

MEMORANDUM OF AGREEMENT
BRIDGE STRUCTURE NUMBER 029-0031
NEAR FAIRVIEW
FULTON COUNTY
ILLINOIS

WHEREAS, the Federal Highway Administration (FHWA), U.S. Department of Transportation, has determined that assisting the Illinois Department of Transportation (IDOT) in the replacement of bridge Structure Number 029-0031 (BRIDGE) carrying Illinois Route 97 over Coal Creek in Fulton County, Illinois, will have an adverse effect upon the bridge, a property eligible for inclusion in the National Register of Historic Places (NRHP), and has consulted with the Illinois State Historic Preservation Officer (SHPO) pursuant to the regulations (36 CFR Part 800) implementing Section 106 of the National Historic Preservation Act (16 U.S.C. 470f),

NOW, THEREFORE, the IDOT, the FHWA, and the Illinois SHPO agree that if the Advisory Council on Historic Preservation (COUNCIL) accepts this Memorandum of Agreement in accordance with 36 CFR Section 800.6(a)(1)(i), the undertaking shall be implemented in accordance with the following stipulations to take into account the effect of the undertaking on historic properties.

Stipulations

FHWA will ensure that the following measures are carried out.

1. The IDOT shall market the BRIDGE for a period of not less than six months in accordance with the provisions of Section 123(f)(4) of the Surface Transportation and Uniform Relocation Assistance Act of 1987.
2. Prior to the beginning of construction activities, IDOT shall submit to the National Park Service (NPS) such documentation to the standards of the Historic American Engineering Record as the NPS requests. Upon acceptance of the documentation by the NPS, and prior to construction, the FHWA shall notify the COUNCIL and the SHPO of the NPS acceptance.
3. The SHPO shall provide the FHWA with a list of the names and addresses of the appropriate local and state archives to receive copies of the final documentation reports to be prepared for compliance with Stipulation 2.
4. Should the marketing effort as presented in item number 1, above, not find a recipient for the bridge acceptable to the SHPO by the time construction work for the new bridge is scheduled to begin, the IDOT shall:

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A. dismantle the BRIDGE and store all intact members of the structure in a manner acceptable to the SHPO; such storage shall extend for a period ending when a recipient acceptable to the SHPO agrees to accept the BRIDGE under conditions acceptable to the SHPO or, absent such recipient, for a period of six months, whichever is less, and

B. seek an analogous bridge in Illinois and, should one be found, list it on the Illinois Historic Bridge Survey in place of the BRIDGE.

5. The BRIDGE will be replaced with a new structure as developed in the plans prepared by the IDOT.

Execution of this Memorandum of Agreement by FHWA and the Illinois SHPO, its subsequent acceptance by the COUNCIL, and implementation of its terms, demonstrate that the FHWA has afforded the COUNCIL an opportunity to comment on this undertaking and its effects on historic properties, and that the FHWA has taken into account the effects of the undertaking on historic properties.

FEDERAL HIGHWAY ADMINISTRATION

BY: W.P. Jones Date 10-3-94

ILLINOIS STATE HISTORIC PRESERVATION OFFICER

BY: Anne E. Haas Date 8.25.94

Concur:

ILLINOIS DEPARTMENT OF TRANSPORTATION

BY: D.E. Rensinger Date 9-14-94

ACCEPTED for the Advisory Council on Historic Preservation

BY: Robert W. Bush Date 11/10/94

Advisory Council On Historic Preservation

The Old Post Office Building
1100 Pennsylvania Avenue, NW, #809
Washington, DC 20004

NOV 17 1994

Mr. Frederick H. Downs
Acting Division Administrator
Federal Highway Administration
3250 Executive Park Drive
Springfield, IL 62703

REF: FAP Route 626 (Illinois Route 97)
Fulton County, Illinois

Dear Mr. Downs:

The enclosed Memorandum of Agreement for the referenced project has been accepted by the Council. This acceptance completes the requirements of Section 106 of the National Historic Preservation Act and the Council's regulations. A copy of the Agreement has also been sent to the Illinois State Historic Preservation Officer.

We appreciate your cooperation in reaching a satisfactory resolution of this matter.

Sincerely,



Don L. Klima
Director

Eastern Office of Review

Enclosure