. Rick Madden	President	Howard Steamboat Museum / Clark County Historical Society	
Mr. Keith Stayton	President	Jeff-Clark Preservation, Inc.	
Ms. Alice Davis	Recording Secretary	Jeffersonville Historic Board of Review	
Mr. Jay Ellis	Executive Director	Jeffersonville Main Street	
Ms. Jeanne Burke	Clark County Historian		✓

Mr. Mike Moore	Mayor	City of Jeffersonville	
Mr. Hank Dorman	President	Utica Town Board	✓
Ms. Jennifer Wahle		Kentuckiana Regional Planning and Development Agency	
Mr. Andy Crouch	City Engineer	City of Jeffersonville	✓
Mr. Rob Waiz	Director	Jeffersonville Department of Economic Development and Department of Redevelopment	
Mr. Jack Coffman	President	Clark County Board of Commissioners	
Ms. Barbara Hollis	Council President	Clark County Council	
Mr. Gary Gilmore	Property Owner		✓

Section 106 Consultation

PROJECT ID Transportation Corridor
Des. No. 1382612

AGENCY Clark County Board of Commissioners

WILL PARTICIPATE WILL NOT PARTICIPATE

CONTACT PERSON _____

ADDRESS _____

PHONE _____ FAX _____

E-MAIL _____ DATE _____

Section 106 Consultation

PROJECT ID Transportation Corridor
Des. No. 1382612

AGENCY Indiana Landmarks

WILL PARTICIPATE WILL NOT PARTICIPATE

CONTACT PERSON Laura Renwick

ADDRESS 115 W. Chestnut St.
Jeffersonville, IN 47130

PHONE 812/284-4534 FAX 812/285-9923

E-MAIL south@ DATE 4/22/16
indianalandmarks.org

Section 106 Consultation

PROJECT ID Transportation Corridor
Des. No. 1382612

AGENCY City of Jeffersonville

WILL PARTICIPATE WILL NOT PARTICIPATE

CONTACT PERSON ANDY CROUCH

ADDRESS 500 QUARTERMASTER COURT
JEFFERSONVILLE, IN 47130

PHONE 502.553.8822 FAX _____

E-MAIL ACROUCH@CITYOFFEFF.NET DATE 4.22.16

Section 106 Consultation

PROJECT ID Transportation Corridor
Des. No. 1382612

AGENCY Clark County Historian

WILL PARTICIPATE WILL NOT PARTICIPATE

CONTACT PERSON Jeanne Burke

ADDRESS 5807 Stacy Road
Charlestown IN
47111

PHONE 502-548-0259 FAX _____

E-MAIL jeanne_b@hotmail.com DATE 5-1-16

Section 106 Consultation

PROJECT ID Transportation Corridor
Des. No. 1382612

AGENCY Miami Tribe of Oklahoma

WILL PARTICIPATE WILL NOT PARTICIPATE

CONTACT PERSON Diane Hunter

ADDRESS P.O. Box 1326
Miami, OK 74355

PHONE 918-541-8966 FAX _____

E-MAIL dhunter@miamination.com DATE 5-4-2016

Section 106 Consultation

PROJECT ID Transportation Corridor
Des. No. 1382612

AGENCY Indiana Department of Natural Resources

WILL PARTICIPATE WILL NOT PARTICIPATE

CONTACT PERSON Mike Zell

ADDRESS DHPA
402 W. Washington St. Rm W274
Indianapolis, IN

PHONE _____ FAX _____

E-MAIL _____ DATE _____

Section 106 Consultation

PROJECT ID Transportation Corridor
Des. No. 1382612

AGENCY Utica Town Board

WILL PARTICIPATE WILL NOT PARTICIPATE

CONTACT PERSON HENRY DORMAN

ADDRESS 736 UTICA-CHARLESTOWN Rd
Jeffersonville, IN
47130

PHONE 812 288-6748 FAX _____

E-MAIL dormanlj@att.net DATE 5-4-2016

From: Bethany Hughes [mailto:bhughes@weintrautinc.com]
Sent: Wednesday, February 22, 2017 3:11 PM
To: Hope, Briana <bhope@structurepoint.com>
Cc: Linda Weintraut <linda@weintrautinc.com>
Subject: Transportation Corridor/Heavy Haul

We had a property owner call today and he would like to be added to the consulting party list for this project.
This is what I have for contact info: Mr. Gilmore

Gilmore Construction Inc.
900 Lighthouse Drive
Jeffersonville, IN 47130
ragilmor@aol.com

Thank you!

--

Bethany Hughes
Archaeology Technician
Weintraut & Associates, Inc.
PO Box 5034
Zionsville, Indiana 46077

Proof of Publication

Public Notice
Des. No. 1382612

The Indiana Department of Transportation (INDOT); in partnership with the Indiana Economic Development Corporation, Jeffersonville Port of Indiana, Clark County Commissioners, City of Jeffersonville Redevelopment Authority, and River Ridge Development Authority; is planning to undertake a road project funded in part by the Federal Highway Administration (FHWA). The project is located in Utica Township, Clark County, Indiana.

Under the preferred alternative, the proposed project would involve the construction of a two-lane road designed to "heavy haul" specifications. The proposed road would have a design speed of 35 miles per hour with two 13-foot travel lanes and 11-foot shoulders. The road would likely be constructed on new alignment at a total length of approximately 1.75 miles. The proposed corridor generally extends north from the Port to the SR 265/Old Salem Road interchange. The area is a combination of forest, open grass, industrial, and farmed areas. Few existing roads are located within this area. The proposed project corridor is bounded by the SR 265 corridor at the northern project limits. Lentzier Creek and several tributaries are located within the project corridor.

Properties listed in or eligible for the National Register of Historic Places (NRHP) located within the Area of Potential Effects (APE) include the Smith-Sutton Site and the James A. Smith Farmstead. The INDOT, on behalf of the FHWA, has issued a "No Historic Properties Affected" finding for the project due to the fact that the NRHP listed and eligible properties within the APE will not be impacted by the undertaking. In accordance with the National Historic Preservation Act, the views of the public are being sought regarding the effect of the proposed project on the historic elements as per 36 CFR 800.2(d), 800.3(e) and 800.6(a)(4). Pursuant to 36 CFR 800.4(d)(1), the documentation specified in 36 CFR 800.11(d) is available for inspection in American Structurepoint's office. Additionally, this documentation can be viewed electronically by accessing INDOT's Section 106 document posting website IN SCOPE at <http://ems.indot.in.gov/Section106> Documents. This documentation serves as the basis for the "No Historic Properties Affected" finding. The views of the public on this effect finding are being sought. Please reply with any comments to Leah Boits, American Structurepoint, 7260 Shadeland Station, Ph: 317-547-5580, Fax: 317-543-0270, lboits@structurepoint.com no later than January 22, 2017.

In accordance with the "Americans with Disabilities Act", if you have a disability for which INDOT needs to provide accessibility to the document(s) such as interpreters or readers, please contact Rickie Clark at 317-232-6601 or rclark@indot.in.gov hspaxlp

1400864

STATE OF INDIANA COUNTY OF CLARK -SS

Ginger Baxter on oath says that she is the bookkeeper of NEWS AND TRIBUNE and in the employ of the publisher of

NEWS AND TRIBUNE,

a daily newspaper of general circulation printed and published in the city of Jeffersonville, Clark County, State of Indiana, and further says that the annexed advertisement was published in said paper for #(1) time(s) to-wit: In issue of said NEWS AND TRIBUNE

Dated: 12-23 2017

(X) Ginger Baxter

STATE OF INDIANA COUNTY OF CLARK

Subscribed and sworn to before me this

27TH day of December 2017

(X) Joann Galligan
Joann Galligan

Notary Public, Clark County, Indiana
(My Commission Expires August 27, 2022)





Division of Historic Preservation & Archaeology • 402 W. Washington Street, W274 • Indianapolis, IN 46204-2739
Phone 317-232-1646 • Fax 317-232-0693 • dhpa@dnr.IN.gov • www.IN.gov/dnr/historic



January 22, 2018

Anuradha Kumar
Cultural Resources Manager
Environmental Services
Indiana Department of Transportation
100 North Senate Avenue, Room N642
Indianapolis, Indiana 46204

Federal Agency: Federal Highway Administration (“FHWA”)

Re: Indiana Department of Transportation’s finding of “no historic properties affected” on behalf of the Federal Highway Administration concerning Heavy Haul Transportation Corridor in Utica and Jeffersonville Townships, Clark County, Indiana (Designation No. 1382612; DHPA # 17495)

Dear Ms. Kumar:

Pursuant to Section 106 of the National Historic Preservation Act (54 U.S.C. § 306108), 36 C.F.R. Part 800, and the “Programmatic Agreement among the Federal Highway Administration, the Indiana Department of Transportation, the Advisory Council on Historic Preservation, the Indiana State Historic Preservation Officer regarding the implementation of the Federal Aid Highway Program in the State of Indiana,” the staff of the Indiana State Historic Preservation Officer has conducted an analysis of the materials dated December 1, 2017, and received on December 22, 2017, for the above indicated project in Utica and Jeffersonville Townships, Clark County, Indiana.

As previously indicated, we have not identified any historic buildings, structures, districts, or objects listed in or eligible for inclusion in the National Register of Historic Places within the proposed project area.

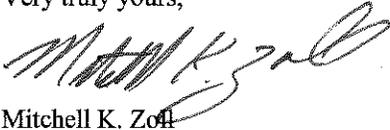
In terms of archaeology, no currently known archaeological resources eligible for inclusion in the National Register of Historic Places have been recorded within the proposed project area.

Therefore, we concur with the INDOT’s December 1, 2017 finding, on behalf of the FHWA, that there are no historic buildings, structures, districts, objects, or archaeological resources within the proposed project area that will be affected by the above indicated project.

If any prehistoric or historic archaeological artifacts or human remains are uncovered during construction, demolition, or earthmoving activities, state law (Indiana Code 14-21-1-27 and 29) requires that the discovery must be reported to the Department of Natural Resources within two (2) business days. In that event, please call (317) 232-1646. Be advised that adherence to Indiana Code 14-21-1-27 and 29 does not obviate the need to adhere to applicable federal statutes and regulations, including but not limited to 36 C.F.R. 800.

If you have questions about archaeological issues please contact Mitch Zoll at (317) 232-3492 or mzoll@dnr.IN.gov. If you have questions about buildings or structures please contact John Carr at (317) 233-1949 or jcarr@dnr.IN.gov.

Very truly yours,



Mitchell K. Zoll
Deputy State Historic Preservation Officer

MKZ:JRC:mkz

emc: Anuradha Kumar, INDOT - AKumar@indot.in.gov
Shaun Miller, INDOT - smiller@indot.in.gov
Susan Branigin, INDOT - SBranigin@indot.in.gov
Mary Kennedy, INDOT - mkennedy@indot.in.gov
Shirley Clark, INDOT- sclark@indot.in.gov
Antonio Johnson, Federal Highway Administration - Antonio.johnson@dot.gov
Linda Weintraut, Weintraut & Associates - linda@weintrautinc.com
Jason Goldbach, Weintraut & Associates, Inc. - Jason@Weintrautinc.com.
Mitchell Zoll, Indiana Department of Natural Resources
John Carr, Indiana Department of Natural Resources