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Indiana Department of Natural Resources

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RECEIVED-DOCKETING OFFICE
MICHAEL E. DANIELS, JR., Governor
ROBERT E. CARTER, JR., Director

2007 JUN -8 PM 3: 35

Division of Historic Preservation & Archaeology 402 W. Washington Street, W274 Indianapolis, IN 462042739
Phone 317-232-1646 Fax 317-232-0693 - dhp@dnr.IN.gov

May 10, 2007

Kari Krause
Natural Resources Group, Inc.
80 South Eighth Street
Minneapolis, MN 55402

CP07-208-000

PUCO

FEDERAL ENERGY
REGULATORY COMMISSION

2007 MAY 21 P 3:55

FILED
OFFICE OF THE
SECRETARY

Federal Agency: Federal Energy Regulatory Commission

Re: Three (3) volumes of the archaeological survey report (Maymon, 4/07) regarding Rockies Express Pipeline LLC's installation of a 622 mile long natural gas pipeline through Illinois, Indiana, and Ohio (DHPA #1562)

Dear Ms. Krause:

Pursuant to Section 106 of the National Historic Preservation Act (16 U.S.C. § 470f) 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 April 5, 2007, and received on April 9, 2007, for the above indicated project in Vermillion, Parke, Putnam, Hendricks, Morgan, Johnson, Shelby, Decatur, Rush, and Franklin counties, Indiana.

In terms of the archaeological report (Maymon, 04/02/07), we concur with the conclusions and recommendations. Out of the 86 archaeological sites identified during this part of the survey for the proposed project, the following 73 sites do not appear eligible for inclusion in the National Register of Historic Places: 12P637, 12P639, 12P640, 12Pm326-12Pm334, 12Pm337, 12Pm338, 12He292-12He294, 12He297-12He308, 12Mg340-12Mg343, 12De685-12De693, 12De695-12De699, 12De703-12De712, 12De714, 12Fr306, 12Fr308, 12Fr309, and 12Fr311-12Fr322. Therefore, no further archaeological investigations are necessary for these sites.

However, six sites (12P638, 12Pm325, 12De701, 12De713, 12Fr307, and 12Fr310) appear potentially eligible for inclusion in the National Register of Historic Places. These sites must be avoided by all project activities or subjected to further Phase II archaeological investigations. A plan for the Phase II archaeological investigations at these sites must be submitted to the Department of Natural Resources for review and comment prior to initiation of fieldwork.

There is currently insufficient information regarding the eligibility of the remaining seven sites (12Pm335, 12Pm336, 12Pm339, 12Pm340, 12He295, 12He296, and 12De694). These sites must be avoided by all project activities or subjected to further archaeological investigations. Please note that additional survey (subsurface) may be sufficient to aid in determining eligibility.

The archaeological report was well written and organized. However, we have the following concerns:

1. Site numbers 12De700 and 12De702 did not appear in the report. If these numbers have not been used, then they need to be used for the other portions of this project or returned to our office.
2. Thank you for the electronic versions of the site forms in the bound volumes. We will await the original card stock version of the state site forms for our files.
3. If landowners would wish to retain ownership of any of the artifacts which are recovered and not placed into permanent curation at a qualified curatorial facility, additional and more detailed analyses and documentation of the artifacts will be necessary. The archaeologist must consult with the Division of Historic Preservation and Archaeology regarding these additional analyses and documentation. All original notes, records, photographs, artifacts not retained by the landowner, etc. from the site will be curated at a qualified curatorial facility. Copies of the documentation may be given to the landowner.

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.

Technician Date Processed 6/8/07

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We realize that the proposed route is not in its fixed location yet. We will await further information regarding the locations of the route, archaeological surveys for the other portions of the project route (including previously recorded site locations), cemeteries, and the geomorphological deep testing.

A copy of the revised 36 C.F.R. Part 800 that went into effect on August 5, 2004, may be found on the Internet at www.achp.gov for your reference. If you have questions about archaeological issues please contact Cathy Draeger at (317) 234-3791. Additionally, in all future correspondence regarding the above indicated project, please refer to DHPA # 1562.

Very truly yours,



Ron McAhron
Acting Deputy State Historic Preservation Officer

RM:CLD:cll

cc: Magali Salas, Federal Energy Regulatory Commission
Lonnie Lister, Federal Energy Regulatory Commission
Christopher Goodwin, R. Christopher Goodwin and Associates
enc: Thomas Chadderton, The Louis Berger Group
Sandy Stevens, John Milner and Associates

ORIGINAL

Honorable Magalie R. Salas, Secretary
Federal Energy Regulatory Commission
888 First St., N.E., Room 1A
Washington, DC 20426

Docket No. CP07-208-000

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OFFICE OF THE
SECRETARY

May 16, 2007

2007 MAY 22 P 1:36

INDIANA REGULATORY COMMISSION

Secretary of the Commission,

We are one of the affected landowners in the Rockies Express Project, Eastern Phase. Our property is located in Butler TWP, Franklin County, Indiana near Mile Post Marker #375. The land in this part of the county has very steep rocky hills. The Pipeline plans to dig a trench big enough for their 42 inch pipeline, buried 3 feet underground across Walnut Fork Creek, which drains nearly 3 miles of hills, just before it drains into Pipe Creek. Both are known to flood regularly. Our concerns are that if the soil is disturbed, there will be no way to control the erosion. Walnut Fork has taken out (3) side-by-side 6-foot culverts along with the road during one rainstorm. The pipeline could very well be exposed in one rainstorm.

Enclosed is a copy of our soil type where the proposed pipeline will go. We are not allowed to disturb land that is in danger of erosion or drain wetlands to make more farmland. We have practiced conservation since we bought our farm in 1978. Please consider carefully, before you give the right to disturb this soil to REX.

We worry the pipeline will damage the aquifers near Brookville, IN. Many people depend on this water supply.

We ask that you wait until September 2007 to make your decision. A September ruling will give the Indiana Regulatory Commission time to comply with the new S.B. 529, introduced by State Senator Bob Jackman, that has passed the Indiana legislature and signed by the governor. It will set guidelines for our whole state on new pipeline construction.

Betty C. Lecher
Mrs. Betty C. Lecher
Robert G. Lecher
Mr. Robert G. Lecher
23057 Vote Rd.
Batesville, IN 47006
(812) 934-4230

NON-TECHNICAL SOILS DESCRIPTION REPORT
FOR DESCRIPTION CATEGORY - SOI

Survey Area - Franklin County, Indiana

Map Symbol	Description
BoD2	BONNELL SILT LOAM, 12 to 18 PERCENT SLOPES, ERODED This soil is light colored, silty in texture and on sloping uplands. It is deep and well drained with slow permeability. It is high available water for plant growth and a medium organic matter content. It has compact till starting at a depth between 40 to 60 inches.
CkC2	CINCINNATI SILT LOAM, 6 to 12 PERCENT SLOPES, ERODED This soil is light colored, silty in texture and on sloping uplands. It is deep and well drained with slow permeability. It has moderate available water for plant growth and a medium organic matter content. It has a tight, compact layer in the subsoil below a depth of about 24 inches.
EbE2	EDEN FLAGGY SILTY CLAY, 15 to 25 PERCENT SLOPES, ERODED This soil is dark colored, clayey in texture and on sloping uplands. It is moderately deep and well drained with slow permeability. It has low available water for plant growth and a medium organic matter content. It has bedrock starting at a depth between 20 to 40 inches.
FdG	EDEN ERY FLAGGY SILTY CLAY, 25 to 60 PERCENT SLOPES, STONY This soil is dark colored, clayey in texture and on sloping uplands. It is moderately deep and well drained with slow permeability. It has low available water for plant growth and a medium organic matter content. It has bedrock starting at a depth between 20 to 40 inches.
Ge	GESSIE LOAM, SANDY SUBSTRATUM, OCCASIONALLY FLOODED This soil is light colored, loamy in texture and on bottomlands. It is deep and well drained with moderate to rapid permeability. It has high available water for plant growth and a medium organic matter content.
UnB	UNIONTOWN SILT LOAM, MODERATELY WET, 2 to 8 PERCENT SLOPES This soil is light colored, silty in texture and on sloping uplands. It is deep and moderately well drained with moderate permeability. It has high available water for plant growth and a medium organic matter content.
WoB	WOOLPER SILTY CLAY LOAM, 1 to 6 PERCENT SLOPES This soil is dark colored, silty in texture and on sloping uplands. It is deep and well drained with slow permeability. It has high available water for plant growth and a medium organic matter content.