

**PROGRAMMATIC AGREEMENT AMONG
THE FEDERAL HIGHWAY ADMINISTRATION,
THE OREGON STATE HISTORIC PRESERVATION OFFICE,
AND THE OREGON DEPARTMENT OF TRANSPORTATION
FOR THE OR126: VENETA TO EUGENE PROJECT,
LANE COUNTY, OREGON,
ODOT KEY 21231, FEDERAL-AID SA00(166) PE, PA-200**

THIS PROGRAMMATIC AGREEMENT (Agreement) is made and entered into by and between the STATE OF OREGON, acting by and through its Department of Transportation, hereinafter referred to as "ODOT;" the STATE OF OREGON, acting by and through its State Historic Preservation Office, hereinafter referred to as "SHPO;" and the UNITED STATES FEDERAL GOVERNMENT, acting by and through the Federal Highway Administration, hereinafter referred to as "FHWA," each herein referred to individually as "Party" or "Signatory" and all collectively referred to as "Parties" or "Signatories."

RECITALS

1. **WHEREAS**, the Federal Highway Administration (FHWA) and the Oregon Department of Transportation (ODOT) propose multiple safety and congestion relief improvements to approximately 7.2 miles of OR 126 in Lane County, Oregon, through widening the current 2-lane road to a 4-lane road with a shared-use path and intersection traffic control changes at multiple intersections, and FHWA determined this constitutes an Undertaking under Section 106 of the National Historic Preservation Act (NHPA), 16 U.S.C. 470f and its implementing regulations, 36 CFR § 800; and
2. **WHEREAS**, FHWA is the lead federal agency providing financial assistance for the OR 126: Eugene-Veneta Project (Undertaking), and invited ODOT to participate in consultation and to become a signatory to this Programmatic Agreement (PA) per the *Programmatic Agreement Among the Federal Highway Administration, the Advisory Council on Historic Preservation, the Oregon State Historic Preservation Office and the Oregon Department of Transportation Regarding Implementing Section 106 of the National Historic Preservation Act for the Federal-Aid Highway Program in Oregon*, executed December 23, 2011 (2011 PA); and
3. **WHEREAS**, ODOT in consultation with FHWA and SHPO determined preparation of this PA is the appropriate means to establish the general agreement and framework for implementing the Undertaking, to ensure completion of the identification and evaluation of historic properties within the Undertaking's Area of Potential Effect (APE), identified as areas within and adjacent to OR126 from Terry Street in Eugene to the Veneta City Limits (Appendix A), and to provide for the resolution of adverse effects to historic properties subsequent to its approval of the Undertaking; and
4. **WHEREAS**, FHWA requested that ODOT on behalf of FHWA, initiate consultation with SHPO, Federally Recognized Indian Tribes (Tribes), and other interested parties pursuant to 36 CFR § 800.14 and FHWA retains responsibility for consultation with Tribes; and
5. **WHEREAS**, "consulting parties" means the Confederated Tribes of the Grand Ronde Community of Oregon, the Confederated Tribes of Siletz Indians, the Confederated Tribes of the Warm Springs Reservation of Oregon, and the City of Eugene Certified Local Government, which ODOT, on behalf of FHWA, consulted early in and throughout the Section 106 process pursuant to 36 CFR § 800.14 and invited to concur in this PA, and none declined participation; and
6. **WHEREAS**, "interested parties" means Restore Oregon, the Applegate Pioneer Museum, the Lane County Historical Society and Museum, and the Long Tom Watershed Council, which ODOT, on behalf of FHWA, consulted early in and throughout the Section 106 process pursuant to 36 CFR § 800.14, and none declined participation; and
7. **WHEREAS**, ODOT, in consultation with the SHPO and consulting parties, determined appropriate levels of effort to identify and evaluate historic properties in the APE, but due to lack of right-of-entry for multiple properties (Appendix B), the lack of funding, and plans for

a phased construction, ODOT will phase the identification, evaluation, and resolution of adverse effects into construction as part of the Undertaking; and

8. **WHEREAS**, ODOT completed a review of built environment historic properties in the APE and received concurrence on determinations of eligibility and findings of effect from SHPO based on the current project plans (October 7, 2021, November 23, 2021, July 6, 2022, July 16, 2022, July 18, 2022, and July 20, 2022). These properties include the residences at 8239 Ellmaker Road and at 88076 Green Hill Road (both slated for demolition by ODOT), the Fern Ridge Ballroom at 25901 OR126, the Fern Ridge Historic District along OR126, Lane Memorial Gardens at 5300 W. 11th Ave, and Diess Feed and Seed at 5590 W. 11th Ave. The Coos Bay Rail Line, based on the project impacts to the rail line as proposed, is exempt from Section 106 under the Advisory Council on Historic Preservation (ACHP) 2019 Program Comment to Exempt Consideration of Effects to Rail Properties Within Rail Rights-of Way and the Exempted Activities List. The Undertaking will have no effect on the BPS (“Bulk Power System”), Transmission Lines.
9. **WHEREAS**, FHWA notified the ACHP on April 28, 2023 of the preparation of this PA, and the ACHP replied on May 16, 2023 with a decision not to participate; and
10. **WHEREAS**, in accordance with 36 CFR § 800, FHWA acknowledges and accepts the advice and conditions outlined in the ACHP’s *Recommended Approach for Consultation on the Recovery of Significant Information from Archaeology Sites*, published in the Federal Register on June 17, 1999; and
11. **WHEREAS**, FHWA acknowledges its continued responsibility to engage in meaningful consultation with Indian tribes (e.g., Executive Order 13175, US.C. 470a(d)(6)(B), the November 5, 2009 Presidential Memorandum on Tribal Consultation, and 36 CFR § 800.2(c)(2)) throughout the process of carrying out the stipulations of this agreement regardless whether an Indian tribe is or is not a signatory or consulting party to this agreement. This agreement does not alter, amend, repeal, interpret or modify tribal sovereignty, any treaty rights, or other rights of an Indian tribe. This agreement also does not alter the existing government-to-government relationship between the federal government and Indian tribes; and
12. **WHEREAS**, by the authority granted in ORS 366.558, the State of Oregon may enter into cooperative agreements with the United States Federal Government, in particular FHWA, for the performance of work on improvement projects with the allocation of costs on terms and conditions mutually agreeable to the contracting parties; and

NOW THEREFORE, FHWA, ODOT, and SHPO, agree that the execution and implementation of this PA evidences that FHWA satisfied its Section 106 responsibilities for the Undertaking and that the following terms and conditions be implemented in accordance with the subsequent stipulations.

STIPULATIONS

I. GENERAL REQUIREMENTS AND STANDARDS

1. FHWA, in coordination with ODOT, shall provide oversight to ensure that the provisions of this PA are carried out.
2. As a recipient of assistance under the Federal-Aid Highway Program, ODOT shall carry out its assigned duties under this Agreement and comply with all applicable laws.
3. Signatories agree to keep sensitive cultural resources information confidential to the extent allowed by state and federal statutes and regulations, including but not limited to ORS 192.311 to 192.401, 36 CFR § 800.6(a)(5), 36 CFR § 800.11(c), 36 CFR § 296.18, and Section 304 of the National Historic Preservation Act (NHPA). Consistent with Section 304 of the National Historic Preservation Act (NHPA), as amended, and the Oregon Public Records Law, ORS 192.345(11), and in consultation with the National Park Service and the ACHP, signatories to this PA withhold from disclosure to the public, information about the location, character, or ownership of a historic property if it is determined that disclosure may: (1) cause a significant

invasion of privacy; (2) risk harm to a historic property; or (3) impede the use of a traditional religious site by practitioners.

4. ODOT shall ensure cultural resources work carried out under this PA meets the Secretary of the Interior's Standards and Guidelines for Archaeology and Historic Preservation (48 FR 44716 as revised) as well as existing standards and guidelines for historic preservation established by SHPO, including the *Guidelines for Conducting Field Archaeology in Oregon*, minor revision dated July 1, 2023, and the *State of Oregon Guidelines for Reporting on Archaeological Investigations*, minor revision dated January 19, 2016 (SHPO guidelines).
5. FHWA and ODOT shall ensure all work carried out under this PA is conducted by or under direct supervision of a person or persons meeting the *Secretary of the Interior's Professional Qualifications Standards* (36 CFR § 800.2(a)(1)).
6. ODOT shall ensure an active public participation program is carried out. ODOT shall make available to the general public for review modified versions of reports (printed or electronic format) on historic properties to prevent dissemination of sensitive information.

II. PRINCIPLES AND STIPULATIONS TO COMPLETE HISTORIC PROPERTY IDENTIFICATION WITHIN THE AREA OF POTENTIAL EFFECT

ODOT shall ensure that contractors involved in the implementation of all phases of the Undertaking are aware of, and comply with, PA requirements, and includes appropriate language in the project contract.

1. Historic Property Survey of Remaining Parcels and Other Areas

- a. A total of forty-nine (49) privately owned parcels did not provide right-of-entry allowing ODOT to examine the property for historic properties. See Appendix B, attached hereto and incorporated herein by this reference. ODOT shall ensure that an archaeological consultant completes archaeological investigations of these tax lot portions within the APE prior to construction. Archaeological investigations will consist of pedestrian survey and may include subsurface investigations consistent with SHPO guidelines. ODOT shall ensure artifact treatment follow SHPO guidelines and state and federal law. The APE is identified in Appendix A, attached hereto and incorporated herein by this reference.
- b. If the APE changes to include areas not previously examined for historic properties, ODOT shall ensure that a survey be completed prior to construction. Survey may include subsurface investigations, built environment survey, or Traditional Cultural Property (TCP) studies comparable to those previously completed for the Undertaking. ODOT shall ensure artifact treatment follow SHPO guidelines and state and federal law.
- c. ODOT shall notify SHPO and consulting parties if archaeological survey of any remaining areas prior to construction remains unfeasible due to safety concerns, depth, or construction techniques.
- d. ODOT shall ensure that a consultant prepare a technical report and associated resource forms, consistent with SHPO guidelines, for all historic property investigations completed under this PA. ODOT shall submit such report(s) to SHPO, tribes and consulting parties for review and concurrence.
- e. ODOT shall ensure that historic properties found during surveys are evaluated per Stipulation II, paragraph 3: Evaluation Criteria, of this PA. Field methods to evaluate site eligibility for listing in the National Register of Historic Places (NRHP) and reporting shall follow SHPO guidelines. ODOT shall submit report(s) to SHPO, tribes and consulting parties for review and concurrence.

2. Archaeological Evaluation of Previously Identified Resources

- a. Pedestrian survey and subsurface exploration resulted in the recordation of eight archaeological resources (Smithsonian Site Numbers 35LA1724, 35LA1458, and 35LA1459; and Temporary Site Numbers 20/2965-1, 20/2965-2, 20/2965-3, 20/2965-4, 20/2965-5). Should these resources not have a concurred upon determination of eligibility by the date this PA is fully executed, ODOT shall ensure that an archaeological consultant

evaluates archaeological resources per Stipulation II, paragraph 3: Evaluation Criteria, of this PA.

- b. ODOT shall ensure that field methods used to evaluate resource eligibility for listing in the NRHP and reporting follow SHPO guidelines. ODOT shall submit report(s) to SHPO, tribes and consulting parties for review and concurrence.

3. Evaluation Criteria for Archaeological Resources

- a. ODOT shall ensure that each archaeological consultant evaluate significance of archaeological resources by applying all four of the NRHP Criteria for Evaluation. ODOT shall make the determination of eligibility and provide the determination to SHPO, tribes and consulting parties. If ODOT, in consultation with SHPO, tribes and consulting parties, determines the project, as designed, will have an adverse effect on archaeological resources, ODOT shall do the following:
 - i. Attempt to redesign the Undertaking to avoid or minimize an adverse effect to the historic property; or
 - ii. If redesign is not possible to resolve the adverse effect, consult with SHPO, tribes, consulting parties, and interested parties to propose mitigation compensatory to the effect on the historic property and following Stipulation III: Mitigation Approaches, of this PA.

4. Treatment of Human Remains

In the event that human remains are encountered during the proposed investigations, pursuant to the *Tribal Position Paper on the Treatment of Human Remains*, dated September 2006, work in the vicinity of the discovery shall stop immediately and the location must be secured. ODOT shall immediately notify the Oregon State Police, FHWA, SHPO, and the Legislative Commission on Indian Services (LCIS). If remains are determined to be Native American, officials from LCIS will determine tribal affiliation, and ODOT shall contact appropriate Tribal government(s) (pursuant to ORS 97.745(4)). FHWA, ODOT, SHPO, and tribes may confer on an appropriate course of action for reinternment.

5. Permitting and Curation

- a. ODOT shall ensure that state archaeological permits are obtained for subsurface archaeological investigations and/or archaeological monitoring.
- b. ODOT shall ensure that archaeological materials collected from non-federal public lands in the APE, as well as copies of field notes and site documentation, are curated at the University of Oregon Museum of Natural and Cultural History in Eugene, Oregon. Private landowners may determine collection and curation for archaeological materials on private property.

6. Review of Built Environment Resources

An ODOT Architectural Historian will review the final design with the SHPO to confirm that the design of the Undertaking does not adversely affect historic properties.

III. MITIGATION APPROACHES TO ADVERSE EFFECTS

1. If ODOT determines the Undertaking has an adverse effect on a historic property, ODOT shall engage with SHPO, tribes, consulting parties and interested parties to identify appropriate mitigation measures. Mitigation options may include, but are not limited to: data recovery, interpretive signage, video and/or web-based documentation, public interpretive program, construction monitoring, etc.
2. ODOT shall document the adverse effect in a finding of effect document provided to SHPO, tribes, consulting parties for review and concurrence, and to interested parties for review.

3. ODOT shall revise the project-wide Finding of No Adverse Effect to a Finding of Adverse Effect if ODOT identifies a historic property that is adversely affected by the Undertaking. ODOT shall submit the revised finding and supporting documentation, with proposed mitigation stipulations, to SHPO, tribes, consulting parties for review and concurrence, and to interested parties for review.

IV. REVIEW OF MATERIALS

ODOT shall provide PA signatories, tribes, consulting parties, and interested parties at least one opportunity lasting a minimum of thirty (30) calendar days to review and comment on the accuracy and completeness of all materials specified in the Stipulations II and III of this PA. ODOT shall take into consideration, within the limits of the Undertaking as described in the stipulations, comments provided by the signatories, tribes, consulting parties, and interested parties

V. INADVERTENT DISCOVERY, CONSTRUCTION AND TRIBAL MONITORING, AND POST-REVIEW DISCOVERY

1. Inadvertent Discovery

ODOT shall utilize the SHPO Inadvertent Discovery Plan (IDP) template for construction contractors and archaeological monitors. The IDP outlines protocols in the event of an inadvertent discovery of archaeological materials or human remains.

2. Construction Monitoring and Tribal Monitoring

- a. Archaeological monitoring of ground-disturbing activities may occur during construction excavation, including but not limited to, previously identified high probability areas and areas where it was unfeasible to conduct archaeological investigations prior to construction. ODOT shall develop construction monitoring specifications and ensure that such specifications are in place during construction. ODOT shall ensure that construction contractors retain an SOI-qualified archaeologist to supervise archaeological monitoring, if needed.
- b. ODOT shall provide tribes an opportunity to participate directly in construction monitoring activities, upon request.

3. Post-Review Discovery

- a. ODOT, on behalf of FHWA, shall comply with the requirements of 36 CFR § 800.13 in the event of a post-review discovery. ODOT shall coordinate with FHWA, SHPO, tribes, and consulting parties to evaluate discoveries per Stipulation II.3. of this PA.
- b. ODOT shall comply with Section 290.50 of ODOT's Oregon Standard Specifications for Construction.
- c. In the event of the discovery of an archaeological resource, all soil-disturbing activities in the vicinity of the find shall cease. Construction may continue outside of a 100-foot buffer surrounding the archaeological resource until the process specified in Stipulation V, paragraph 4: Archaeological Evaluation, is complete. If potential human remains are encountered, the provisions set out in Stipulation II.4 of this PA must be followed.

4. Archaeological Evaluation of Post-Review Discovered Sites

- a. If archaeological resources are identified, ODOT shall ensure that an archaeological consultant evaluates significance by applying all four of the NRHP Criteria for Evaluation. ODOT shall make the determination of eligibility for listing in the NRHP and provide the determination to SHPO and consulting parties for review.
- b. If ODOT determines the site is not eligible for listing in the NRHP, with SHPO concurrence, work may proceed. Should ODOT, in consultation with SHPO, tribes, and consulting parties, determine that the site is eligible or unable to fully evaluate the site,

ODOT shall assess the effects to the site. If ODOT determines there is no effect or no adverse effect to the site, ODOT shall submit the finding of effect to SHPO, tribes, and consulting parties for review and concurrence. If SHPO concurs with the finding of effect, work may proceed.

- c. If ODOT determines an adverse effect, ODOT shall:
 - i. Attempt to redesign the Undertaking to avoid or minimize an adverse effect to the historic property; or
 - ii. If redesign is not possible to resolve the adverse effect, consult with SHPO, tribes, and consulting parties to propose and reach agreement regarding mitigation compensatory to the effect on the historic property.

VI. MONITORING AND REPORTING

On or before March 1 of each year during the term of this MOA, ODOT shall provide all Signatories to this MOA a summary report detailing progress in implementing the Mitigation. The report shall include any scheduling changes proposed, any problems encountered, and any disputes and objections received in ODOT's efforts to carry out the terms of this MOA.

VII. DISPUTE RESOLUTION

1. A signatory to this PA may object at any time to any actions proposed or the manner in which the terms of this PA are implemented by submitting the concern in writing to ODOT. Upon receipt, ODOT shall consult with the objecting party for (30) calendar days, or another time period agreed upon, to resolve the objection. If ODOT determines that such objection cannot be resolved, ODOT shall:
 - a. Develop a proposed resolution with FHWA and forward the resolution and all other documentation relevant to the dispute to the ACHP in accordance with 36 CFR 800.2(b)(2). The ACHP will provide FHWA with its advice on the resolution of the objection within thirty (30) days of receiving adequate documentation. If the ACHP does not provide its advice regarding the dispute within the thirty (30) day time period, FHWA may proceed without it.
 - b. FHWA shall then prepare a written response that takes into account any timely comments regarding the dispute from the Signatories to the PA and provide ACHP and all Signatories with a copy of such written response. FHWA will then recommend the best course of action to resolve the dispute.
2. ODOT maintains responsibility to carry out all other actions subject to the terms of this PA that are not the subject of the dispute.

VIII. AMENDMENTS

Any signatory may request this PA be amended by submitting a request to ODOT in writing. ODOT shall consult with the signatories for up to thirty (30) calendar days after receiving the request for amendment, or another time period agreed upon in writing by all signatories, concerning the necessity and appropriateness of the proposed amendment. Any signatory or consulting party may request the involvement of the ACHP during the amendment process. At the end of the consultation period ODOT shall provide an amended PA for signature by the signatories or a written statement describing why ODOT chose not to pursue an amendment to the PA. The amendment shall be effective on the date a copy of the amendment signed by all signatories is filed with the ACHP.

IX. TERMINATION

1. If any signatory to the PA determines that its terms will not or cannot be carried out, that party shall immediately consult with the other signatories to attempt to develop an amendment per Stipulation VIII of this PA. If within thirty (30) calendar days of initial consultation on termination, or another time period agreed upon in writing by all signatories, an amendment

cannot be reached, any signatory may terminate the PA upon written notification to the other signatories. Termination is effective the day ODOT receives written notification.

2. Once the PA is terminated, and prior to work continuing on the Undertaking, ODOT, on behalf of FHWA, must either (1) execute an PA pursuant to 36 CFR § 800.6 or (2) request, take into account, and respond to the comments of the ACHP under 36 CFR § 800.7. ODOT, on behalf of FHWA, shall notify the signatories as to the course of action it will pursue within thirty (30) calendar days of the termination of the PA, or another time period agreed upon in writing by all signatories.

X. DURATION

The PA is effective on the date a copy of the PA signed by all signatories is filed with the ACHP. The PA expires ten (10) years from the date of its execution unless extended by a written and fully executed amendment. Signatories, in communication with consulting parties, shall review the effectiveness of the PA after a period of two (2) years and five (5) years. The signatories may extend the PA for an additional five (5) year period, if necessary by written amendment to this PA. Prior to such time, ODOT may consult with the signatories to reconsider the terms of the PA and amend it in accordance with Stipulation VIII of this PA. Performance under this PA is complete once all stipulations are finalized and approved by SHPO in writing.

XI. CONTRIBUTION

1. Contribution between FHWA and State (SHPO and ODOT):

- a. FHWA shall be responsible to the extent permitted by the Federal Tort Claims Act only for the acts, omissions, or negligence of its own officers, employees, or agents. The State (ODOT and SHPO) shall be responsible to the extent permitted by Article XI, Section 7 of the Oregon Constitution and by the Oregon Tort Claims Act (ORS 30.260 – 30.300) only for the acts, omissions, or negligence of its own officers, employees, or agents.
- b. Notwithstanding the obligations under Paragraph XI.1.a above, neither FHWA nor State nor any attorney engaged by either FHWA or State shall defend any claim in the name of the other Party or any agency/department/division of such other Party, nor purport to act as legal representative of the other Party or any of its agencies/departments/divisions, without the prior written consent of the legal counsel of such other Party. Each Party may, at any time at its election assume its own defense and settlement in the event that it determines that the other Party is prohibited from defending it, or that other Party is not adequately defending its interests, or that an important governmental principle is at issue or that it is in the best interests of the Party to do so. Each Party reserves all rights to pursue any claims it may have against the other if it elects to assume its own defense.

2. Contribution between State (SHPO and ODOT):

- a. ODOT and SHPO agree that any tort liability, claim, suit, or loss resulting from or arising out of the state agencies' performance of and activities under this PA shall be allocated, as between ODOT and SHPO, in accordance with law by Oregon Department of Administrative Services' (DAS) Risk Management, for purposes of their respective loss experiences and subsequent allocation of self-insurance assessments under ORS 278.435. ODOT and SHPO each agree to notify the DAS Risk Management Division and the other state agency in the event it receives notice or knowledge of any claims arising out of the performance of, or the state agencies' activities under this PA.
- b. ODOT and SHPO understand that each is insured with respect to tort liability by the State of Oregon Insurance Fund, a statutory system of self-insurance established by ORS Chapter 278, and subject to the Oregon Tort Claims Act (ORS 30.260 to 30.300). ODOT and SHPO each agrees to accept that coverage as adequate insurance of the other with respect to personal injury and property damage.

3. This Section XI shall survive the termination of this PA.

XII.EXECUTION

Execution of this PA by FHWA, ODOT, and SHPO and implementation of its terms is evidence that ODOT, on behalf of FHWA, took into account the effects of the Undertaking on historic properties and afforded the ACHP an opportunity to comment.

IN WITNESS WHEREOF, the Parties hereto have set their hands and affixed their seals as of the day and year hereinafter written.

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SIGNATORIES

Federal Highway Administration


By 
Keith Lynch
Oregon Division Administrator

Date 08/02/2023

FHWA Contact:

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Oregon State Historic Preservation Office

By 
Christine Curran
Deputy SHPO

Date 08/01/2023

SHPO Contact:

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State Historic Preservation Office
725 Summer Street NE, Suite 420
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971-718-1137
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Oregon Department of Transportation


By 
Michael Kimlinger
Chief Engineer

Date 07/28/2023

ODOT Contact:

Tobin Bottman, Cultural Program Manager
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4040 Fairview Industrial Drive SE
Salem, OR 97302
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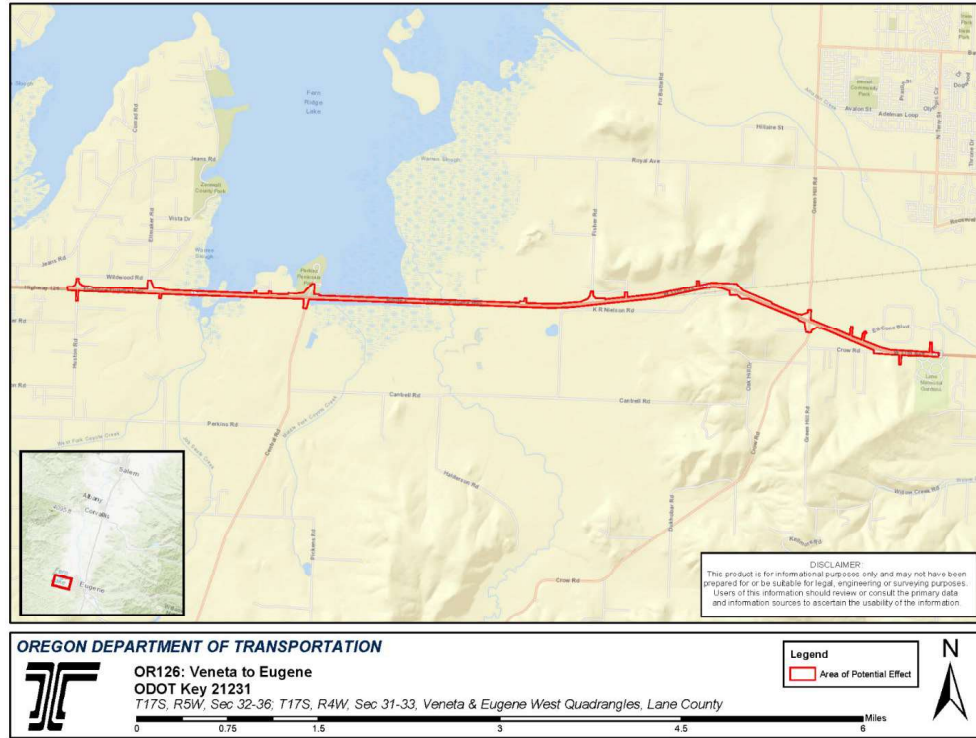
APPROVAL RECOMMENDED

By 
John A. Raasch
Environmental Resources Unit Manager
Date 07/28/2023

APPROVED AS TO LEGAL SUFFICIENCY
By: Jennifer O'Brien via email dated July 27, 2023
Counsel

APPENDIX A

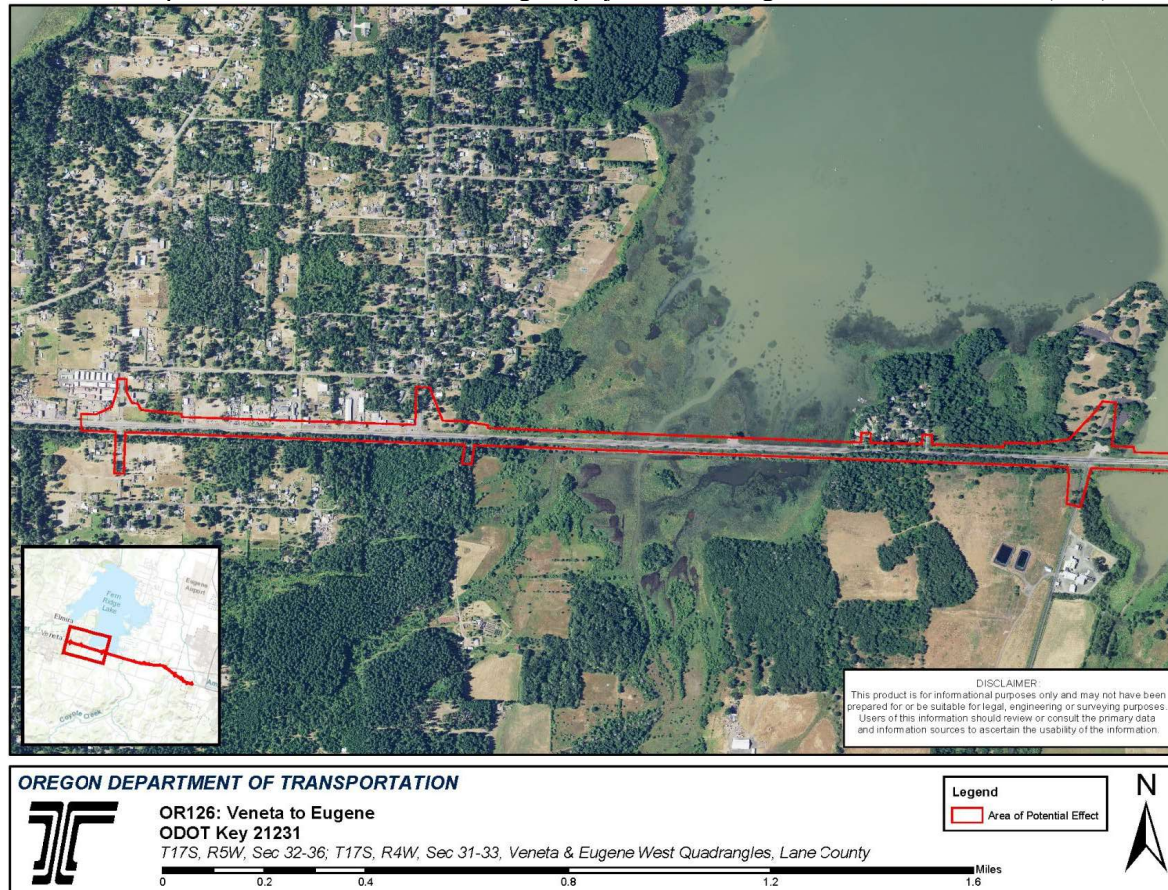
AREA OF POTENTIAL EFFECT



An overview map of the OR126 Veneta to Eugene project Undertaking's Area of Potential Effect (APE) seen outlined in red.

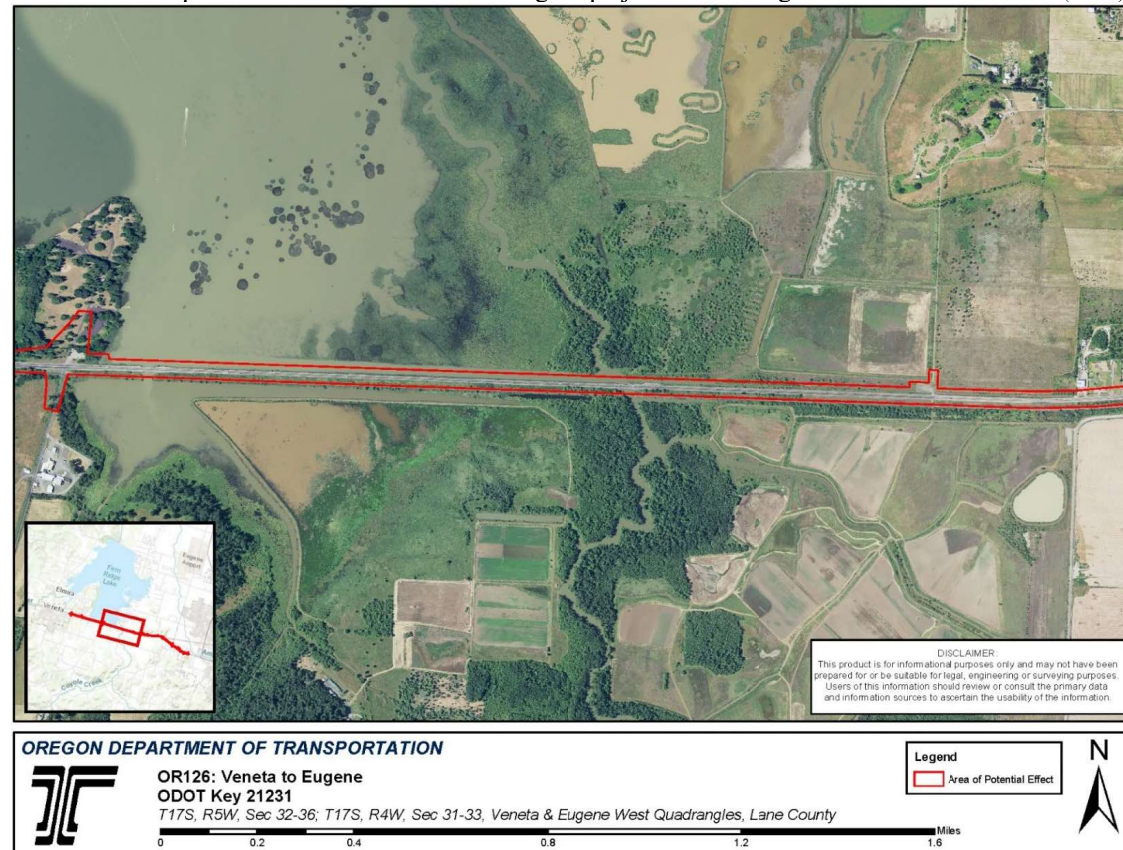
APPENDIX A

Aerial image of the western portion of the OR126 Veneta to Eugene project Undertaking's Area of Potential Effect (APE) seen outlined in red



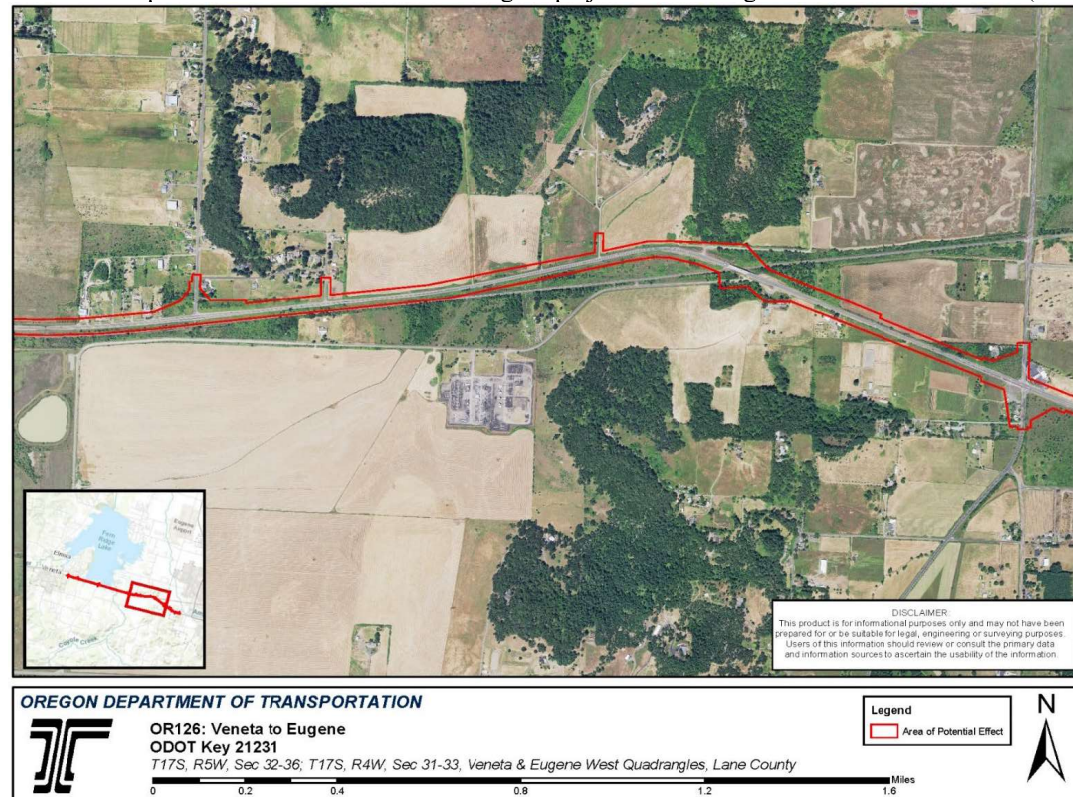
Appendix A

Aerial image of the central western portion of the OR126 Veneta to Eugene project Undertaking's Area of Potential Effect (APE) seen outlined in red



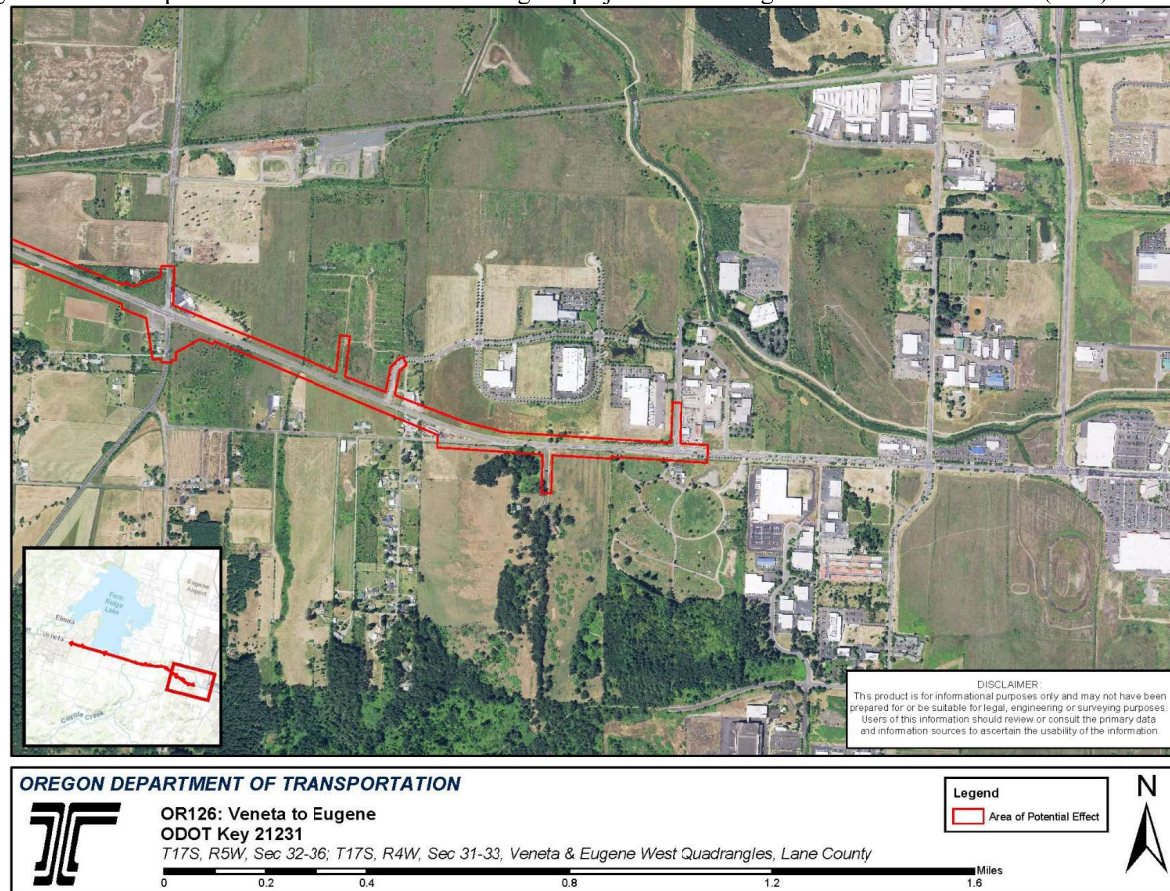
Appendix A

Aerial image of the central eastern portion of the OR126 Veneta to Eugene project Undertaking's Area of Potential Effect (APE) seen outlined in red.



Appendix A

Aerial image of the eastern portion of the OR126 Veneta to Eugene project Undertaking's Area of Potential Effect (APE) seen outlined in red



**APPENDIX B
PROPERTY TAX LOTS**

Parcel/Taxlot (May 2022)	Location Description	HPA Number¹ or Area Letter	Acres within HPA or Area	Level of Archaeology Effort Completed in HPA	Level of Archaeology Effort Recommended in HPA	ROE² Status	Owner Name/ Billing Agent (May 2022)
17-05-31-10-ROADS	West of OR126 and Huston Road	Area A	0.28	None	None	no ROE needed	Oregon Department of Transportation
17-05-00-00-00500	West of OR126 and Huston Road	Area A	0.17	None	Pedestrian survey	no ROE granted	Oregon International Port of Coos Bay
17-05-31-10-02300	West of OR126 and Huston Road	Area A	0.09	None	Pedestrian survey	no ROE granted	Kayl Robert J TE
17-05-31-10-02400	West of OR126 and Huston Road	Area A	0.14	None	Pedestrian survey	no ROE granted	Dorman Michael W
17-05-31-10-02400	NW corner of OR126 and Huston Road	Area B	0.01	None	Pedestrian survey	no ROE granted	Dorman Michael W
17-05-31-10-02500	NW corner of OR126 and Huston Road	Area B	0.02	None	Pedestrian survey	no ROE granted	Witty Martha Colon
17-05-31-10-02501	NW corner of OR126 and Huston Road	Area B	0.06	None	Pedestrian survey	no ROE granted	Witty Martha Colon
17-05-31-10-02502	NW corner of OR126 and Huston Road	Area B	0.19	None	Pedestrian survey	no ROE granted	Witty Martha Colon
17-05-32-20-00400	NE corner of OR126 and Huston Road	Area C	0.79	None	Pedestrian survey	no ROE granted	Tyree Oil Inc.
17-05-32-20-00500	NE corner of OR126 and Huston Road	Area C	0.17	None	Pedestrian survey	no ROE granted	Pritchett Colby & Linda
17-05-32-20-00501	NE corner of OR126 and Huston Road	Area C	0.00	None	Pedestrian survey	no ROE granted	Coelho Lisa M
17-05-32-10-01100	NE corner of OR126 and Ellmaker Road	Area D	0.30	None	Pedestrian survey	no ROE granted	Fern Ridge Investments LLC
17-05-32-10-01101	NE corner of OR126 and Ellmaker Road	Area D	0.18	None	Pedestrian survey	no ROE granted	Weston Chad C
17-05-32-10-01102	NE corner of OR126 and Ellmaker Road	Area D	0.03	None	Pedestrian survey	no ROE granted	Muller Joseph William Jr
17-05-32-10-01104	NE corner of OR126 and Ellmaker Road	Area D	0.27	None	Pedestrian survey	no ROE granted	Fern Ridge Investments LLC
17-05-32-10-01106	NE corner of OR126 and Ellmaker Road	Area D	0.40	None	Pedestrian survey	no ROE granted	Fern Ridge Investments LLC
17-05-32-10-01200	NE corner of OR126 and Ellmaker Road	Area D	0.47	None	Pedestrian survey	no ROE granted	Fern Ridge Investments LLC
17-05-33-00-ROADS	SW corner of OR126 and Central Road	Area E	0.17	Shovel test probes	Completed	no ROE needed	Oregon Department of Transportation
17-05-00-00-00500	SW corner of OR126 and Central Road	Area E	0.15	None	Pedestrian survey	no ROE granted	Oregon International Port of Coos Bay
17-05-33-00-00100	SW corner of OR126 and Central Road	Area E	0.40	None	Pedestrian survey	no ROE granted	CB & KB Ranch LLC
17-05-36-20-04100	NW corner of OR126 and Fisher Road	Area F	0.20	Shovel test probes	Completed	no ROE needed	Stolsig Charles A Sr & Catherine M
17-05-36-20-05000	NW corner of OR126 and Fisher Road	Area F	0.27	Shovel test probes	Completed	no ROE needed	Clair Adkins & Assoc LLC
17-05-36-20-04800	NW corner of OR126 and Fisher Road	Area F	0.16	Shovel test probes	Completed	no ROE needed	Williams Loving Trust
17-05-36-20-04700	NW corner of OR126 and Fisher Road	Area F	0.05	Shovel test probes	Completed	no ROE needed	Bruhn Conway S & Stephanie C
17-05-36-20-04900	NW corner of OR126 and Fisher Road	Area F	0.27	None	Pedestrian survey	no ROE granted	Williams Loving Trust

Misc. Contracts & Agreements
No.73000-00019807
Key No 21231
FEDERAL-AID SA00(166) PE, (PA-200)

Parcel/Taxlot (May 2022)	Location Description	HPA Number ¹ or Area Letter	Acres within HPA or Area	Level of Archaeology Effort Completed in HPA	Level of Archaeology Effort Recommended in HPA	ROE ² Status	Owner Name/ Billing Agent (May 2022)
17-05-36-20-01100	NE corner of OR126 and Fisher Road	Area G	0.21	None	Pedestrian survey	no ROE granted	Meltabarger Timothy G & Allison E
17-05-36-20-02200	NE corner of OR126 and Fisher Road	Area G	0.76	None	Pedestrian survey	no ROE granted	Lane County
17-04-31-00-00200	NW corner of OR126 and Green Hill Road	Area H	0.01	None	Pedestrian survey	no ROE granted	MBM Group LLC
17-04-31-00-00500	NW corner of OR126 and Green Hill Road	Area H	1.28	None	Pedestrian survey	no ROE granted	Nelson Jerry
17-05-32-20-00400	NE corner of OR126 and Huston Road	HPA 01	0.54	None	Pedestrian survey	no ROE granted	Tyree Oil Inc.
17-05-32-10-01100	N of OR126 and E of Ellmaker Road	HPA 02	0.40	None	Pedestrian survey	no ROE granted	Vloedman, Herbert R & Anna C
17-05-33-00-00033	N of OR126 and E of Lake Side Drive	HPA 03	0.35	Shovel test probes	Completed	no ROE needed	Lane County - Perkins Peninsula Park
17-05-33-00-00300	N of OR126 and E of Lake Side Drive	HPA 03	0.85	Shovel test probes	Completed	no ROE needed	USACE
17-05-33-00-00033	NE corner of OR126 and Central Road	HPA 04	0.24	Shovel test probes	Completed	no ROE needed	Lane County – Perkins Park
17-05-00-00-WATER	N of OR126 and E of Fern Ridge Lake	HPA 05	0.39	None	Pedestrian survey (sensitive plants)	N/A	Water
17-05-34-00-00077	N of OR126 and E of Fern Ridge Lake	HPA 05	1.60	None	Pedestrian survey (sensitive plants)	no ROE needed	Oregon Department of Transportation
17-05-00-00-WATER	N of OR126 and E of Fern Ridge Lake	HPA 06	1.92	None	Pedestrian survey (sensitive plants)	N/A	Water
17-05-36-20-01500	West of OR126 and Richmond Street	HPA 07	0.00	None	Pedestrian survey	no ROE granted	Nichols Darrell L & Jeann E
17-05-36-20-01600	West of OR126 and Richmond Street	HPA 07	0.05	None	Pedestrian survey	no ROE granted	Nichols Darrell L & Jeann E
17-05-36-20-01700	NW corner of OR126 and Richmond St	HPA 07	0.22	None	Pedestrian survey	no ROE granted	Burbo Travis & Alice
17-05-36-20-01701	West of OR126 and Richmond Street	HPA 07	0.17	None	Pedestrian survey	no ROE granted	Devenow Linda D
17-05-36-20-02200	NE corner of OR126 and Fisher Road	HPA 07	1.30	None	Pedestrian survey	no ROE granted	Lane County
17-05-25-00-02400	N of OR126 and E of Richmond Street	HPA 08	1.20	None	Pedestrian survey	no ROE granted	Meduna Darmel
17-05-36-00-00100	N of OR126 and E of Richmond Street	HPA 08	1.23	None	Pedestrian survey	no ROE granted	Meduna Darmel
17-04-30-00-01600	N of OR126 and W of Goble Lane	HPA 09	0.08	Shovel test probes	Completed	no ROE needed	Fleer, William A.
17-04-30-00-01410	N of OR126 and W of Goble Lane	HPA 10	0.31	Shovel test probes	Completed	no ROE needed	Korean Central Covenant Church
17-04-30-00-01600	N of OR126 and W of Goble Lane	HPA 10	0.08	Shovel test probes	Completed	no ROE needed	Fleer, William A.
17-04-30-00-01402	N of OR126 and W of Goble Lane	HPA 11	0.21	Shovel test probes	Completed	no ROE needed	Chernecki, Eddy O. & Carol A.
17-04-30-00-01410	N of OR126 and W of Goble Lane	HPA 11	0.05	Shovel test probes	Completed	no ROE needed	Korean Central Covenant Church
17-04-30-00-01801	N of OR126 and W of Goble Lane	HPA 11	0.00	Shovel test probes	Completed	no ROE needed	Oregon Department of Transportation
17-04-31-00-00077	N of OR126 and W of Goble Lane	HPA 11	0.03	None	Pedestrian survey	no ROE granted	Unknown
17-04-30-00-01801	N of OR126 and W of Goble Lane	HPA 12	0.37	Shovel test probes	Completed	no ROE needed	Oregon Department of Transportation
17-04-30-00-01801	N of OR126 and W of Goble Lane	HPA 13	0.16	Shovel test probes	Completed	no ROE needed	Oregon Department of Transportation
17-04-31-00-01100	N of OR126 and W of Goble Lane	HPA 13	0.02	None	Pedestrian survey	no ROE granted	Oregon International Port of Coos Bay

Misc. Contracts & Agreements
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17-04-31-00-00203	N of OR126 and E of Goble Lane	HPA 14	0.03	Shovel test probes	Completed	no ROE needed	Oregon Department of Transportation
17-04-31-00-00204	N of OR126 and E of Goble Lane	HPA 14	0.48	Shovel test probes	Completed	no ROE needed	Oregon Department of Transportation
17-04-31-00-00205	N of OR126 and E of Goble Lane	HPA 14	0.04	Shovel test probes	Completed	no ROE needed	Oregon Department of Transportation
17-04-31-00-01600	N of OR126 and E of Goble Lane	HPA 14	0.73	None	Pedestrian survey	no ROE granted	Apex Biosciences LLC
17-04-31-00-01600	S of OR126 and E of Goble Lane	HPA 15	0.43	None	Pedestrian survey	no ROE granted	Apex Biosciences LLC
17-04-31-00-00300	S of OR126 and E of Goble Lane	HPA 15	0.18	Pedestrian survey	Subsurface testing	no ROE granted	Whitmer Brandon
17-04-31-00-00300	S of OR126 and W of Green Hill Road	HPA 16	0.95	Some shovel test probes	Additional shovel test probes	no ROE granted	Whitmer Brandon
17-04-31-00-00200	N of OR126 and W of Green Hill Road	HPA 17	1.79	Shovel test probes	Completed	no ROE needed	MBM Group
17-04-31-00-00400	S of OR126 and W of Green Hill Road	HPA 18	0.47	Shovel test probes	Completed	no ROE needed	Roscoe Divine LLC
17-04-32-00-00604	N of OR126 and E of Green Hill Road	HPA 19	0.60	Shovel test probes	Completed	no ROE needed	BLM
17-04-32-00-00900	S of OR126 and W of Ed Cone Blvd.	HPA 20	0.30	None	Pedestrian survey	no ROE granted	Nicholson Charles Edward Estate of
17-04-32-00-01000	S of OR126 and W of Ed Cone Blvd.	HPA 20	0.11	None	Pedestrian survey	no ROE granted	Zane Laura Marie
17-04-32-00-01200	S of OR126 and SW of Ed Cone Blvd.	HPA 20	1.23	None	Pedestrian survey	no ROE granted	Diess Farm LLC
17-04-32-00-01100	S of OR126 and W of Ed Cone Blvd.	HPA 20	0.05	None	Pedestrian survey	no ROE granted	
17-04-32-00-ROADS	S of OR126 and W of Ed Cone Blvd.	HPA 20	0.16	Shovel test probes	Completed	no ROE needed	Oregon Department of Transportation
17-04-32-00-01501	S of OR126 and S of Crow Road	HPA 21	1.25	Shovel test probes	Completed	no ROE needed	DAG Trusts Partnership
17-04-32-00-01502	S of OR126 and E of Crow Road	HPA 21	0.01	None	Pedestrian survey	no ROE granted	Oneil Peter & Barbara
17-04-32-00-01600	S of OR126 and W of Lane Memorial	HPA 22	1.00	Shovel test probes	Completed	no ROE needed	Lane Memorial Gardens Cemetery
17-04-32-13-00500	N of OR126 and E of Ed Cone Blvd.	HPA 23	0.96	Shovel test probes	Completed	no ROE needed	Eugene First Church of the Nazarene
17-04-32-14-00200	N of OR126 and S of Owen Loop S.	HPA 23	0.68	Shovel test probes	Completed	no ROE needed	Datalogic USA Inc.
17-04-32-13-00600	N of OR126 and S of Owen Loop S	HPA 23	0.66	None	Pedestrian survey	no ROE granted	Datalogic USA Inc.
17-04-31-14-00100	SW corner of OR126 and Green Hill Road	Area I	0.62	Shovel test probes	Completed	no ROE needed	Roscoe Divine LLC
17-04-31-14-ROADS	SW corner of OR126 and Green Hill Road	Area I	0.10	Shovel test probes	Completed	no ROE needed	Oregon Department of Transportation
17-04-31-14-00200	SW corner of OR126 and Green Hill Road	Area I	0.21	None	Pedestrian survey	no ROE granted	HFS Capital LLC
17-04-31-14-00300	SW corner of OR126 and Green Hill Road	Area I	0.33	None	Pedestrian survey	no ROE granted	Lumbra Evan T & Booke E
17-04-31-14-00400	SW corner of OR126 and Green Hill Road	Area I	0.04	None	Pedestrian survey	no ROE granted	Lumbra Evan
17-04-31-14-01200	SW corner of OR126 and Green Hill Road	Area I	0.24	Pedestrian survey	Subsurface testing	no ROE granted	Roscoe Divine LLC
17-04-32-00-00800	SE corner of OR126 and Green Hill Road	Area J	1.34	None	Pedestrian survey	no ROE granted	Cone Educational Trust

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17-05-33-00-NONTL	Perkins Peninsula Park	PPP	4.05	Pedestrian survey	Subsurface testing	no ROE granted	Lane County
17-04-30-00-01801	35LA1458		0.12	None	Site boundary determination	no ROE needed	Oregon Department of Transportation
17-04-31-00-01100	35LA1458		0.06	None	Site boundary determination	no ROE granted	Oregon International Port of Coos Bay
17-04-31-00-ROADS	35LA1458		0.10	None	Site boundary determination	no ROE needed	Oregon Department of Transportation

1 High Probability Area (HPA)

2 Right of Entry (ROE)











73000-00019807 ODOT SHPO K21231_for SHPO signature


Final Audit Report

2023-08-02


Created:	2023-07-27 (Pacific Daylight Time)
By:	Heather JONES (Heather.I.JONES@odot.oregon.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAAGm1ZdF0KdEFItVcEiFtz0CGDw0I6XxBw

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-  Document created by Heather JONES (Heather.I.JONES@odot.oregon.gov)
2023-07-27 - 2:45:43 PM PDT
-  Document emailed to Michael KIMLINGER (Michael.J.KIMLINGER@odot.oregon.gov) for signature
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-  Signer orshpo.clearance@opr.oregon.gov entered name at signing as Christine Curran
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 Document e-signed by Christine Curran (orshpo.clearance@opr.d.oregon.gov)

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 Document e-signed by Keith Lynch (keith.lynch@dot.gov)

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 Agreement completed.

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