

06-1142-GA-BIN



October 6, 2008

Kimberly D. Bose
Secretary
Federal Energy Regulatory Commission
888 First Street, N.E.
Room 1A
Washington, DC 20426

RE: Docket No. CP07-208-000
Rockies Express Pipeline LLC, REX-East Project
Implementation of Treatment Plan No. 3 - Indiana

Ms. Bose:

As agreed upon in the Memorandum of Agreement (MOA) that was filed on July 17, 2008, in the above referenced docket for the REX East Project,¹ Rockies Express has previously submitted Treatment Plan 2 for sites that cannot be avoided by construction to the Indiana State Historic Preservation Office ("SHPO"). Rockies Express received comment from the SHPO on September 26, 2008 concurring with the proposed Treatment Plan No. 3 (Attachment A).

Rockies Express requests approval to commence immediately its data recovery at archeological site 12FR377 referenced in the Indiana Treatment Plan No. 3 (DHPA No. 1562). Rockies Express intends to implement the treatment approaches outlined in its Indiana Treatment Plan for site 12FR377.

¹ The REX-East project was granted a certificate of public convenience and necessity pursuant to Section 7(c) of the Natural Gas Act by the Federal Energy Regulatory Commission on May 30, 2008 in this docket. Rockies Express Pipeline LLC, 123 FERC ¶ 61,234 (2008). On June 2, 2008, Rockies Express, pursuant to Section 157.20(a) of the Commission's Regulations, 18 C.F.R. § 157.20(a), notified the Commission that it accepted the Commission's Order.

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Technician JM Date Processed 10/10/2008

Rockies Express is providing complete copies of this filing directly to the FERC Project Manager. If you have any questions, please do not hesitate to contact Ryan Childs at (307) 760-5635.

Respectfully submitted,

/s/ Shippen Howe
Shippen Howe
Van Ness Feldman, P.C.
1050 Thomas Jefferson Street, NW
Washington, DC 20007

Attorney for
Rockies Express Pipeline LLC

Attachments

cc: Laura Turner, FERC
Ellen Saint Onge, FERC
All Parties

**Rockies Express Pipeline LLC
REX-East Project
CP07-208**

ATTACHMENT A

REX-EAST-IN-51

Division of Historic Preservation & Archaeology • 402 W. Washington Street, W274 • Indianapolis, IN 46204-2739
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September 26, 2008

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

Federal Agency: Federal Energy Regulatory Commission

Re: Third round treatment plan for two archaeological sites (12FR472 & 12FR377) pertaining to the Rockies Express Pipeline LLC's installation of a 622 mile long natural gas pipeline through Illinois, Indiana, and Ohio (FERC Docket #PF06-30-000; 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 August 26 and August 27, 2008 and received on August 28, 2008, for the above indicated project in Franklin County, Indiana.

In terms of cultural resources, we concur with the proposed actions in the treatment plan dated August 26, 2008 for the following resources: sites 12Fr472 and 12Fr377. Site 12Fr472 will be avoided by all project activities, and site 12Fr377 will be subjected to phase III data recovery. We will await to receive the plan to conduct the archaeological investigations for our review.

If you have questions about archaeological issues please contact Cathy Draeger at (317) 234-3791 or cdraeger@dnr.IN.gov. If you have questions about buildings or structures please contact Holly Tate at (317) 234-3919 or htate@dnr.IN.gov. Additionally, in all future correspondence regarding the above indicated project, please refer to DHPA #1562.

Very truly yours,

James A. Glass, Ph.D.
Deputy State Historic Preservation Officer

JAG:CLD:cld

cc: Kimberly Bose, Federal Energy Regulatory Commission
emc: Ellen Saint Onge, Federal Energy Regulatory Commission
Seth Mitchell, AK Environmental, LLC.
Thomas Chadderton, Louis Berger Group

Document Content(s)

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