

**MEMORANDUM OF AGREEMENT
AMONG
THE NATIONAL GUARD BUREAU,
THE OREGON ARMY NATIONAL GUARD,
AND
THE OREGON STATE HISTORIC PRESERVATION OFFICE
FOR THE
CAMP WITHYCOMBE AFRC CONSTRUCTION PROJECT
(2008)**

WHEREAS, the National Guard Bureau (NGB), as a federal agency, is required to comply with the National Historic Preservation Act (16 USC §470f et seq.) (NHPA), and the NGB provides federal funding and guidance to state National Guard organizations; and

WHEREAS, the Oregon Army National Guard (ORARNG) intends to complete several projects, including construction of a new Armed Forces Reserve Center (AFRC), development of a Camp Withycombe Master Plan, and cleanup of the former Small Arms Firing Ranges (SAFR), at Camp Withycombe located in Clackamas, Clackamas County, Oregon; and demolition of one Quonset hut and relocation of another currently at St. Helens, Columbia County, Oregon to Camp Withycombe using both federal and state funding sources; and

WHEREAS, for the purposes of this MOA, the aforementioned projects are collectively referred to as the “Camp Withycombe AFRC project;” and

WHEREAS, Appendix A to this MOA identifies the 46 properties, including those on the former SAFR located on adjacent property, that the OR ARNG will either demolish or modify as part of the Camp Withycombe AFRC project, their date of construction, and their eligibility for inclusion on the National Register of Historic Places (NRHP); and

WHEREAS, the ORARNG evaluated the 46 properties listed in Appendix A and determined that 13 properties are eligible for the NRHP, and ORARNG received concurrence with this finding from the Oregon State Historic Preservation Office (SHPO) by correspondence dated 9 October 1997, 13 July 2001, and 14 August 2003; and

WHEREAS, the ORARNG has determined that the demolition and modifications required by the Camp Withycombe AFRC project will have an adverse effect on the historic properties listed in Appendix A; and

WHEREAS, the ORARNG has consulted with the Oregon SHPO pursuant to §800.6(b) of (36 CFR Part 800) *Protection of Historic Properties*, implementing section 106 of the NHPA; and

WHEREAS, the ORARNG has determined that there are no federally recognized Indian tribes that attach traditional religious and cultural importance to the structures and landscape within the area of potential effects (documentation pending); and

WHEREAS, buildings and structures, so marked in Appendix A, are covered under the *Program Comment For World War II and Cold War era (1939-1974) Ammunition Storage Facilities*, approved by the Advisory Council on Historic Preservation (ACHP) and issued on 18 August 2006 to the Department of Defense; and

WHEREAS, the ORARNG has afforded the consulting public an opportunity to comment on the planned mitigation for the Camp Withycombe AFRC by soliciting comments on a draft Environmental Assessment (EA) pursuant to the National Environmental Policy Act (40 CFR Part 1500-1508); and

WHEREAS the ORARNG, in consultation with the Oregon SHPO, established the area of potential effect (APE) as defined at 36 CFR 800.16(d), identified and evaluated the buildings and structures listed and so marked in Appendix A within the APE as being eligible for the NRHP, and determined that the proposed undertaking would adversely affect such buildings; and

WHEREAS there are no other properties within the APE considered eligible for the NRHP; and

WHEREAS the ORARNG, by letter dated 11 July 2007, invited the ACHP to participate in this consultation per 36 CFR §800.6(a)(1) and the ACHP has declined to participate in consultation by letter dated 31 October 2007; and

WHEREAS the ORARNG has determined that adaptive reuse or any other alternative to save those buildings and structures listed in Appendix A that ORARNG plans to demolish is not economically feasible; and

WHEREAS the ORARNG, in consultation with the Oregon SHPO, has determined that there are no prudent or feasible alternatives for the project scope or location.

NOW, THEREFORE, the NGB, the ORARNG, and the Oregon SHPO agree that the undertaking shall be implemented in accordance with the following stipulations in order to take into account the effect of the undertaking on historic properties.

STIPULATIONS

The ORARNG will ensure that the following measures are implemented:

I. Mitigation of Adverse Effects of the Camp Withycombe AFRC project.

- A. The ORARNG will create a historic area at Camp Withycombe between Building 6101 Armory and Building 6110, inclusive (see Appendix B). The approximately 5.91 acre historic area will be separated by fence from the rest of Camp Withycombe and readily accessible to the public.
 1. The ORARNG will relocate the existing Oregon Military Museum from Building 6232 at Camp Withycombe to the NRHP-eligible Building 6101 Armory.
 2. The ORARNG will move the NRHP-eligible Building 6525 Barn to the new Camp Withycombe historic area and continue to use it for museum storage and display space.
 3. The ORARNG will move the NRHP-eligible Building 4604 Quonset hut from St. Helens, Oregon to the new historic area at Camp Withycombe and use it for museum storage, restoration, and display space.
 4. The ORARNG will move Building 6220 Quonset hut to the historic area and continue to use it as museum storage and display space.

5. The ORARNG will preserve two steel target lifters and requisite cut stone abutment from the original 1,000-yard Known Distance Range for eventual display in the historic area.
 6. The ORARNG will preserve selected architectural and material elements from the Building 6500 or 6505 Truck Barns for eventual incorporation into a scaled-down representation in the historic area. The elements to be preserved will be selected in the future based on representation, condition and integrity of materials.
- B. The ORARNG will conduct 35mm black and white or digital (1600 x 1200 pixels at 300 pixels per inch or larger) photo-documentation of all NRHP-eligible buildings and structures before they are moved, demolished, or altered.

II. Administrative Stipulations

- A. Professional supervision. The ORARNG shall ensure that all historic preservation activities pursuant to this MOA are carried out by or under the direct supervision of a historian or architectural historian meeting at a minimum the *Secretary of the Interior's Professional Qualifications Standards* (48 FR 44716, September 1983).
- B. Anti-Deficiency Act compliance. All requirements set forth in this MOA requiring expenditure of Army funds are expressly subject to the availability of appropriations and the requirements of the Anti-Deficiency Act (31 USC 1341). No obligation undertaken by the Army under the terms of this MOA shall require or be interpreted to require a commitment to expend funds not appropriated for a particular purpose.
- C. Amendment. At any time during implementation of the measures stipulated in this MOA, any signatory may propose in writing to the other signatories that the MOA be amended, whereupon the signatories will consult in accordance with 36 CFR 800.6(c) to consider such an amendment.
- D. Termination. At any time during implementation of the measures stipulated in this MOA, any signatory may propose in writing to the other signatories that the MOA be terminated, whereupon the signatories will first consult on amending the MOA. If the signatories are unable to agree on an amendment to the MOA after 30 days, then the MOA will be terminated, the signatory requesting termination will also terminate consultation, so notifying the other signatories, and the ORARNG will proceed in accordance with 36 CFR 800.7.
- E. Termination date. If the terms of this agreement have not been implemented within ten years from the date of the signatures in Section III below, then the ORARNG will consult with the other signatories to determine if the MOA should be amended. If the signatories are unable to agree on an amendment to the MOA after 30 days, then the MOA will be terminated, the ORARNG shall so notify the parties to this agreement, and if it chooses to continue with the undertaking, shall re-initiate review of the undertaking in accordance with 36 CFR Part 800.

Execution of this MOA and implementation of its terms evidence that the NGB and the ORARNG have afforded the Council an opportunity to comment on the Camp Withycombe AFRC project and its effects on historic properties, and that the NGB and the ORARNG have taken into account the effects of the Camp Withycombe AFRC project on historic properties. Until a signed copy of the MOA has been filed with the ACHP, the MOA is not valid. A signed copy will also be sent to the Department of the Army, Assistant Chief of Staff for Installation Management, for their files.

**MEMORANDUM OF AGREEMENT
AMONG
THE NATIONAL GUARD BUREAU,
THE OREGON ARMY NATIONAL GUARD,
AND
THE OREGON STATE HISTORIC PRESERVATION OFFICE
FOR THE
CAMP WITHYCOMBE AFRC CONSTRUCTION PROJECT
(2008)**

Signature Page

NATIONAL GUARD BUREAU

By: _____
JEFFREY G. PHILLIPS
Colonel, US Army
Chief, Environmental
Programs Division

Date: _____

OREGON ARMY NATIONAL GUARD

By: _____
RAYMOND F. REES
Major General, Oregon Army National Guard
The Adjutant General

Date: _____

OREGON STATE HISTORIC PRESERVATION OFFICE

By: _____
ROGER ROPER
Oregon Deputy State Historic Preservation Officer

Date: _____

CONCURRING PARTIES:

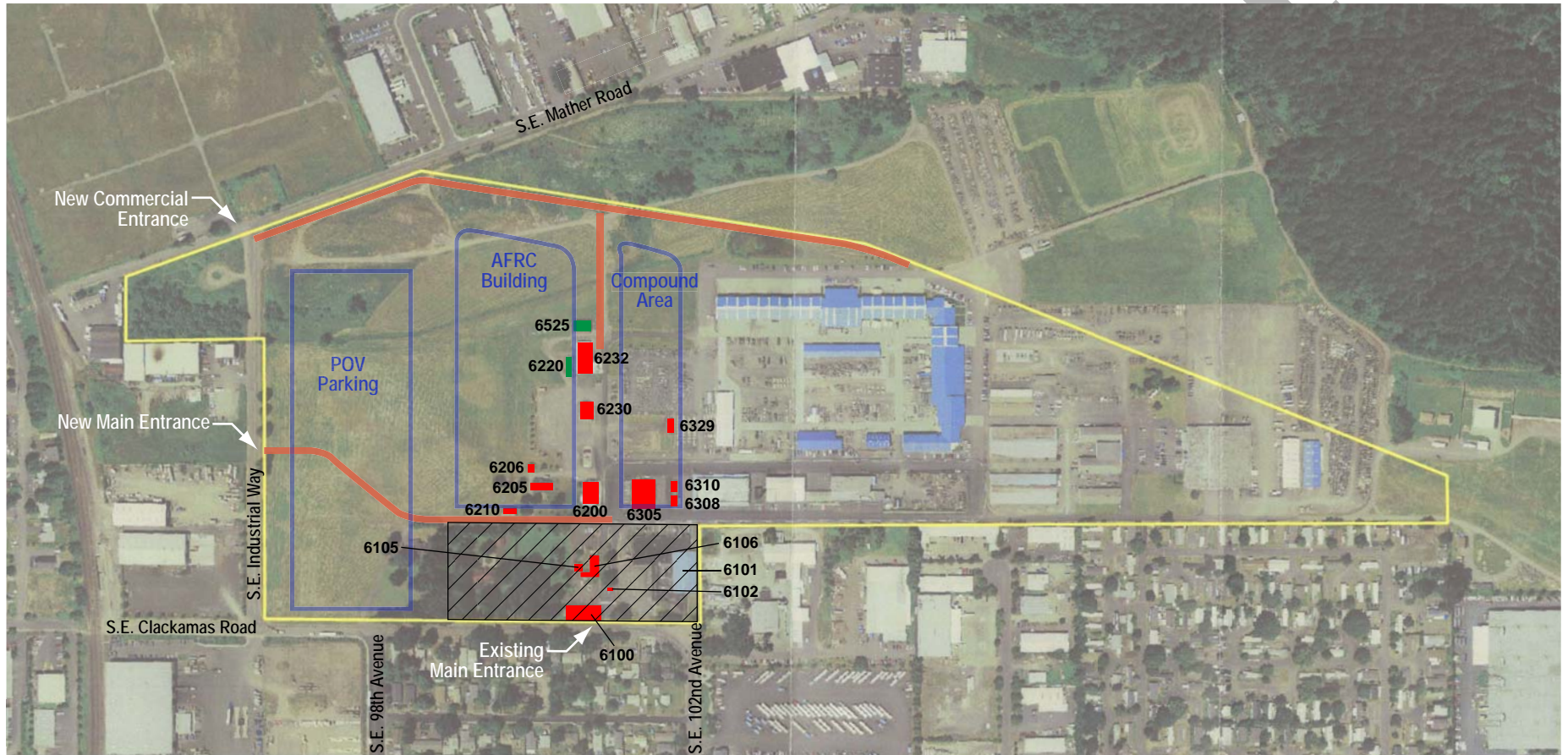
CLACKAMAS COUNTY HISTORIC REVIEW BOARD

By: _____
TODD ISELIN
Chair, Clackamas County Historic Review Board

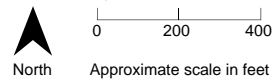
Date: _____

Appendix A: Buildings Affected by the Camp Withycombe AFRC Project

No.	Building Name	Date Built	Feet ²	NRHP	Project	Building Fate
6100	Classroom	1912	4905	Not	AFRC	demolish
6101	Armory	1957	32,654	Eligible	AFRC	minor alteration
6102	Access Control	1992	76	Not	AFRC	demolish
6105	Recruiting Office	1953-1956	2,068	Not	AFRC	demolish
6106	Recruiting Office	1959	499	Not	AFRC	demolish
6200	741 BN HQ	1936-1945	4,160	Not	AFRC	demolish
6205	Family Support	1936-1945	1,124	Not	AFRC	demolish
6206	Storage	1953-1956	240	Not	AFRC	demolish
6210	Storage	1951	1,168	Not	AFRC	demolish
6220	Museum Display	1953	1,156	Not	AFRC	move to HA
6230	Museum Storage	1953-1956	1,354	Not	AFRC	demolish
6232	Museum	1984	6,323	Not	AFRC	demolish
6305	QSFD/741 HQ	1924-1936	4,427	Eligible	AFRC	demolish
6308	Ammo Storage	1919-1924	450	Eligible	AFRC	demolish
6310	Ammo Storage	1924-1936	450	Eligible	AFRC	demolish
6329	Latrine/Shower	1953-1956	981	Not	AFRC	demolish
6500	Storage	1934	19,701	Eligible	Draft CWDP	demolish
6505	Storage	1934	19,702	Eligible	Draft CWDP	demolish
6510	Administrative	1953-1956	10,752	Not	Draft CWDP	demolish
6511	Storage Shed	1979	3,072	Not	Draft CWDP	demolish
6525	Battery Barn	1912	1,576	Eligible	AFRC	move to HA
6652	KD Storage	1977	1,228	Not	SAFR	demolish
6675	KD Storage	1962	390	Not	SAFR	demolish
6676	KD Storage	1965	132	Not	SAFR	demolish
6700	Range Storage	1971-1980	277	Not	SAFR	demolish
6705	Range Shed	1948-1953	930	Not	Draft CWDP	demolish
6706	Range Shed	1977	522	Not	Draft CWDP	demolish
6710	Storage	1960	800	Not	Draft CWDP	demolish
6720	Range Shed	1956-1962	1,698	Not	Draft CWDP	demolish
6725	Ammo Bunker	1971	128	PC	SAFR	demolish
6726	Ammo Bunker	1971	200	PC	SAFR	demolish
6727	Ammo Bunker	1971	272	PC	SAFR	demolish
6728	Ammo Bunker	1971	160	PC	SAFR	demolish
6729	Ammo Bunker	1971	80	PC	SAFR	demolish
6730	Ammo Bunker	1971	80	PC	SAFR	demolish
6731	Ammo Bunker	1971	64	PC	SAFR	demolish
6732	Ammo Bunker	1971	64	PC	SAFR	demolish
6733	Ammo Bunker	1971	64	PC	SAFR	demolish
6734	Ammo Bunker	1971	64	PC	SAFR	demolish
n/a	KD Range	1915	n/a	Eligible	SAFR	demolish
n/a	Military Pistol Range	1938	n/a	Eligible	SAFR	demolish
n/a	MG Range	1956	n/a	Eligible	SAFR	demolish
n/a	Multnomah Range	1977-1980	n/a	Not	SAFR	demolish
n/a	Small Bore Range	1938	n/a	Eligible	SAFR	demolish
4604	St Helens Q-hut Storage	1948	3,400	Eligible	Armory Upgrade	move to HA
4605	St Helens Q-hut Storage	1948	1,000	Eligible	Armory Upgrade	demolish
Legend	PC-Program Comment by the Advisory Council on Historic Preservation dated 18 August 2006					
	Draft CWDP-Draft Camp Withycombe Development Plan					
	HA-Historic Area					
	SAFR-Small Arms Firing Range cleanup project					



- Legend
- Camp Withycombe Boundary
 - AFRC Complex
 - Proposed Historic Area
 - Buildings to be Demolished
 - Buildings to be Relocated to Historic Area
 - New Roadway



Source: Camp Withycombe

APPENDIX B
Proposed AFRC Complex and Historic Area