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August 9, 2007

Docket No. L-00000D-08-0230-00136

RECEIVED

Laurie A. Woodall, Chair
Power Plant & Transmission Line Siting Committee
Assistant Attorney General, Environmental Enforcement Section,
Office of the Attorney General
1275 West Washington
Phoenix, AZ 85007

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AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission
State Parks

DOCKETED

JUL -2 2008

Re: Proposed Arizona Public Service TS-5 to TS-9 500kV Transmission Line; ACC, ASLD, BLM, ADOT, BOR, LAFB; SHPO-2007-1299(33724)

DOCKETED BY *MW*

Janet Napolitano
Governor

Dear Ms. Woodall:

State Parks
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Flagstaff

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State Land
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Kenneth E. Travous
Executive Director

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We received a copy of the Cultural Resources Constraints Analysis from Dr. Gene Rogge of URS Corporation on July 13, 2007 for the above-proposed project. We understand that the project will eventually need a certificate of environmental compatibility from the Arizona Corporation Commission (ACC). It is our understanding that the proposed state plan will entail the siting and eventual construction of an approximately 40 mile-long 500kV transmission line between the planned 500/230kV TS-5 substation and the planned 500kV TS-9 substation in northwestern Maricopa County. We note that Arizona Public Services' (APS) project alternatives cross many different state and federal land jurisdictions.

Dr. Rogge has indicated the strong probability of sensitive cultural properties being located within all of the project alternatives. Thus, pursuant to both the State Historic Preservation Act and the National Historic Preservation Act (NHPA), our office recommends that APS have the selected project alignment surveyed by a qualified archaeologist in order to locate and evaluate any existing cultural remains within the right-of-way (ROW).

Once the survey has been completed, a copy of the report by the archaeologist should be sent to the respective state and federal land managers for their review and comment; they will review the survey report for adequacy and will provide National Register eligibility determinations for the identified sites within the project ROW. Ideally, one of the federal land managers should take the lead for consultation with our office, Indian Tribes, and other consulting parties under Section 106 of the NHPA. By copy of this letter to the federal land managers, SHPO is asking for them to consult with each other regarding lead agency assumption.

After state and federal agency review, the survey report will then need to be revised to reflect the land managers' comments prior to submittal to our office by the lead federal agency for review and comment on

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eligibility and a finding of effect for the undertaking. If National Register-eligible cultural resources are identified within the ROW that cannot be avoided by project design, then the adverse effects to these properties must be mitigated through archival research, archaeological data recovery, and/or documentation prior to project construction.

We look forward to reviewing the cultural resources survey report for the alternative corridor that is chosen for the APS TS-5 to TS-9 500kV transmission line.

As always, we appreciate your continued cooperation with this office in complying with the historic preservation requirements for state and federal undertakings. If you have any questions or concerns, please feel free to contact me at 602/542-7138, or e-mail me at ahoward@azstateparks.gov.

Sincerely,



Ann Valdo Howard
Public Archaeology Programs Manager/
Archaeological Compliance Specialist
State Historic Preservation Office

C: Cheryl Blanchard, Archaeologist, Phoenix Field Office, BLM
Jon Czaplicki, Archaeologist, Phoenix Area Office, BOR
Carol Heathington, Archaeologist, LAFB
Steve Ross, Archaeologist, ASLD
Kae Nuestadt, Archaeologist, ADOT
Dr. Gene Rogge, Cultural Resources Group, URS Corp.