



Peter S. Hays  
Division of Reclamation, Mining and Safety  
Department of Natural Resources  
1313 Sherman St, Room 215  
Denver, CO 80203

Re: Raindance Reservoir #2, File No. M-2021-020 (HC #79715)

Dear Mr. Hays:

Thank you for your correspondence dated April 30, 2021 requesting comment from our office on the subject permit.

The documentation indicates that the permit is intended for an approved CDOT project where the borrow material from the Raindance Reservoir #2 site will be utilized for road construction associated with the North I-25 Express Lanes from Johnston to Fort Collins. As the borrow materials are directly connected to a U.S. Department of Transportation undertaking, please note that it is the Federal agency's responsibility to meet the requirements of Section 106 of the National Historic Preservation Act (NHPA) as set forth in 36 CFR part 800.

Section 106 of the NHPA includes not only reasonable and good faith identification efforts of any historic properties located within the area of potential effects, but determining whether the undertaking will have an effect upon such properties. The State Historic Preservation Office, Native American tribes, representatives of local governments, and applicants for federal permits are entitled to consultative roles in this process.

We thank you for the opportunity to comment. If we may be of further assistance, please contact Mark Tobias, Intergovernmental Services Manager, at (303) 866-4674 or [mark.tobias@state.co.us](mailto:mark.tobias@state.co.us).

Sincerely,

Steve Turner, AIA  
State Historic Preservation Officer  
ST/mt