

"Managing and conserving natural, cultural, and recreational resources"

In reply, please refer to:
SHPO-2002-402

April 29, 2005

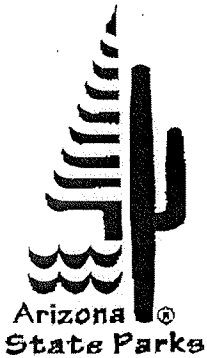
Deanna J. Miller
Resources Management Office
Bureau of Reclamation
P.O. Box 61470
Boulder City, NV 89006-1470

RE: Request for Concurrence of Eligibility and Determination of Effect for the Wellton-Mohawk Title Transfer Report on Irrigation System and Facilities

Dear Ms. Miller:

Thank you for submitting documentation on the above referenced undertaking. I have reviewed the material pursuant to 36 CFR Part 800 and have the following comments:

1. I concur with the recommendation that the Wellton-Mohawk Irrigation System is eligible for listing in the National Register under Criterion A and C. Following the guidance found in the National Register Bulletin *How to Apply the National Register Criteria for Evaluation*, this property would best be classified as a historic district (p. 6).
2. I do not concur with the recommendation that eligibility of system features is limited to those constructed prior to 1954. The above referenced bulletin explains (p. 42) that certain property types do not need to meet Criteria Consideration G for properties that have achieved significance within the last fifty years. These include resources whose construction began over fifty years ago, but the completion overlaps the fifty year period by a few years of less; and a historic district in which a few properties are newer than fifty years old, but the majority of properties and the most important Period of Significance are greater than fifty years old. Both of these qualifications apply to the Wellton-Mohawk System, which has a well-defined period of significance up to 1961 (1957 for the completion of the irrigation system). Any recommendations of ineligibility due to age within this period of significance should be reconsidered.
3. In general, I concur with the recommendations on the eligibility of contributing elements to the system found in the table, but with a couple of reservations. First, many of the items in the table are representative of numerous similar structures. All such features that fall within the period of significance and retain integrity are contributing elements, not merely those that were sampled. Second, I do not concur with the recommendation that Buildings #7 and #14 are ineligible. Considerations of current condition appear to have



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D. Miller
4/29/2005
p. 2

invaded the consideration of integrity. Both properties clearly retain sufficient integrity to convey their historic significance. Their maintenance issues are nothing that could not be mitigated within the bounds of the Secretary of the Interior's Standards for Rehabilitation. I concur that Building #11 is ineligible as it appears to have been moved to the site outside the period of significance.

4. I concur that the three pumping plants are individually eligible for listing in the National Register.

5. I do not concur that the WMIDD Headquarter Complex/Government Camp is "individually" eligible, rather, it ought to be considered a separate historic district that can be nominated under the proposed Multiple Property Documentation Form.

6. Regarding the mitigation of the adverse effect resulting from the title transfer, I concur with the recommendation of nominating the Wellton-Mohawk Division to the National Register. I also concur with the recommendation on additional HABS/HAER documentation of the properties you list on p. 5 of your letter.

7. After speaking with our architect, Bob Frankeberger, I can concur with your recommendation regarding demolition of four of the converted barracks at the government camp. Please note, however, that because I believe Buildings #7 and #14 are also eligible, they should also be included in the mitigation documentation. Furthermore, the replacement housing should be of a character that meets the Secretary of the Interior's standards because they might otherwise degrade the integrity of the remainder of the government camp historic district. This provision should be included in the MOA.

If you have any further questions or requests, you may contact me at (602) 542-7159, or by e-mail at wcollins@pr.state.az.us.

Sincerely,



William S. Collins, Ph.D.
Deputy State Historic Preservation Officer
State Historic Preservation Office



United States Department of the Interior



BUREAU OF RECLAMATION
Lower Colorado Regional Office
P.O. Box 61470
Boulder City, NV 89006-1470

MAY 20 2005

IN REPLY REFER TO:

LC-2632
ENV-3.00

CERTIFIED - RETURN RECEIPT REQUESTED

Mr. James Garrison
State Historic Preservation Officer
Arizona State Parks
1300 West Washington
Phoenix, AZ 85007

Subject: Wellton-Mohawk Title Transfer: Finding of Adverse Effect and Request for Concurrence on Eligibility Determinations

Enclosed please find two reports prepared in conjunction with the above-mentioned undertaking: "Archaeological Investigations for the Transfer of Title to Facilities, Works, and Lands of the Gila Project, Wellton-Mohawk Division, to the Wellton-Mohawk Irrigation and Drainage District, Yuma County, Arizona"; and "An Inventory of Traditional Cultural Properties for the Wellton-Mohawk Title Transfer Project, Yuma County, Arizona". The reports were prepared by Statistical Research Inc. (SRI) in February of 2005.

As you know, there have been several changes in the project area. SRI initially recorded 145 sites during their cultural study. However, during the very lengthy land verification process, it came to our attention that 8,484 acres proposed for transfer did not belong to the Bureau of Reclamation. Consequently, of 34 sites recorded, 33 sites discussed in Chapter 4 and site AZ X: 3:427 (ASM), discussed in Chapter 3, are no longer under consideration. These 34 sites will not be affected by the transfer and thus, will not be evaluated for the National Register of Historic Places (NRHP).

Recently, Reclamation, in collaboration with Wellton-Mohawk Irrigation and Drainage District (WMIDD), decided to exclude 2,124 acres of culturally sensitive lands and 65 sites, consisting of 58 eligible sites, including 24 Traditional Cultural Properties (TCPs) from the title transfer. As a result of the land status adjustments and this decision, the transfer lands were reduced to approximately 46,810 acres with 46 recorded sites. Twenty-four of the 46 remaining sites are recommended eligible for the NRHP. Through consultations with Ms. Jo Ann Medley, it was agreed that all 111 recorded sites on Reclamation land should be evaluated for inclusion in the NRHP. We therefore request the State Historic Preservation Officer's (SHPO) concurrence on the eligibility of the 82 sites listed in Tables 1 and 2:

Table 1. 58 Eligible Sites on Reclamation Land Outside of Title Transfer Boundaries

Site No. (ASM)	Description	P (Prehistoric) H (Historic)	Criterion
X:3:420	Cleared area/Mining	P/H	d
X:3:429	Rock Art	P	a and d
X:3:431	Earth Figures/Mining	P/H	a and d
X:3:437	Rock Art	P	a and d
X:3:438	Trail Segments	P	d
X:3:439	Rock Features	P	d
X:3:440	Rock Features	P	d
X:3:441	Rock Features	P	d
X:3:442	Cleared Areas	P	d
X:3:443	Trails	P	d
X:3:444	Rock Features	P	d
X:3:445	Trail Segments	P	d
X:3:5	Rock Art	P	a and d
X:3:52	Castle Dome Petroglyph Site	P	a and d
X:7:10	Lithic Scatter	P	d
X:7:141	Rock Features	P	d
X:7:142	Rock Features	P	d
X:7:143	Rock Features	P	d
X:7:144	Trail Segments	P	d
X:7:26	Rock Features	P	d
X:7:27	Cleared Areas	P	d
X:7:28	Rock Features	P	d
X:7:29	Cleared Areas	P	d
X:7:32	Cleared Areas	P	d
X:7:33	Earth Figures	P	a and d
X:7:34	Rock Features	P	d
X:7:35	Earth Figures	P	a and d
X:7:36	Rock Features	P	d
X:7:45	Cleared Areas	P	d
X:7:68	Rock Features/Trans	P/H	d
X:7:69	Rock Features	P	d
X:7:72	Rock Art	P	a and d
X:7:85	Mining	H	d
X:7:88	Rock Features/Mining	P/H	d

X:7:90	Rock Features	P	d
X:7:91	Rock Art	P	a and d
X:7:99	Cleared Areas/Trans	P/H	d
X:8:2	Rock Art/Mining	P/H	a and d
X:8:3	Rock Art/Mining	P/H	a and d
X:8:49	Rock Features	P	d
X:8:53	Rock Art	P	a and d
X:8:54	Rock Art	P	a and d
X:8:55	Rock Art/Agric	P/H	a and d
X:8:56	Rock Art/Mining	P/H	a and d
X:8:57	Rock Art	P	a and d
X:8:58	Rock Art	P	a and d
X:8:59	Rock Art	P	a and d
X:8:60	Rock Features	P	d
X:8:61	Trail Segments	P	d
X:8:62	Rock Art	P	a and d
X:8:64	Rock Art	P	a and d
X:8:65	Rock Features/Agric	P/H	d
X:8:66	Rock Art	P	a and d
X:8:67	Rock Art	P	a and d
X:8:68	Rock Art	P	a and d
X:8:69	Rock Art	P	a and d
X:8:95	Trail Segments	P	d
X:8:97	Trail Segments	P	d

Table 2. 24 Eligible Sites Remaining in Title Transfer

Site No. (ASM)	Description	P (Prehistoric) H (Historic)	Criterion
FF:9:17	U.S. 80	H	d
T:10:84	SPRR, Phoenix Cut-off	H	d
X:3:428	Mining	H	d
X:3:433	McPhaul Bridge	H	d
X:7:110	Gila-Ligurta 161 kV Line	H	d
X:7:136	Rock Features/Mining	P/H	d
X:7:20	Agriculture	H	d

X:7:59	Rock Features	P	d
X:7:73	Rock Features/Agric	P/H	d
X:7:76	Rock Features/Mining	P/H	d
X:7:78	Artifact Scatter/Trans	P/H	d
X:7:82	Rock Features	P	d
X:7:83	Trail Segments	P	d
X:7:84	Lithic Scatter	P	d
X:8:40	Rock Features	P	d
X:8:42	Trail Segments	P	d
X:8:48	Cleared Areas	P	d
X:8:50	Rock Features	P	d
X:8:51	Rock Features	P	d
X:8:52	Rock Features	P	d
X:8:70	Rock Art	P	d
X:8:75	Gunnery	H	d
Y:1:142	Habitation Site	P	d
Z:2:40	SPRR Line	H	d

Native American Consultations

Native American Consultations have been on-going since April of 2002, with 22 tribes with ties to the title transfer area (see list of tribes on page 7 of TCP report). More than 18 formal government-to-government meetings have been held in three different Arizona locations. Meetings are normally held on a monthly basis. The tribes have been formally apprised of the two reductions in the project area (previously discussed) as they occurred and were consulted during the development of the sample survey design (discussed in Chapter 2 of the archaeology report). In addition to meetings and correspondence, four site tours were conducted during the summer and winter of 2004 as part of the TCP inventory. A fifth project area/site tour was conducted on March 24, 2005, at their request.

Reclamation requested comments on the archaeology and TCP inventories. The 60-day review period requested by the tribes ended on April 27, 2005. Several tribes expressed that they needed more time to evaluate the project and reports. As a result, Reclamation extended the review period to May 13, 2005. As of the date of this letter, we have received comments from the following tribes (enclosed):

The Cocopah Indian Tribe
 Ak-Chin Indian Community
 Quechan Tribe, Fort Yuma Indian Reservation
 Fort McDowell Yavapai Nation
 Yavapai Prescott Indian Tribe
 Email from Gila River Indian River Community (will follow-up with letter)

Nature of Comments

Three tribes have requested Lower Colorado Regional Director, Mr. Robert W. Johnson's presence at a sovereign nations meeting on May 17, 2005. Although Mr. Johnson had previous commitments on that day, his office is in the process of scheduling a meeting at a mutually agreeable future date. Mr. Johnson and Mr. Jim Cherry (Yuma Area Office Manager) are expected to address the concerns posed by the Quechan chairman, the Honorable Michael Jackson, in his letter dated May 9, 2005 (see similar letters from Ak-Chin and Cocopah Tribes). Four tribes raised concerns over the level of inventory and request additional cultural resources inventories. The Fort McDowell Yavapai Nation would like artifacts and written documentation from mitigation efforts to be stored in an appropriate tribal facility at the expense of WMIDD and/or Reclamation. The Gila River Indian Community suggests a combined strategy of mitigation (for eligible sites that have been disturbed) and avoidance or preservation of other eligible sites in the title transfer area. Reclamation will forward additional comments to SHPO as they are received.

Reclamation maintains that a good faith effort was made to locate historic properties per 36 CFR 800.4 (b) (1). We regret that a majority of consulted tribes did not respond to repeated requests for their participation in the sampling design. We believe that reliable methods were employed to locate sites (including sub-surface sites in the floodplain). Excluding 30,000 acres of floodplain and irrigation facilities, approximately 25 percent of the remaining project area was inventoried. In their professional opinion, SRI estimates that 95 percent of historic properties were located as a result of the sampling strategy. In addition, the geomorphological component provided Reclamation with a sensitivity index (see archaeological report, pages 5.37 – 5.41) that is most useful for present and future developments in the lower Gila floodplain. The study revealed that less than 0.5 percent of the project area is of high potential for buried archaeological deposits.

Assessment of Effects

58 eligible sites outside of land transfer: The undertaking is not expected to affect the eligible sites outside of the transfer area. Reclamation will nonetheless assess their sensitivity (location and nature of site) and decide which sites should be monitored by site stewards. Special attention will be given to rock art and earth figure sites.

24 eligible sites remaining in the title transfer area: In one sense, Reclamation began to mitigate the adverse effects of the undertaking when the decision was made to exclude more than 2,000 acres (with the most sensitive sites) from transfer. Of the 46 sites remaining in the title transfer, SRI recommended 25 sites as eligible for inclusion to the NRHP. With the exception of site X:8:41, we agree that 24 sites are eligible to the NRHP. Following 36 CFR 800.5 (a) and (a) (2) (vii), Reclamation must apply the Criteria of Adverse Effect to historic properties in the project area. Taking into consideration comments received by consulting parties, including consulting tribes, Reclamation recommends the following measures to mitigate the adverse effects of the transfer on historic properties:

Avoid/No Additional Work Recommended (The following sites, albeit adjacent to transfer parcels, are not being transferred, nor will they be impacted by this undertaking):

- T:10:84: SPRR, Phoenix Cut-off
- X:3:433: McPhaul Bridge: Listed in NRHP in 1981
- X:7:110: Gila-Ligurta 161 kV Powerline
- X:7:20: Gila Gravity Main Canal
- Z:2:40: SPRR line

Avoid/Assign Site Stewards:

- AZ X:7:82 (Rock Features)
- AZ X: 7:83 (Trail Segments)
- AZ X:7:84 (Lithic Scatter)
- AZ X: 8:40 (Rock Rings)
- AZ X:8:48 (Cleared Areas and Artifacts)
- AZ X:8:50 (Cleared Circles/Rock Rings)
- AZ X:8:52 (Rock Features)

Recommend Additional Work (Data Recovery):


- FF:9:17: (U.S. Highway 80): Additional 35 mm photo-documentation of abandoned road segments. Additional research on 1930s Works Progress Administration (WPA) road work in area.
 - X:3:428: (Mining Site): Additional archival research at this open-pit site may reveal what minerals, technology used, production information, as well as information about the individuals or groups who mined this site.
 - X:8:75: (Wellton Ground Gunnery Range No.1) (Note:1/3 of site is on Federal land): Limited archival research.
 - AZ X:8:42 (Trail and Artifacts): Ceramic Collection and Analysis
 - AZ X:7:59 (Rock Cluster, Trail, Pot Break): Collection of Diagnostic Ceramics
 - AZ X:136 (Rock Ring with Historic Loading Chute): Limited Testing of Rock Ring (Feature 2)
 - AZ X:7:73 (Dune site with ceramics, broken metate): Limited Excavation, Collection and analysis of Diagnostic Ceramics
 - AZ X:7:76 (Rock Ring and Mining Site): Test Rock Ring, Feature 2
 - AZ X:7:78 (Possible Ethnohistoric Site): Testing and Collection of Diagnostic Ceramics
 - AZ X:8:51 (Rock rings/Cleared areas): Test Rock Ring, Feature 1
- (Suggested mitigation is expected to help resolve adverse effects; although it is possible that some sites may require preservation through Conservation Easements, based on results).

Preservation through Conservation Easements:

- AZ Y:142 (Buried Habitation Site)
- AZ X:8:70 (Rock Art) (Less than ½ of site in on Federal land)

If you have any questions on this submission, please feel free to contact Archeologist, Ms. Renee Kolvet by phone at 702-293-8443 or by email at rkolvet@lc.usbr.gov, or Environmental Compliance Officer, Mr. James (Pat) Green by phone at 702-293-8519 or by email at jgreen@lc.usbr.gov. Reclamation looks forward to continued consultation with your office.

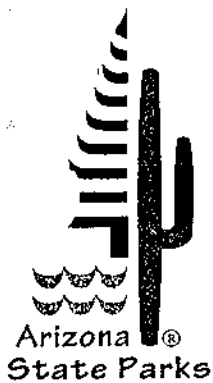
Sincerely,


FOI Deanna J. Miller, Director
Resource Management Office

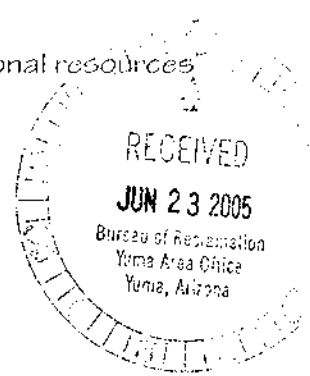
Enclosures - 9

2 reports, 1 newsletter, 6 tribal letters

cc: Ms. Sheila Logan, CMX LLC, 7740 North 16th Street, Suite 100, Phoenix, AZ 85020
Mr. Larry Killman, Greystone Environmental, 29851 Mountain View, Wellton, AZ 85356
Director, Office of Program and Policy Service
Attn: D-5300 (R. Strahan)
Area Manager, Yuma Area Office, Arizona
Attn: YAO-7000 (C. Hoefl), YAO-7300 (J. Simes)
(w/ encl, w/o 2 reports)



In reply refer to: **SHPO-2002-402**
DOE; More information needed



June 22, 2005

Deanna J. Miller, Director
Resource Management Office
Bureau of Reclamation
Lower Colorado Regional Office
P. O. Box 61470
Boulder City, NV 89006-1470

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Director's Office Fax:
602.542.4188

Attention: Renee Kolvet, Archaeologist

Re: Wellton-Mohawk Title Transfer; BR
SHPO-2002-402 (24177)

Dear Ms. Miller:

Thank you for continuing to consult with our office pursuant to 36 CFR Part 800 regarding the above mentioned federal undertaking. We have reviewed two reports prepared by Statistical Research Inc. and other documents submitted and have the following comments:

1. We understand that the original acreage identified as the area of potential effect (APE) for the undertaking has been reduced: a) 8,484 acres have been removed due to land ownership issues, and, b) 2,124 acres of culturally sensitive lands have been excluded from the transfer. The acreage of title transfer lands is now about 46, 810 acres with 46 recorded sites.
2. Thank you for providing a summary of the results of tribal consultation and for the copies of tribal letters that notify Reclamation that a number of consulting Tribes have concerns that Reclamation must consider in government-to-government consultation. Reclamation has informed us that the agency has met recently with the Quechan Chairman Michael Jackson and will continue to endeavor to meet with Tribes and address issues raised.
3. Reclamation is consulting with us at this time regarding eligibility determinations for the 46 sites located on title transfer lands as well as for the remaining sites that the survey recorded on non-transfer Reclamation lands.
4. The archaeological reports titled "Archaeological Investigations for the Transfer of Title to Facilities, Works, and Lands of the Gila Project, Wellton-Mohawk Division, to the Wellton-Mohawk Irrigation and Drainage District, Yuma County, Arizona"; and "An Inventory of Traditional Cultural Properties for the Wellton-Mohawk Title Transfer Project, Yuma County, Arizona" [February 8, 2005] meet Secretary of the Interior Standards for Archaeological Documentation. Each report provides excellent recordation of cultural resources; the thoughtful discussions of individual sites support the eligibility recommendations offered.
5. We concur with Reclamation's eligibility determinations for 58 sites located outside of title transfer boundaries as tabulated in Table 1 (see enclosure); that is, each site is eligible for inclusion in the National Register of Historic Places. Please note that eligibility determinations have not been made for another seven sites (of 65) located on non-transfer lands. This apparent oversight can be rectified at a later date during our continuing consultation.

Letter to Ms. Miller
June 22, 2005
Page 2

Wellton-Mohawk Title Transfer

SHPO-2002-402


6. With regard to the 46 archaeological sites located on transfer lands and Reclamation's determination that 24 sites are Register-eligible under Criterion D as tabulated in Table 2 (see enclosure):

Although we agree with Reclamation that these 24 sites have information potential, the consulting Tribes have made it very clear that sites on the transfer lands have cultural values. SRI's Inventory of Traditional Cultural Properties Report (pp 48-55) recommends Register-eligibility for a number of archaeological sites as Traditional Cultural Properties under Criterion A. Tribes have not yet commented on the Traditional Cultural Property Inventory; therefore, it is not clear that all factors have been adequately considered in evaluating Register-eligibility of the cultural resources recorded within the APE.

It is important that Reclamation consider Tribal input (and the consultant's eligibility recommendations) before eligibility determinations can be finalized for the 46 sites recorded within the APE.

We look forward to continuing to consult on this federal undertaking. If you have any questions or concerns, I can be reached at (602) 542-7142 or by e-mail at jmedley@pr.state.az.us.

Sincerely,-



Jo Anne Medley
Compliance Specialist/Archaeologist
State Historic Preservation Office

Enclosure

Table 1. 58 Eligible Sites on Reclamation Land Outside of Title Transfer Boundaries

Site No. (ASM)	Description	P (Prehistoric) H (Historic)	Criterion
X:3:420	Cleared area/Mining	P/H	d
X:3:429	Rock Art	P	a and d
X:3:431	Earth Figures/Mining	P/H	a and d
X:3:437,	Rock Art	P	a and d
X:3:438	Trail Segments	P	d
X:3:439	Rock Features	P	d
X:3:440	Rock Features	P	d
X:3:441	Rock Features	P	d
X:3:442	Cleared Areas	P	d
X:3:443	Trails	P	d
X:3:444	Rock Features	P	d
X:3:445	Trail Segments	P	d
X:3:5	Rock Art	P	a and d
X:3:52	Castle Dome Petroglyph Site	P	a and d
X:7:10	Lithic Scatter	P	d
X:7:141	Rock Features	P	d
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X:7:143	Rock Features	P	d
X:7:144	Trail Segments	P	d
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X:7:27	Cleared Areas	P	d
X:7:28	Rock Features	P	d
X:7:29	Cleared Areas	P	d
X:7:32	Cleared Areas	P	d
X:7:33	Earth Figures	P	a and d
X:7:34	Rock Features	P	d
X:7:35	Earth Figures	P	a and d
X:7:36	Rock Features	P	d
X:7:45	Cleared Areas	P	d
X:7:68	Rock Features/Trans	P/H	d
X:7:69	Rock Features	P	d
X:7:72	Rock Art	P	a and d
X:7:85	Mining	H	d
X:7:88	Rock Features/Mining	P/H	d

Table 1 Cont.

X:7:90	Rock Features	P	d
X:7:91	Rock Art	P	a and d
X:7:99	Cleared Areas/Trans	P/H	d
X:8:2	Rock Art/Mining	P/H	a and d
X:8:3	Rock Art/Mining	P/H	a and d
X:8:49	Rock Features	P	d
X:8:53	Rock Art	P	a and d
X:8:54	Rock Art	P	a and d
X:8:55	Rock Art/Agric	P/H	a and d
X:8:56	Rock Art/Mining	P/H	a and d
X:8:57	Rock Art	P	a and d
X:8:58	Rock Art	P	a and d
X:8:59	Rock Art	P	a and d
X:8:60	Rock Features	P	d
X:8:61	Trail Segments	P	d
X:8:62	Rock Art	P	a and d
X:8:64	Rock Art	P	a and d
X:8:65	Rock Features/Agric	P/H	d
X:8:66	Rock Art	P	a and d
X:8:67	Rock Art	P	a and d
X:8:68	Rock Art	P	a and d
X:8:69	Rock Art	P	a and d
X:8:95	Trail Segments	P	d
X:8:97	Trail Segments	P	d

Table 2. 24 Eligible Sites Remaining in Title Transfer

Site No. (ASM)	Description	P (Prehistoric) H (Historic)	Criterion
FF:9:17	U.S. 80	H	d
T:10:84	SPRR, Phoenix Cut-off	H	d
X:3:428	Mining	H	d
X:3:433	McPhaul Bridge	H	d
X:7:110	Gila-Ligurta 161 kV Line	H	d
X:7:136	Rock Features/Mining	P/H	d
X:7:20	Agriculture	H	d

Table 2. Cont.

X:7:59	Rock Features	P	d
X:7:73	Rock Features/Agric	P/H	d
X:7:76	Rock Features/Mining	P/H	d
X:7:78	Artifact Scatter/Trans	P/H	d
X:7:82	Rock Features	P	d
X:7:83	Trail Segments	P	d
X:7:84	Lithic Scatter	P	d
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X:8:51	Rock Features	P	d
X:8:52	Rock Features	P	d
X:8:70	Rock Art	P	d
X:8:75	Gunnery	H	d
Y:1:142	Habitation Site	P	d
Z:2:40	SPRR Line	H	d

