

**MEMORANDUM OF AGREEMENT
AMONG THE
FEDERAL HIGHWAY ADMINISTRATION,
ILLINOIS STATE HISTORIC PRESERVATION OFFICER,
AND
ILLINOIS DEPARTMENT OF TRANSPORTATION
REGARDING
REPLACEMENT OF THE US 52 BRIDGE
OVER THE FOX RIVER IN
LASALLE COUNTY, ILLINOIS**

WHEREAS, the Illinois Department of Transportation (IDOT) plans to replace the US 52 Bridge (Structure #050-0058) over Fox River in LaSalle County, Illinois (IDOT Sequence #20206, SHPO Log #003041924); and

WHEREAS, the Federal Highway Administration (FHWA) may fund the Project thereby making the Project an undertaking subject to review under Section 106 of the National Historic Preservation Act (NHPA), 54 U.S.C. Section 306108, and its implementing regulations, 36 C.F.R. Part 800; and

WHEREAS, the FHWA has defined the undertaking's architectural area of potential effects (APE) as a 0.25-mile buffer surrounding the historic bridge as shown in Exhibit A; and

WHEREAS, the FHWA has consulted with the Illinois State Historic Preservation Office (SHPO), a Division of the Illinois Department of Natural Resources (IDNR), pursuant to the Act; and

WHEREAS, the SHPO currently resides within IDNR (Office), and the Director of IDNR is the duly designated State Historic Preservation Officer (Officer); and

WHEREAS, the FHWA and IDOT, in consultation with the Officer, have determined that the US 52 Bridge over the Fox River (Structure #050-0058) is eligible for the National Register of Historic Places (NRHP), and its replacement will cause an adverse effect to this historic property pursuant to 36 C.F.R. Part 800 (Exhibit B); and

WHEREAS, the FHWA has determined that the undertaking will not have an effect on historic properties other than the US 52 Bridge, and the Officer concurred with this finding on May 16, 2024; and

WHEREAS, the FHWA and IDOT invited the following Tribes to enter consultation on September 26, 2016: Ho Chunk Nation, Miami Tribe of Oklahoma, Kickapoo Tribe in Kansas, Sac and Fox Nation, Pokagon Band of Potawatomi Indians, and Peoria Tribe of Indians of Oklahoma. The Miami Tribe of Oklahoma accepted consulting party status but expressed no specific concerns; and

WHEREAS, the FHWA and IDOT provided the public opportunities to comment on the undertaking and to become consulting parties. Engagement efforts included: (1) August and September 2023 newspaper notices in the LaSalle News Tribune and the Ottawa Times respectively, and (2) May 2023 letters sent to Landmarks Illinois, Historic Bridge Foundation, HistoricBridges.org, LaSalle County Historical Society, Sheridan Historical Society, Central Illinois Landmarks Foundation, and Northern Illinois Historic League. Comments were received from the Northern Illinois Historic League and a private citizen named Jackson Hurst. Follow-up letters were sent out, but no comments were received; and

WHEREAS, the IDOT, on behalf of FHWA, in accordance with 36 C.F.R. Part 800.6(a)(1), notified the ACHP of the adverse effect in an email dated August 28, 2024, and the ACHP declined to participate in consultation on September 11, 2024; and

WHEREAS, execution and implementation of this MOA evidences that FHWA has satisfied its Section 106 responsibilities for the Project; and

NOW, THEREFORE, FHWA, IDOT, and Officer agree that the Project shall be implemented in accordance with the following stipulations to ensure that potential effects on historic properties are taken into account.

STIPULATIONS

The FHWA, IDOT, and Officer agree that the following steps will be undertaken for the Project:

I. ARCHITECTURAL AND HISTORICAL RESOURCE INVESTIGATIONS

- A. Historic Illinois Engineering Record (HIER) Level III Recordation.** Prior to beginning of construction activities, the IDOT shall complete Historic Illinois Engineering Record (HIER) Level III recordation of the existing Bridge. The IDOT will submit the draft HIER (95%) to the Officer, and the IDOT must receive written concurrence from the Officer that the draft HIER documentation is acceptable prior to the IDOT initiating demolition of the Bridge. The IDOT will ensure the final HIER (100%) documentation is submitted to the Officer for filing.
- B. Video Documentation and Dissemination.** The IDOT in consultation with the Officer shall develop a video that highlights the bridge itself, as well as the historical importance of US 52 and the Fox River to the development of nearby communities. The video will be 5-10 minutes in length and will be provided in a format easily accessible to the public and historic bridge enthusiasts. The IDOT shall submit to the Officer for review the draft video within twelve (12) months of the removal of the US 52 bridge. The IDOT will ensure the final video is submitted to the Officer for approval and is then provided to consulting parties and other interested groups.

II. PROFESSIONAL STANDARDS

For the purpose of implementing this MOA, the IDOT shall continue to employ departmental staff with qualifications that meet the requirements of 36 C.F.R. Part 61. The IDOT shall ensure that the professional staff responsible for the implementation of the mitigation measures meet the requirements of 36 C.F.R. Part 61.

III. DURATION

This MOA will expire if its stipulations are not carried out within five (5) years from the date of its execution, unless otherwise amended or terminated pursuant to Stipulations VI or VII. In such an event, the IDOT shall so notify the parties to this MOA and, if it chooses to continue with the Project, then the FHWA shall reinitiate review of the Project in accordance with 36 C.F.R. Part 800.

IV. POST-REVIEW DISCOVERIES

If potential historic properties are discovered or unanticipated effects on historic properties found, the FHWA shall make reasonable efforts to avoid, minimize, or mitigate adverse effects to such properties and follow the requirements of 36 C.F.R. Part 800.13(b).

V. DISPUTE RESOLUTION

Should any signatory to this MOA object at any time to any actions proposed or the manner in which the terms of this MOA are implemented, FHWA shall consult with such party to resolve the objection. If FHWA determines that such objection cannot be resolved, FHWA will:

- A. Forward all documentation relevant to the dispute, including any timely advice or comments regarding the dispute from the ACHP and signatories and the FHWA's proposed resolution, to the ACHP in accordance with 36 C.F.R. Part 800.2(b)(2). The ACHP shall provide FHWA with its advice on the resolution of the objections within thirty (30) days of receiving adequate documentation. Prior to reaching a final decision on the dispute, FHWA shall prepare a written response that takes into account any timely advice or comments regarding the dispute from the ACHP and signatories and provide them with a copy of this written response. FHWA will then proceed according to its final decision.
- B. If the ACHP does not provide its advice regarding the dispute within the thirty (30) day time period FHWA may make a final decision on the dispute and proceed accordingly. Prior to reaching such a final decision, FHWA shall prepare a written response that takes into account any timely comments regarding the dispute from the signatories to the MOA and provide them and the ACHP with a copy of such written response.

- C. FHWA's responsibility to carry out all other actions subject to the terms of this MOA that are not the subject of the dispute remain unchanged.

VI. AMENDMENTS

This MOA may be amended when such an amendment is agreed to in writing by all signatories. The amendment will be effective on the date a copy signed by all of the signatories is filed with the ACHP.

VII. TERMINATION

If any signatory to this MOA determines that its terms will not or cannot be carried out, that party shall immediately consult with the other parties to attempt to develop an amendment. If within thirty (30) days an amendment cannot be reached, any signatory may terminate the MOA upon written notification to the other signatories. Once the MOA is terminated and prior to work continuing on the undertaking, FHWA must request, take into account, and respond to the comments of the ACHP under 36 C.F.R. Part 800.7. FHWA shall notify the signatories as to the course of action it will pursue.

Execution of this MOA by the FHWA, IDOT, and Officer and implementation of its terms evidence that FHWA has taken into account the effects of this undertaking on historic properties and afforded the ACHP an opportunity to comment.

(Signature Pages Follow)

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AMONG THE
FEDERAL HIGHWAY ADMINISTRATION,
ILLINOIS STATE HISTORIC PRESERVATION OFFICER,
AND
ILLINOIS DEPARTMENT OF TRANSPORTATION
REGARDING
REPLACEMENT OF THE US 52 BRIDGE
OVER THE FOX RIVER IN
LASALLE COUNTY, ILLINOIS**

Signatory

FEDERAL HIGHWAY ADMINISTRATION

By: *Darien J. Siddall* Date: 5/28/2025

Print Name:

Title: Environmental Protection Specialist

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OVER THE FOX RIVER IN
LASALLE COUNTY, ILLINOIS**

Signatory

ILLINOIS STATE HISTORIC PRESERVATION OFFICER

By: Carey L. Mayer Date: 5/22/2025

Print Name: Carey L. Mayer, AIA

**Title: Deputy State Historic Preservation Officer
Illinois Department of Natural Resources**

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OVER THE FOX RIVER IN
LASALLE COUNTY, ILLINOIS**

Invited Signatory

ILLINOIS DEPARTMENT OF TRANSPORTATION

By: Trisha Thompson Date: May 23, 2025

Print Name: Trisha Thompson

Title: Region 2 Engineer



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Bridge

Resources

APE

APE Map

Bridge Replacement

FAP 607 / US 52 over Fox River

Serena, Sheridan, Norway, LaSalle County, Illinois

IDOT Sequence #20206

0

500

1,000

Feet

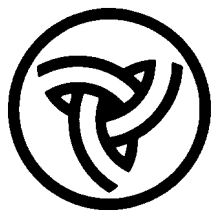
LOCHMUELLER GROUP

319 E Madison Street, Suite #2E

Springfield, Illinois

PHONE: 800.423.7411

Created: 3/15/2024, HBLAD



Illinois Department of Transportation

Memorandum

To: Trisha Thompson Attn: Roger Rynke
From: Jack Elston By: Joseph Galloy
Subject: Adverse Effect – SHPO Coordination Required
Date: June 20, 2024

LaSalle County
Serena, Sheridan, Norway
FAP 607 / US 52
Bridge Replacement
Structure # 050-0058
Contract # 66F85
IDOT Sequence # 20206
SHPO Log # 003041924

Further coordination with the Illinois State Historic Preservation Officer (SHPO) is required for the above referenced undertaking. Attached is a letter from the SHPO indicating that the undertaking as currently planned will constitute an Adverse Effect pursuant to Section 106 of the National Historic Preservation Act of 1966, as amended, as it will adversely affect Structure # 050-0058, which is a historic bridge that is eligible for listing on the National Register of Historic Places (NRHP).

As a next step, we have received the Section 4(f) report and comments will be returned to your office shortly. IDOT Cultural Resources Unit will also develop a draft memorandum of agreement (MOA) that will contain mitigation that must be completed before any construction can be initiated.

A handwritten signature in cursive script, reading "Joseph M. Galloy".

Joseph M. Galloy, PhD, RPA
Cultural Resources Unit Manager
Bureau of Design & Environment

JG:el
Attachment



Illinois
Department of
**Natural
Resources**

JB Pritzker, Governor • Natalie Phelps Finnie, Director
One Natural Resources Way • Springfield, Illinois 62702-1271

www.dnr.illinois.gov

LaSalle County

Serena, Sheridan, Norway

Bridge Replacement, FAP 607/U.S. 52 over the Fox River (SN 050-0058)

IDOT-P-93-015-17, IDOT Seq #-20206

SHPO Log #003041924

May 16, 2024

Joseph Galloy

Illinois Department of Transportation

Bureau of Design and Environment

2300 S. Dirksen Parkway

Springfield, IL 62764

Thank you for your submission of the proposed bridge replacement project in LaSalle County, Illinois, which we received on 4/19/24 (SHPO Log# 003041924). Our comments are required by Section 106 of the [National Historic Preservation Act of 1966](#), as amended, 54 U.S.C. § 306108, and its [implementing regulations](#) (36 CFR Part 800) (Act).

We concur with the established Area of Potential Effects (APE) and the identification of historic properties within the APE:

- FAP 607/US 52 over Fox River, Sheridan (SN 050-0058). Previously determined eligible for listing on the National Register of Historic Places (NRHP), as an alternate on IDOT's Historic Bridge List.

Additionally, our staff have determined that no historic archaeological properties are known to exist within the APE. However, if any archaeological materials are encountered during construction, this office must be notified. This letter is not a clearance for purposes of the [Illinois Human Remains Protection Act \(20 ILCS 3440\)](#).

Lastly, we concur with the determination that the proposed project will adversely affect the historic bridge (SN 050-0058). Please work with CJ Wallace (Carol.Wallace@Illinois.gov) in our office to avoid, minimize, or mitigate the adverse effects pursuant to the Act.

Sincerely,

Carey L. Mayer, AIA

Deputy State Historic Preservation Officer