



JENNIFER GRANHOLM
GOVERNOR

STATE OF MICHIGAN
MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY
LANSING

GARY HEIDEL
INTERIM EXECUTIVE DIRECTOR

September 24, 2010

BOB ANDERSON
NATIONAL PARK SERVICE
MIDWEST REGION
341 RIVER ROAD
HARRISON NE 69346

RE: ER06-172 Waterloo Recreation Area Sand & Gravel Extraction – Aggregate Industries Tract Mitigation Property, Sections 1 & 2, T2S, R2E, Section 6, T2S, R3E, Waterloo and Sylvan Townships, Jackson and Washtenaw Counties (NPS)

Dear Mr. Anderson:

Under the authority of Section 106 of the National Historic Preservation Act of 1966, as amended, we have reviewed the above-cited undertaking at the location noted above. This project was originally received by our office on June 16, 2010. Based on the information provided in that initial project submission, we responded in a letter dated September 2 that no above-ground historic properties would be affected. However, the State Archaeologist, Dr. John Halsey, noted that there had been unverified reports about the presence of mounds in the 72.44 acre state lands project area, therefore a Phase I archaeological would need to be conducted and submitted to this office. Subsequently, at the request of the MDNRE, Dr. Halsey joined Lisa Gamero on September 17 to investigate the purported mounds at the site. During that site visit, no evidence was found to support the claims that mound were present, and based on that information we hereby withdraw our request for an archaeological survey. Therefore, it is the opinion of the State Historic Preservation Officer (SHPO) that no historic properties are affected within the area of potential effects of this undertaking.

The views of the public are essential to informed decision making in the Section 106 process. Federal Agency Officials or their delegated authorities must plan to involve the public in a manner that reflects the nature and complexity of the undertaking, its effects on historic properties and other provisions per 36 CFR § 800.2(d). We remind you that Federal Agency Officials or their delegated authorities are required to consult with the appropriate Indian tribe and/or Tribal Historic Preservation Officer (THPO) when the undertaking may occur on or affect any historic properties on tribal lands. **In all cases**, whether the project occurs on tribal lands or not, Federal Agency Officials or their delegated authorities are also required to make a reasonable and good faith effort to identify any Indian tribes or Native Hawaiian organizations that might attach religious and cultural significance to historic properties in the area of potential effects and invite them to be consulting parties per 36 CFR § 800.2(c-f).

This letter evidences the NPS's compliance with 36 CFR § 800.4 "Identification of historic properties", and the fulfillment of the NPS's responsibility to notify the SHPO, as a consulting party in the Section 106 process, under 36 CFR § 800.4(d)(1) "No historic properties affected".

The State Historic Preservation Office is not the office of record for this undertaking. You are therefore asked to maintain a copy of this letter with your environmental review record for this undertaking. If the scope of work changes in any way, or if artifacts or bones are discovered, please notify this office immediately.



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If you have any questions, please contact Brian Grennell, Cultural Resource Protection Specialist, at (517) 335-2721. **Please reference our project number in all communication with this office regarding this undertaking.** Thank you for this opportunity to review and comment, and for your cooperation.

Sincerely,



Martha MacFarlane Faes
Cultural Resource Protection Manager

for Brian D. Conway
State Historic Preservation Officer

MMF:JRH: bgg

Copy: Lisa Gamero, MDNRE