

MEMORANDUM OF AGREEMENT
HEISNER'S ISLAND BRIDGE
TWIN BRIDGES ROAD
LIVINGSTON COUNTY, ILLINOIS

WHEREAS, the Federal Highway Administration (FHWA), U.S. Department of Transportation, has determined that assisting the Illinois Department of Transportation (IDOT) in approving plans by Livingston County, Illinois (COUNTY), for the replacement of the Heisner's Island Bridge (BRIDGE)) carrying Pontiac Township Road 1800N over the backwater channel of the Vermilion river in Livingston County, Illinois, will have an adverse effect upon the BRIDGE, a property eligible for inclusion in the National Register of Historic Places (NRHP), and had 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 (17 U.S.C. 470f); and

WHEREAS, IDOT and the COUNTY participated in consultation and have been invited to concur in this Memorandum of Agreement;

NOW, THEREFORE, the COUNTY, 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)(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, in coordination with the IDOT and the COUNTY, shall ensure that the following measures are carried out.

1. The BRIDGE will be replaced with a new structure as developed in the plans prepared by the COUNTY and approved by the IDOT.
2. Prior to the beginning of construction activities, the COUNTY shall submit documentation concerning the bridge to the SHPO, to the Level III standards of the Illinois Historic American Engineering Record. The documentation will be designated as IL HAER No. LI-1998-1. Upon acceptance of the documentation by the SHPO and prior to construction, the FHWA shall notify the COUNCIL of the SHPO 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. The COUNTY shall market the BRIDGE in accordance with the provisions of Section 123 (f)(4) of the Surface Transportation and Uniform Relocation Assistance act of 1987.
5. In consultation with the SHPO, the COUNTY shall develop a marketing plan for the BRIDGE which shall include the following elements:
 - a. An information package about the property, including but not limited to:

- photographs of the property;
- a parcel map;
- information on the property's historic significance;
- information on the property's cost;
- information on monetary assistance up to the estimated cost of demolition available for the bridge's relocation and rehabilitation;
- notification that the purchaser will be required to maintain the property in accordance with the recommended approaches in the Secretary of Interior's Standards and Guidelines for Rehabilitating Historic Buildings; and
- notification of any requirements for inclusion of a restrictive covenant in the transfer document.

- b. A distribution list of potential purchasers.
- c. An advertising plan and schedule.
- d. A schedule for receiving and reviewing offers.

Upon the SHPO's agreement with the marketing plan, the COUNTY shall implement the plan.

6. The COUNTY shall review all offers in consultation with the Illinois SHPO prior to acceptance. If there is no acceptable offer that will conform to rehabilitation and maintenance requirements, the COUNTY, with the approval of the SHPO, may transfer the BRIDGE without preservation restrictions. In that event, the property shall be recorded prior to transfer in accordance with Stipulation 2.
7. Should there be no acceptable offer for the BRIDGE that will accept the BRIDGE with or without preservation restrictions, then the COUNTY shall offer to donate portions of the BRIDGE to historical societies and/or museums.
8. Should there be no acceptable offer for the BRIDGE that will accept the BRIDGE with preservation restrictions, the IDOT shall list the North Galena Street Bridge (Structure Number 008-6100), Mt. Carroll, Illinois, on the Illinois Historic Bridge Survey in place of the BRIDGE.

Execution of this Memorandum of Agreement by the FHWA and the Illinois SHPO, its subsequent acceptance by the COUNCIL, and the 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: _____ DATE _____

ILLINOIS STATE HISTORIC PRESERVATION OFFICER

By: Gene E. Haas DATE 3-2-98

Concur:

ILLINOIS DEPARTMENT OF TRANSPORTATION

By: _____ DATE _____

LIVINGSTON COUNTY

By: _____ DATE _____

Accepted for the ADVISORY COUNCIL ON HISTORIC PRESERVATION

By: _____ DATE _____

**Advisory
Council On
Historic
Preservation**

RECEIVED

JUN 1 1998

Preservation Services

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

APR 24 1998

Mr. Ronald C. Marshall, P.E.
Division Administrator
Federal Highway Administration
3250 Executive Park Drive
Springfield, IL 62703

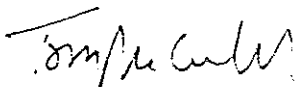
REF: Replacement of the Heisner's Island Bridge, Livingston County, Illinois

Dear Mr. Marshall:

Enclosed is the executed Memorandum of Agreement for the referenced project. By carrying out the terms of the Agreement, you will have fulfilled your responsibilities under Section 106 of the National Historic Preservation Act and the Council's regulations. Please forward a copy of this Agreement to the Illinois State Historic Preservation Officer.

We appreciate your cooperation in reaching this Agreement.

Sincerely,



Tom McCulloch
Office of Planning and Review

Enclosure