



Josh Voorhis
District Ranger
South Park Ranger District
Pike San Isabel National Forests and
Cimarron and Comanche National Grasslands
320 U.S. Highway 285
Fairplay, CO 80440

RE: Class III Cultural Resource Inventory for the Downing Mine Plan of Operations, Teller County, Colorado
(R2020021210014) (HC# 78976)

Dear Mr. Voorhis,

Thank you for your correspondence dated November 23, 2020 and received by our office on December 2, 2020 requesting review of the above referenced undertaking under Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations 36 CFR 800.

After review of the documentation provided, we find the defined area of potential effects (APE) acceptable. A class III cultural resource inventory was completed in preparation of the proposed undertaking. The inventory resulted in the identification of two cultural resources (5TL.3287 and 5TL.3291) in the APE. 5TL.3291 was previously determined not eligible for the National Register of Historic Places. We concur that 5TL.3287 is eligible for the NRHP. The provided documentation notes that no proposed activities will occur within 50 feet of 5TL.3287. Based on the documentation provided, we concur that your finding of no adverse effects [36 CFR 800.5(d)(1)] to historic properties is appropriate for the subject undertaking.

Should unidentified archaeological resources be discovered in the course of the project, work must be interrupted until the resources have been evaluated in terms of the National Register eligibility criteria (36 CFR 60.4) in consultation with our office pursuant to 36 CFR 800.13. Also, should the consulted-upon scope of the work change, please contact our office for continued consultation under Section 106 of the National Historic Preservation Act.

We request being involved in the consultation process with the local government, which as stipulated in 36 CFR 800.3 is required to be notified of the undertaking, and with other consulting parties. Additional information provided by the local government or consulting parties might cause our office to re-evaluate our eligibility and potential effect findings. Please note that our compliance letter does not end the 30-day review period provided to other consulting parties.

Thank you for the opportunity to comment. If you have any questions, please contact Matthew Marques, Section 106 Compliance Manager, at (303) 866-4678, or matthew.marques@state.co.us.

Sincerely,

Steve Turner, AIA
State Historic Preservation Officer

We are now accepting electronic consultation through our secure file transfer system, MoveIT. Directions for digital submission and registration for MoveIT are available at <https://www.historycolorado.org/submitting-your-data-preservation-programs>.