

CATEGORICAL EXCLUSION LEVEL 1 FORM

GENERAL PROJECT INFORMATION

Road No./County:

State Road (SR) 54 and Interstate 69 (I-69)

LA Code:

5537 Parcels 11 and 12

**Project
Description/Termini:**

Sale of Excess Right of Way east of SR 54 along I-69, from SR 54 to approximately 0.23 mile east of SR 54



**CE Level 1 documentation for
exempted projects**



**Additional Information
to CE Level 1**

Approval:

Anthony Ross

6/7/2022

INDOT DE/ESD Signature and Date

Release for Public Involvement:

INDOT DE/ESD Initials and Date

Certification of Public involvement:

INDOT Consultant Services Signature and Date

INDOT DE/ESD Reviewer:

Anthony Ross

6/7/2022

Signature and Date

CE Preparer:

Drew Passmore, INDOT ESD

Name and Organization

Indiana Department of Transportation

County Greene Route SR 54 and I-69 LA No. 5537 Parcel 11,12

GENERAL PROJECT INFORMATION, DESCRIPTION, AND DESIGN INFORMATION			
Purpose and Need:	Need: The Indiana Department of Transportation (INDOT) and the Indiana Department of Administration (IDOA) recognize that state-owned excess right of way exists at this location. This land provides no function to the state highway system in terms of serviceability or maintenance and prohibits development of this property for productive use for residential, commercial, agricultural, or other private or public use. Purpose: Remove excess land from INDOT and IDOA inventory.		
Project Description (Preferred Alternative):	<p>This document is being prepared for the sale of Parcels 11 and 12 which are located east of SR 54 on the north and south side of I-69 in Greene County, Indiana. Refer to the attached graphics in Appendix B and C.</p> <p>There are two parcels associated with Parcel 11 that have a total acreage of 1.621 acres and one associated with Parcel 12 that has an acreage of 4.52 acres. The parcels total approximately 6.141 acres. INDOT has decided that this surplus land will not be needed for right of way or other transportation purposes in the foreseeable future. A legal description for the excess parcels is available in Appendix C.</p> <p>Both parcels associated with Parcel 11 are heavily wooded areas. Parcel 12 is a grassed area with small shrubs throughout. Beyond the parcels is I-69 to the north or south. Parcel 11 is bordered by SR 54 to the west. No buildings are located on the parcels.</p> <p>This project will meet the purpose and need by selling these parcels to willing buyers for productive use and removing the right of way (ROW) from INDOT and IDOA inventory.</p>		
Other Alternatives Considered:	No Build: This alternative would not incur any impacts or change in ownership of this property, however, it would not meet the purpose and need of the project by removing excess land from INDOT and IDOA inventory. Therefore, this alternative was dismissed.		
Funding Source(s):	<input type="checkbox"/> Federal <input checked="" type="checkbox"/> State <input type="checkbox"/> Local <input type="checkbox"/> Other		
Project Sponsor:	Indiana Department of Transportation		
Estimated Cost:	N/A	Project Length:	N/A

Indiana Department of Transportation

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Public Involvement:	No: X	Yes:
<p>The project does not meet any of the conditions set by the current <i>Indiana Department of Transportation (INDOT) Public Involvement Manual</i> that require formal public involvement. Therefore, the project sponsor is not required to offer the public an opportunity to request a public hearing. The project is not anticipated to cause any public controversy. This does not preclude the need for public involvement or public information meeting in the future.</p>		
Right-of-Way:	No: X	Yes:
<p>This project will occur within existing ROW.</p>		
Maintenance of Traffic (MOT) During Construction:	No: X	Yes:
<p>The direct action of the excess ROW sales will not require any maintenance of traffic.</p>		
Bridge(s) and/or Small Structure(s) (include structure number(s)):	No: X	Yes:
<p>No bridges or small structures are located within the project area.</p>		

IDENTIFICATION AND EVALUATION OF IMPACTS		
Early Coordination:		
<p>Coordination occurred with INDOT Cultural Resources Office (CRO) and US Fish and Wildlife Service (USFWS). Refer to the Cultural Resources and protected species sections of this document for further information.</p>		
Streams, Rivers, and Other Jurisdictional Features Impacted:	No: X	Yes:
<p>There are seven mapped streams within the 0.5 mile search radius. No mapped streams are located within the project area. The direct action of land sale will not result in impacts to any streams or rivers.</p>		
Open Water Feature(s):	No: X	Yes:
<p>There are three mapped open water features within the 0.5 mile search radius. There are no mapped open water features located within the project area. The direct action of the land sale will not result in impacts to any open water features.</p>		
Wetlands:	No: X	Yes:
<p>There are twelve mapped wetlands within the 0.5 mile search radius. There are no mapped wetlands located within the project area. The direct action of the land sale will not result in impacts to any wetlands.</p>		

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Terrestrial Habitat:	No: X	Yes:
The parcels include forested areas and grassed areas that is scattered with small shrubs. The direct action of the land sale will not result in any impacts to terrestrial habitat.		
Protected Species:	No: X	Yes:
<p>Project information was submitted through the USFWS's Information for Planning and Consultation (IPaC) portal, and an official species list was generated (Appendix D). The project is within range of the federally endangered Indiana bat (<i>Myotis sodalis</i>) and the federally threatened northern long-eared bat (NLEB) (<i>Myotis septentrionalis</i>). No additional species were generated in the IPaC species list other than the Indiana bat and northern long-eared bat.</p> <p>The project qualifies for the <i>Rangewide Programmatic Informal Consultation for the Indiana bat and northern long-eared bat (NLEB)</i>, dated May 2016 (revised February 2018), between FHWA, Federal Railroad Administration (FRA), Federal Transit Administration (FTA), and USFWS. An effect determination key was completed by INDOT on April 29, 2022, and based on the responses provided, the project was found to have a <i>No Effect</i> on the Indiana bat and/or the NLEB (Appendix D).</p> <p>This precludes the need for further consultation on this project as required under Section 7 of the Endangered Species Act, as amended. If new information on endangered species at the site becomes available, or if project plans are changed, USFWS will be contacted for consultation.</p>		
Geological and Mineral Resources:	No: X	Yes:
The parcels are located within the Karst Memorandum of Understanding (MOU) Potential Karst Features Region. No impacts to karst features are expected, however, potential buyers should be informed.		
Drinking Water Resources:	No: X	Yes:
The direct action of the land sale will not result in impacts to drinking water resources.		
Floodplains:	No: X	Yes:
The direct action of the land sale will not result in any impacts to floodplains.		
Farmland:	No: X	Yes:
The direct action of the land sale will not result in any impacts to farmland.		
Cultural Resources:	No: X	Yes:
<p>On December 9, 2015, the Indiana State Historic Preservation Officer (SHPO) concurred on the findings from the Phase Ia Archeological Investigations report completed by Lochmueller Group on July 17, 2015. The SHPO stated that they do not believe any historic sites or historic structures exist on any of the excess land parcels included in the report. This report includes Parcels 11 and 12. Please refer to Appendix A for the report and additional information.</p> <p>Due to the nature of this project (the selling of previously acquired parcels) and the distance of NRHP</p>		

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listed or eligible historic properties in relation to these parcels, no above-ground historic properties will be adversely affected by the disposal of these excess land parcels. No further historic documentation or architecture work is recommended for the project.

In addition to the above ground NRHP listed and eligible resources, archaeological investigations for Section 4 documented the NRHP eligibility of the Virginia Iron Works Archaeological District and the Victor Limestone Archaeological District, both of which are discontinuous districts. The report documented contributing features of both districts within the archaeological APE for Section 4. Impacts to the contributing resources and the districts were mitigated prior to the construction of I-69 Section 4 per the Memorandum of Agreement signed on May 12, 2011.

A Phase 1a Archaeological Survey (*I-69 Corridor Tier 2 Studies Evansville to Indianapolis Addendum IX: Phase 1a Archaeological Investigations for Excess Lands in Section 4, US 231 to SR 37 Greene and Monroe Counties, Indiana* July 20, 2015) has been conducted for parcels not previously surveyed for the I-69 Section 4 project. Two previously unrecorded sites were documented; however, they were recommended not eligible for listing in the NRHP, and no further archaeological work is recommended. This archaeological report was previously transmitted to the SHPO on July 23, 2015.

No further consultation is required. This completes the Section 106 process and the responsibilities of the FHWA under Section 106 have been fulfilled.

Section 4(f) and Section 6(f) Resources:	No: X	Yes:
<p>Section 4(f) of the U.S. Department of Transportation Act of 1966 prohibits the use of certain public and historic lands for federally funded transportation facilities unless there is no feasible and prudent alternative. The law applies to significant publicly owned parks, recreation areas, wildlife / waterfowl refuges, and NRHP eligible or listed historic properties regardless of ownership. Lands subject to this law are considered Section 4(f) resources.</p> <p>The U.S. Land and Water Conservation Fund Act of 1965 established the Land and Water Conservation Fund (LWCF), which was created to preserve, develop, and assure accessibility to outdoor recreation resources. Section 6(f) of this Act prohibits conversion of lands purchased with LWCF monies to a non-recreation use.</p> <p>The direct action of the land sale will not result in impacts to any 4(f) or 6(f) resources.</p>		

Air Quality:	No: X	Yes:
<p>This project is of a type qualifying as a categorical exclusion (Group 1) under 23 CFR 771.117(c), or exempt under the Clean Air Act conformity rule under 40 CFR 93.126. The direct action of the land sale would not result in air quality impacts.</p>		

Community Impacts:	No: X	Yes:
<p>The direct action of the land sale will not result in community or economic impacts.</p>		

Public Facilities and Services (e.g. schools, emergency services):	No: X	Yes:
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There are two mapped cemeteries and one mapped pipeline located within the 0.5 mile search radius. One pipeline segment is mapped within the project area of Parcel 11. No impact is expected however potential buyers should be informed.

Hazardous Materials and Regulated Substances:

No: X

Yes:

There are no mapped hazardous material concerns located within the 0.5 mile search radius. No impacts are expected.

Permits:

No: X

Yes:

No permits will be required for this project.

ENVIRONMENTAL COMMITMENTS:

1. One pipeline segment is mapped within the project area of Parcel 11. No impact is expected however potential buyers should be informed.
2. The parcels are located within the Karst Memorandum of Understanding (MOU) Potential Karst Features Region. No impacts to karst features are expected, however, potential buyers should be informed.

Appendix A:

Cultural Resources (Section 106)

Division of Historic Preservation & Archaeology-402 W. Washington Street, W274-Indianapolis, IN 46204-2739
Phone 317-232-1646-Fax 317-232-0693-dhpa@dnr.IN.gov



December 9, 2015

Kia M. Gillette
Environmental Manager
Lochmueller Group, Inc.
3502 Woodview Trace, Suite 150
Indianapolis, Indiana 46268

State Agencies: Indiana Department of Administration ("IDOA")
and Indiana Department of Transportation ("INDOT")

Re: Possible disposal of 95 excess land parcels (or retention and use of 8 of them--nos. 807, 804, 732, 710c, 641, 512, 414, and 225--for mitigation), all of which were purchased using state funds for I-69 Section 4, from US 231 to SR 37 in Greene and Monroe counties in Indiana (Des. No. 0300380; DHPA No. 1016)

Dear Ms. Gillette:

Pursuant to Indiana Code 14-21-1-14 the Indiana Department of Natural Resources, Division of Historic Preservation and Archaeology ("DHPA"), has conducted a review of the information provided in and enclosed with your letter dated November 5, 2015, and received on November 9, for the aforementioned action.

These parcels were examined by Gray and Pape for archaeological resources in Addendum 9. It is recommended that no additional archaeological work is necessary.

If any archaeological artifacts, features, or human remains are uncovered during construction, state law (Indiana Code 14-21-1-27 and -29) requires that the discovery be reported to the Department of Natural Resources within two (2) business days. In that event, please call (317) 232-1646.

It appears to be the case, as your letter asserts, that all 95 excess parcels fall within one or both areas of potential effects of investigations in 2006 and 2009 of above-ground properties for the construction of I-69 Section 4. Accordingly, if any historic structures had existed on any of the parcels at the time of those investigations, they presumably would have been identified then.

Consequently, we do not believe that any historic sites or historic structures exist on any of the 95 excess land parcels.

Questions about archaeological issues should be directed to Mitch Zoll at (317) 232-3492 or mzoll@dnr.in.gov. Questions about historic structures should be directed to John Carr at (317) 233-1949 or jcarr@dnr.IN.gov.

If there is any future correspondence regarding these 95 excess land parcels, which were purchased using state funds for I-69 Section 4, from US 231 to SR 37 in Greene and Monroe counties, please refer to DHPA No. 1016.

Very truly yours,


Mitchell K. Zoll
Deputy State Historic Preservation Officer
Director, Division of Historic Preservation & Archaeology

**Addendum IX: Phase Ia Archaeological Investigations
for Excess Lands in Section 4, US 231 to SR 37
Greene and Monroe Counties, Indiana**

Lead Agency: FHWA

Prepared For:

**Indiana Department of Transportation
Indiana Government Center North, N642
Indianapolis, Indiana 46204**

Prepared By:

**Christopher J. Baltz
Beth K. McCord
Gray & Pape, Inc.
5807 N. Post Road
Indianapolis, Indiana 46216**



**Beth McCord
Principal Investigator
July 17, 2015**

Gray & Pape Project No. 15-43501

ABSTRACT

Gray & Pape, Inc., under contract with Lochmueller Group, conducted a Phase Ia archaeological survey of excess land parcels within Section 4 of the Indiana Department of Transportation's I-69 Corridor Tier 2 Studies, Evansville to Indianapolis, Greene and Monroe Counties, Indiana. Previous Phase Ia investigations of Section 4 have been conducted and reported. This addendum documents the results of the Phase Ia investigation of 97 parcels of excess land.

Phase Ia survey for this project was conducted in April and June of 2015. Shovel testing, surface inspection, and walkover methods were used during the survey. A total of 129.45 hectares (319.89 acres) was covered by the survey. Two previously undocumented archaeological sites, 12Mo1522 and 12Mo1523, were identified during the survey. No further archaeological work is recommended for either of these sites. In addition, close-interval shovel testing was conducted at Site 12Mo776, a previously recorded archaeological site. No evidence of this reported site was found within the project area.

Table 3. Parcel Cross-Reference Information					
Gray & Pape Survey Item No.	LA Code	INDOT Parcel No.	Size (ha)	Size (ac.)	Previous Survey
GP-19	5533	414	0.46	1.12	0.27 ac. Previously Surveyed (Robertson and Hambacher 2010)
GP-20	5537	503	0.15	0.37	0.36 ac. Previously Surveyed (Robertson and Hambacher 2010)
GP-21	5537	511	0.6	1.62	1.57 ac. Previously Surveyed (Robertson and Hambacher 2010)
GP-22	5537	511	0.10	0.26	Privately Owned
GP-23	5537	504	1.89	4.66	Privately Owned
GP-24	5537	502	0.62	1.53	
GP-25	5537	520	0.13	0.33	
GP-26	5537	518	1.06	2.63	2.11 ac. Previously Surveyed (Robertson and Hambacher 2010)
GP-27	5537	519	0.00	0.01	Previously Surveyed (Robertson and Hambacher 2010)
GP-28	5537	519	0.07	0.18	Previously Surveyed (Robertson and Hambacher 2010)
GP-29	5537	519	0.02	0.04	Previously Surveyed (Robertson and Hambacher 2010)
GP-30	5537	524	0.37	0.91	Previously Surveyed (Robertson and Hambacher 2010)
GP-31	5537	530	1.68	4.15	2.78 ac. Previously Surveyed (Robertson and Hambacher 2010; Purtil and Vehling 2010)
GP-32	5534	641	0.16	0.39	Part of Mitigation Area
GP-33	5534	601	0.57	1.40	Previously Surveyed (Baltz 2015)
GP-34	5534	624	0.43	1.07	0.59 ac. Previously Surveyed (Purtil and Vehling 2010)
GP-35	5534	609	0.22	0.55	0.30 ac. Previously Surveyed (Purtil and Vehling 2010)
GP-36	5534	611	0.16	0.39	0.02 ac. Previously Surveyed (Purtil and Vehling 2010)
GP-37	5534	638	0.34	0.83	0.10 ac. Previously Surveyed (Purtil and Vehling 2010)
GP-38	5534	637	0.89	2.21	0.62 ac. Previously Surveyed (Purtil and Vehling 2010)
GP-39	5534	639	0.47	1.16	0.35 ac. Previously Surveyed (Purtil and Vehling 2010)
GP-40	5534	626	1.58	3.91	0.67 ac. Previously Surveyed (Purtil and Vehling 2010)
GP-41	5534	654	3.33	8.22	0.91 ac. Previously Surveyed (Purtil and Vehling 2010)
GP-42	5538	752	1.12	2.76	1.07 ac. Previously Surveyed (Baltz 2012b, 2015)
GP-43	5538	743	0.50	1.24	Previously Surveyed (Baltz 2015)

Table 3. Parcel Cross-Reference Information					
Gray & Pape Survey Item No.	LA Code	INDOT Parcel No.	Size (ha)	Size (ac.)	Previous Survey
GP-94	5539	903	0.24	0.60	
GP-95	5539	921	1.29	3.18	0.04 ac. Previously Surveyed (Baltz 2012c)
GP-96	5539	921	4.26	10.53	2.02 ac. Previously Surveyed (Baltz 2012c)
GP-97	5537	512	1.83	4.52	2.90 ac. Previously surveyed (Robertson and Hambacher 2010)
Total			176.19	435.37	

Table 4. Summary of Reconnaissance Survey Information for the Investigated Areas				
Item Number	Size (ha/ac.)	Ground Cover	Survey Technique	Identified Sites
GP-03	1.86 ha/4.61 ac.	Woods	Shovel Testing (n=53)	
GP-04	4.21 ha/10.42 ac.	Pasture	Shovel Testing (n=86); Walkover (slope)	
GP-05	0.53 ha/1.32 ac.	Pasture	Shovel Testing (n=10); Walkover (disturbed)	
GP-06	6.40 ha/15.80 ac.	Pasture; Woods	Shovel Testing (n=33); Walkover (slope)	
GP-07	2.44 ha/6.04 ac.	Woods	Walkover (slope)	
GP-08	0.84 ha/1.94 ac.	Woods	Shovel Testing (n=1); Walkover (slope)	
GP-09	21.26 ha/52.54 ac.	Woods; Pasture	Shovel Testing (n=22); Walkover (slope)	
GP-10	4.65 ha/11.49 ac.	Woods	Shovel Testing (n=44); Walkover (slope)	
GP-11	0.04 ha/0.10 ac.	Woods	Shovel Testing (n=1)	
GP-12	6.73 ha/15.35 ac.	Woods	Shovel Testing (n=9); Walkover (slope)	
GP-13	0.78 ha/1.94 ac.	Secondary Growth Woods	Shovel Testing (n=6); Walkover (slope)	
GP-14	2.92 ha/7.21 ac.	Woods	Shovel Testing (n=36); Walkover (slope)	
GP-16	2.46 ha/6.02 ac.	Woods	Shovel Testing (n=16); Walkover (slope)	
GP-18	5.03 ha/12.43 ac.	Woods	Shovel Testing (n=1); Walkover (slope)	
GP-19	0.35 ha/0.86 ac.	Fallow	Shovel Testing (n=7)	
GP-20	0.00 ha/0.01 ac.	Yard	Walkover (disturbed)	
GP-21	0.02 ha/0.05 ac.	Grass; Woods	Walkover (disturbed)	

5.0 CONCLUSIONS AND RECOMMENDATIONS

Phase Ia survey for the Excess Lands within Section 4 was conducted in April and June 2015. The Phase Ia survey employed walkover on the slopes and disturbed areas, shovel testing in the woods, pastures, and yards, and surface inspection in the few bare areas with ground surface visibility over 30%. In total, 129.45 ha (319.89 ac.) were examined during the investigation of the 68 Excess Land parcels that had not been previously surveyed. Two previously undocumented sites were recorded during the survey: 12Mo1522 and 12Mo1523. Site 12Mo1522 is an ephemeral prehistoric lithic scatter of unknown age. Site 12Mo1523 is a mid-twentieth century foundation site. Neither of these sites meet the minimum criteria for inclusion in the NRHP, and therefore no additional archaeological work is recommended for any of them.

In addition, four previously recorded archaeological sites, 12Gr1781, 12Gr1782, 12Mo776, and 12Mo1345, are touched by one or more of the Excess Land parcels. Sites 12Gr1781 and 12Gr1782 touch a portion of Item GP-31 that was previously surveyed. Phase Ia survey at 12Gr1781 (Robertson and Hambacher 2010; Purtill and Vehling 2010) and Phase II testing at 12Gr1782 (Trader et al. 2013) concluded that neither site is eligible for inclusion in the NRHP. This survey found no evidence of either of these sites in the previously unsurveyed portion of the parcel. Site 12Mo1345 is a historical farmstead dating from the mid-nineteenth to mid-twentieth centuries (Baltz and McCord 2012b). Phase II investigations at this site concluded that it is not eligible for inclusion in the NRHP. The portion of Item GP-83 that touches the site found no additional archaeological aspects of the site that had not been examined during the Phase II testing. Site 12Mo776 is a prehistoric site that was initially recorded based on an artifact collector's report. A portion of the northern site is located within Items GP-83, GP-84, and GP-85. Limited materials were found in the northern portion of the site during the initial survey for the Section 4 corridor (Robertson and Hambacher 2010), as well as during the expanded corridor survey (Purtill and Vehling 2010). The significant part of the site appears to be in the southern and southwestern extension of the site (Baltz 2011b). Close-interval shovel testing was conducted within the site boundary in Items GP-83 and GP-84, with no cultural materials encountered. Much of this area was found to be disturbed by the newly constructed houses, gravel drives, and I-69 construction material storage (in Item GP-85). The portion of Site 12Mo776 within these items is recommended as not eligible. No additional work is recommended for any of the previously recorded sites.



September 29, 2015

Mr. Mitch Zoll
Indiana Department of Natural Resources
Division of Historic Preservation and Archaeology
402 W. Washington Street, Room W274
Indianapolis, Indiana 46204-2739

Re: I-69 Section 4 Excess Land Parcels in Greene and Monroe Counties, Indiana

Dear Mr. Zoll,

The Indiana Department of Transportation (INDOT) intends to proceed with the disposal of 95 excess land parcels within Section 4 of the I-69 project (see maps in Attachment A). INDOT purchased excess land using only state funds during the I-69 right-of-way acquisition process. No federal funding was used to purchase these parcels. There are several reasons why excess land was purchased. For example, if a property was split by the highway leaving a landlocked piece of property or an uneconomic remnant of land, the entire parcel was acquired. The disposal process takes place in the form of INDOT selling the land back to adjacent property owners or other interested parties. Eight parcels (listed from north to south (Parcel 807, Parcel 804, Parcel 732, Parcel 710c, Parcel 641, Parcel 512, Parcel 414, and Parcel 225) are being considered for mitigation, where INDOT will retain ownership and preserve existing forest. A State Categorical Exclusion (CE) or Environmental Assessment (EA) environmental document will be completed before the disposal process begins.

All of the excess land parcels are located within the I-69 Section 4 above-ground Area of Potential Effects (APE) and were evaluated as part of the Historic Property Report (HPR) for *I-69 Evansville to Indianapolis Tier 2 Studies, Historic Property Report, Section 4, US 231 to SR 37* (August 29, 2006) and the *Historic Properties Report Additional Information for I-69 Evansville to Indianapolis: Tier 2 Studies Section 4, US 231 to SR 37* (November 19, 2009). The Indiana State Historic Preservation Officer (SHPO) concurred with the recommendations of the reports regarding eligibility for listing in the National Register of Historic Places (NRHP) in letters dated October 17, 2006 and January 15, 2010 (see Attachment B).

The Section 4 HPR identified one above-ground property listed in the NRHP within the Section 4 APE, Scotland Hotel, and seven newly identified individual properties eligible for listing in the NRHP. The seven properties are: Blackmore Store (Greene, Survey Identification Number (SI#) 56001), Clifty Church (Greene, SI# 50008), Koontz House (Monroe, SI# 45005), John May House (Monroe, SI# 45062), Stipp-Bender Farmstead (Monroe, SI# 35055), Harris Ford Bridge (Monroe, SI# 35104) and Philip Murphy-Jonas May House (SI# 40051). The 2009 HPR Additional Information report documented that the John May House (Monroe, SI# 45062) and the Philip Murphy-Jonas May House (SI# 40051) had been demolished. The report also recorded two additional properties, Greene County Bridge No. 311 and Monroe County Bridge No. 83, within the APE that were determined eligible for the listing in the NRHP by the 2009 Mead and Hunt *Indiana Statewide Historic Bridge Inventory* and one additional NRHP eligible property, the Maurice Head House at 4625 South East Lane in Perry Township, Monroe County.

After the Section 106 January 18, 2011 eligibility determination was signed and as part of the I-69 Section 5 historic property evaluation efforts, the North Clear Creek Historic Landscape District, located

within the APE for Section 4, was determined eligible for listing in the NRHP. A modified eligibility determination and effect finding documenting this resource was signed by the FHWA on April 12, 2012 (Attachment B).

Analysis has been completed for the location of the excess land parcels compared to the location of the NRHP listed and eligible resources. The enclosed maps display the I-69 Section 4 APE, the locations of the excess parcels labeled by Parcel number, and the locations of the above-ground NRHP listed and eligible resources identified during the Section 106 consultation process (see Attachment A). The maps indicate that no historic properties were identified within close proximity to the 96 excess parcels. The table below lists all of the parcel numbers and their proximity and direction to the closest NRHP listed or eligible above ground property. The parcels are listed from north to south. If the parcels constitute a contiguous block of land, they were grouped together. The proximity to the closest NRHP listed or eligible property was measured from the portion of the parcel(s) that is closest to the listed/eligible property. The table also includes the Gray and Pape archaeological survey block number so that the parcels can be cross referenced to the July 20, 2015 report titled *I-69 Corridor Tier 2 Studies Evansville to Indianapolis Addendum IX: Phase Ia Archaeological Investigations for Excess Lands in Section 4, US 231 to SR 37 Greene and Monroe Counties, Indiana*. This archaeological report was previously transmitted to the SHPO on July 23, 2015.

Table 1: Excess Parcels and Proximity to NRHP Listed or Eligible Property

Parcel #	Parcel Size (acres)	Closest NRHP Listed or Eligible Property	Distance to NRHP Listed or Eligible Property (Mi)	Impacts to NRHP Listed or Eligible Property	Gray and Pape Number
921a-b	13.72 (2 adjoining properties)	Maurice Head House	0.11 Mi to West	None	95, 96
903g, h	0.642 (2 adjoining properties)	Monroe County Bridge #83	0.68 Mi to Southeast	None	93, 94
906	0.027	Monroe County Bridge #83	0.60 Mi to Southeast	None	92
903a-d	1.622 (4 adjoining properties)	Monroe County Bridge #83	0.52 Mi to Southeast	None	88-91
942	0.953	Monroe County Bridge #83	0.50 Mi to Southeast	None	87
941, 902, 903e, f	2.673 (4 adjoining properties)	Monroe County Bridge #83	0.50 Mi to Southeast	None	83-86
837	0.689	Monroe County Bridge #83	1.51 Mi to Northeast	None	82
836	1.322	Monroe County Bridge #83	1.63 Mi to Northeast	None	81
832a-b	6.009 (2 adjoining properties)	Monroe County Bridge #83	1.88 Mi to Northeast	None	79, 80
830a	3.88	Monroe County Bridge #83	2.19 Mi to Northeast	None	77
830b	2.171	Monroe County Bridge #83	2.14 Mi to Northeast	None	78
823a	0.001	Koontz House	1.55 Mi to Southwest	None	74

Parcel #	Parcel Size (acres)	Closest NRHP Listed or Eligible Property	Distance to NRHP Listed or Eligible Property (Mi)	Impacts to NRHP Listed or Eligible Property	Gray and Pape Number
823b	1.638	Koontz House	1.50 Mi to Southwest	None	75
826	2.765	Koontz House	1.61 Mi to Southwest	None	76
821, 817	0.949 (2 adjoining properties)	Koontz House	1.35 Mi to Southwest	None	72, 73
815, 816, 818, 819	4.995 (4 adjoining properties)	Koontz House	0.94 Mi to Southwest	None	68-71
812a, 812c, 813b, 844, 811	14.763 (5 adjoining properties)	Koontz House	0.36 Mi to Southwest	None	61-65
812b, 813a	45.221 (2 adjoining properties)	Koontz House	0.35 Mi to Southwest	None	66, 67
803	3.046	Koontz House	0.20 Mi to South	None	60
807, 804	35.957 (2 adjoining properties)	Koontz House	0.16 Mi to Southeast	None	58, 59
732a-b	2.875 (2 adjoining properties)	Koontz House	0.50 Mi to Southeast	None	56, 57
707, 738	2.106 (2 adjoining properties)	Koontz House	1.22 Mi to Southeast	None	54, 55
706	11.701	Koontz House	1.82 Mi to Southeast	None	53
710b, 710e, 722, 731	2.967 (4 adjoining properties)	Koontz House	1.89 Mi to Southeast	None	46-49
710c	4.216	Koontz House	2.02 Mi to Southeast	None	45
710a	0.556	Koontz House	2.00 Mi to East	None	50
710d, 710f	8.052 (2 adjoining properties)	Koontz House	2.00 Mi to East	None	51, 52
654, 626, 752, 743, 704	22.289 (5 adjoining properties)	Greene County Bridge 311	2.00 Mi to South	None	40-44
639, 638, 637	2.213 (3 adjoining properties)	Greene County Bridge 311	1.98 Mi to South	None	37-39
641	0.395	Greene County Bridge 311	1.84 Mi to South	None	32
601	1.402	Greene County Bridge 311 (2.08 Mi to South)	2.08 Mi to South	None	33

Parcel #	Parcel Size (acres)	Closest NRHP Listed or Eligible Property	Distance to NRHP Listed or Eligible Property (Mi)	Impacts to NRHP Listed or Eligible Property	Gray and Pape Number
624	1.069	Greene County Bridge 311	2.36 Mi to South	None	34
609	0.551	Greene County Bridge 311	2.59 Mi to South	None	35
611	0.393	Greene County Bridge 311	2.74 Mi to South	None	36
530	4.154	Greene County Bridge 311	0.77 Mi to Southeast	None	31
524, 519c	0.95 (2 adjoining properties)	Greene County Bridge 311	0.93 Mi to Northeast	None	29, 30
519b	0.179	Greene County Bridge 311	1.08 Mi to Northeast	None	28
519a, 518	2.64 (2 adjoining properties)	Greene County Bridge 311	1.14 Mi to Northeast	None	26, 27
520	0.331	Greene County Bridge 311	1.15 Mi to Northeast	None	25
512	4.52	Greene County Bridge 311	1.59 Mi to Northeast	None	97
511	1.621	Greene County Bridge 311	1.80 Mi to Northeast	None	21
503	0.369	Greene County Bridge 311	2.02 Mi to Northeast	None	20
414	1.126	Greene County Bridge 311	2.04 Mi to Northeast	None	19
502	1.529	Greene County Bridge 311	2.03 Mi to Northeast	None	24
401	13.531	Clifty Church	0.75 Mi to Northwest	None	18
304b	0.56	Clifty Church	0.83 Mi to Northeast	None	17
320, 304a, 317	50.522 (3 adjoining properties)	Clifty Church	1.01 Mi to Northeast	None	14-16
214, 302	18.867 (2 adjoining properties)	Clifty Church	1.60 Mi to Northeast	None	12, 13
224, 225	16.181 (2 adjoining properties)	Clifty Church	2.13 Mi to Northeast	None	10, 11
208	61.332	Clifty Church	3.48 Mi to Northeast	None	9
119	1.943	Blackmore Store	3.88 Mi to Southwest	None	8
115b	1.381	Blackmore Store	3.13 Mi to Southwest	None	5
114, 115a, 115c, 116	41.734 (4 adjoining properties)	Blackmore Store	2.88 Mi to Southwest	None	3, 4, 6, 7

Parcel #	Parcel Size (acres)	Closest NRHP Listed or Eligible Property	Distance to NRHP Listed or Eligible Property (Mi)	Impacts to NRHP Listed or Eligible Property	Gray and Pape Number
106	0.002	Blackmore Store	0.88 Mi to Southwest	None	2
140	1.432	Scotland Hotel	0.67 Mi to Southeast	None	1

Due to the nature of this project (the selling of previously acquired parcels) and the distance of NRHP listed or eligible historic properties in relation to these parcels, no above-ground historic properties will be adversely affected by the disposal of these excess land parcels. No further historic documentation or architecture work is recommended for the project.

In addition to the above ground NRHP listed and eligible resources, archaeological investigations for Section 4 documented the NRHP eligibility of the Virginia Iron Works Archaeological District and the Victor Limestone Archaeological District, both of which are discontinuous districts. The report documented contributing features of both districts within the archaeological APE for Section 4. Impacts to the contributing resources and the districts were mitigated prior to the construction of I-69 Section 4 per the Memorandum of Agreement signed on May 12, 2011.

A Phase 1a Archaeological Survey (*I-69 Corridor Tier 2 Studies Evansville to Indianapolis Addendum IX: Phase 1a Archaeological Investigations for Excess Lands in Section 4, US 231 to SR 37 Greene and Monroe Counties, Indiana* July 20, 2015) has been conducted for parcels not previously surveyed for the I-69 Section 4 project. Two previously unrecorded sites were documented; however, they were recommended not eligible for listing in the NRHP, and no further archaeological work is recommended. This archaeological report was previously transmitted to the SHPO on July 23, 2015.

Please review the above and attached information and comment at your earliest convenience. If you have any questions regarding this matter, please feel free to contact Karstin Carmany-George at kcarmany-george@lochgroup.com or 317.334.6818. Thank you in advance for your input.

Sincerely,



Karstin (Kari) Carmany-George
NEPA and Cultural Resources Specialist
Lochmueller Group, Inc.

Enclosures

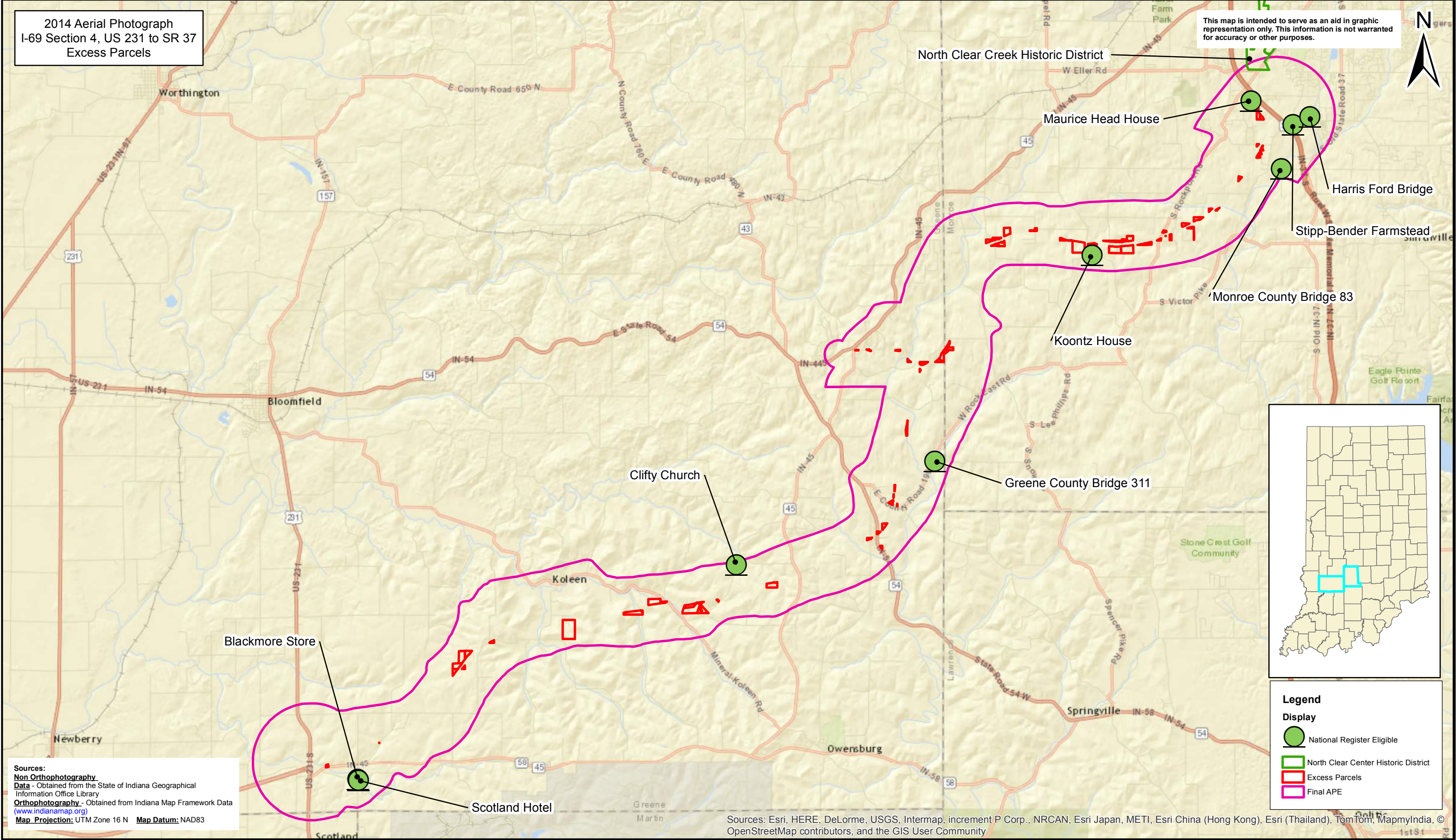
Attachment A: Maps

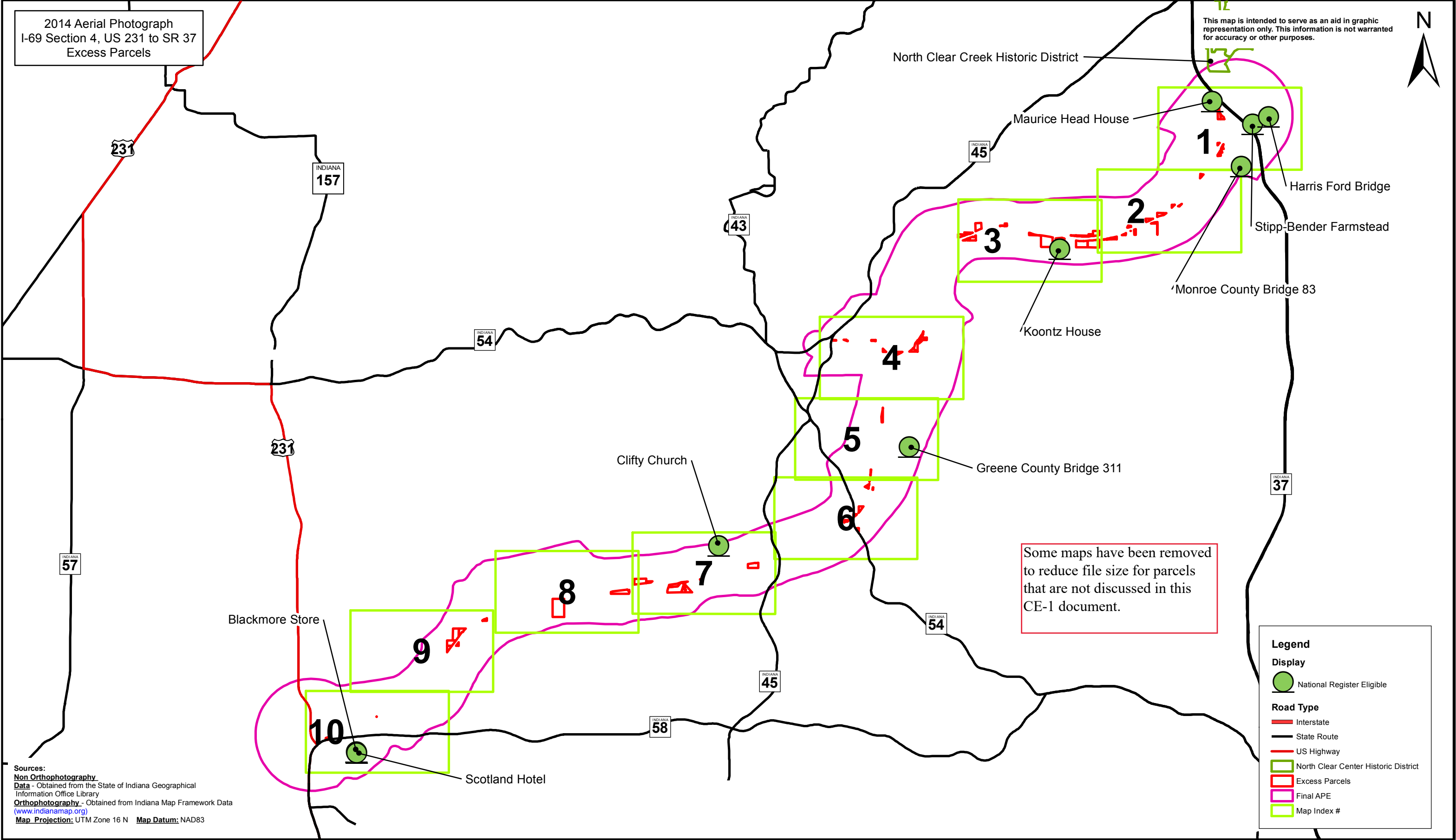
Attachment B: Previous I-69 Section 4 Section 106 Documentation

Excess Parcel Letter

Attachment A

Maps





Excess Parcel Letter

Attachment B

Previous Section 106 Documentation



Division of Historic Preservation & Archaeology • 402 W. Washington Street, W274 • Indianapolis, IN 46204-2739
Phone 317-232-1646 • Fax 317-232-0693 • dhpa@dnr.IN.gov



May 21, 2012

Robert F. Tally, Jr., P.E.
Division Administrator
Indiana Division
Federal Highway Administration
575 North Pennsylvania Street, Room 254
Indianapolis, Indiana 46204

Federal Agency: Federal Highway Administration ("FHWA")

Re: North Clear Creek Historic Landscape District Post Review Discovery: Addendum to 800.11(e) Documentation and Modified Section 106 Finding; and SR 37 Modified Interchange Reevaluation for Section 4, I-69 Evansville to Indianapolis Tier 2 Study (Des. No. 0300380; DHPA No. 1016)

Dear Mr. Tally:

Pursuant to Section 106 of the National Historic Preservation Act (16 U.S.C. § 470f), 36 C.F.R. Part 800, and the "Programmatic Agreement . . . Regarding the Implementation of the Federal Aid Highway Program In the State of Indiana," the staff of the Indiana State Historic Preservation Officer has considered the information included in and attached to the Indiana Department of Transportation's letter dated April 17, 2012 and received on April 19, 2012, for the aforementioned project in Monroe County, Indiana.

The April 17 letter, signed by Dr. Staffan Peterson of the Indiana Department of Transportation, provides information about two alternatives that would change the proposed interchange between I-69 and SR 37 and about an additional, historic property that has been discovered within the Section 4 area of potential effects, the North Clear Creek Historic Landscape District. The letter characterizes the desired response from our office as follows:

At this time we are requesting your informal opinion on potential effects to the identified NRHP-eligible resources in the vicinity of the SR 37 interchange and formal comment on the modified Section 106 Finding and Addendum to the 800.11(e) documentation regarding the North Clear Creek Historic Landscape District.

Regarding the request for our informal comment on potential effects on historic properties in the vicinity of the proposed interchange, we note that the historic properties discussed in the May 17 letter in this connection are the Maurice Head House, the Stipp-Bender Farmstead, the Harris Ford Bridge, and the newly identified North Clear Creek Historic Landscape District. As for the first three of those historic properties, it appears to us, based on the description of the project changes that was provided, that those three properties would not be affected to a greater degree by either the Trumpet Interchange with Free-Flow Ramps or the Tight Diamond with Roundabouts than the Federal Highway Administration had found in its January 18, 2012 Adverse Effect finding. It also appears that if there would be any effect of either the Trumpet Interchange with Free-Flow Ramps or the Tight Diamond with Roundabouts on the North Clear Creek Historic Landscape District, which is said to be 2,481 feet north of the Section 4 right-of-way, as currently proposed, it does not seem likely that the effect would be adverse.

With respect to the request for our formal comment on the modified Section 106 Finding, we agree with FHWA's April 12, 2012 finding that "an Adverse Effect finding is appropriate for this undertaking." We also concur with the specific findings regarding the properties listed below, except to the extent otherwise noted:

Scotland Hotel: No Adverse Effect

Blackmore Store: No Adverse Effect

Clifty Church: No Adverse Effect

Koontz House: No Adverse Effect

Stipp-Bender Farmstead: No Adverse Effect

Harris Ford Bridge: No Adverse Effect

Greene County Bridge No. 311: No Adverse Effect

Monroe County Bridge No. 83: No Adverse Effect

Maurice Head House: No Adverse Effect

Virginia Iron Works Archaeological District: Adverse Effect on the district, but contributing site 12Mo1293 does not warrant preservation-in-place (12Mo1293 was not named in FHWA's April 12, 2012 finding)

Victor Limestone Archaeological District: Adverse Effect on the district, but contributing site 12Mo1280 does not warrant preservation in place (12Mo1280 was not named in FHWA's April 12, 2012 finding)

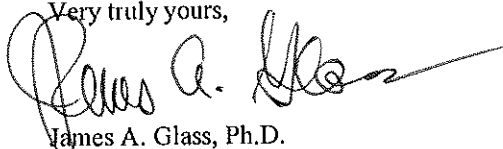
North Clear Creek Historic Landscape District: No Adverse Effect

Finally, regarding the request for our formal comment on the "Addendum to '800.11(e) Report' Prepared July 8, 2011 . . .," it does seem, in a general sense, that the Section 4 interchange alternatives illustrated in Appendix A of that document would not alter characteristics of the North Clear Creek Historic Landscape District that make it eligible for the National Register in a way that would diminish the district's integrity (see 36 C.F.R. § 800.5[a][2]). In fact, the "Addendum" does not specify, and we are unable to think of, any way in which any of the characteristics that make the district eligible for the National Register would be altered by the Section 4 interchange alternatives (see 36 C.F.R. § 800.16[i]).

If any archaeological artifacts or human remains are uncovered during construction, demolition, or earthmoving activities, state law (Indiana Code 14-21-1-27 and -29) requires that the discovery be reported to the Department of Natural Resources within two (2) business days. In that event, please call (317) 232-1646. Be advised that adherence to Indiana Code 14-21-1-27 and -29 does not obviate the need to adhere to applicable federal statutes and regulations.

If you have questions about archaeological issues, please contact Dr. Rick Jones at (317) 233-0953 or rjones@dnr.IN.gov. Questions about buildings or structures should be directed to John Carr at (317) 233-1949 or jcarr@dnr.IN.gov. In all future correspondence regarding the above indicated project, please continue to refer to DHPA No. 1016.

Very truly yours,



James A. Glass, Ph.D.
Deputy State Historic Preservation Officer

JAG:JRF:JLC:jlc

cc: Shannon Hill, Bernardin, Lochmueller & Associates, Inc.

emc: Michelle Allen, Indiana Division, Federal Highway Administration
Laura Hilden, Indiana Division, Federal Highway Administration
Patrick Carpenter, Indiana Department of Transportation
Mary Kennedy, Indiana Department of Transportation
Shaun Miller, Indiana Department of Transportation
Melany Prather, Indiana Department of Transportation
Jason Stone, DLZ Indiana, LLC
Timothy Miller, Bernardin, Lochmueller & Associates, Inc.
Jason DuPont, P.E., Bernardin, Lochmueller & Associates, Inc.
Shannon Hill, Bernardin, Lochmueller & Associates, Inc.
Linda Weintraut, Ph.D., Weintraut & Associates, Inc.



Indiana Department of Natural Resources

Division of Historic Preservation & Archaeology • 402 W. Washington Street, W274 • Indianapolis, IN 46204-2739
Phone 317-232-1646 • Fax 317-232-0693 • dhp@dnr.IN.gov

Mitchell E. Daniels, Jr., Governor
Robert E. Carter, Jr., Director



January 15, 2010

Linda Weintraut, Ph.D.
Weintraut & Associates, Inc.
Post Office Box 5034
Zionsville, Indiana 46077

Federal Agency: Federal Highway Administration

Re: Additional information identification and evaluation and adverse effects assessment materials for the
I-69 Evansville to Indianapolis Tier 2 Studies for Section 4 (Des. No. 0300380; DHPA No. 1016)

Dear Dr. Weintraut:

Pursuant to Section 106 of the National Historic Preservation Act (16 U.S.C. § 470f) and 36 C.F.R. Part 800 and the National Environmental Policy Act of 1969 (42 U.S.C. § 4321, et seq.) the staff of the Indiana State Historic Preservation Officer ("Indiana SHPO") has reviewed the "Historic Property Report / Additional Information / I-69 Evansville to Indianapolis: Tier 2 Studies / Section 4, US 231 to SR 37 / DES No. 0300378 [sic] / Greene and Monroe Counties" (Weintraut, 11/19/09)—which was received on November 25, 2009—and the following documents received subsequently: your letter of November 23, 2009 to consulting parties, plan and profile sheets regarding "Historic Effects," the table of visual and traffic noise effects analysis, and minutes of the December 17, 2009 consulting parties meeting.

We agree with the conclusions stated in your November 25 letter and in the November 19 "Historic Property Report / Additional Information" regarding the eligibility or non-eligibility of properties within the area of potential effects for inclusion in the National Register of Historic Places and regarding this project's likely effects on the eligible properties. If, as has since been reported, Greene County Bridge No. 311 has collapsed, then it likely would lack sufficient integrity to remain eligible for the National Register.

If you have questions about our comments regarding buildings or structures, please contact John Carr at (317) 233-1949 or jcarr@dnr.IN.gov. Questions about archaeological matters should be directed to Dr. Rick Jones at (317) 233-0953 or rjones@dnr.IN.gov. In all future correspondence regarding the I-69 Section 4 project, please refer to DHPA No. 1016.

Very truly yours,

James A. Glass, Ph.D.
Deputy State Historic Preservation Officer

JAG:JLC:jlc

cc: Robert F. Tally, Jr., P.E., Indiana Division, Federal Highway Administration
Staffan Peterson, Cultural Resources Section, Indiana Department of Transportation
I-69 Section 4 Project Office

emc: Janice Osadczuk, Indiana Division, Federal Highway Administration
Patrick Carpenter, Cultural Resources Section, Indiana Department of Transportation



October 17, 2006

Robert F. Tally, Jr., P.E.
Division Administrator
Federal Highway Administration, Indiana Division
575 North Pennsylvania Street, Room 254
Indianapolis, Indiana 46204

Federal Agency: Federal Highway Administration, Indiana Division

Re: Your letter of September 18, 2006, transmitting the September 13, 2006, "Federal Highway Administration's/Section 106 Findings and Determinations/Area of Potential Effect/Eligibility Determinations/I-69 Evansville to Indianapolis Tier 2 Study: Section 4, US 231 to SR 37/ Des. No.: 0300378"; the August 29, 2006 "Historic Property Report, Section 4, US 231 to SR 37"; and the September 2006 "DRAFT Identification of Effects Report, Section 4, US 231 to SR 37."

Dear Mr. Tally:

Pursuant to Section 106 of the National Historic Preservation Act (16 U.S.C. § 470f) and 36 C.F.R. Part 800, and the National Environmental Policy Act of 1969 (42 U.S.C. § 4321, *et seq.*) the staff of the Indiana State Historic Preservation Officer ("Indiana SHPO") has reviewed the aforementioned materials, which were received on September 19, 2006, as well as explanatory materials distributed at the October 4, 2006, consulting parties meeting in Bloomington, regarding the above-indicated project in Greene and Monroe counties in Indiana.

We concur with your September 13, 2006, determination of the area of potential effects for the aboveground properties and the areas of potential effects for the Phase 1a literature review for archaeology and for the additional surveys of the preferred alternative, which is yet to be determined.

We also concur with the determinations of listing in and eligibility for inclusion in the National Register of Historic Places for aboveground properties, as specified in your September 13 findings and determinations document.

Overall, we do not have any specific disagreement with the proposed findings of effect on historic properties within Section 4. We agree that the only apparent adverse effect on aboveground properties in Section 4, based on investigations to date, would occur to the Stipp-Bender Farmstead if Interchange Option 2 were to be selected. We are taking this opportunity, however, to comment further on the effects on a few of the other properties.

We agree that the new highway could have an effect on the Scotland Hotel and the Blackmore Store in Scotland, because it appears that there would be a direct line of sight from the fronts of those historic properties to the new highway, probably as it passes above CR 200E. There might also be a limited view of the new highway through a wooded area during the winter, as one looks toward the north-northwest from those properties. However, it does appear to us that such a limited view of the new highway could demonstrably diminish the integrity of the historic properties, so a finding of "no adverse effect" seems reasonable. We mention this because, in commenting on the

effects of Section 3 of I-69, we indicated previously that we did not think that Section 3—which would meet Section 4 some distance to the northwest of Scotland—would have *any* visual effects on the Scotland Hotel and the Blackmore Store. Our rationale for concluding that Section 3 would have no visual effects on those two properties is that there would not likely be a clear line of sight between the properties and the new highway. As you know, the agreed overlap of the respective areas of potential effects for sections 3 and 4 is the reason that the effects on the Scotland Hotel and the Blackmore Store are being assessed in the reviews of both Section 3 and Section 4. Because the relationship of each section to those properties is different, however, it is not inconsistent to conclude that the effects of each section are different.

We recall that at the October 4, 2006, consulting parties meeting for Section 4, one of the consulting parties questioned the conclusion that the increase in noise caused by the new highway would not result in an adverse effect on the Clifty Church. We realize that either topography or fairly dense, wooded areas, or both, would interpose a barrier between the historic church and the new highway, and that the distance from the church to the new highway would be more than 2,300 feet at the nearest point. It seems to us, however, that the serenity of the setting of the Clifty Church is important to the use of that historic property. Although we cannot demonstrate from information available to us that the new highway would have an adverse effect on the Clifty Church due to noise, we would recommend that the data used and the conclusions reached in proposing a “no effect” finding for the Clifty Church be re-examined before a formal determination of effect is issued.

The John May House is in a setting that is similar in its serenity to that of the Clifty Church—and the house is even more isolated from roads and other structures and buildings than is the Clifty Church. Furthermore, the new highway could be constructed only slightly more than 1,000 feet from the John May House, about half the distance between the new highway and the Clifty Church. It appears that dense woods—and possibly topography—would form a substantial barrier between the new highway and the house. However, because the John May House is currently so isolated and because the house would be relatively close to the new highway, we would recommend that the data used and the conclusions reached in proposing a “no adverse effect” be re-examined before a formal determination of effect is issued.

If you have questions about our comments, please call John Carr of our office at (317) 233-1949.

Thank you for your attention.

Very truly yours,

Ron McAhron
Acting Deputy State Historic Preservation Officer

RM:JLC:JRJ:jlc

cc: Michelle Hilary, Office of Environmental Services, Indiana Department of Transportation
Linda Weintraut, Weintraut & Associates, Inc.
Bruce Hudson, c/o Jason Stone, I-69 Section 4 Project Office

emc: Anthony DeSimone, Federal Highway Administration, Indiana Division
Christopher Koeppl, Indiana Department of Transportation
Mary Kennedy, Indiana Department of Transportation
Thomas Cervone, Ph.D., Bernardin, Lochmueller & Associates, Inc.
Linda Weintraut, Ph.D., Weintraut & Associates, Inc.

Appendix B:

Red Flag Investigation



INDIANA DEPARTMENT OF TRANSPORTATION

100 North Senate Avenue
Room N758-ES
Indianapolis, Indiana 46204

PHONE: (855) 463-6848
(855) INDOT4U

Eric Holcomb, Governor
Michael Smith, Commissioner

Date: April 18, 2022

To: John Connell
Right-of-Way Specialist
Real Estate Division
Indiana Department of Transportation (INDOT)
100 N Senate Avenue, Room N758-RE
Indianapolis, IN 46204
jconnell@indot.in.gov

From: Site Assessment & Management (SAM)
Environmental Policy Office - Environmental Services Division (ESD)
INDOT
100 N Senate Avenue, Room N758-ES
Indianapolis, IN 46204

Re: RED FLAG INVESTIGATION
I-69, At SR 54 and I-69 and 0.18 Mile Northeast of the Intersection
LA 5537-11 and 12, Excess Parcels
Greene County, Indiana

PROJECT DESCRIPTION

This RFI is being performed for the sale of three (3) excess parcels, two associated with LA 5537 – 11 and one for LA 5537 -12. The two parcels for LA 5537 – 11 reportedly have an acreage of 1.621 and LA 5537 – 12 has a acreage of 4.52. The parcels are located east of SR 54 on the north and south side of I-69, as depicted on the attached map. The Indiana Department of Transportation (INDOT) has decided that this surplus land will not be needed for right-of-way or other transportation purposes in the foreseeable future. A legal description for the excess parcels is available in a separate document.

INFRASTRUCTURE TABLE AND SUMMARY

Infrastructure Indicate the number of items of concern found within the 0.5 mile search radius. If there are no items, please indicate N/A:			
Religious Facilities	N/A	Recreational Facilities	N/A
Airports ¹	N/A	Pipelines	1
Cemeteries	2	Railroads	N/A
Hospitals	N/A	Trails	N/A
Schools	N/A	Managed Lands	N/A

¹In order to complete the required airport review, a review of public-use airports within 3.8 miles (20,000 feet) is required.

Explanation:

Cemeteries: Two (2) cemeteries are located within the 0.5 mile search radius. The nearest is located 0.43 mile northeast of Parcel No. 12. No impact is expected.

Pipelines: One (1) pipeline segment is located within the 0.5 mile search radius. The segment, owned by Texas Gas Transmission Corp., crosses through the northern mapped polygon of Parcel No. 11. No impact is expected; however, potential buyers should be informed.

Managed Lands: No managed land features are located within the 0.5 mile search radius.

WATER RESOURCES TABLE AND SUMMARY

Water Resources Indicate the number of items of concern found within the 0.5 mile search radius. If there are no items, please indicate N/A:			
NWI – Points	4	Canal Routes – Historic	N/A
Karst Springs	N/A	NWI – Wetlands	12
Canal Structures – Historic	N/A	Lakes	3
NPS NRI Listed	N/A	Floodplain - DFIRM	1
NWI-Lines	7	Cave Entrance Density	N/A
IDEM 303d Listed Streams and Lakes (Impaired)	N/A	Sinkhole Areas	N/A
Rivers and Streams	7	Sinking-Stream Basins	N/A

Explanation:

NWI-Points: Four (4) NWI-points are located within the 0.5 mile search radius. The nearest point is located 0.05 mile west of Parcel No. 12. No impact is expected.

NWI - Lines: Seven (7) wetland lines are located within the 0.5 mile search radius. The nearest wetland line is located 0.35 mile east of Parcel No. 12. No impact is expected.

Rivers and Streams: Seven (7) river and stream segments are located within the 0.5 mile search radius. The nearest stream is located 0.04 mile west of the northern mapped polygon of Parcel No. 11. No impact is expected.

NWI - Wetlands: Twelve (12) wetlands are located within the 0.5 mile search radius. The nearest wetland is located 0.05 mile northeast of the southern mapped polygon for Parcel No. 11. No impact is expected.

Lakes: Three (3) lakes are located within the 0.5 mile search radius. The nearest lake is located 0.05 mile northeast of the southern mapped polygon for Parcel No. 11. No impact is expected.

Floodplain – DFIRM: One (1) floodplain is located within the 0.5 mile search radius, 0.35 mile south and 0.44 mile east of the subject parcels. No impact is expected.

The subject parcels are located within the mapped Karst Memorandum of Understanding (MOU) region. No impact is expected; however, potential buyers should be informed.

Mitigation Sites: Five (5) mitigation sites are located within the 0.5 mile search radius. The property directly adjacent to the north of Parcel No. 12 is mapped as an INDOT mitigation site. No impact is expected; however, potential buyers should be informed and coordination with INDOT ESD Ecology and Waterway Permitting should occur.

MINING AND MINERAL EXPLORATION TABLE AND SUMMARY

Mining/Mineral Exploration Indicate the number of items of concern found within the 0.5 mile search radius. If there are no items, please indicate N/A:			
Petroleum Wells	1	Mineral Resources	N/A
Mines – Surface	N/A	Mines – Underground	N/A

Explanation:

There are no mapped Mining and Mineral Exploration features mapped within the 0.5 mile search radius. No impact is expected.

HAZARDOUS MATERIAL CONCERNS TABLE AND SUMMARY

Hazardous Material Concerns Indicate the number of items of concern found within the 0.5 mile search radius. If there are no items, please indicate N/A:			
Superfund	N/A	Manufactured Gas Plant Sites	N/A
RCRA Generator/ TSD	N/A	Open Dump Waste Sites	N/A
RCRA Corrective Action Sites	N/A	Restricted Waste Sites	N/A
State Cleanup Sites	N/A	Waste Transfer Stations	N/A
Septage Waste Sites	N/A	Tire Waste Sites	N/A
Underground Storage Tank (UST) Sites	N/A	Confined Feeding Operations (CFO)	N/A
Voluntary Remediation Program	N/A	Brownfields	N/A
Construction Demolition Waste	N/A	Institutional Controls	N/A
Solid Waste Landfill	N/A	NPDES Facilities	N/A
Infectious/Medical Waste Sites	N/A	NPDES Pipe Locations	N/A

Leaking Underground Storage (LUST) Sites	N/A	Notice of Contamination Sites	N/A
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Unless otherwise noted, site specific details presented in this section were obtained from documents reviewed on the Indiana Department of Environmental Management (IDEM) Virtual File Cabinet (VFC).

Explanation:

There are no Hazardous Material Concern sites mapped within the 0.5 mile search radius. No impact is expected.

ECOLOGICAL INFORMATION SUMMARY

The Howard County listing of the Indiana Natural Heritage Data Center information on endangered, threatened, or rare (ETR) species and high quality natural communities is provided at https://www.in.gov/dnr/nature-preserves/files/np_green.pdf. A preliminary review of the Indiana Natural Heritage Database by INDOT ESD did not indicate the presence of an ETR species within the 0.5 mile search radius. No impact is expected.

A review of the USFWS database did not indicate the presence of endangered bat species in or within 0.5 mile of the subject parcels. No impact is expected.

RECOMMENDATIONS SECTION

Include recommendations from each section. If there are no recommendations, please indicate N/A:

INFRASTRUCTURE:

Pipelines: One pipeline segment, owned by Texas Gas Transmission Corp., crosses through the northern mapped polygon of Parcel No. 11. No impact is expected; however, potential buyers should be informed.

WATER RESOURCES: The subject parcels are mapped within the Karst MOU region. No impact is expected; however, potential buyers should be informed.

Mitigation Sites: The property directly adjacent to the north of Parcel No. 12 is mapped as an INDOT mitigation site. No impact is expected; however, potential buyers should be informed and coordination with INDOT ESD Ecology and Waterway Permitting should occur.

MINING/MINERAL EXPLORATION: N/A

HAZARDOUS MATERIAL CONCERNS: N/A

ECOLOGICAL INFORMATION: N/A

Evaluation Completed by: Nicole Fohey-Breting
Nicole Fohey-Breting
Team Lead
Site Assessment & Management
INDOT Environmental Policy Office, ESD

Digitally signed by
Nicole Fohey-Breting
Date: 2022.04.19
08:08:19 -04'00'

Graphics:

A map for each report section with a 0.5 mile search radius buffer around all project area(s) showing all items identified as possible items of concern is attached. If there is not a section map included, please change the YES to N/A:

SITE LOCATION: YES

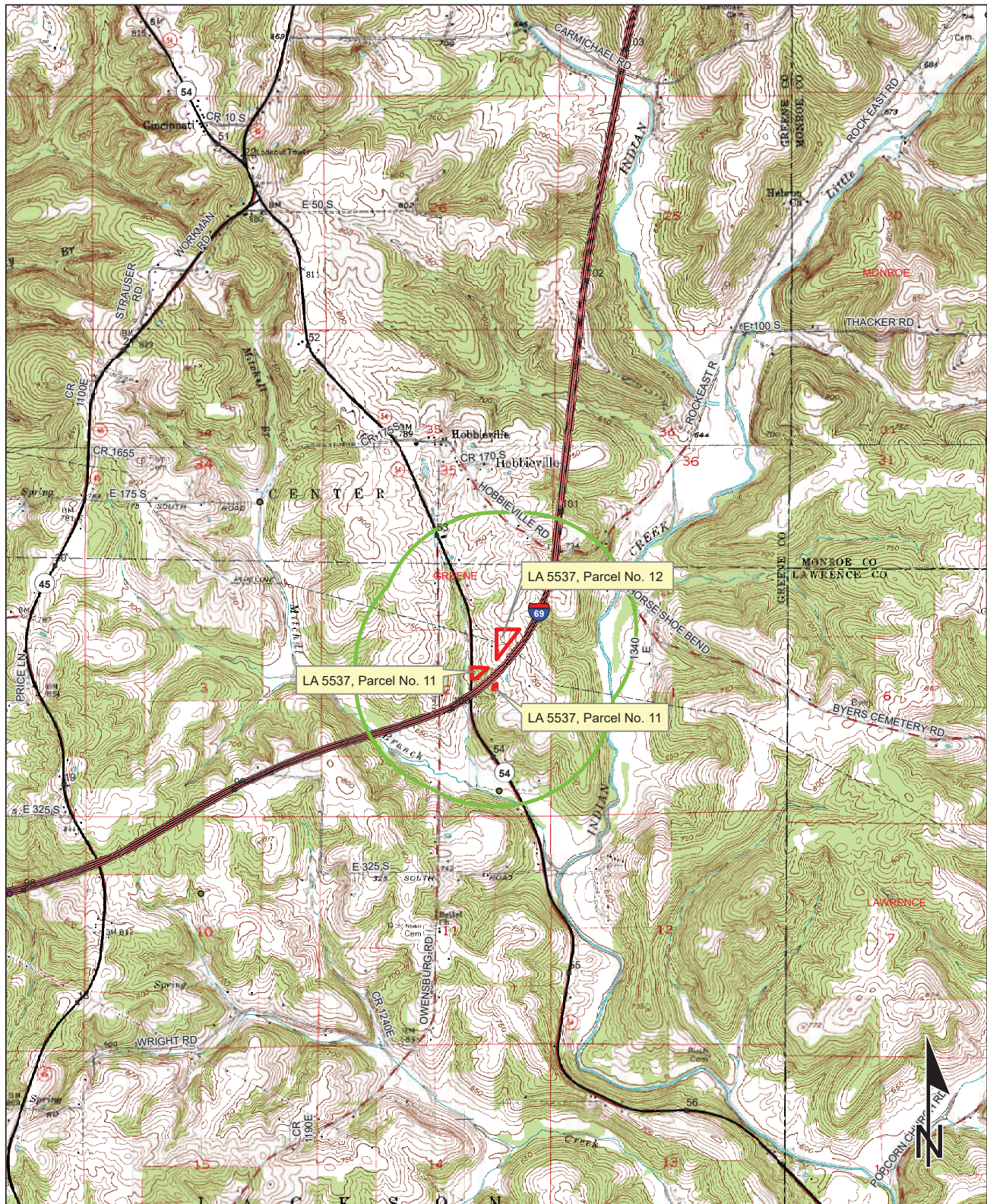
INFRASTRUCTURE: YES

WATER RESOURCES: YES

MINING/MINERAL EXPLORATION: N/A

HAZARDOUS MATERIAL CONCERNS: N/A

Red Flag Investigation - Site Location
I-69, Excess Parcels
LA 5537, Parcel No's 11 and 12
Greene County, Indiana



Sources:
Non Orthophotography - Obtained from the State of Indiana Geographical Information Office Library
Orthophotography - Obtained from Indiana Map Framework Data (www.indianamap.org)
Map Projection: UTM Zone 16 N **Map Datum:** NAD83

This map is intended to serve as an aid in graphic representation only. This information is not warranted for accuracy or other purposes.

OWENSBURG QUADRANGLE
INDIANA
7.5 MINUTE SERIES
(TOPOGRAPHIC)

Red Flag Investigation - Infrastructure

I-69, Excess Parcels

LA 5537, Parcel No's 11 and 12

Greene County, Indiana



Sources: 0.15 0.075 0 0.15 Miles
Non Orthophotography
Data - Obtained from the State of Indiana Geographical Information Office Library
Orthophotography - Obtained from Indiana Map Framework Data (www.indianamap.org)
Map Projection: UTM Zone 16 N **Map Datum:** NAD83
 This map is intended to serve as an aid in graphic representation only. This information is not warranted for accuracy or other purposes.

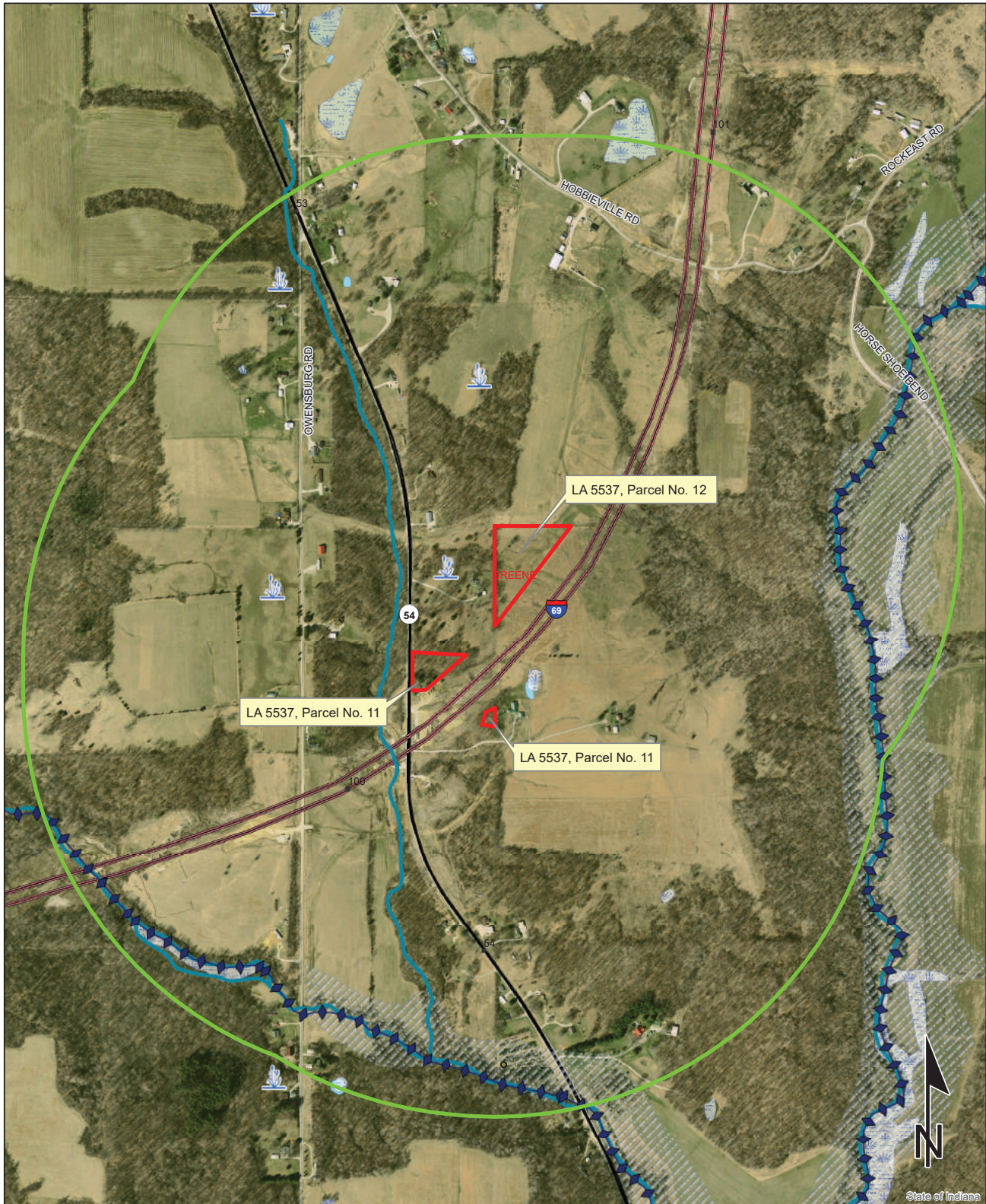
	Religious Facility		Recreation Facility		Project Area
	Airport		Pipeline		Half Mile Radius
	Cemeteries		Railroad		Toll
	Hospital		Trails		Interstate
	School		Managed Lands		State Route
			County Boundary		US Route
					Local Road

Red Flag Investigation - Water Resources

I-69, Excess Parcels

LA 5537, Parcel No's 11 and 12

Greene County, Indiana



Sources:
Non Orthophotography
Data - Obtained from the State of Indiana Geographical Information Office Library
Orthophotography - Obtained from Indiana Map Framework Data (www.indianamap.org)
Map Projection: UTM Zone 16 N **Map Datum:** NAD83

This map is intended to serve as an aid in graphic representation only. This information is not warranted for accuracy or other purposes.

NWI - Point	Wetlands	Project Area
Karst Spring	Lake	Half Mile Radius
NWI- Line	Floodplain - DFIRM	Toll
Impaired_Stream_Lake	Cave Entrance Density	Interstate
NPS NRI listed	Sinkhole Area	State Route
River	Sinking-Stream Basin	US Route
Canal Structure - Historic	County Boundary	Local Road
Canal Route - Historic		

Red Flag Investigation - Mitigation Sites

I-69, Excess Parcels

LA 5537, Parcel No's 11 and 12

Greene County, Indiana



Sources:

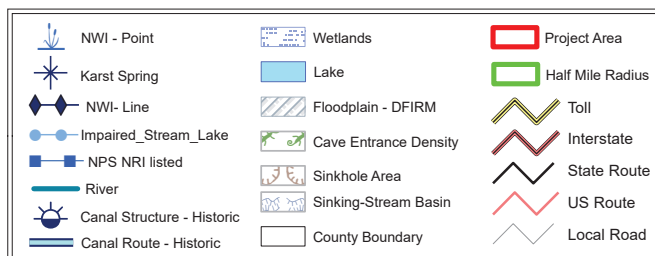
Non Orthophotography

Data - Obtained from the State of Indiana Geographical Information Office Library

Orthophotography - Obtained from Indiana Map Framework Data (www.indianamap.org)

Map Projection: UTM Zone 16 N Map Datum: NAD83

This map is intended to serve as an aid in graphic representation only. This information is not warranted for accuracy or other purposes.



Appendix C:

Parcel Documentation

DULY ENTERED
FOR TAXATION

AUG 15 2011

Matthew S. Coffey
AUDITOR GREENE COUNTY

INDEXED



* 0 1 1 0 0 0 0 3 0 6 2 5 *

201100003062

GREENE COUNTY, INDIANA

STUART A DOWDEN

08/15/2011 09:12:04AM

WARR DEED \$ 0.00

PAGES: 5

Form WD-1
Rev. 2009

WARRANTY DEED

28-11-02-000-019000-010

Project: 1006073

Code: 5537

Parcel: 11

Page: 1 of 3

THIS INDENTURE WITNESSETH, That CHARLES K. RAMSDEN, JR
AND LINDA D. RAMSDEN, HUSBAND & WIFE

the Grantor(s), of GREENE County, State of INDIANA Convey(s) and Warrant(s) to
the STATE OF INDIANA, the Grantee, for and in consideration of the sum of ONE HUNDRED
FORTY TWO THOUSAND AND NO/100 Dollars
(\$140,000.00) (of which said sum \$ 140,000.00 represents land and
improvements acquired and \$ 0.00 represents damages) and other valuable consideration, the
receipt of which is hereby acknowledged, certain Real Estate situated in the County of Greene, State of Indiana,
and being more particularly described in the legal description attached hereto as Exhibit "A".

This conveyance is subject to any and all easements, conditions and restrictions of record.

The Grantor(s) hereby specifically acknowledge(s) and agree(s) that the Real Estate conveyed herein is conveyed
in fee simple and that no reversionary rights whatsoever shall remain with the Grantor(s), or any successors in title to the
abutting lands of the Grantor(s), notwithstanding any subsequent abandonment, vacation, disuse, nonuse, change of use,
conveyance, lease and/or transfer by the Grantee or its successors in title, of a portion or all of the said Real Estate or any
right of way, roadway or roadway appurtenances established thereupon. This acknowledgement and agreement is a
covenant running with the land and shall be binding upon the Grantor(s) and all successors and assigns.

Interests in land acquired by the Indiana
Department of Transportation

I.C. 8-23-7-31

DBP

*ckp m
ler*

" AS AN INDUCEMENT FOR THE STATE TO
CLOSE THIS REAL ESTATE TRANSACTION, THE
GRANTORS ASSUME AND AGREE TO PAY THE
2010 PAYABLE 2011 REAL ESTATE TAXES &
ASSESSMENTS ON THE ABOVE DESCRIBED
REAL ESTATE. THIS OBLIGATION TO PAY
SHALL SURVIVE THE SAID CLOSING AND
SHALL BE ENFORCED BY THE STATE IN THE
EVENT OF ANY NON-PAYMENT."

Project: 1006073
Code: 5537
Parcel: 11
Page: 2 of 3

IN WITNESS WHEREOF, the said Grantor(s) have executed this instrument this 28 day of JULY, 2011.

Charles K Ramsden (Seal) Linda D. Ramsden (Seal)
Signature Signature

CHARLES K. RAMSDEN, JR, HUSBAND LINDA D. RAMSDEN, WIFE
Printed Name Printed Name

Signature (Seal) Signature (Seal)

Printed Name

Printed Name

STATE OF INDIANA :

SS:

COUNTY OF GREENE :

Before me, a Notary Public in and for said State and County, personally appeared

CHARLES K. RAMSDEN, JR AND LINDA D. RAMSDEN,
HUSBAND + WIFE

the Grantor(s) in the above conveyance, and acknowledged the execution of the same on the date aforesaid to be THEIR voluntary act and deed and who, being duly sworn, stated that any representations contained therein are true.

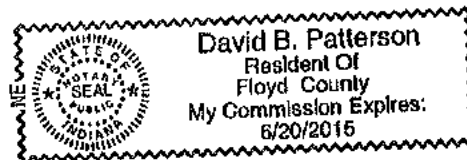
Witness my hand and Notarial Seal this 28 day of JULY, 2011.

David B. Patterson

Printed Name

My Commission expires

I am a resident of County.



Code: 5537

3 of 3

Parcel: 11

This instrument prepared by:

Kristen E. Edmundson
Deputy Attorney General
Attorney No. 25558-49
Office of the Indiana Attorney General
302 W. Washington Street, 5th Floor
Indianapolis, IN 46204-2770

I affirm under the penalties for perjury that I have taken reasonable care to redact each Social Security number in this document, unless required by law.

Kristen E. Edmundson
Kristen E. Edmundson

"I affirm, under the penalties for perjury,
that I have taken reasonable care to
redact each Social Security number in this
document, unless required by law".

Signature: Troy Petersen

Printed Name: Troy Petersen

Grantee's Mailing Address:

100 North Senate Avenue
Indianapolis, IN 46204-2219

I.C. 8-23-7-31

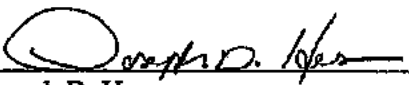
EXHIBIT "A"

Sheet 1 of 1

Project:
Code: 5537
Parcel: 11 FEE SIMPLE
Form: WD-1 (Rev. 2009)
Key #: 28-11-02-000-019.000-010

Part of the southwest quarter of the northeast quarter of fractional section 2, township 6 north, range 3 west, more particularly described as follows: commencing at a stone at the northeast corner of said quarter quarter; thence south 887 ½ feet along the east line of said quarter quarter for the point of beginning; thence south 468 feet along the east line of said quarter quarter; thence north 84 degrees and 32 minutes west 586 feet to the middle of State Road No. 54; thence north 0 degrees and 57 minutes east 430 ½ feet along the middle of said state road to the northwest corner of subject tract; thence south 88 degrees and 10 minutes east 577 ½ feet to the point of beginning, containing 5.99 acres, more or less, subject to all public road.

This description was prepared for the Indiana Department of Transportation by Beam, Longest and Neff, L.L.C.

 4-7-11

Joseph D. Hess Date
Indiana Registered Land Surveyor
License Number LS20600043



LEGAL DESCRIPTION PERMANENT RIGHT OF WAY

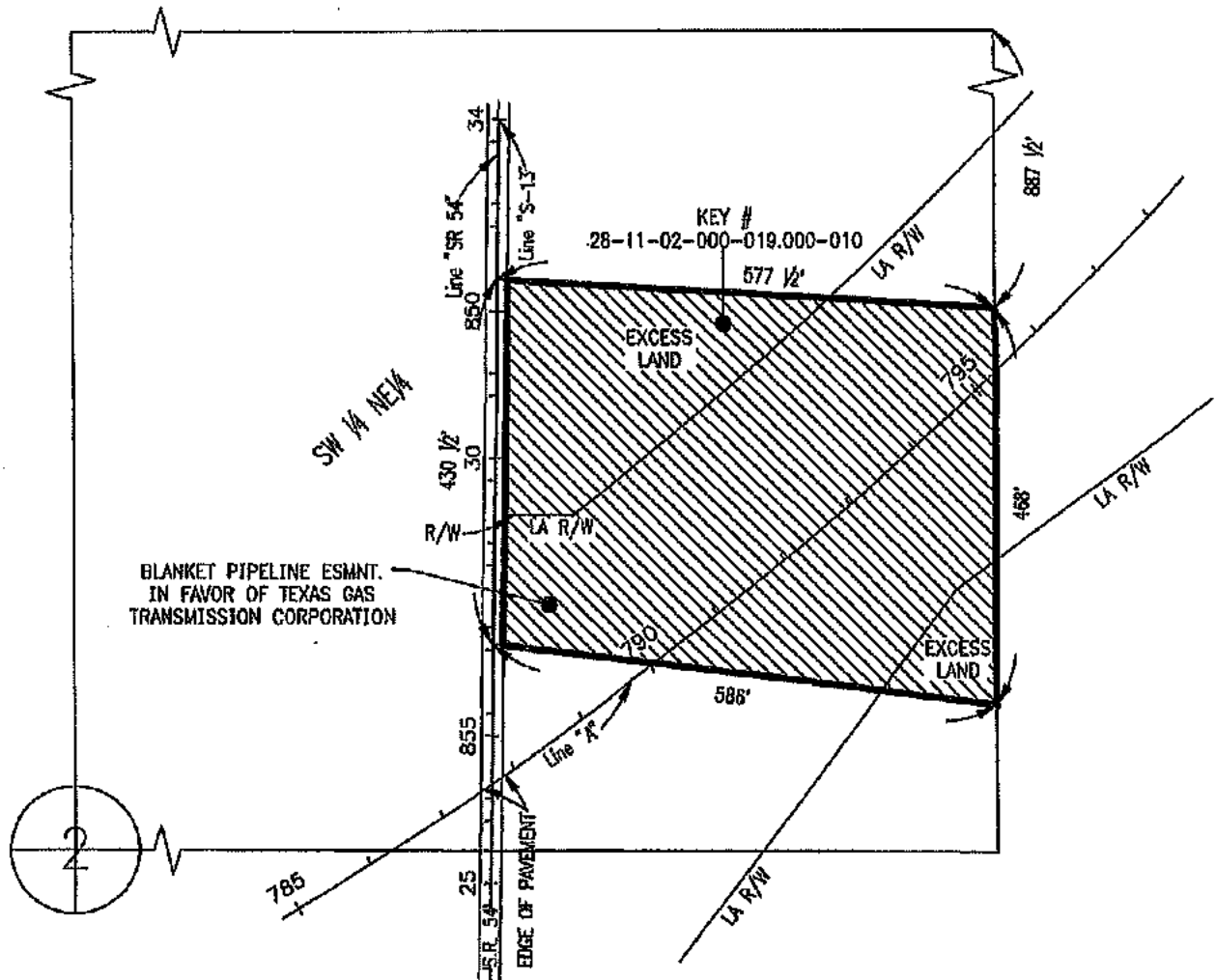
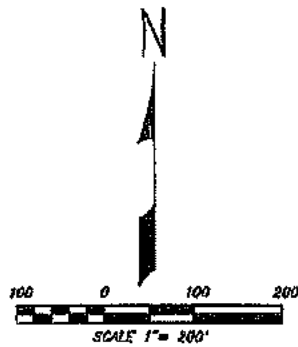
P

EXHIBIT "B"

SHEET 1 OF 1

R/W PARCEL PLAT

Prepared for the Indiana Department of Transportation
by Beam, Longest & Neff, L.L.C. (Job #101079)



HATCHED AREA IS THE APPROXIMATE TAKING

OWNER: RAMSDEN, CHARLES K. JR. ET UX.
PARCEL: 11
CODE: 5537
PROJECT:
ROAD: I-69 - SECTION 4
COUNTY: GREENE
SECTION: 2
TOWNSHIP: 6 N.
RANGE: 3 W.

DES. NO.: 1006073
DRAWN BY: J.D. HESS 3-16-2011
CHECKED BY:

DEED RECORD 250, PAGE 49, DATED 7-8-1981

Dimensions shown are from the above listed Record Documents.

PLAT



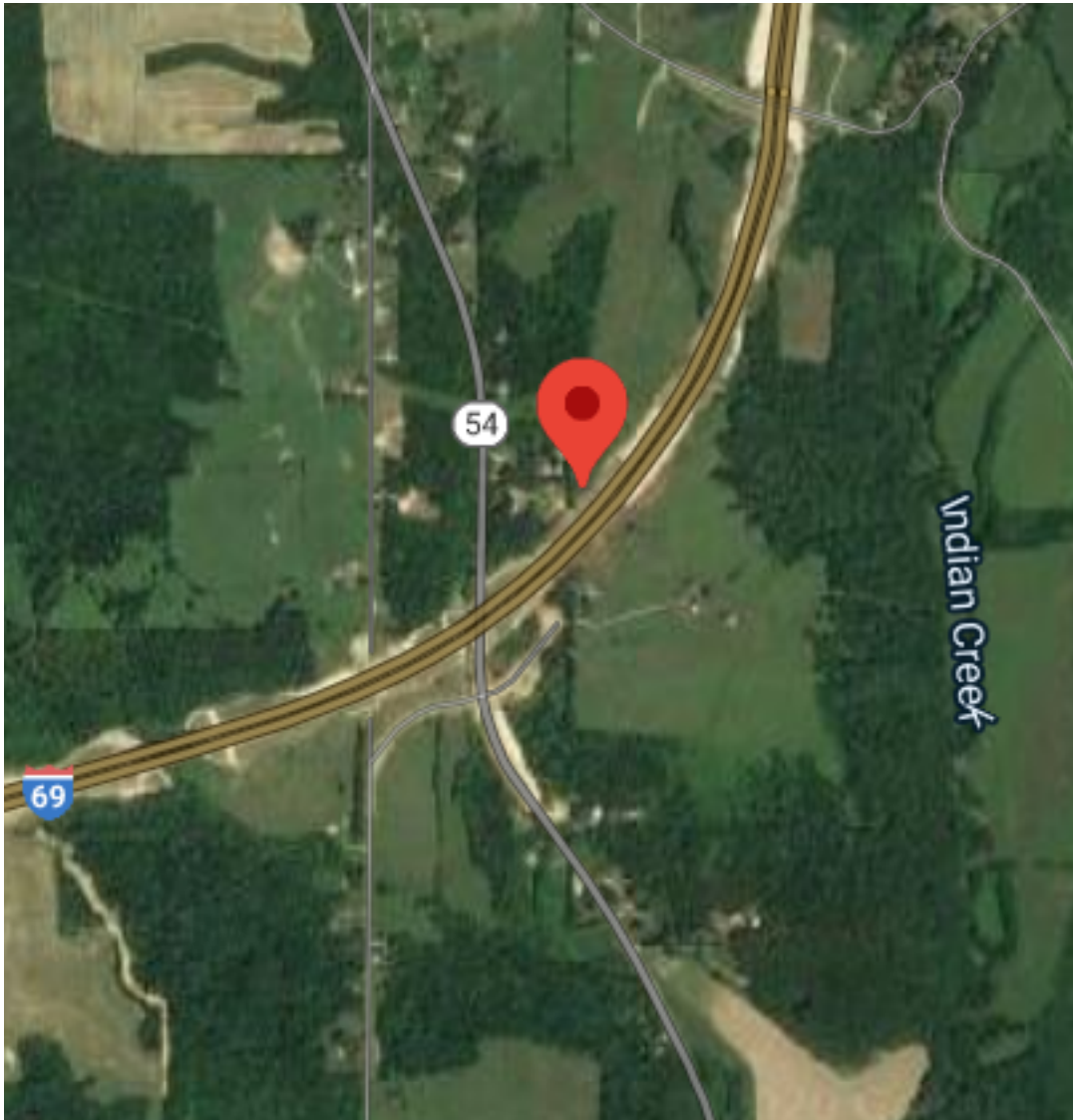
5537-11 I-69, Greene County



This aerial is not a precise representation of the parcel in question. For an exact depiction, please refer to the legal description.



5537-12 I-69, Greene County



This aerial is not a precise representation of the parcel in question. For an exact depiction, please refer to the legal description.

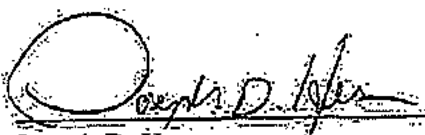
EXHIBIT "A"

Project: 1006073
Code: 5537
Parcel: 12 FEE SIMPLE WITH FULL LIMITATION OF ACCESS
Form: WL-1 (Rev. 2009)
Key #: 28-11-02-000-023.001-010

Sheet 1 of 3

A part of the Southeast Quarter of the Northeast Quarter of Section 2, Township 6 North, Range 3 West, Greene County, Indiana, and being that part of the grantors' land lying within the right-of-way lines depicted on the attached Right-of-Way Parcel Plat marked Exhibit "B", described as follows: Beginning on the west line of said quarter-quarter section South 0 degrees 05 minutes 10 seconds West 682.89 feet from the northwest corner of said quarter-quarter section; thence Northeasterly 863.36 feet along an arc to the left and having a radius of 4,404.00 feet and subtended by a long chord having a bearing of North 37 degrees 35 minutes 39 seconds East and a length of 861.98 feet to the north line of said quarter-quarter section; thence North 89 degrees 59 minutes 18 seconds East 490.48 feet along said north line; thence Southwesterly 1,112.76 feet along an arc to the right and having a radius of 4,827.00 feet and subtended by a long chord having a bearing of South 35 degrees 29 minutes 47 seconds West and a length of 1,110.29 feet to point "2117" designated on said plat; thence South 52 degrees 51 minutes 40 seconds West 467.16 feet to the west line of said quarter-quarter section; thence North 0 degrees 05 minutes 10 seconds East 502.91 feet along said west line to the point of beginning and containing 11.748 acres, more or less.

This description was prepared for the Indiana Department of Transportation by Beam, Longest and Neff, L.L.C.


Joseph D. Hess
Indiana Registered Land Surveyor
License Number LS20600043

1-7-13
Date

Revised 1-7-13




EXHIBIT "A"

Project: 1006073
Code: 5537
Parcel: 12 EXCESS LAND
Form: WL-1 (Rev. 2009)
Key #: 28-11-02-000-023.001-010

Sheet 2 of 3

A part of the Southeast Quarter of the Northeast Quarter of Section 2, Township 6 North, Range 3 West, Greene County, Indiana, and being that part of the grantors' land lying within the right-of-way lines depicted on the attached Right-of-Way Parcel Plat marked Exhibit "B", described as follows: Beginning at the northwest corner of said quarter-quarter section; thence North 89 degrees 59 minutes 18 seconds East 524.84 feet along the north line of said quarter-quarter section; thence Southwesterly 863.36 feet along an arc to the right and having a radius of 4,404.00 feet and subtended by a long chord having a bearing of South 37 degrees 35 minutes 39 seconds West and a length of 861.98 feet to the west line of said quarter-quarter section; thence North 0 degrees 05 minutes 10 seconds East 682.89 feet along said west line to the point of beginning and containing 4.393 acres, more or less.

This description was prepared for the Indiana Department of Transportation by Beam, Longest and Neff, L.L.C.

 1-7-13
Joseph D. Hess Date
Indiana Registered Land Surveyor
License Number LS20600043

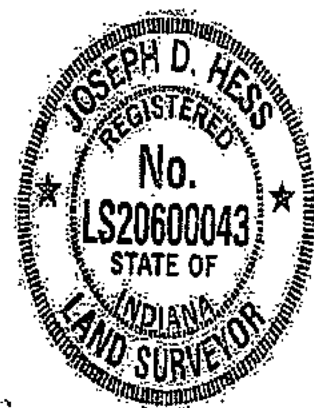



EXHIBIT "A"

Project: 1006073
Code: 5537
Parcel: 12 FEE SIMPLE WITH FULL LIMITATION OF ACCESS
Form: WL-1 (Rev. 2009)
Key #: 28-11-02-000-023.001-010

Sheet 3 of 3

TOGETHER with the permanent extinguishment of all rights and easements of ingress and egress to, from, and across the limited access facility (to be known as I-69 and as Project 1006073) to and from the grantors' abutting lands along the lines described as follows: The 1,112.76-foot and the 467.16-foot courses described above in the description on the 11.748-acre parcel. Also, together with the permanent extinguishment of all rights and easements of ingress and egress to, from, and across said limited access facility along the line described as follows: The 863.36-foot course described above in the description on the 4.393-acre parcel. This restriction shall be a covenant running with the land and shall be binding on all successors in title to the said abutting lands and on all successors in title to the said 4.393-acre parcel described above.

This description was prepared for the Indiana Department of Transportation by Beam, Longest and Neff, L.L.C.

 1-7-13

Joseph D. Hess Date

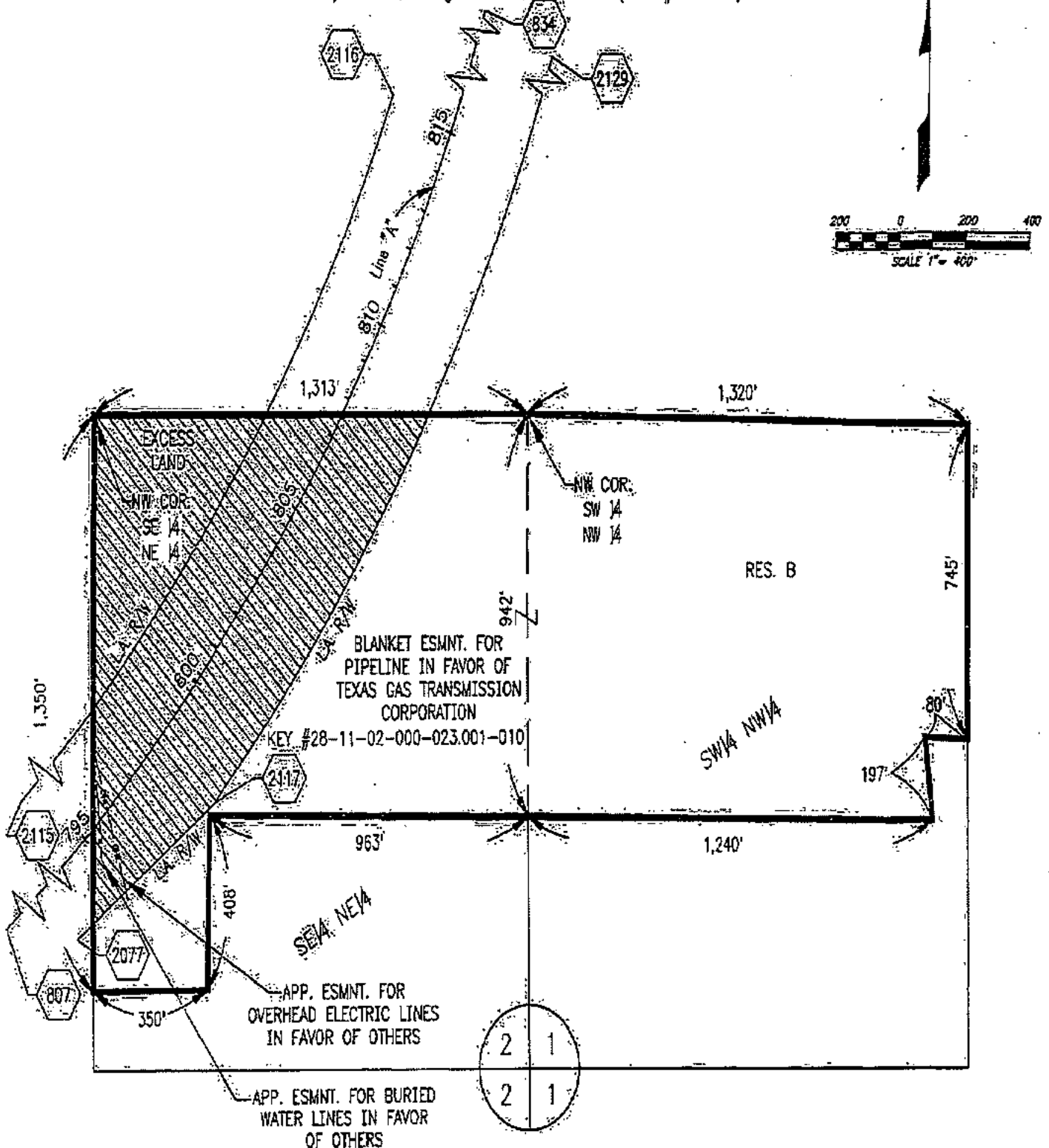
Indiana Registered Land Surveyor
License Number LS20600043



EXHIBIT "B" R/W PARCEL PLAT

Prepared for the Indiana Department of Transportation
by Beam, Longest & Neff, L.L.C. (Job #101079)

SHEET 1 OF 2



HATCHED AREA IS THE APPROXIMATE TAKING

OWNER: HAWKINS, LOREN GENE ET UX.
PARCEL: 12
CODE: 5537
PROJECT: 1006073
ROAD: I-69 - SECTION 4
COUNTY: GREENE
SECTION: 1 & 2
TOWNSHIP: 6 N.
RANGE: 3 W.

DES. NO.: 1006073
DRAWN BY: J.D. HESS 3-17-2011
CHECKED BY: R.J. MCCOOL 4-7-2011

DEED RECORD 259, PAGE 336, DATED 3-17-1988

Dimensions shown are from the above listed Record Documents.

REVISED: ADDED PROJECT NUMBER: 4-25-11, J.D. HESS
REVISED: CHANGED RES. "A" TO EXCESS LAND, 1-7-13, J.D. HESS

EXHIBIT "B" (cont.)

SHEET 2 OF 2


PARCEL COORDINATE CHART (shown in feet)						
Point	Centerline	Station	Offset	Lt./Rt.	Northing	Easting
807,834	SEE ROUTE SURVEY, INST. #201100000923 & SURVEYOR'S AFFIDAVIT, INST. #201100001319					
2077	A	793+25.00	157.00	Rt.	464764.8855	1231087.5629
2115	A	790+40.00	196.00	Lt.	464853.5807	1230643.5644
2116	A	815+20.00	196.00	Lt.	466740.7969	1232036.6284
2117	A	798+25.00	227.00	Rt.	465082.0256	1231506.3060
2129	A	822+20.00	227.00	Rt.	467292.4335	1232641.5653

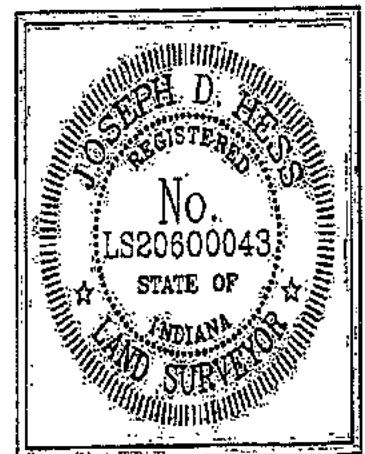
Stations and Offsets are to control over both North and East Coordinates and Bearings and Distances.

Note: Line "A" is a Control Line.

SURVEYOR'S STATEMENT

To the best of my knowledge and belief, this plat, together with the 'Location Control Route Survey Plat' recorded as Instrument #201100000923 & Surveyor's Affidavit recorded as Instrument #201100001319 in the Office of the Recorder of Greene County, Indiana, (incorporated and made a part hereof by reference) comprise a Route Survey executed in accordance with Indiana Administrative Code 865 IAC 1-12 (Rule 12).

 1-7-13
 Joseph D. Hess Date
 Registered Land Surveyor No. LS20600043
 State of Indiana



OWNER: HAWKINS, LOREN GENE ET UX.
 PARCEL: 12
 CODE: 5537
 PROJECT: 1006073
 ROAD: 1-69 - SECTION 4
 COUNTY: GREENE
 SECTION: 1 & 2
 TOWNSHIP: 6 N.
 RANGE: 3 W.

DES. NO.: 1006073
 DRAWN BY: J.D. HESS 3-17-2011
 CHECKED BY: R.J. MCCOOL 4-7-2011

BLN Beam, Longest and Neff, LLC
 Consulting Engineers and Land Surveyors
 8126 Castleton Rd. Indianapolis, Indiana 46250
 Telephone: (317) 849-5832
 www.b-l-n.com

REVISED: ADDED PROJECT NUMBER, 4-25-11, J.D. HESS
 REVISED: CHANGED RES. "A" TO EXCESS LAND, 4-7-13, J.D. HESS

EXHIBIT "C"

Project: 1006073
Code: 5537
Parcel: 11 EXCESS LAND
Key #: 28-11-02-000-019.000-010

Sheet 2 of 3

A part of the Southwest Quarter of the Northeast Quarter of Section 2, Township 6 North, Range 3 West, Greene County, Indiana, and being that part of the grantor's land lying within the right-of-way lines depicted on the attached Right-of-Way Parcel Plat marked Exhibit "B", described as follows: Beginning at a point of the east line of said quarter-quarter section South 0 degrees 05 minutes 10 seconds West 1,185.79 feet from the northeast corner of said quarter-quarter section, which point of beginning is on the southeastern boundary of I-69; thence South 0 degrees 05 minutes 10 seconds West 169.71 feet along said east line to the southeast corner of the 5.99-acre tract described in Instrument #201100003062; thence North 83 degrees 03 minutes 39 seconds West 134.39 feet along the south line of said 5.99-acre tract to the southeastern boundary of said I-69; thence North 36 degrees 24 minutes 56 seconds East 147.11 feet along the boundary of said I-69 to point "2077" designated on said plat; thence North 52 degrees 51 minutes 40 seconds East 58.12 feet along said boundary to the point of beginning and containing 0.288 acres, more or less.

This description was prepared for the Indiana Department of Transportation by Beam, Longest and Neff, L.L.C.

Denise K. Anderson
Denise K. Anderson
Indiana Registered Land Surveyor
License Number LS29500022

Date



24
2-11-13

EXHIBIT "C"

Project: 1006073
Code: 5537
Parcel: 11 EXCESS LAND
Key #: 28-11-02-000-019.000-010

Sheet 3 of 3

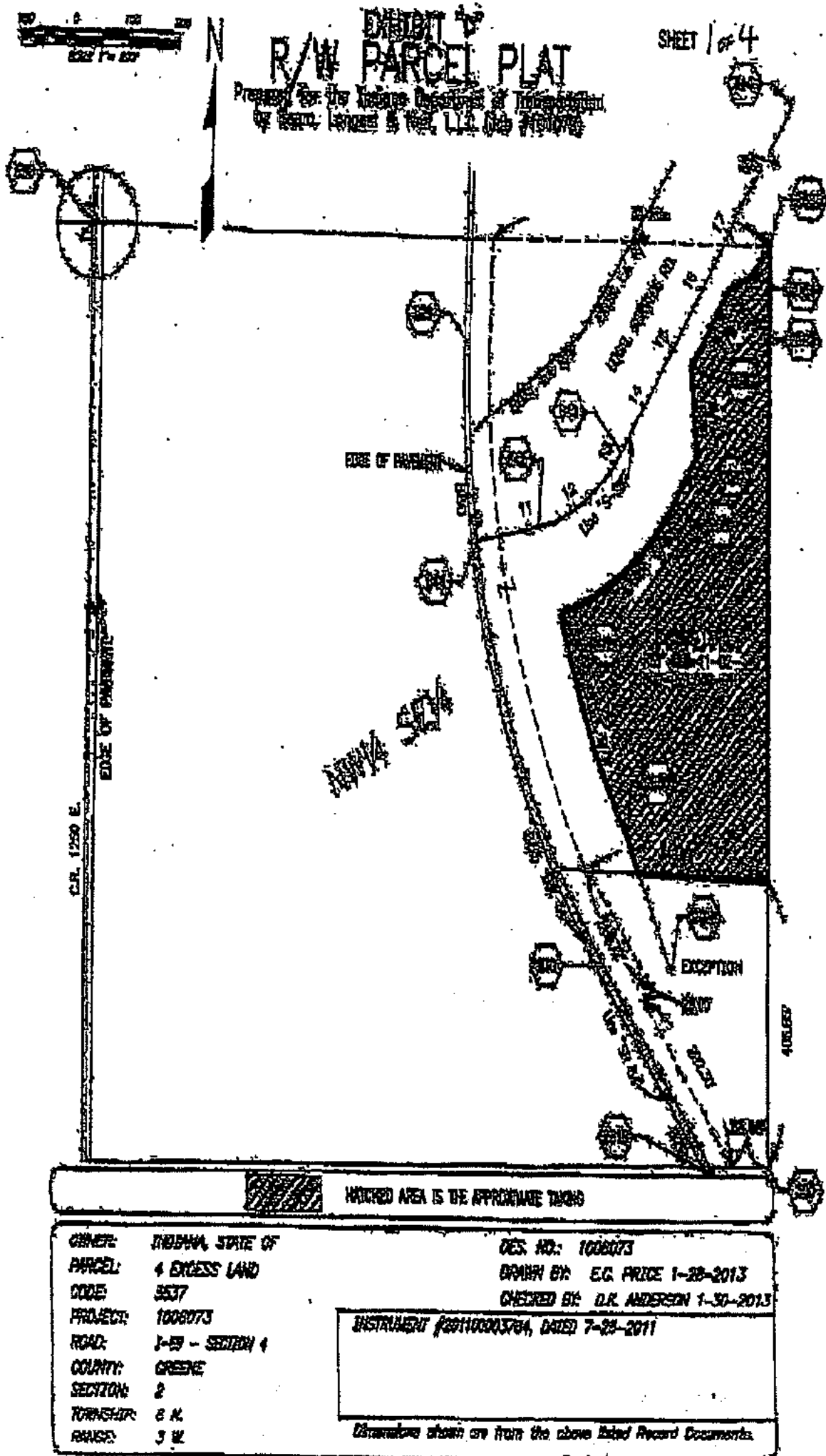
TOGETHER with the permanent extinguishment of all rights and easements of ingress and egress to, from, and across the limited access facility (to be known as I-69 and as Project 1006073) to and from the grantor's abutting lands along the lines described as follows: The 147.11-foot and the 58.12-foot sources described above. This restriction shall be a covenant running with the land and shall be binding on all successors in title to the said abutting lands.

This description was prepared for the Indiana Department of Transportation by Beam, Longest and Neff, L.L.C.

Denise K. Anderson 1/30/13
Denise K. Anderson Date
Indiana Registered Land Surveyor
License Number LS29500022



2-11-13



44
2-11-13

EXHIBIT "B" (cont.)

SHEET 2 of 4

PARCEL COORDINATE CHART (shown in feet)						
Point	Centerline	Station	Offset	LL/Rt.	Northing	Easting
650,300 829,830 841,842 843,844	SEE ROUTE SURVEY, INST. #201100000923 & SURVEYOR'S AFFIDAVIT, INST. #201100001319					
2080	S-28	17+28.53	73.34	Rt.	464457.2578	1231133.3809
2018	SR 54	POT(872+81.37)	0.00		462980.8110	1231149.9151
2022	SR 54	868+00.00	100.00	LL	463428.4408	1230948.5707
2070	SR 54	882+01.48	140.00	LL	463835.3649	1230728.1754
2080	S-28	+PT(13+22.67)	125.00	Rt.	464091.1589	1230950.7245
2081	S-28	14+00.00	125.00	Rt.	464155.4385	1230983.7072
2082	S-28	15+00.00	45.00	Rt.	464283.0349	1230982.7912
2083	S-28	16+31.00	45.00	Rt.	464391.8319	1231055.6090
2084	S-28	18+75.00	70.00	Rt.	464414.8115	1231100.8487
2085	SR 54	865+75.00	140.00	LL	463528.0585	1230859.5380

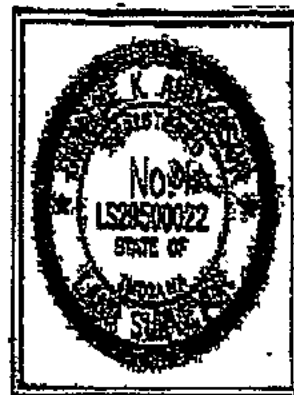
Stations and Offsets are to control over both North and East Coordinates and Bearings and Distances.

Note: Lines "SR 54" & "S-28" are Control Lines.

SURVEYOR'S STATEMENT

To the best of my knowledge and belief, this plat, together with the "Location Control Route Survey Plat" recorded as Instrument #201100000923 and Surveyor's Affidavit recorded as Instrument #201100001319 in the Office of the Recorder of Greene County, Indiana, (incorporated and made a part hereof by reference) comprise a Route Survey executed in accordance with Indiana Administrative Code 655 IAC 1-12 (Rule 12).

Daniel K. Anderson 1/30/13
 Daniel K. Anderson Date
 Registered Land Surveyor No. LS29500022
 State of Indiana



OWNER: INDIANA, STATE OF	DES. NO.: 1006073
PARCEL: 4 EXCESS LAND	DRAWN BY: E.C. PRICE 1-28-2013
COLE: 3537	CHECKED BY: D.K. ANDERSON 1-30-2013
PROJECT: 1006073	BLN Bean, Longest and Neff, LLC Consulting Engineers and Land Surveyors 6125 CRANFORD RD., Indianapolis, Indiana 46226 Telephone: (317) 849-8332 www.bln.com
ROAD: I-69 - SECTION 4	
COUNTY: GREENE	
SECTION: 2	
TOWNSHIP: 6 N.	
RANGE: 3 E.	

44
2-11-13

EXHIBIT D (cont.)

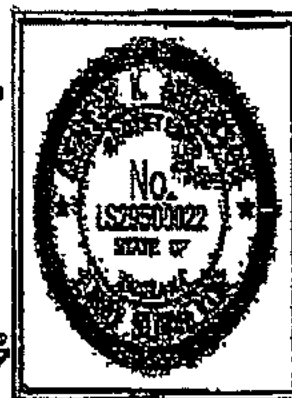
SHEET 4 of 4

PARCEL COORDINATE CHART (shown in feet)						
Point	Centerline	Station	Offset	Lt./Rt.	Northing	Easting
550.837 834	SEE ROUTE SURVEY, INST. #201100000923					
2076	A	788+25.00	298.00	RL	464327.8850	1230765.1941
2077	A	793+25.00	157.00	RL	464764.8855	1231087.5829
2117	A	798+25.00	227.00	RL	465082.0256	1231505.3080

Stations and Offsets are to control over both North and East Coordinates and Bearings and Distances.
 Note: Lines "A" is a Control Line.

SURVEYOR'S STATEMENT

To the best of my knowledge and belief, this plat, together with the 'Location Control Route Survey Plat' recorded as Instrument #201100000923 in the Office of the Recorder of Greene County, Indiana, (incorporated and made a part hereof by reference) comprises a Route Survey executed in accordance with Indiana Administrative Code 885 IAC 1-12 (Rule 12).



Daniel K. Anderson 1/21/13
 Daniel K. Anderson Date
 Registered Land Surveyor No. 1529500022
 State of Indiana

OWNER:	INDIANA, STATE OF	DES. NO.:	1008073
PARCEL:	11 EXCESS LAND	DRAWN BY:	E.C. PRICE 1-29-2013
CODE:	8537	CHECKED BY:	D.K. ANDERSON 1-30-2013
PROJECT:	1008073		
ROAD:	I-59 - SECTION 4		
COUNTY:	GREENE		
SECTION:	2		
TOWNSHIP:	6 N.		
RANGE:	3 E.		

BLN Beam, Longest and Neff, LLC
 Consulting Engineers and Land Surveyors
 9126 Oaklawn Rd. Zionsville, Indiana 46080
 Telephone: (317) 840-4882
 www.bl-n.com

LA
 2-11-13



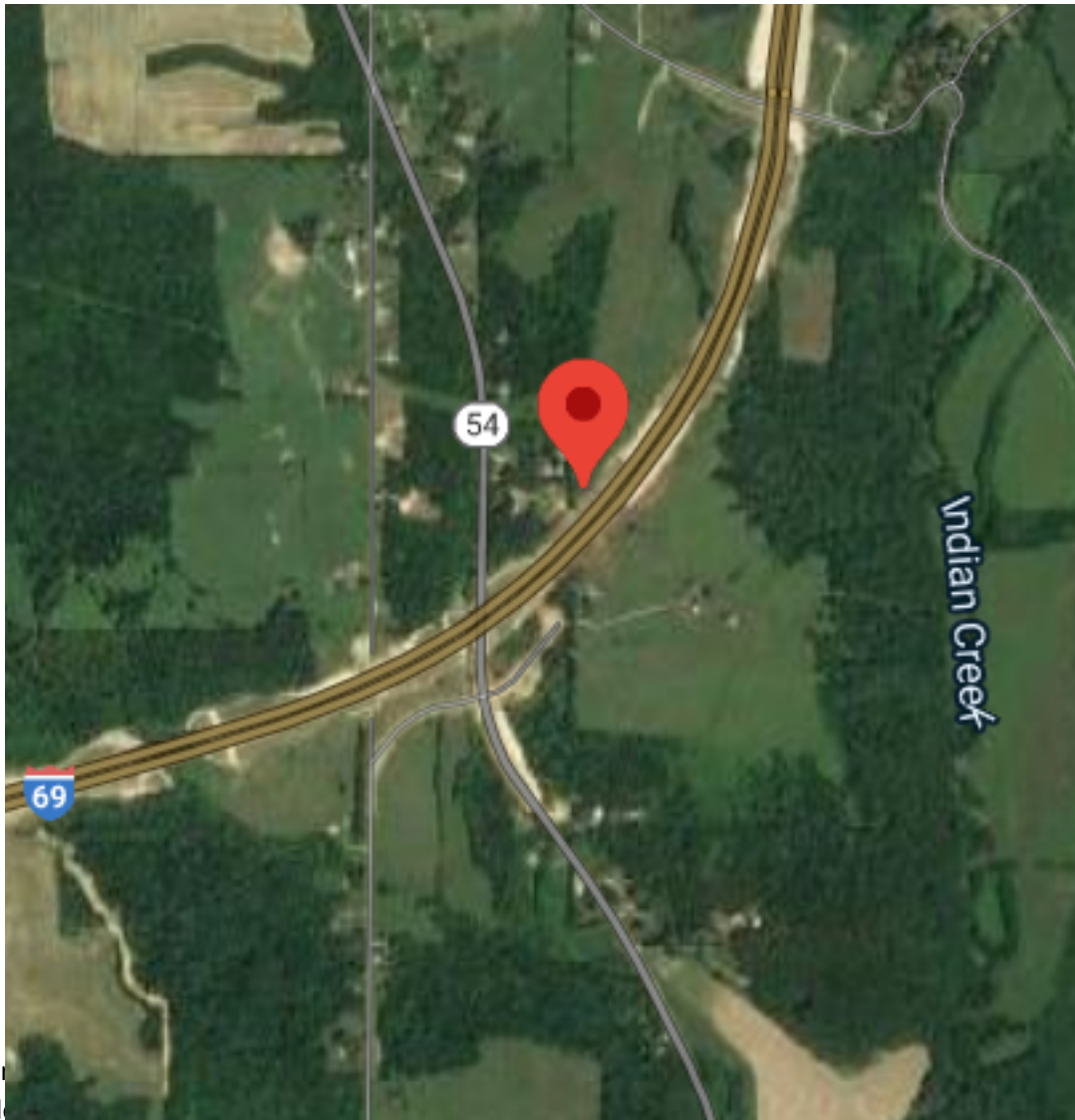
5537-12 I-69, Greene County



This aerial is not a precise representation of the parcel in question. For an exact depiction, please refer to the legal description.



5537-12 I-69, Greene County



This aerial view
to the left

refer

Appendix D:

USFWS Coordination



United States Department of the Interior

FISH AND WILDLIFE SERVICE

Indiana Ecological Services Field Office

620 South Walker Street

Bloomington, IN 47403-2121

Phone: (812) 334-4261 Fax: (812) 334-4273

<http://www.fws.gov/midwest/Endangered/section7/s7process/step1.html>



In Reply Refer To:

April 29, 2022

Project Code: 2022-0037509

Project Name: LA 5537 Parcels 11 and 12, SR 54 and I-69 Excess Parcel Land Sales Greene County

Subject: List of threatened and endangered species that may occur in your proposed project location or may be affected by your proposed project

To Whom It May Concern:

The enclosed species list identifies threatened, endangered, proposed and candidate species, as well as proposed and final designated critical habitat, that may occur within the boundary of your proposed project and/or may be affected by your proposed project. The species list fulfills the requirements of the U.S. Fish and Wildlife Service (Service) under section 7(c) of the Endangered Species Act (Act) of 1973, as amended (16 U.S.C. 1531 *et seq.*).

New information based on updated surveys, changes in the abundance and distribution of species, changed habitat conditions, or other factors could change this list. Please feel free to contact us if you need more current information or assistance regarding the potential impacts to federally proposed, listed, and candidate species and federally designated and proposed critical habitat. Please note that under 50 CFR 402.12(e) of the regulations implementing section 7 of the Act, the accuracy of this species list should be verified after 90 days. This verification can be completed formally or informally as desired. The Service recommends that verification be completed by visiting the ECOS-IPaC website at regular intervals during project planning and implementation for updates to species lists and information. An updated list may be requested through the ECOS-IPaC system by completing the same process used to receive the enclosed list.

The purpose of the Act is to provide a means whereby threatened and endangered species and the ecosystems upon which they depend may be conserved. Under sections 7(a)(1) and 7(a)(2) of the Act and its implementing regulations (50 CFR 402 *et seq.*), Federal agencies are required to utilize their authorities to carry out programs for the conservation of threatened and endangered species and to determine whether projects may affect threatened and endangered species and/or designated critical habitat.

Please use the species list provided and visit the U.S. Fish and Wildlife Service's Region 3 Section 7 Technical Assistance website at - <http://www.fws.gov/midwest/endangered/section7/>

[s7process/index.html](https://www.fws.gov/s7process/index.html). This website contains step-by-step instructions which will help you determine if your project will have an adverse effect on listed species and will help lead you through the Section 7 process. For all **wind energy projects** and **projects that include installing towers that use guy wires or are over 200 feet in height**, please contact this field office directly for assistance, even if no federally listed plants, animals or critical habitat are present within your proposed project or may be affected by your proposed project.

A Biological Assessment is required for construction projects (or other undertakings having similar physical impacts) that are major Federal actions significantly affecting the quality of the human environment as defined in the National Environmental Policy Act (42 U.S.C. 4332(2)(c)). For projects other than major construction activities, the Service suggests that a biological evaluation similar to a Biological Assessment be prepared to determine whether the project may affect listed or proposed species and/or designated or proposed critical habitat. Recommended contents of a Biological Assessment are described at 50 CFR 402.12.

If a Federal agency determines, based on the Biological Assessment or biological evaluation, that listed species and/or designated critical habitat may be affected by the proposed project, the agency is required to consult with the Service pursuant to 50 CFR 402. In addition, the Service recommends that candidate species, proposed species and proposed critical habitat be addressed within the consultation. More information on the regulations and procedures for section 7 consultation, including the role of permit or license applicants, can be found in the "Endangered Species Consultation Handbook" at:

<http://www.fws.gov/endangered/esa-library/pdf/TOC-GLOS.PDF>

Migratory Birds: In addition to responsibilities to protect threatened and endangered species under the Endangered Species Act (ESA), there are additional responsibilities under the Migratory Bird Treaty Act (MBTA) and the Bald and Golden Eagle Protection Act (BGEPA) to protect native birds from project-related impacts. Any activity, intentional or unintentional, resulting in take of migratory birds, including eagles, is prohibited unless otherwise permitted by the U.S. Fish and Wildlife Service (50 C.F.R. Sec. 10.12 and 16 U.S.C. Sec. 668(a)). For more information regarding these Acts see <https://www.fws.gov/birds/policies-and-regulations.php>.

The MBTA has no provision for allowing take of migratory birds that may be unintentionally killed or injured by otherwise lawful activities. It is the responsibility of the project proponent to comply with these Acts by identifying potential impacts to migratory birds and eagles within applicable NEPA documents (when there is a federal nexus) or a Bird/Eagle Conservation Plan (when there is no federal nexus). Proponents should implement conservation measures to avoid or minimize the production of project-related stressors or minimize the exposure of birds and their resources to the project-related stressors. For more information on avian stressors and recommended conservation measures see <https://www.fws.gov/birds/bird-enthusiasts/threats-to-birds.php>.

In addition to MBTA and BGEPA, Executive Order 13186: *Responsibilities of Federal Agencies to Protect Migratory Birds*, obligates all Federal agencies that engage in or authorize activities that might affect migratory birds, to minimize those effects and encourage conservation measures that will improve bird populations. Executive Order 13186 provides for the protection of both migratory birds and migratory bird habitat. For information regarding the implementation of

Executive Order 13186, please visit <https://www.fws.gov/birds/policies-and-regulations/executive-orders/e0-13186.php>.

We appreciate your concern for threatened and endangered species. The Service encourages Federal agencies to include conservation of threatened and endangered species into their project planning to further the purposes of the Act. **Please include the Consultation Code in the header of this letter with any request for consultation or correspondence about your project that you submit to our office.**

Attachment(s):

- Official Species List
- Migratory Birds
- Wetlands

Official Species List

This list is provided pursuant to Section 7 of the Endangered Species Act, and fulfills the requirement for Federal agencies to "request of the Secretary of the Interior information whether any species which is listed or proposed to be listed may be present in the area of a proposed action".

This species list is provided by:

Indiana Ecological Services Field Office

620 South Walker Street
Bloomington, IN 47403-2121
(812) 334-4261

Project Summary

Project Code: 2022-0037509
Event Code: None
Project Name: LA 5537 Parcels 11 and 12, SR 54 and I-69 Excess Parcel Land Sales
Greene County
Project Type: Easement / Right-of-Way
Project Description: Parcels 11 and 12 which located east of SR 54 on the north and south side of I-69 in Greene County, Indiana.

There are two parcels associated with Parcel 11 that have a total acreage of 1.621 acres and one associated with Parcel 12 that has an acreage of 4.52 acres. The parcels total approximately 6.141 acres. INDOT has decided that this surplus land will not be needed for right of way or other transportation purposes in the foreseeable future.

Both parcels associated with Parcel 11 are heavily wooded areas. Parcel 12 is a grassed area with small shrubs throughout. Beyond the parcels is I-69 to the north or south. Parcel 11 is bordered by SR 54 to the west. No buildings are located on the parcels.

Project Location:

Approximate location of the project can be viewed in Google Maps: <https://www.google.com/maps/@38.9882268,-86.70490988374371,14z>



Counties: Greene County, Indiana

Endangered Species Act Species

There is a total of 3 threatened, endangered, or candidate species on this species list.

Species on this list should be considered in an effects analysis for your project and could include species that exist in another geographic area. For example, certain fish may appear on the species list because a project could affect downstream species. Note that 1 of these species should be considered only under certain conditions.

IPaC does not display listed species or critical habitats under the sole jurisdiction of NOAA Fisheries¹, as USFWS does not have the authority to speak on behalf of NOAA and the Department of Commerce.

See the "Critical habitats" section below for those critical habitats that lie wholly or partially within your project area under this office's jurisdiction. Please contact the designated FWS office if you have questions.

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1. [NOAA Fisheries](#), also known as the National Marine Fisheries Service (NMFS), is an office of the National Oceanic and Atmospheric Administration within the Department of Commerce.

Mammals

NAME	STATUS
Indiana Bat <i>Myotis sodalis</i> There is final critical habitat for this species. Your location overlaps the critical habitat. Species profile: https://ecos.fws.gov/ecp/species/5949	Endangered
Northern Long-eared Bat <i>Myotis septentrionalis</i> No critical habitat has been designated for this species. This species only needs to be considered under the following conditions: <ul style="list-style-type: none"> ▪ Incidental take of the NLEB is not prohibited here. Federal agencies may consult using the 4(d) rule streamlined process. Transportation projects may consult using the programmatic process. See www.fws.gov/midwest/endangered/mammals/nleb/index.html Species profile: https://ecos.fws.gov/ecp/species/9045	Threatened

Insects

NAME	STATUS
Monarch Butterfly <i>Danaus plexippus</i> No critical habitat has been designated for this species. Species profile: https://ecos.fws.gov/ecp/species/9743	Candidate

Critical habitats

There is 1 critical habitat wholly or partially within your project area under this office's jurisdiction.

NAME	STATUS
Indiana Bat <i>Myotis sodalis</i> https://ecos.fws.gov/ecp/species/5949#crithab	Final

Migratory Birds

Certain birds are protected under the Migratory Bird Treaty Act¹ and the Bald and Golden Eagle Protection Act².

Any person or organization who plans or conducts activities that may result in impacts to migratory birds, eagles, and their habitats should follow appropriate regulations and consider implementing appropriate conservation measures, as described [below](#).

1. The [Migratory Birds Treaty Act](#) of 1918.
2. The [Bald and Golden Eagle Protection Act](#) of 1940.
3. 50 C.F.R. Sec. 10.12 and 16 U.S.C. Sec. 668(a)

THERE ARE NO FWS MIGRATORY BIRDS OF CONCERN WITHIN THE VICINITY OF YOUR PROJECT AREA.

Migratory Birds FAQ

Tell me more about conservation measures I can implement to avoid or minimize impacts to migratory birds.

[Nationwide Conservation Measures](#) describes measures that can help avoid and minimize impacts to all birds at any location year round. Implementation of these measures is particularly important when birds are most likely to occur in the project area. When birds may be breeding in the area, identifying the locations of any active nests and avoiding their destruction is a very helpful impact minimization measure. To see when birds are most likely to occur and be breeding in your project area, view the Probability of Presence Summary. [Additional measures](#) or [permits](#) may be advisable depending on the type of activity you are conducting and the type of infrastructure or bird species present on your project site.

What does IPaC use to generate the migratory birds potentially occurring in my specified location?

The Migratory Bird Resource List is comprised of USFWS [Birds of Conservation Concern \(BCC\)](#) and other species that may warrant special attention in your project location.

The migratory bird list generated for your project is derived from data provided by the [Avian Knowledge Network \(AKN\)](#). The AKN data is based on a growing collection of [survey, banding, and citizen science datasets](#) and is queried and filtered to return a list of those birds reported as occurring in the 10km grid cell(s) which your project intersects, and that have been identified as warranting special attention because they are a BCC species in that area, an eagle ([Eagle Act](#) requirements may apply), or a species that has a particular vulnerability to offshore activities or development.

Again, the Migratory Bird Resource list includes only a subset of birds that may occur in your project area. It is not representative of all birds that may occur in your project area. To get a list of all birds potentially present in your project area, please visit the [AKN Phenology Tool](#).

What does IPaC use to generate the probability of presence graphs for the migratory birds potentially occurring in my specified location?

The probability of presence graphs associated with your migratory bird list are based on data provided by the [Avian Knowledge Network \(AKN\)](#). This data is derived from a growing collection of [survey, banding, and citizen science datasets](#).

Probability of presence data is continuously being updated as new and better information becomes available. To learn more about how the probability of presence graphs are produced and how to interpret them, go the Probability of Presence Summary and then click on the "Tell me about these graphs" link.

How do I know if a bird is breeding, wintering, migrating or present year-round in my project area?

To see what part of a particular bird's range your project area falls within (i.e. breeding, wintering, migrating or year-round), you may refer to the following resources: [The Cornell Lab of Ornithology All About Birds Bird Guide](#), or (if you are unsuccessful in locating the bird of interest there), the [Cornell Lab of Ornithology Neotropical Birds guide](#). If a bird on your migratory bird species list has a breeding season associated with it, if that bird does occur in your project area, there may be nests present at some point within the timeframe specified. If "Breeds elsewhere" is indicated, then the bird likely does not breed in your project area.

What are the levels of concern for migratory birds?

Migratory birds delivered through IPaC fall into the following distinct categories of concern:

1. "BCC Rangewide" birds are [Birds of Conservation Concern](#) (BCC) that are of concern throughout their range anywhere within the USA (including Hawaii, the Pacific Islands, Puerto Rico, and the Virgin Islands);
2. "BCC - BCR" birds are BCCs that are of concern only in particular Bird Conservation Regions (BCRs) in the continental USA; and
3. "Non-BCC - Vulnerable" birds are not BCC species in your project area, but appear on your list either because of the [Eagle Act](#) requirements (for eagles) or (for non-eagles) potential susceptibilities in offshore areas from certain types of development or activities (e.g. offshore energy development or longline fishing).

Although it is important to try to avoid and minimize impacts to all birds, efforts should be made, in particular, to avoid and minimize impacts to the birds on this list, especially eagles and BCC species of rangewide concern. For more information on conservation measures you can implement to help avoid and minimize migratory bird impacts and requirements for eagles, please see the FAQs for these topics.

Details about birds that are potentially affected by offshore projects

For additional details about the relative occurrence and abundance of both individual bird species and groups of bird species within your project area off the Atlantic Coast, please visit the [Northeast Ocean Data Portal](#). The Portal also offers data and information about other taxa besides birds that may be helpful to you in your project review. Alternately, you may download the bird model results files underlying the portal maps through the [NOAA NCCOS Integrative Statistical](#)

[Modeling and Predictive Mapping of Marine Bird Distributions and Abundance on the Atlantic Outer Continental Shelf](#) project webpage.

Bird tracking data can also provide additional details about occurrence and habitat use throughout the year, including migration. Models relying on survey data may not include this information. For additional information on marine bird tracking data, see the [Diving Bird Study](#) and the [nanotag studies](#) or contact [Caleb Spiegel](#) or [Pam Loring](#).

What if I have eagles on my list?

If your project has the potential to disturb or kill eagles, you may need to [obtain a permit](#) to avoid violating the Eagle Act should such impacts occur.

Proper Interpretation and Use of Your Migratory Bird Report

The migratory bird list generated is not a list of all birds in your project area, only a subset of birds of priority concern. To learn more about how your list is generated, and see options for identifying what other birds may be in your project area, please see the FAQ "What does IPaC use to generate the migratory birds potentially occurring in my specified location". Please be aware this report provides the "probability of presence" of birds within the 10 km grid cell(s) that overlap your project; not your exact project footprint. On the graphs provided, please also look carefully at the survey effort (indicated by the black vertical bar) and for the existence of the "no data" indicator (a red horizontal bar). A high survey effort is the key component. If the survey effort is high, then the probability of presence score can be viewed as more dependable. In contrast, a low survey effort bar or no data bar means a lack of data and, therefore, a lack of certainty about presence of the species. This list is not perfect; it is simply a starting point for identifying what birds of concern have the potential to be in your project area, when they might be there, and if they might be breeding (which means nests might be present). The list helps you know what to look for to confirm presence, and helps guide you in knowing when to implement conservation measures to avoid or minimize potential impacts from your project activities, should presence be confirmed. To learn more about conservation measures, visit the FAQ "Tell me about conservation measures I can implement to avoid or minimize impacts to migratory birds" at the bottom of your migratory bird trust resources page.

Wetlands

Impacts to [NWI wetlands](#) and other aquatic habitats may be subject to regulation under Section 404 of the Clean Water Act, or other State/Federal statutes.

For more information please contact the Regulatory Program of the local [U.S. Army Corps of Engineers District](#).

Please note that the NWI data being shown may be out of date. We are currently working to update our NWI data set. We recommend you verify these results with a site visit to determine the actual extent of wetlands on site.

THERE ARE NO WETLANDS WITHIN YOUR PROJECT AREA.

IPaC User Contact Information

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Name: Andrew Passmore
Address: 100 N Senate Ave N758-ES
City: Indianapolis
State: IN
Zip: 46204
Email: apassmore@indot.in.gov
Phone: 3174397500

Lead Agency Contact Information

Lead Agency: Federal Highway Administration



United States Department of the Interior

FISH AND WILDLIFE SERVICE

Indiana Ecological Services Field Office

620 South Walker Street

Bloomington, IN 47403-2121

Phone: (812) 334-4261 Fax: (812) 334-4273

<http://www.fws.gov/midwest/Endangered/section7/s7process/step1.html>



In Reply Refer To:

April 29, 2022

Project code: 2022-0037509

Project Name: LA 5537 Parcels 11 and 12, SR 54 and I-69 Excess Parcel Land Sales Greene County

Subject: Consistency letter for the 'LA 5537 Parcels 11 and 12, SR 54 and I-69 Excess Parcel Land Sales Greene County' project under the revised February 5, 2018, FHWA, FRA, FTA Programmatic Biological Opinion for Transportation Projects within the Range of the Indiana Bat and Northern Long-eared Bat.

To whom it may concern:

The U.S. Fish and Wildlife Service (Service) has received your request dated April 29, 2022 to verify that the **LA 5537 Parcels 11 and 12, SR 54 and I-69 Excess Parcel Land Sales Greene County** (Proposed Action) may rely on the revised February 5, 2018, FHWA, FRA, FTA Programmatic Biological Opinion for Transportation Projects within the Range of the Indiana Bat and Northern Long-eared Bat (PBO) to satisfy requirements under Section 7(a)(2) of the Endangered Species Act of 1973 (ESA) (87 Stat.884, as amended; 16 U.S.C. 1531 *et seq.*).

Based on the information you provided (Project Description shown below), you have determined that the Proposed Action will have no effect on the endangered Indiana bat (*Myotis sodalis*) or the threatened Northern long-eared bat (*Myotis septentrionalis*). If the Proposed Action is not modified, **no consultation is required for these two species**. If the Proposed Action is modified, or new information reveals that it may affect the Indiana bat and/or Northern long-eared bat in a manner or to an extent not considered in the PBO, further review to conclude the requirements of ESA Section 7(a)(2) may be required.

For Proposed Actions that include bridge/culvert or structure removal, replacement, and/or maintenance activities: If your initial bridge/culvert or structure assessments failed to detect Indiana bats, but you later detect bats prior to, or during construction, please submit the Post Assessment Discovery of Bats at Bridge/Culvert or Structure Form (User Guide Appendix E) to this Service Office within 2 working days of the incident. In these instances, potential incidental take of Indiana bats may be exempted provided that the take is reported to the Service.

If the Proposed Action may affect any other federally-listed or proposed species and/or designated critical habitat, additional consultation between the lead Federal action agency and this Service Office is required. If the proposed action has the potential to take bald or golden eagles, additional coordination with the Service under the Bald and Golden Eagle Protection Act may also be required. In either of these circumstances, please advise the lead Federal action agency accordingly.

The following species may occur in your project area and **are not** covered by this determination:

- Monarch Butterfly *Danaus plexippus* Candidate

Project Description

The following project name and description was collected in IPaC as part of the endangered species review process.

Name

LA 5537 Parcels 11 and 12, SR 54 and I-69 Excess Parcel Land Sales Greene County

Description

Parcels 11 and 12 which located east of SR 54 on the north and south side of I-69 in Greene County, Indiana.

There are two parcels associated with Parcel 11 that have a total acreage of 1.621 acres and one associated with Parcel 12 that has an acreage of 4.52 acres. The parcels total approximately 6.141 acres. INDOT has decided that this surplus land will not be needed for right of way or other transportation purposes in the foreseeable future.

Both parcels associated with Parcel 11 are heavily wooded areas. Parcel 12 is a grassed area with small shrubs throughout. Beyond the parcels is I-69 to the north or south. Parcel 11 is bordered by SR 54 to the west. No buildings are located on the parcels.

Determination Key Result

Based on the information you provided, you have determined that the Proposed Action will have no effect on the endangered Indiana bat and/or the threatened Northern long-eared bat. Therefore, no consultation with the U.S. Fish and Wildlife Service pursuant to Section 7(a)(2) of the Endangered Species Act of 1973 (ESA) (87 Stat. 884, as amended 16 U.S.C. 1531 *et seq.*) is required for these two species.

Qualification Interview

1. Is the project within the range of the Indiana bat^[1]?

[1] See [Indiana bat species profile](#)

Automatically answered

Yes

2. Is the project within the range of the Northern long-eared bat^[1]?

[1] See [Northern long-eared bat species profile](#)

Automatically answered

Yes

3. Which Federal Agency is the lead for the action?

A) Federal Highway Administration (FHWA)

4. Are *all* project activities limited to non-construction^[1] activities only? (examples of non-construction activities include: bridge/abandoned structure assessments, surveys, planning and technical studies, property inspections, and property sales)

[1] Construction refers to activities involving ground disturbance, percussive noise, and/or lighting.

Yes

Determination Key Description: FHWA, FRA, FTA Programmatic Consultation For Transportation Projects Affecting NLEB Or Indiana Bat

This key was last updated in IPaC on April 28, 2022. Keys are subject to periodic revision.

This decision key is intended for projects/activities funded or authorized by the Federal Highway Administration (FHWA), Federal Railroad Administration (FRA), and/or Federal Transit Administration (FTA), which may require consultation with the U.S. Fish and Wildlife Service (Service) under Section 7 of the Endangered Species Act (ESA) for the endangered **Indiana bat** (*Myotis sodalis*) and the threatened **Northern long-eared bat** (NLEB) (*Myotis septentrionalis*).

This decision key should only be used to verify project applicability with the Service's [February 5, 2018, FHWA, FRA, FTA Programmatic Biological Opinion for Transportation Projects](#). The programmatic biological opinion covers limited transportation activities that may affect either bat species, and addresses situations that are both likely and not likely to adversely affect either bat species. This decision key will assist in identifying the effect of a specific project/activity and applicability of the programmatic consultation. The programmatic biological opinion is not intended to cover all types of transportation actions. Activities outside the scope of the programmatic biological opinion, or that may affect ESA-listed species other than the Indiana bat or NLEB, or any designated critical habitat, may require additional ESA Section 7 consultation.

IPaC User Contact Information

Agency: Indiana Department of Transportation
Name: Andrew Passmore
Address: 100 N Senate Ave N758-ES
City: Indianapolis
State: IN
Zip: 46204
Email: apassmore@indot.in.gov
Phone: 3174397500

Lead Agency Contact Information

Lead Agency: Federal Highway Administration
