

**Memorandum of Agreement
For Recovery of Significant Information
From Archaeological Site 11-Ms-136**

**Illinois Route 157
Madison County
Illinois**

**Federal Highway Administration
Illinois Department of Transportation**

Whereas, in accordance with 36 CFR Part 800, the Federal Highway Administration acknowledges and accepts the advice and conditions outlined in the Council's "Recommended Approach for Consultation on the Recovery of Significant Information from Archaeological Sites," published in the Federal Register on May 18, 1999; and

Whereas, the consulting parties agree that recovery of significant information from archaeological site 11-Ms-136 may be done in accordance with the published guidance; and

Whereas, the consulting parties agree that it is in the public interest to expend funds to implement this project through the recovery of significant information from this archaeological site to mitigate the adverse impacts of the project; and

Whereas, the consulting parties agree that the Peoria Tribe, representing the descendants of the Illinois Confederacy who ceded to the United States the land on which site 11-Ms-136 is located has been consulted and has raised no objection to the work proposed; and

Whereas, to the best of our knowledge and belief, no human remains, associated funerary objects or sacred objects, or objects of cultural patrimony as defined in the Native American Graves Protection and Repatriation Act (25 U.S.C. 3001), are expected to be encountered in the archaeological work;

Now, therefore, the Federal Highway Administration shall ensure that the following terms and conditions, including the appended Archaeological Data Recovery Plan, will be implemented in a timely manner and with adequate resources in compliance with the National Historic Preservation Act of 1966 (16 U.S.C. 470).

Other Terms and Conditions:

- Modification, amendment, or termination of this agreement as necessary shall be accomplished by the signatories in the same manner as the original agreement.

- Disputes regarding the completion of the terms of this agreement shall be resolved by the signatories. If the signatories cannot agree regarding a dispute, any one of the signatories may request the participation of the Advisory Council on Historic Preservation to assist in resolving the dispute.

- This agreement shall be null and void if its terms are not carried out within 5 (five) years from the date of its execution, unless the signatories agree in writing to an extension for carrying out its terms.

Execution of this Memorandum of Agreement by the Federal Highway Administration and the Illinois State Historic Preservation Officer (SHPO), and the implementation of its terms, demonstrate that the Federal Highway Administration has afforded the SHPO an opportunity to comment on this undertaking and its effects on archaeological site 11-Ms-136.

FEDERAL HIGHWAY ADMINISTRATION

By: _____ Date _____

ILLINOIS STATE HISTORIC PRESERVATION OFFICER

By: Chae Pitt _____ Date 5-19-00

Concur:

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ILLINOIS DEPARTMENT OF TRANSPORTATION

By: Michael L. Hine _____ Date 5-22-00