

APPENDIX A
1. Cultural Resources Coordination

17. Survey Data (continued):

d. Nearest City or Town: Las Cruces, NM

e. Legal Description:

Township (N/S)	Range (E/W)	Section	1/4	1/4	1/4
23 S	1 W	34	NW, SW, NE.		
23 S	1 W	34	SW, NW, NE.		
23 S	1 W	34	NW, NW, NE.		
23 S	1 W	27	NE, NW, SW.		
23 S	1 W	27	SE, NW, SW.		
23 S	1 W	27	NE, SW, SW.		
23 S	1 W	27	SE, SW, SW.		
23 S	1 W	27	SW, SE, SW.		
23 S	1 W	27	SE, SE, SW.		
23 S	1 W	27	SW, SW, SE.		
23 S	1 W	27	SE, SW, SE.		
23 S	1 W	27	SW, SE, SE.		
23 S	1 W	27	NW, SE, SE.		
23 S	1 W	27	NE, SE, SE.		
23 S	1 W	27	SE, NE, SE.		
23 S	1 W	27	NE, NE, SE.		
23 S	1 W	27	SE, SE, NE.		
23 S	1 W	27	NE, SE, NE.		
23 S	1 W	27	SE, NE, NE.		
23 S	1 W	27	SE, NW, NE.		
23 S	1 W	27	SW, NE, NE.		
23 S	1 W	26	NW, SW, SW.		
23 S	1 W	26	SW, NW, SW.		
23 S	1 W	26	NW, NW, SW.		
23 S	1 W	26	SW, SW, NW.		
23 S	1 W	26	NW, SW, NW.		
23 S	1 W	26	SW, NW, NW.		

Projected legal description? Yes , No Unplatted

f. Other Description (e.g. well pad footages, mile markers, plats, land grant name, etc.): The survey area is located due south of the airport. A water tower is a major landmark in the project area. Take exit 152 from I-10 (both sides of interstate).

18. Survey Field Methods:

Intensity: 100% coverage <100% coverage

Configuration: block survey units linear survey units (l x w): other survey units (specify): **Sanitary line project, transect intervals ranged from 50' to 400' (see Attachment 1). Specifically, Section 34 was surveyed 200' centered around Rea Road. North of the interstate, the area near the armory (far west) was surveyed 100' to the west side of the armory, and 100' to the east. Along the frontage road, the survey area was 50'. Along the curve of the frontage road to the interstate, the survey area was 100'. Just north of the interstate a block of 200' on either side (east and west) was surveyed for the lift station. Going north to the airport, 100' was surveyed to the east of the paved road, and up to 300' to the west. Along Zea Road and Gasoline Alley the survey was 100' . The west area includes a dirt road and water tank.**

Scope: non-selective (all sites recorded) selective/thematic (selected sites recorded)

Coverage Method: systematic pedestrian coverage other method (describe)

Survey Interval (m): 15 Crew Size: 2 Fieldwork Dates: 12-DEC-2006

Survey Person Hours: 12 Recording Person Hours: 1 Total Hours: 13

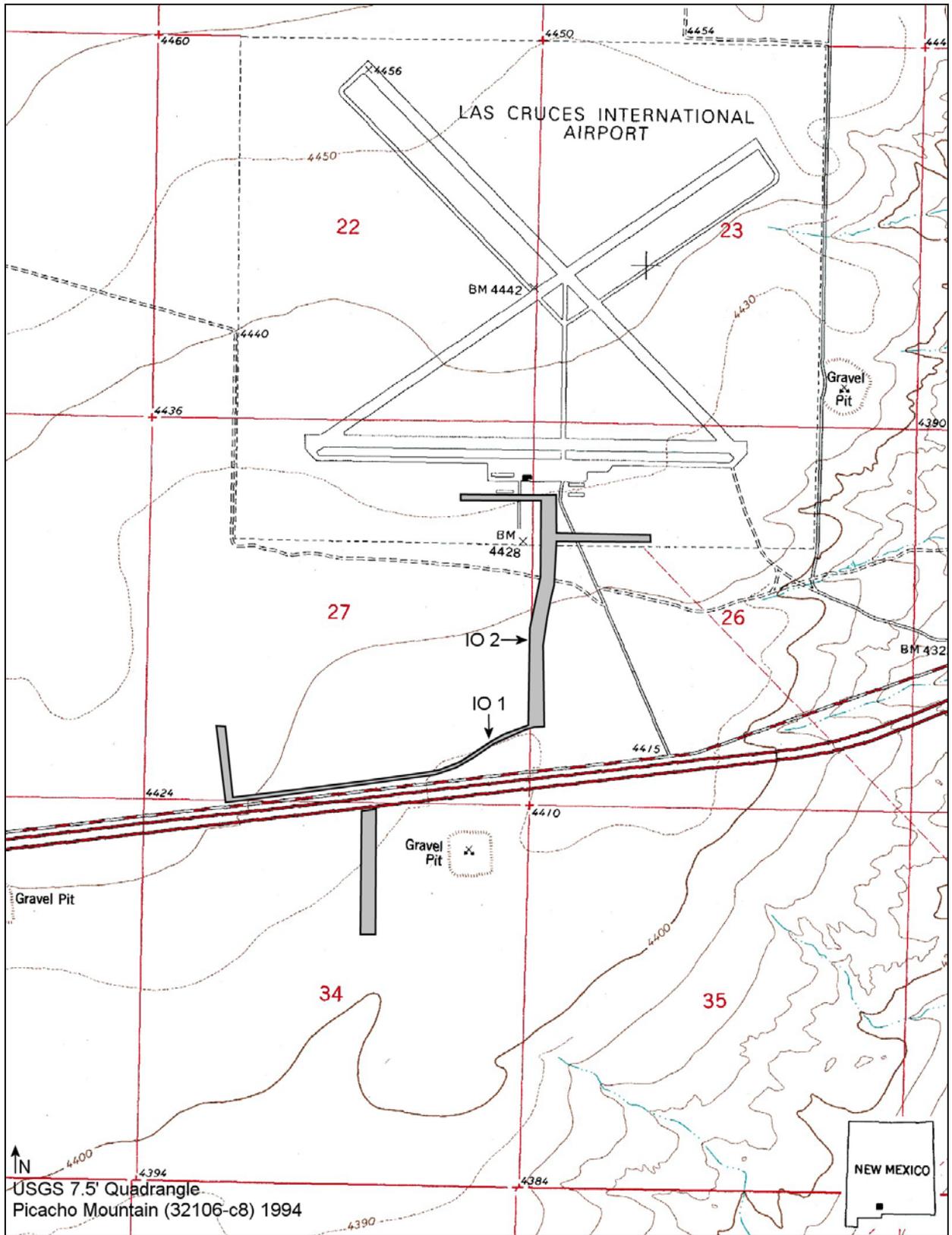
Additional Narrative: The survey area is variable to reflect relative confidence in final line placement. The area along the frontage road north of the interstate is an area with many existing utilities--a logical place for the line--and was surveyed 50'. Areas following roads were surveyed 100' to reflect uncertainty in which side of the road might be used. Near the airport, there is a unpaved and paved road; both were surveyed. Finally, the lift station was initially going to be located either to the east or west of the northern interstate exit, so a larger 200' block was surveyed on both sides. However, the final plans place the lift station on the north side of the Interstate crossing, within the survey area.

<p>19. Environmental Setting (NRCS soil designation; vegetative community; elevation; etc.): The project area is in the Cacique-Cruces NRCS soil area, comprised of approximately 35 percent Cacique, 25 percent Cruces, and 20 percent Simona soils, with a loamy sand topsoil. The project is located at an elevation between 4400 and 4420 feet, has a mean annual precipitation of 8 to 10 inches, and 200 to 240 frost-free days. Vegetation is desert scrubland, with creosote, mesquite and various desert grasses present. The project is located more than 5 miles west of the Rio Grande.</p>	
<p>20. a. Percent Ground Visibility: 80 b. Condition of Survey Area (grazed, bladed, undisturbed, etc.): Survey was conducted on or near paved or dirt roads, and the areas around the roads is disturbed by roadside trash, blading, and placement of multiple utilities (gas, fiber-optic, electric, water, phone).</p>	
<p>21. CULTURAL RESOURCE FINDINGS <input checked="" type="checkbox"/> Yes, See Page 3 <input type="checkbox"/> No, Discuss Why:</p>	
<p>22. Required Attachments (check all appropriate boxes):</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> USGS 7.5 Topographic Map with sites, isolates, and survey area clearly drawn <input checked="" type="checkbox"/> Copy of NMCRIS Mapservr Map Check <input type="checkbox"/> LA Site Forms - new sites (<i>with sketch map & topographic map</i>) <input type="checkbox"/> LA Site Forms (update) - previously recorded & un-relocated sites (<i>first 2 pages minimum</i>) <input type="checkbox"/> Historic Cultural Property Inventory Forms <input checked="" type="checkbox"/> List and Description of isolates, if applicable <input type="checkbox"/> List and Description of Collections, if applicable 	<p>23. Other Attachments:</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Photographs and Log <input type="checkbox"/> Other Attachments <p>(Describe):</p>
<p>24. I certify the information provided above is correct and accurate and meets all applicable agency standards.</p> <p>Principal Investigator/Responsible Archaeologist: Lance Lundquist</p> <p>Signature <u><i>Lance Lundquist</i></u> Date <u>8/10/2007</u> Title (if not PI):</p>	
<p>25. Reviewing Agency: USACE, Albuquerque</p> <p>Reviewer's Name/Date <u><i>Gregory E. Evershick</i></u> <u>8-10-2007</u></p> <p>Accepted (<input checked="" type="checkbox"/>) Rejected ()</p> <p>Tribal Consultation (if applicable): <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p>	<p>26. SHPO</p> <p>Reviewer's Name/Date:</p> <p>HPD Log #:</p> <p>SHPO File Location:</p> <p>Date sent to ARMS:</p>

CULTURAL RESOURCE FINDINGS

[fill in appropriate section(s)]

1. NMCRIS Activity No.: 107207	2. Lead (Sponsoring) Agency: USACE, Albuquerque District	3. Lead Agency Report No.: COE-2007-001
<p>SURVEY RESULTS:</p> <p>Sites discovered and registered: 0 Sites discovered and NOT registered: 0 Previously recorded sites revisited (<i>site update form required</i>): 0 Previously recorded sites not relocated (<i>site update form required</i>): 0 TOTAL SITES VISITED: 0 Total isolates recorded: 2 Non-selective isolate recording? <input type="checkbox"/> Total structures recorded (<i>new and previously recorded, including acequias</i>): 0</p> <p>MANAGEMENT SUMMARY:</p> <p>This survey was conducted for a proposed wastewater systems improvement project for the City of Las Cruces, Dona Ana County, New Mexico. The project involves upgrades to the sewer system in the West Mesa Industrial Park and is located on city property, on the western side of town. The Corps, at the request of Las Cruces, is conducting this work under Section 595 of the Water Resources Development Act of 1999, Public Law 106-53, as amended, which authorizes the Corps to provide design and construction assistance for water-related environmental infrastructure and resource protection and development projects in New Mexico.</p> <p>The project involves connecting the airport, armory, and West Mesa Industrial Park, all currently on septic systems, to the city sanitary system. This project will also provide the basic infrastructure for future development. The system upgrades include a lift station and extension of the existing sewer system with 8-inch diameter, polyvinyl chloride (PVC) pipe. The project will require open cut utility trenching for the majority of the sewer line placement, excavation for lift station construction, and trenchless construction methods for sewer line placement under Interstate 10. Work would be conducted within current sanitary plant property. Staging and access will use existing city facilities and paved roads. The total length of the new sewer line extension will be approximately 13,000 feet.</p> <p>A remote record's check of the ARMS on October 20, 2006 indicated that many previously recorded historic properties are located around the project area; however, none are located within the current projects' APE. Much of the area was surveyed as part of the Elena Gallegos land exchange (Miller and Swarthout 1989, NMCRIS 25490). Two historic trash scatters, LA 79012 and LA 79015, are located just to the north of the project boundary on the north side of I-10, along the frontage road. Corps archaeologists confirmed the location of the sites, and that the sites do not have the potential to extend into the project APE. Neither site appears to be NRHP eligible.</p> <p>On December 12, 2006 Corps archaeologists conducted an intensive archaeological survey of the approximately 45-acre project area. No historic properties were discovered within the project area during the survey. Two isolated occurrences, a broken mano and a chert flake, were recorded during survey on the edge of the survey boundary.</p> <p>This project involves jacking approximately 780 feet of the sewer extension under Interstate Highway 10 and frontage roads. The New Mexico Department of Transportation Environmental Section (NMDOT) determined that a cultural resources inventory is not required for this project. No NMDOT land was surveyed for this report.</p> <p>Consistent with the Department of Defense's American Indian and Alaska Native Policy, signed by Secretary of Defense William S. Cohen on October 28, 1998, and based on the State of New Mexico Indian Affairs Department's 2006 Native American Consultations List, American Indian tribes that have indicated they have concerns in Dona Ana County have been contacted regarding the proposed project. To date, the Corps has received no indication of tribal concerns that would impact this project.</p> <p>Pursuant to 36 CFR 800.4(d) and as documented in the enclosed negative survey report, the Corps is of the opinion that there would be no historic properties affected by this project or on the historic and cultural resources of the region.</p> <p>Pursuant to 36 CFR 800.11, should previously unknown artifacts or cultural resource manifestations be encountered during construction, work would cease in the immediate vicinity of the resource. A determination of significance would be made, and a mitigation plan would be formulated in consultation with the New Mexico State Historic Preservation Officer and with American Indian Tribes that have cultural concerns in the area.</p> <p style="text-align: center;"><u>IF REPORT IS NEGATIVE YOU ARE DONE AT THIS POINT.</u></p>		



Attachment 1: Project location map.



Photo 1: View facing north from Rea Road (southern project area). Note water tower in distance. NMCRIIS No. 107207.



Photo 2: View facing north along Crawford Road. The airport is north of the water tower. Note that the bladed area west of the pavement has multiple utility lines in it. NMCRIIS No. 107207.



Photo 3: View facing east from Armory Road (western project area). Note the DOT ROW fence on the right side of the photo. NMCRIS No. 107207.



Photo 4: View facing north along Armory Road. NMCRIS No. 107207.

2. Tribal Scoping Letters



DEPARTMENT OF THE ARMY
ALBUQUERQUE DISTRICT, CORPS OF ENGINEERS
4101 JEFFERSON PLAZA NE
ALBUQUERQUE NM 87109-3435

February 20, 2007

Planning, Project and Program Management Division
Planning Branch
Environmental Resources Section

Honorable Wallace Coffey
Chairman
Comanche Nation of Oklahoma
Post Office Box 908
Lawton, Oklahoma 73502

RE: Consultation Invitation Regarding Las Cruces Industrial Park
Wastewater Improvements, Dona Ana County, New Mexico

Dear Chairman Coffey:

The U.S. Army Corps of Engineers (Corps), at the request of the City of Las Cruces, is planning a project to upgrade the city's wastewater system. Work is being conducted under Section 595 of the Water Resources Development Act of 1999, Public Law 106-53, as amended, which authorizes the Corps to provide design and construction assistance for water-related environmental infrastructure and resource protection and development projects in New Mexico.

The purpose of this scoping letter is to inform you about this project, and to give you the opportunity to provide any concerns or comments you may have regarding this project.

If you have any questions about this project, please contact Danielle Galloway, biologist at (505) 342-3661, Lance Lundquist, archaeologist at (505) 342-3671, or Julie Hall, Chief of Environmental Resources Section, at (505) 342-3281. If you do have concerns about this project, please provide comments to the above address. For your convenience, we have included an acknowledgement letter as Enclosure 1 and a detailed project description as Enclosure 2.

Sincerely,

Julie Hall,
Chief, Environmental Resources
Section

Enclosures

Cf: Ms. Ruth Toahty
NAGPRA Coordinator
Comanche Nation of Oklahoma
Post Office Box 908
Lawton, Oklahoma 73502

ENCLOSURE 1: Acknowledgement Letter

LAS CRUCES 595 Wastewater Systems Improvement Project

The purpose of this acknowledgement letter is to give you the opportunity to provide any concerns or comments you may have regarding the potential effects of the project, specifically, any concerns you may have regarding Indian Trust assets, traditional cultural properties, sacred sites, biological resources, or health and safety in the project area.

ACKNOWLEDGEMENT:

As a representative for the Comanche Nation of Oklahoma, the undersigned acknowledges receipt of this request for comment, and having reviewed the project summary information, have:

[] NO CONCERNS [] CONCERNS (please write below, attach letter or call)

Concerns:

Signature: _____

Date: _____

Printed Name: _____

Title: _____

*** please mail or fax (505-342-3668) this form to the Corps ***

You received this request for comments because you are listed with the New Mexico Historic Preservation Division as having interest in activities undertaken in the project county(ies).

For future contact we would appreciate if you would make any appropriate changes to the following information:

Honorable Wallace Coffey
Chairman
Comanche Nation of Oklahoma
Post Office Box 908
Lawton, Oklahoma 73502
Telephone: 580-492-4988
Fax: 580-492-3796

Cf: Ms. Ruth Toahty
NAGPRA Coordinator
Comanche Nation of Oklahoma
Post Office Box 908
Lawton, Oklahoma 73502

ENCLOSURE 2: Project Description

The U.S. Army Corps of Engineers (Corps), at the request of the City of Las Cruces is planning a project to upgrade the city's wastewater system. The project involves upgrades to the sewer system that serves the West Mesa Industrial Park, located on city property on the western side of town. The Corps is planning this work under Section 595 of the Water Resources Development Act of 1999, Public Law 106-53, as amended, which authorizes the Corps to provide design and construction assistance for water-related environmental infrastructure and resource protection and development projects in New Mexico. Las Cruces is located in Dona Ana County, New Mexico, north of the Texas/Mexico border. The project area is identified in Figure 1. The project is located on the Pichacho Mountain USGS 7.5' Quadrangle Map in Township 23 South, Range 1 West, Sections 26, 27, and 34.

The project involves connecting the airport, armory, and West Mesa Industrial Park, all currently on septic systems, to the city sanitary system. This project will also provide the basic infrastructure for future development. The system upgrades include a lift station and extension of the existing sewer system with 8-inch diameter, polyvinyl chloride (PVC) pipe. The project will require open cut utility trenching for the majority of the sewer line placement, excavation for lift station construction, and trenchless construction methods for sewer line placement under Interstate 10. Work would be conducted within current city property. Staging and access will use existing city facilities and paved roads. This project has the potential to disturb approximately 43.2 acres of city property.

On December 12, 2006 a Corps biologist conducted a reconnaissance survey of the proposed construction area(s). No Federal or State special status plant or animal species, or evidence thereof, were observed in or near the proposed construction area. The project complies with Executive Order 11990, Protection of Wetlands. There are no delineated wetlands associated with this project. The project would not change/affect water rights. The proposed action complies with Executive Order 11988 (Floodplain Management) that provides Federal guidance for activities within the floodplains of inland and coastal waters. The proposed activities would not affect stream hydrology, existing flow patterns, or cause increases in the extent, intensity and/or duration of flooding events.

On December 12, 2006 Corps archaeologists conducted an intensive archaeological survey of the approximately 43.2-acre project area. No historic properties were discovered within the project area during the survey. Two isolated occurrences, a broken mano and a chert flake, were recorded during survey.

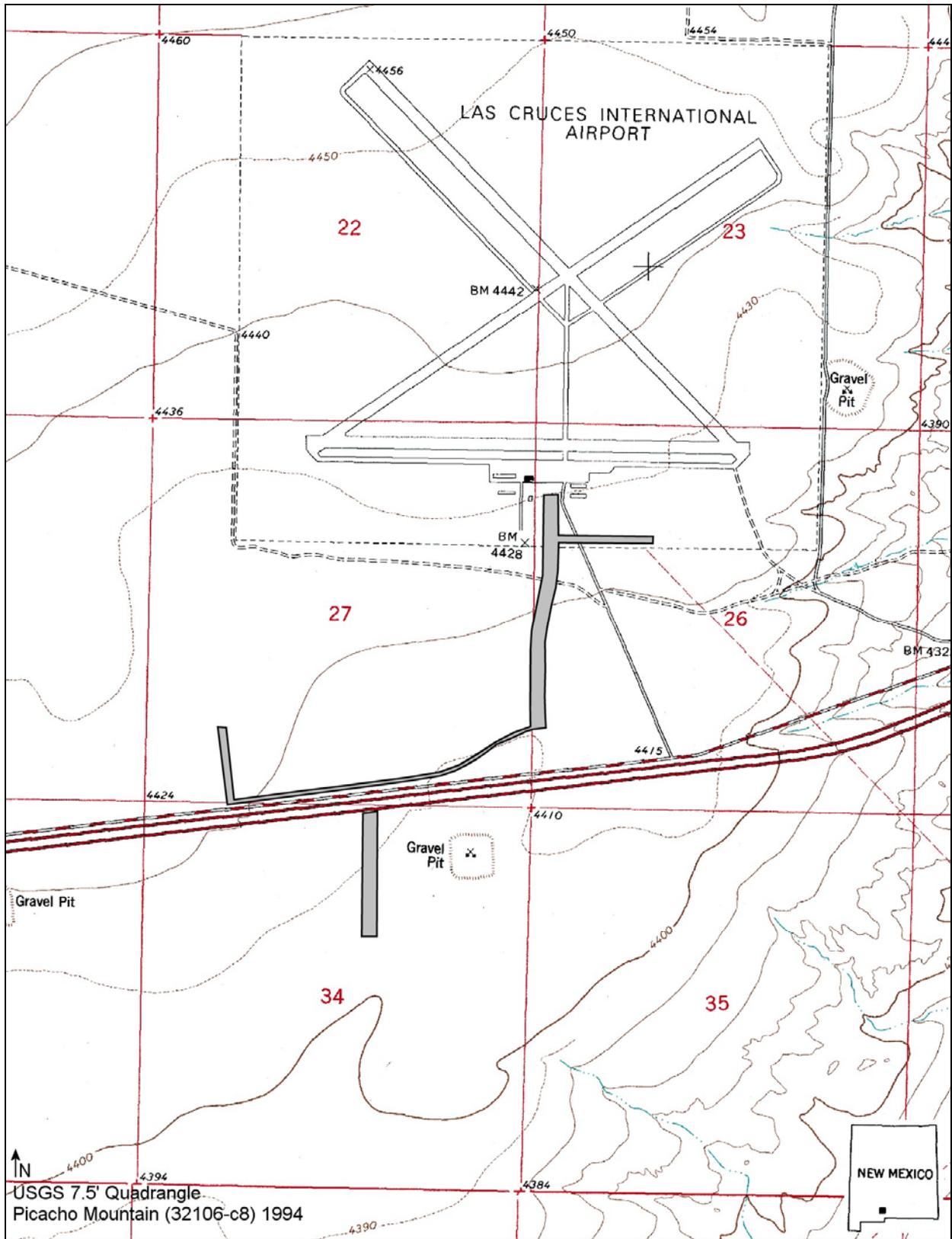


FIGURE 1 Location of the project area.



DEPARTMENT OF THE ARMY
ALBUQUERQUE DISTRICT, CORPS OF ENGINEERS
4101 JEFFERSON PLAZA NE
ALBUQUERQUE NM 87109-3435

February 20, 2007

Planning, Project and Program Management Division
Planning Branch
Environmental Resources Section

Honorable Jeff Houser
Chairman
Fort Sill Apache Tribe
Route 2, Box 121
Apache, Oklahoma 73006

RE: Consultation Invitation Regarding Las Cruces Industrial Park
Wastewater Improvements, Dona Ana County, New Mexico

Dear Chairman Houser:

The U.S. Army Corps of Engineers (Corps), at the request of the City of Las Cruces, is planning a project to upgrade the city's wastewater system. Work is being conducted under Section 595 of the Water Resources Development Act of 1999, Public Law 106-53, as amended, which authorizes the Corps to provide design and construction assistance for water-related environmental infrastructure and resource protection and development projects in New Mexico.

The purpose of this scoping letter is to inform you about this project, and to give you the opportunity to provide any concerns or comments you may have regarding this project.

If you have any questions about this project, please contact Danielle Galloway, biologist at (505) 342-3661, Lance Lundquist, archaeologist at (505) 342-3671, or Julie Hall, Chief of Environmental Resources Section, at (505) 342-3281. If you do have concerns about this project, please provide comments to the above address. For your convenience, we have included an acknowledgement letter as Enclosure 1 and a detailed project description as Enclosure 2.

Sincerely,

Julie Hall,
Chief, Environmental Resources
Section

Enclosures

Cf: Mr. Leland Michael Darrow
Tribal Historian
Fort Sill Apache Tribe
Route 2, Box 121
Apache, Oklahoma 73006

ENCLOSURE 1: Acknowledgement Letter

LAS CRUCES 595 Wastewater Systems Improvement Project

The purpose of this acknowledgement letter is to give you the opportunity to provide any concerns or comments you may have regarding the potential effects of the project, specifically, any concerns you may have regarding Indian Trust assets, traditional cultural properties, sacred sites, biological resources, or health and safety in the project area.

ACKNOWLEDGEMENT:

As a representative for the Fort Sill Apache Tribe, the undersigned acknowledges receipt of this request for comment, and having reviewed the project summary information, have:

[] NO CONCERNS [] CONCERNS (please write below, attach letter or call)

Concerns:

Signature: _____

Date: _____

Printed Name: _____

Title: _____

*** please mail or fax (505-342-3668) this form to the Corps ***

You received this request for comments because you are listed with the New Mexico Historic Preservation Division as having interest in activities undertaken in the project county(ies).

For future contact we would appreciate if you would make any appropriate changes to the following information:

Honorable Jeff Houser
Chairman
Fort Sill Apache Tribe
Route 2, Box 121
Apache, Oklahoma 73006
Telephone: 580-588-2298
Fax: 580-588-3133

Cf: Mr. Leland Michael Darrow
Tribal Historian
Fort Sill Apache Tribe
Route 2, Box 121
Apache, Oklahoma 73006

ENCLOSURE 2: Project Description

The U.S. Army Corps of Engineers (Corps), at the request of the City of Las Cruces is planning a project to upgrade the city's wastewater system. The project involves upgrades to the sewer system that serves the West Mesa Industrial Park, located on city property on the western side of town. The Corps is planning this work under Section 595 of the Water Resources Development Act of 1999, Public Law 106-53, as amended, which authorizes the Corps to provide design and construction assistance for water-related environmental infrastructure and resource protection and development projects in New Mexico. Las Cruces is located in Dona Ana County, New Mexico, north of the Texas/Mexico border. The project area is identified in Figure 1. The project is located on the Pichacho Mountain USGS 7.5' Quadrangle Map in Township 23 South, Range 1 West, Sections 26, 27, and 34.

The project involves connecting the airport, armory, and West Mesa Industrial Park, all currently on septic systems, to the city sanitary system. This project will also provide the basic infrastructure for future development. The system upgrades include a lift station and extension of the existing sewer system with 8-inch diameter, polyvinyl chloride (PVC) pipe. The project will require open cut utility trenching for the majority of the sewer line placement, excavation for lift station construction, and trenchless construction methods for sewer line placement under Interstate 10. Work would be conducted within current city property. Staging and access will use existing city facilities and paved roads. This project has the potential to disturb approximately 43.2 acres of city property.

On December 12, 2006 a Corps biologist conducted a reconnaissance survey of the proposed construction area(s). No Federal or State special status plant or animal species, or evidence thereof, were observed in or near the proposed construction area. The project complies with Executive Order 11990, Protection of Wetlands. There are no delineated wetlands associated with this project. The project would not change/affect water rights. The proposed action complies with Executive Order 11988 (Floodplain Management) that provides Federal guidance for activities within the floodplains of inland and coastal waters. The proposed activities would not affect stream hydrology, existing flow patterns, or cause increases in the extent, intensity and/or duration of flooding events.

On December 12, 2006 Corps archaeologists conducted an intensive archaeological survey of the approximately 43.2-acre project area. No historic properties were discovered within the project area during the survey. Two isolated occurrences, a broken mano and a chert flake, were recorded during survey.

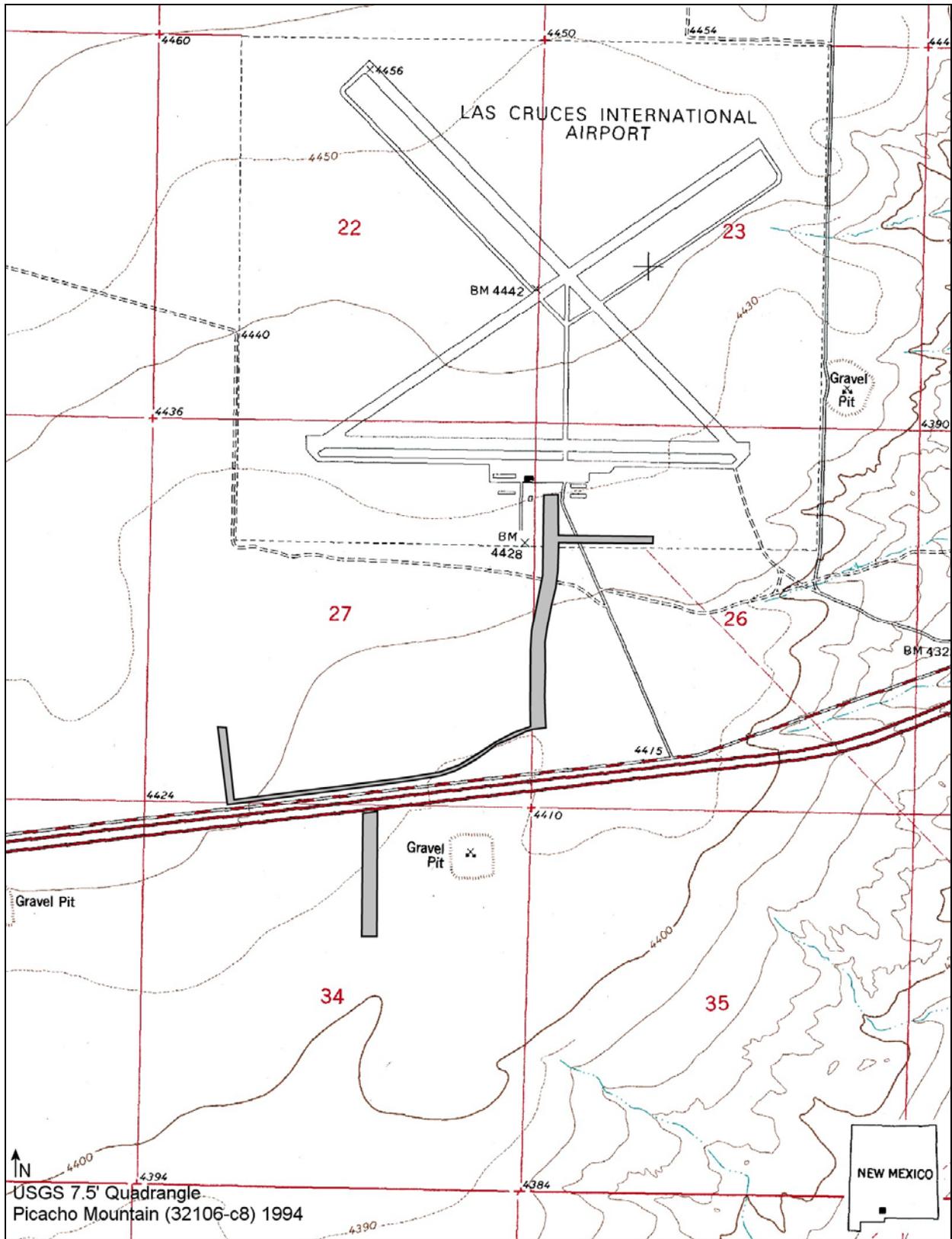


FIGURE 1 Location of the project area.



DEPARTMENT OF THE ARMY
ALBUQUERQUE DISTRICT, CORPS OF ENGINEERS
4101 JEFFERSON PLAZA NE
ALBUQUERQUE NM 87109-3435

February 20, 2007

Planning, Project and Program Management Division
Planning Branch
Environmental Resources Section

Honorable Mark Chino
President
Mescalero Apache Tribe
Post Office Box 227
Mescalero, New Mexico 88340

RE: Consultation Invitation Regarding Las Cruces Industrial Park
Wastewater Improvements, Dona Ana County, New Mexico

Dear President Chino:

The U.S. Army Corps of Engineers (Corps), at the request of the City of Las Cruces, is planning a project to upgrade the city's wastewater system. Work is being conducted under Section 595 of the Water Resources Development Act of 1999, Public Law 106-53, as amended, which authorizes the Corps to provide design and construction assistance for water-related environmental infrastructure and resource protection and development projects in New Mexico.

The purpose of this scoping letter is to inform you about this project, and to give you the opportunity to provide any concerns or comments you may have regarding this project.

If you have any questions about this project, please contact Danielle Galloway, biologist at (505) 342-3661, Lance Lundquist, archaeologist at (505) 342-3671, or Julie Hall, Chief of Environmental Resources Section, at (505) 342-3281. If you do have concerns about this project, please provide comments to the above address. For your convenience, we have included an acknowledgement letter as Enclosure 1 and a detailed project description as Enclosure 2.

Sincerely,

Julie Hall,
Chief, Environmental Resources
Section

Enclosures

Cf: Ms. Holly Houghton
Tribal Historic Preservation Officer
Mescalero Apache Tribe
Post Office Box 227
Mescalero, New Mexico 88340

ENCLOSURE 1: Acknowledgement Letter

LAS CRUCES 595 Wastewater Systems Improvement Project

The purpose of this acknowledgement letter is to give you the opportunity to provide any concerns or comments you may have regarding the potential effects of the project, specifically, any concerns you may have regarding Indian Trust assets, traditional cultural properties, sacred sites, biological resources, or health and safety in the project area.

ACKNOWLEDGEMENT:

As a representative for the Mescalero Apache Tribe, the undersigned acknowledges receipt of this request for comment, and having reviewed the project summary information, have:

[] NO CONCERNS [] CONCERNS (please write below, attach letter or call)

Concerns:

Signature: _____

Date: _____

Printed Name: _____

Title: _____

*** please mail or fax (505-342-3668) this form to the Corps ***

You received this request for comments because you are listed with the New Mexico Historic Preservation Division as having interest in activities undertaken in the project county(ies).

For future contact we would appreciate if you would make any appropriate changes to the following information:

Honorable Mark Chino
President
Mescalero Apache Tribe
Post Office Box 227
Mescalero, New Mexico 88340
Telephone: 505-464-4494
Fax: 505-464-9191

Cf: Ms. Holly Houghton
Tribal Historic Preservation
Officer
Mescalero Apache Tribe
Post Office Box 227
Mescalero, New Mexico 88340

ENCLOSURE 2: Project Description

The U.S. Army Corps of Engineers (Corps), at the request of the City of Las Cruces is planning a project to upgrade the city's wastewater system. The project involves upgrades to the sewer system that serves the West Mesa Industrial Park, located on city property on the western side of town. The Corps is planning this work under Section 595 of the Water Resources Development Act of 1999, Public Law 106-53, as amended, which authorizes the Corps to provide design and construction assistance for water-related environmental infrastructure and resource protection and development projects in New Mexico. Las Cruces is located in Dona Ana County, New Mexico, north of the Texas/Mexico border. The project area is identified in Figure 1. The project is located on the Pichacho Mountain USGS 7.5' Quadrangle Map in Township 23 South, Range 1 West, Sections 26, 27, and 34.

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On December 12, 2006 a Corps biologist conducted a reconnaissance survey of the proposed construction area(s). No Federal or State special status plant or animal species, or evidence thereof, were observed in or near the proposed construction area. The project complies with Executive Order 11990, Protection of Wetlands. There are no delineated wetlands associated with this project. The project would not change/affect water rights. The proposed action complies with Executive Order 11988 (Floodplain Management) that provides Federal guidance for activities within the floodplains of inland and coastal waters. The proposed activities would not affect stream hydrology, existing flow patterns, or cause increases in the extent, intensity and/or duration of flooding events.

On December 12, 2006 Corps archaeologists conducted an intensive archaeological survey of the approximately 43.2-acre project area. No historic properties were discovered within the project area during the survey. Two isolated occurrences, a broken mano and a chert flake, were recorded during survey.

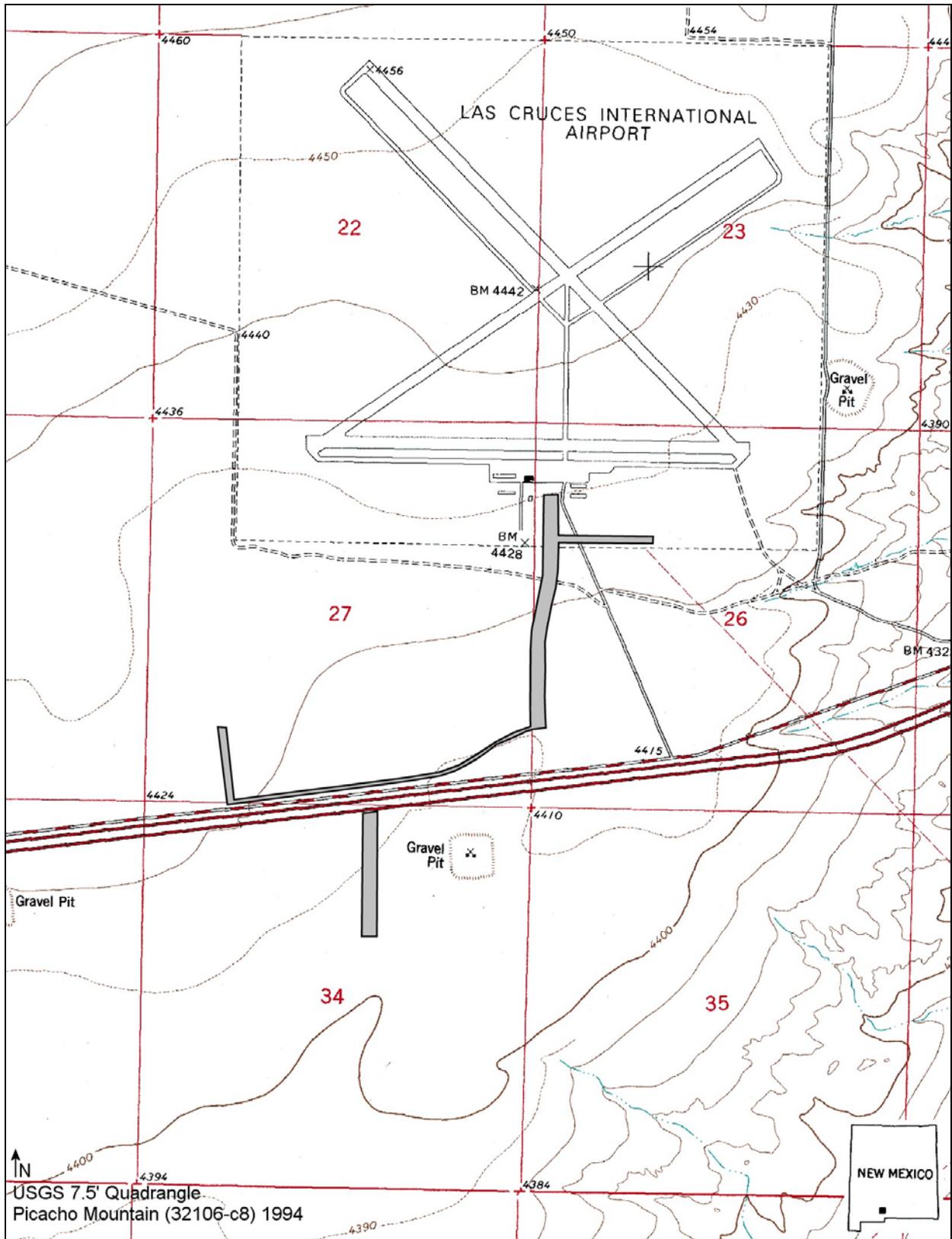


FIGURE 1 Location of the project area.



DEPARTMENT OF THE ARMY
ALBUQUERQUE DISTRICT, CORPS OF ENGINEERS
4101 JEFFERSON PLAZA NE
ALBUQUERQUE NM 87109-3435

February 20, 2007

Planning, Project and Program Management Division
Planning Branch
Environmental Resources Section

Honorable Joe Shirley
President
Navajo Nation
Post Office Box 9000
Window Rock, Arizona 86515

RE: Consultation Invitation Regarding Las Cruces Industrial Park
Wastewater Improvements, Dona Ana County, New Mexico

Dear President Shirley:

The U.S. Army Corps of Engineers (Corps), at the request of the City of Las Cruces, is planning a project to upgrade the city's wastewater system. Work is being conducted under Section 595 of the Water Resources Development Act of 1999, Public Law 106-53, as amended, which authorizes the Corps to provide design and construction assistance for water-related environmental infrastructure and resource protection and development projects in New Mexico.

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Sincerely,

Julie Hall,
Chief, Environmental Resources
Section

Enclosures

Cf: Mr. Alan Downer
Tribal Historic Preservation Officer
Navajo Nation
Post Office Box 4950
Window Rock, Arizona 86515

ENCLOSURE 1: Acknowledgement Letter

LAS CRUCES 595 Wastewater Systems Improvement Project

The purpose of this acknowledgement letter is to give you the opportunity to provide any concerns or comments you may have regarding the potential effects of the project, specifically, any concerns you may have regarding Indian Trust assets, traditional cultural properties, sacred sites, biological resources, or health and safety in the project area.

ACKNOWLEDGEMENT:

As a representative for the Navajo Nation, the undersigned acknowledges receipt of this request for comment, and having reviewed the project summary information, have:

[] NO CONCERNS [] CONCERNS (please write below, attach letter or call)

Concerns:

Signature: _____

Date: _____

Printed Name: _____

Title: _____

*** please mail or fax (505-342-3668) this form to the Corps ***

You received this request for comments because you are listed with the New Mexico Historic Preservation Division as having interest in activities undertaken in the project county(ies).

For future contact we would appreciate if you would make any appropriate changes to the following information:

Honorable Joe Shirley
President
Navajo Nation
Post Office Box 9000
Window Rock, Arizona 86515
Telephone: 928-871-6352
Fax: 928-871-4025

Cf: Mr. Alan Downer
Tribal Historic Preservation
Officer
Navajo Nation
Post Office Box 4950
Window Rock, Arizona 86515

ENCLOSURE 2: Project Description

The U.S. Army Corps of Engineers (Corps), at the request of the City of Las Cruces is planning a project to upgrade the city's wastewater system. The project involves upgrades to the sewer system that serves the West Mesa Industrial Park, located on city property on the western side of town. The Corps is planning this work under Section 595 of the Water Resources Development Act of 1999, Public Law 106-53, as amended, which authorizes the Corps to provide design and construction assistance for water-related environmental infrastructure and resource protection and development projects in New Mexico. Las Cruces is located in Dona Ana County, New Mexico, north of the Texas/Mexico border. The project area is identified in Figure 1. The project is located on the Pichacho Mountain USGS 7.5' Quadrangle Map in Township 23 South, Range 1 West, Sections 26, 27, and 34.

The project involves connecting the airport, armory, and West Mesa Industrial Park, all currently on septic systems, to the city sanitary system. This project will also provide the basic infrastructure for future development. The system upgrades include a lift station and extension of the existing sewer system with 8-inch diameter, polyvinyl chloride (PVC) pipe. The project will require open cut utility trenching for the majority of the sewer line placement, excavation for lift station construction, and trenchless construction methods for sewer line placement under Interstate 10. Work would be conducted within current city property. Staging and access will use existing city facilities and paved roads. This project has the potential to disturb approximately 43.2 acres of city property.

On December 12, 2006 a Corps biologist conducted a reconnaissance survey of the proposed construction area(s). No Federal or State special status plant or animal species, or evidence thereof, were observed in or near the proposed construction area. The project complies with Executive Order 11990, Protection of Wetlands. There are no delineated wetlands associated with this project. The project would not change/affect water rights. The proposed action complies with Executive Order 11988 (Floodplain Management) that provides Federal guidance for activities within the floodplains of inland and coastal waters. The proposed activities would not affect stream hydrology, existing flow patterns, or cause increases in the extent, intensity and/or duration of flooding events.

On December 12, 2006 Corps archaeologists conducted an intensive archaeological survey of the approximately 43.2-acre project area. No historic properties were discovered within the project area during the survey. Two isolated occurrences, a broken mano and a chert flake, were recorded during survey.

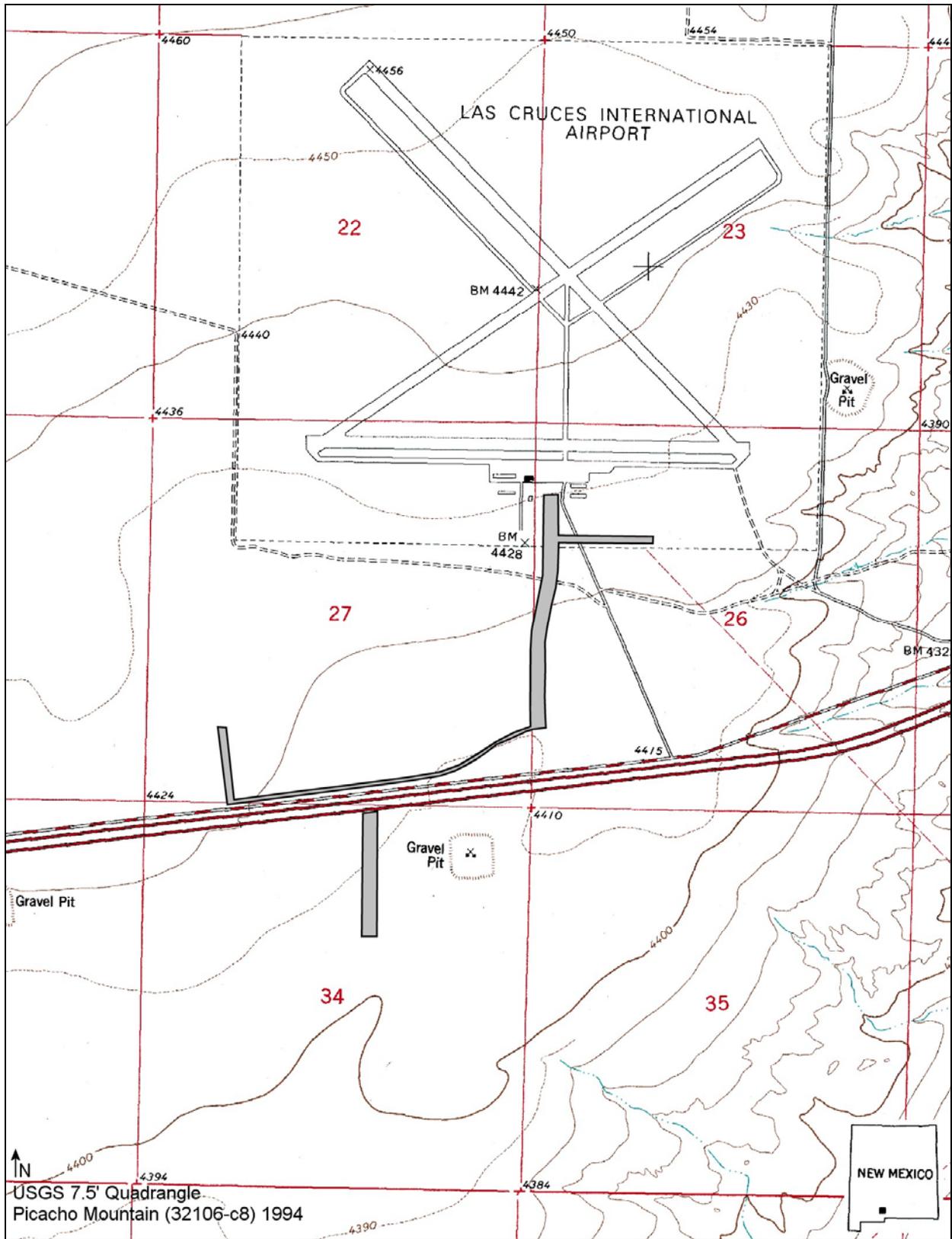


FIGURE 1 Location of the project area.



DEPARTMENT OF THE ARMY
ALBUQUERQUE DISTRICT, CORPS OF ENGINEERS
4101 JEFFERSON PLAZA NE
ALBUQUERQUE NM 87109-3435

February 20, 2007

Planning, Project and Program Management Division
Planning Branch
Environmental Resources Section

Honorable Robert Benevidas
Governor
Pueblo of Isleta
Post Office Box 1270
Isleta Pueblo, New Mexico 87022

RE: Consultation Invitation Regarding Las Cruces Industrial Park
Wastewater Improvements, Dona Ana County, New Mexico

Dear Governor Benevidas:

The U.S. Army Corps of Engineers (Corps), at the request of the City of Las Cruces, is planning a project to upgrade the city's wastewater system. Work is being conducted under Section 595 of the Water Resources Development Act of 1999, Public Law 106-53, as amended, which authorizes the Corps to provide design and construction assistance for water-related environmental infrastructure and resource protection and development projects in New Mexico.

The purpose of this scoping letter is to inform you about this project, and to give you the opportunity to provide any concerns or comments you may have regarding this project.

If you have any questions about this project, please contact Danielle Galloway, biologist at (505) 342-3661, Lance Lundquist, archaeologist at (505) 342-3671, or Julie Hall, Chief of Environmental Resources Section, at (505) 342-3281. If you do have concerns about this project, please provide comments to the above address. For your convenience, we have included an acknowledgement letter as Enclosure 1 and a detailed project description as Enclosure 2.

Sincerely,

Julie Hall,
Chief, Environmental Resources
Section

Enclosures

Cf: Mr. Max Zuni
Lt. Governor
Pueblo of Isleta
Post Office Box 1270
Isleta Pueblo, New Mexico 87022

ENCLOSURE 1: Acknowledgement Letter

LAS CRUCES 595 Wastewater Systems Improvement Project

The purpose of this acknowledgement letter is to give you the opportunity to provide any concerns or comments you may have regarding the potential effects of the project, specifically, any concerns you may have regarding Indian Trust assets, traditional cultural properties, sacred sites, biological resources, or health and safety in the project area.

ACKNOWLEDGEMENT:

As a representative for the Pueblo of Isleta, the undersigned acknowledges receipt of this request for comment, and having reviewed the project summary information, have:

[] NO CONCERNS [] CONCERNS (please write below, attach letter or call)

Concerns:

Signature: _____

Date: _____

Printed Name: _____

Title: _____

*** please mail or fax (505-342-3668) this form to the Corps ***

You received this request for comments because you are listed with the New Mexico Historic Preservation Division as having interest in activities undertaken in the project county(ies).

For future contact we would appreciate if you would make any appropriate changes to the following information:

Honorable Robert Benevidas
Governor
Pueblo of Isleta
Post Office Box 1270
Isleta Pueblo, New Mexico 87022
Telephone: 505-869-3111
Fax: 505-869-4236

Cf: Mr. Max Zuni
Lt. Governor
Pueblo of Isleta
Post Office Box 1270
Isleta Pueblo, New Mexico 87022

ENCLOSURE 2: Project Description

The U.S. Army Corps of Engineers (Corps), at the request of the City of Las Cruces is planning a project to upgrade the city's wastewater system. The project involves upgrades to the sewer system that serves the West Mesa Industrial Park, located on city property on the western side of town. The Corps is planning this work under Section 595 of the Water Resources Development Act of 1999, Public Law 106-53, as amended, which authorizes the Corps to provide design and construction assistance for water-related environmental infrastructure and resource protection and development projects in New Mexico. Las Cruces is located in Dona Ana County, New Mexico, north of the Texas/Mexico border. The project area is identified in Figure 1. The project is located on the Pichacho Mountain USGS 7.5' Quadrangle Map in Township 23 South, Range 1 West, Sections 26, 27, and 34.

The project involves connecting the airport, armory, and West Mesa Industrial Park, all currently on septic systems, to the city sanitary system. This project will also provide the basic infrastructure for future development. The system upgrades include a lift station and extension of the existing sewer system with 8-inch diameter, polyvinyl chloride (PVC) pipe. The project will require open cut utility trenching for the majority of the sewer line placement, excavation for lift station construction, and trenchless construction methods for sewer line placement under Interstate 10. Work would be conducted within current city property. Staging and access will use existing city facilities and paved roads. This project has the potential to disturb approximately 43.2 acres of city property.

On December 12, 2006 a Corps biologist conducted a reconnaissance survey of the proposed construction area(s). No Federal or State special status plant or animal species, or evidence thereof, were observed in or near the proposed construction area. The project complies with Executive Order 11990, Protection of Wetlands. There are no delineated wetlands associated with this project. The project would not change/affect water rights. The proposed action complies with Executive Order 11988 (Floodplain Management) that provides Federal guidance for activities within the floodplains of inland and coastal waters. The proposed activities would not affect stream hydrology, existing flow patterns, or cause increases in the extent, intensity and/or duration of flooding events.

On December 12, 2006 Corps archaeologists conducted an intensive archaeological survey of the approximately 43.2-acre project area. No historic properties were discovered within the project area during the survey. Two isolated occurrences, a broken mano and a chert flake, were recorded during survey.

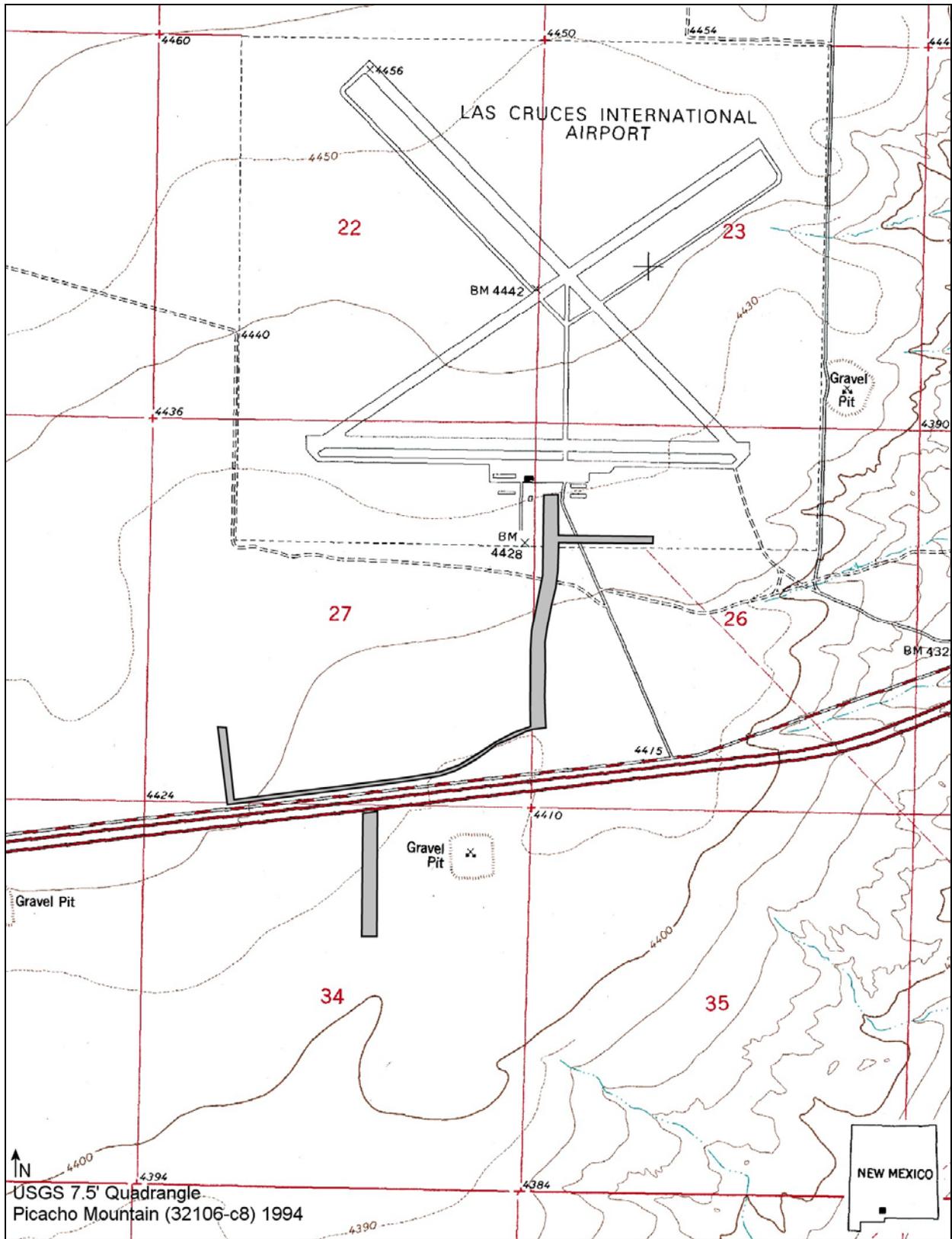


FIGURE 1 Location of the project area.



DEPARTMENT OF THE ARMY
ALBUQUERQUE DISTRICT, CORPS OF ENGINEERS
4101 JEFFERSON PLAZA NE
ALBUQUERQUE NM 87109-3435

February 20, 2007

Planning, Project and Program Management Division
Planning Branch
Environmental Resources Section

Honorable Ronnie Lupe
Chairman
White Mountain Apache Tribal Council
Post Office Box 700
Whiteriver, Arizona 85941

RE: Consultation Invitation Regarding Las Cruces Industrial Park
Wastewater Improvements, Dona Ana County, New Mexico

Dear Chairman Lupe:

The U.S. Army Corps of Engineers (Corps), at the request of the City of Las Cruces, is planning a project to upgrade the city's wastewater system. Work is being conducted under Section 595 of the Water Resources Development Act of 1999, Public Law 106-53, as amended, which authorizes the Corps to provide design and construction assistance for water-related environmental infrastructure and resource protection and development projects in New Mexico.

The purpose of this scoping letter is to inform you about this project, and to give you the opportunity to provide any concerns or comments you may have regarding this project.

If you have any questions about this project, please contact Danielle Galloway, biologist at (505) 342-3661, Lance Lundquist, archaeologist at (505) 342-3671, or Julie Hall, Chief of Environmental Resources Section, at (505) 342-3281. If you do have concerns about this project, please provide comments to the above address. For your convenience, we have included an acknowledgement letter as Enclosure 1 and a detailed project description as Enclosure 2.

Sincerely,

Julie Hall,
Chief, Environmental Resources
Section

Enclosures

ENCLOSURE 1: Acknowledgement Letter

LAS CRUCES 595 Wastewater Systems Improvement Project

The purpose of this acknowledgement letter is to give you the opportunity to provide any concerns or comments you may have regarding the potential effects of the project, specifically, any concerns you may have regarding Indian Trust assets, traditional cultural properties, sacred sites, biological resources, or health and safety in the project area.

ACKNOWLEDGEMENT:

As a representative for the White Mountain Apache Tribal Council, the undersigned acknowledges receipt of this request for comment, and having reviewed the project summary information, have:

[] NO CONCERNS [] CONCERNS (please write below, attach letter or call)

Concerns:

Signature: _____

Date: _____

Printed Name: _____

Title: _____

*** please mail or fax (505-342-3668) this form to the Corps ***

You received this request for comments because you are listed with the New Mexico Historic Preservation Division as having interest in activities undertaken in the project county(ies).

For future contact we would appreciate if you would make any appropriate changes to the following information:

Honorable Ronnie Lupe, Chairman
White Mountain Apache Tribal
Council
Post Office Box 700
Whiteriver, Arizona 85941
Telephone: 928-338-4346
Fax: 928-338-1514

ENCLOSURE 2: Project Description

The U.S. Army Corps of Engineers (Corps), at the request of the City of Las Cruces is planning a project to upgrade the city's wastewater system. The project involves upgrades to the sewer system that serves the West Mesa Industrial Park, located on city property on the western side of town. The Corps is planning this work under Section 595 of the Water Resources Development Act of 1999, Public Law 106-53, as amended, which authorizes the Corps to provide design and construction assistance for water-related environmental infrastructure and resource protection and development projects in New Mexico. Las Cruces is located in Dona Ana County, New Mexico, north of the Texas/Mexico border. The project area is identified in Figure 1. The project is located on the Pichacho Mountain USGS 7.5' Quadrangle Map in Township 23 South, Range 1 West, Sections 26, 27, and 34.

The project involves connecting the airport, armory, and West Mesa Industrial Park, all currently on septic systems, to the city sanitary system. This project will also provide the basic infrastructure for future development. The system upgrades include a lift station and extension of the existing sewer system with 8-inch diameter, polyvinyl chloride (PVC) pipe. The project will require open cut utility trenching for the majority of the sewer line placement, excavation for lift station construction, and trenchless construction methods for sewer line placement under Interstate 10. Work would be conducted within current city property. Staging and access will use existing city facilities and paved roads. This project has the potential to disturb approximately 43.2 acres of city property.

On December 12, 2006 a Corps biologist conducted a reconnaissance survey of the proposed construction area(s). No Federal or State special status plant or animal species, or evidence thereof, were observed in or near the proposed construction area. The project complies with Executive Order 11990, Protection of Wetlands. There are no delineated wetlands associated with this project. The project would not change/affect water rights. The proposed action complies with Executive Order 11988 (Floodplain Management) that provides Federal guidance for activities within the floodplains of inland and coastal waters. The proposed activities would not affect stream hydrology, existing flow patterns, or cause increases in the extent, intensity and/or duration of flooding events.

On December 12, 2006 Corps archaeologists conducted an intensive archaeological survey of the approximately 43.2-acre project area. No historic properties were discovered within the project area during the survey. Two isolated occurrences, a broken mano and a chert flake, were recorded during survey.

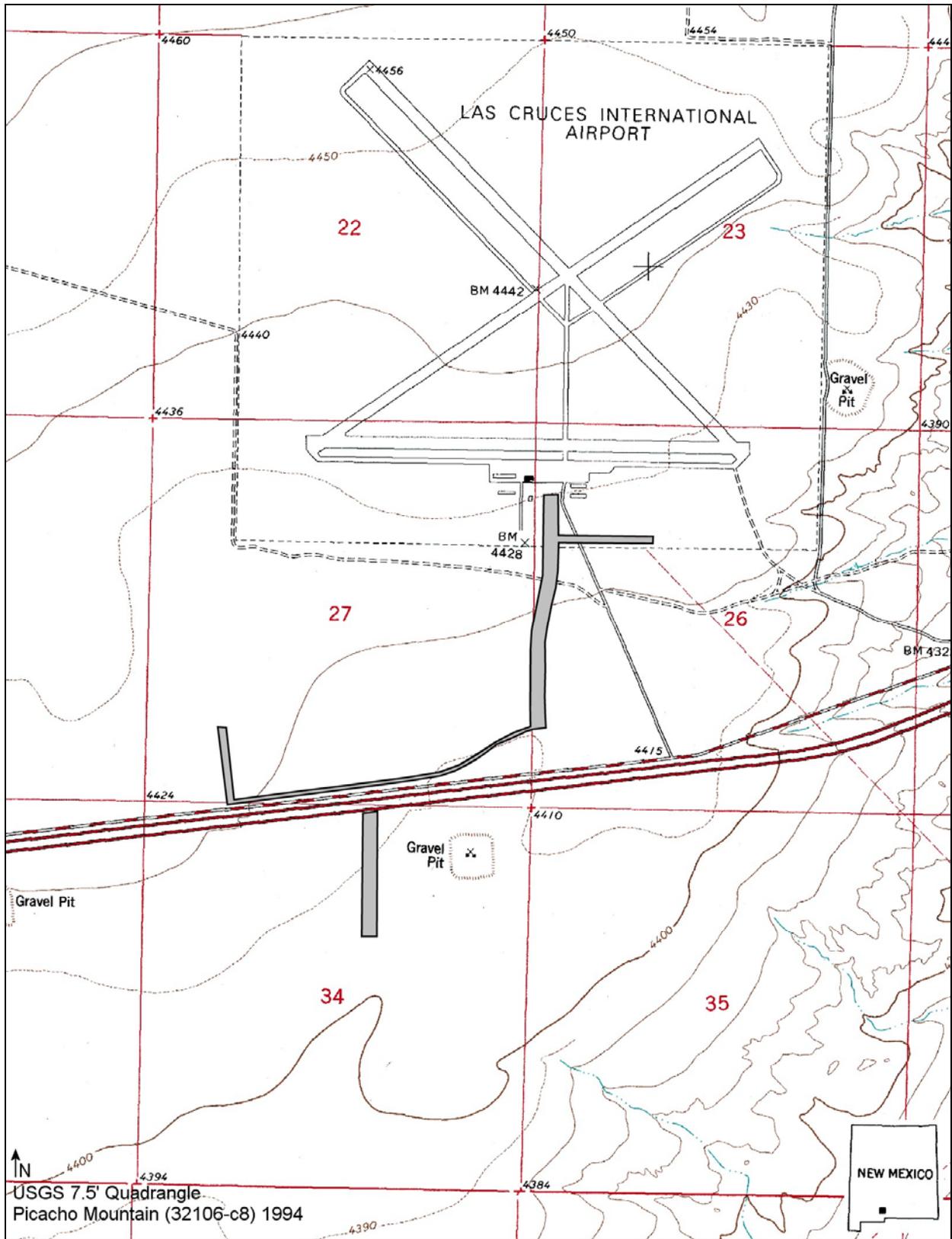


FIGURE 1 Location of the project area.



DEPARTMENT OF THE ARMY
ALBUQUERQUE DISTRICT, CORPS OF ENGINEERS
4101 JEFFERSON PLAZA NE
ALBUQUERQUE NM 87109-3435

February 20, 2007

Planning, Project and Program Management Division
Planning Branch
Environmental Resources Section

Honorable Arturo Senclair
Governor
Ysleta del Sur Pueblo
Post Office Box 17579, Ysleta Stn.
El Paso, Texas 79917

RE: Consultation Invitation Regarding Las Cruces Industrial Park
Wastewater Improvements, Dona Ana County, New Mexico

Dear Governor Senclair:

The U.S. Army Corps of Engineers (Corps), at the request of the City of Las Cruces, is planning a project to upgrade the city's wastewater system. Work is being conducted under Section 595 of the Water Resources Development Act of 1999, Public Law 106-53, as amended, which authorizes the Corps to provide design and construction assistance for water-related environmental infrastructure and resource protection and development projects in New Mexico.

The purpose of this scoping letter is to inform you about this project, and to give you the opportunity to provide any concerns or comments you may have regarding this project.

If you have any questions about this project, please contact Danielle Galloway, biologist at (505) 342-3661, Lance Lundquist, archaeologist at (505) 342-3671, or Julie Hall, Chief of Environmental Resources Section, at (505) 342-3281. If you do have concerns about this project, please provide comments to the above address. For your convenience, we have included an acknowledgement letter as Enclosure 1 and a detailed project description as Enclosure 2.

Sincerely,

Julie Hall,
Chief, Environmental Resources
Section

Enclosures

Cf: Mr. Rick Quezada
NAGPRA Representative
Ysleta del Sur Pueblo
Post Office Box 17579, Ysleta Stn.
El Paso, Texas 79917

ENCLOSURE 1: Acknowledgement Letter

LAS CRUCES 595 Wastewater Systems Improvement Project

The purpose of this acknowledgement letter is to give you the opportunity to provide any concerns or comments you may have regarding the potential effects of the project, specifically, any concerns you may have regarding Indian Trust assets, traditional cultural properties, sacred sites, biological resources, or health and safety in the project area.

ACKNOWLEDGEMENT:

As a representative for the Ysleta del Sur Pueblo, the undersigned acknowledges receipt of this request for comment, and having reviewed the project summary information, have:

[] NO CONCERNS [] CONCERNS (please write below, attach letter or call)

Concerns:

Signature: _____

Date: _____

Printed Name: _____

Title: _____

*** please mail or fax (505-342-3668) this form to the Corps ***

You received this request for comments because you are listed with the New Mexico Historic Preservation Division as having interest in activities undertaken in the project county(ies).

For future contact we would appreciate if you would make any appropriate changes to the following information:

Honorable Arturo Senclair
Governor
Ysleta del Sur Pueblo
Post Office Box 17579, Ysleta Stn.
El Paso, Texas 79917
Telephone: 915-859-7913
Fax: 915-859-4240

Cf: Mr. Rick Quezada
NAGPRA Representative
Ysleta del Sur Pueblo
Post Office Box 17579, Ysleta Stn.
El Paso, Texas 79917

ENCLOSURE 2: Project Description

The U.S. Army Corps of Engineers (Corps), at the request of the City of Las Cruces is planning a project to upgrade the city's wastewater system. The project involves upgrades to the sewer system that serves the West Mesa Industrial Park, located on city property on the western side of town. The Corps is planning this work under Section 595 of the Water Resources Development Act of 1999, Public Law 106-53, as amended, which authorizes the Corps to provide design and construction assistance for water-related environmental infrastructure and resource protection and development projects in New Mexico. Las Cruces is located in Dona Ana County, New Mexico, north of the Texas/Mexico border. The project area is identified in Figure 1. The project is located on the Pichacho Mountain USGS 7.5' Quadrangle Map in Township 23 South, Range 1 West, Sections 26, 27, and 34.

The project involves connecting the airport, armory, and West Mesa Industrial Park, all currently on septic systems, to the city sanitary system. This project will also provide the basic infrastructure for future development. The system upgrades include a lift station and extension of the existing sewer system with 8-inch diameter, polyvinyl chloride (PVC) pipe. The project will require open cut utility trenching for the majority of the sewer line placement, excavation for lift station construction, and trenchless construction methods for sewer line placement under Interstate 10. Work would be conducted within current city property. Staging and access will use existing city facilities and paved roads. This project has the potential to disturb approximately 43.2 acres of city property.

On December 12, 2006 a Corps biologist conducted a reconnaissance survey of the proposed construction area(s). No Federal or State special status plant or animal species, or evidence thereof, were observed in or near the proposed construction area. The project complies with Executive Order 11990, Protection of Wetlands. There are no delineated wetlands associated with this project. The project would not change/affect water rights. The proposed action complies with Executive Order 11988 (Floodplain Management) that provides Federal guidance for activities within the floodplains of inland and coastal waters. The proposed activities would not affect stream hydrology, existing flow patterns, or cause increases in the extent, intensity and/or duration of flooding events.

On December 12, 2006 Corps archaeologists conducted an intensive archaeological survey of the approximately 43.2-acre project area. No historic properties were discovered within the project area during the survey. Two isolated occurrences, a broken mano and a chert flake, were recorded during survey.

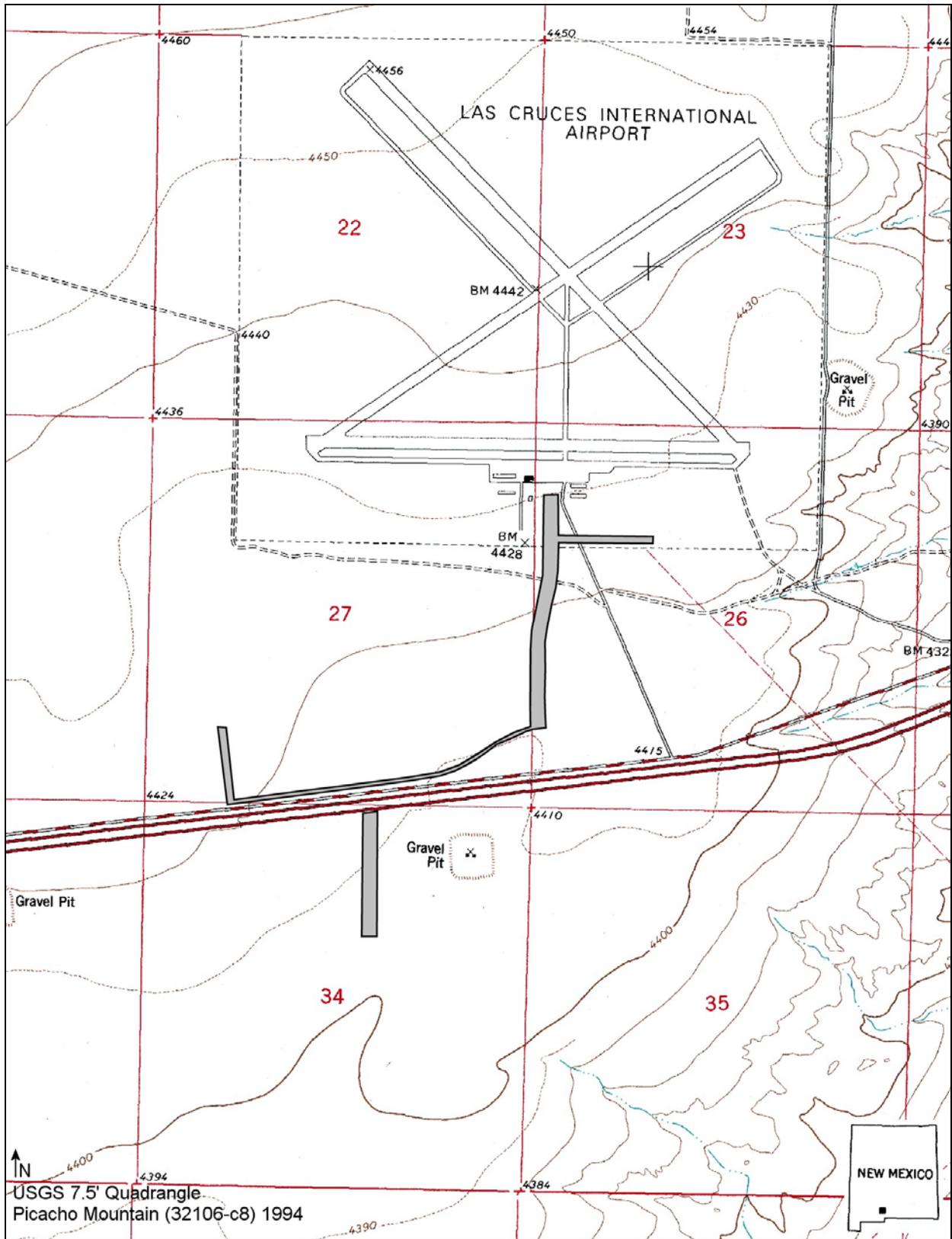


FIGURE 1 Location of the project area.



DEPARTMENT OF THE ARMY
ALBUQUERQUE DISTRICT, CORPS OF ENGINEERS
4101 JEFFERSON PLAZA NE
ALBUQUERQUE NM 87109-3435

February 20, 2007

Planning, Project and Program Management Division
Planning Branch
Environmental Resources Section

Honorable Billy Evans Horse
Chairman
Kiowa Tribe of Oklahoma
Post Office Box 369
Carnegie, Oklahoma 73015

RE: Consultation Invitation Regarding Las Cruces Industrial Park
Wastewater Improvements, Dona Ana County, New Mexico

Dear Chairman Horse:

The U.S. Army Corps of Engineers (Corps), at the request of the City of Las Cruces, is planning a project to upgrade the city's wastewater system. Work is being conducted under Section 595 of the Water Resources Development Act of 1999, Public Law 106-53, as amended, which authorizes the Corps to provide design and construction assistance for water-related environmental infrastructure and resource protection and development projects in New Mexico.

The purpose of this scoping letter is to inform you about this project, and to give you the opportunity to provide any concerns or comments you may have regarding this project.

If you have any questions about this project, please contact Danielle Galloway, biologist at (505) 342-3661, Lance Lundquist, archaeologist at (505) 342-3671, or Julie Hall, Chief of Environmental Resources Section, at (505) 342-3281. If you do have concerns about this project, please provide comments to the above address. For your convenience, we have included an acknowledgement letter as Enclosure 1 and a detailed project description as Enclosure 2.

Sincerely,

Julie Hall,
Chief, Environmental Resources
Section

Enclosures

ENCLOSURE 1: Acknowledgement Letter

LAS CRUCES 595 Wastewater Systems Improvement Project

The purpose of this acknowledgement letter is to give you the opportunity to provide any concerns or comments you may have regarding the potential effects of the project, specifically, any concerns you may have regarding Indian Trust assets, traditional cultural properties, sacred sites, biological resources, or health and safety in the project area.

ACKNOWLEDGEMENT:

As a representative for the Kiowa Tribe of Oklahoma, the undersigned acknowledges receipt of this request for comment, and having reviewed the project summary information, have:

[] NO CONCERNS [] CONCERNS (please write below, attach letter or call)

Concerns:

Signature: _____

Date: _____

Printed Name: _____

Title: _____

*** please mail or fax (505-342-3668) this form to the Corps ***

You received this request for comments because you are listed with the New Mexico Historic Preservation Division as having interest in activities undertaken in the project county(ies).

For future contact we would appreciate if you would make any appropriate changes to the following information:

Honorable Billy Evans Horse
Chairman
Kiowa Tribe of Oklahoma
Post Office Box 369
Carnegie, Oklahoma 73015
Telephone: 580-654-2300
Fax: 580-654-2188

ENCLOSURE 2: Project Description

The U.S. Army Corps of Engineers (Corps), at the request of the City of Las Cruces is planning a project to upgrade the city's wastewater system. The project involves upgrades to the sewer system that serves the West Mesa Industrial Park, located on city property on the western side of town. The Corps is planning this work under Section 595 of the Water Resources Development Act of 1999, Public Law 106-53, as amended, which authorizes the Corps to provide design and construction assistance for water-related environmental infrastructure and resource protection and development projects in New Mexico. Las Cruces is located in Dona Ana County, New Mexico, north of the Texas/Mexico border. The project area is identified in Figure 1. The project is located on the Pichacho Mountain USGS 7.5' Quadrangle Map in Township 23 South, Range 1 West, Sections 26, 27, and 34.

The project involves connecting the airport, armory, and West Mesa Industrial Park, all currently on septic systems, to the city sanitary system. This project will also provide the basic infrastructure for future development. The system upgrades include a lift station and extension of the existing sewer system with 8-inch diameter, polyvinyl chloride (PVC) pipe. The project will require open cut utility trenching for the majority of the sewer line placement, excavation for lift station construction, and trenchless construction methods for sewer line placement under Interstate 10. Work would be conducted within current city property. Staging and access will use existing city facilities and paved roads. This project has the potential to disturb approximately 43.2 acres of city property.

On December 12, 2006 a Corps biologist conducted a reconnaissance survey of the proposed construction area(s). No Federal or State special status plant or animal species, or evidence thereof, were observed in or near the proposed construction area. The project complies with Executive Order 11990, Protection of Wetlands. There are no delineated wetlands associated with this project. The project would not change/affect water rights. The proposed action complies with Executive Order 11988 (Floodplain Management) that provides Federal guidance for activities within the floodplains of inland and coastal waters. The proposed activities would not affect stream hydrology, existing flow patterns, or cause increases in the extent, intensity and/or duration of flooding events.

On December 12, 2006 Corps archaeologists conducted an intensive archaeological survey of the approximately 43.2-acre project area. No historic properties were discovered within the project area during the survey. Two isolated occurrences, a broken mano and a chert flake, were recorded during survey.

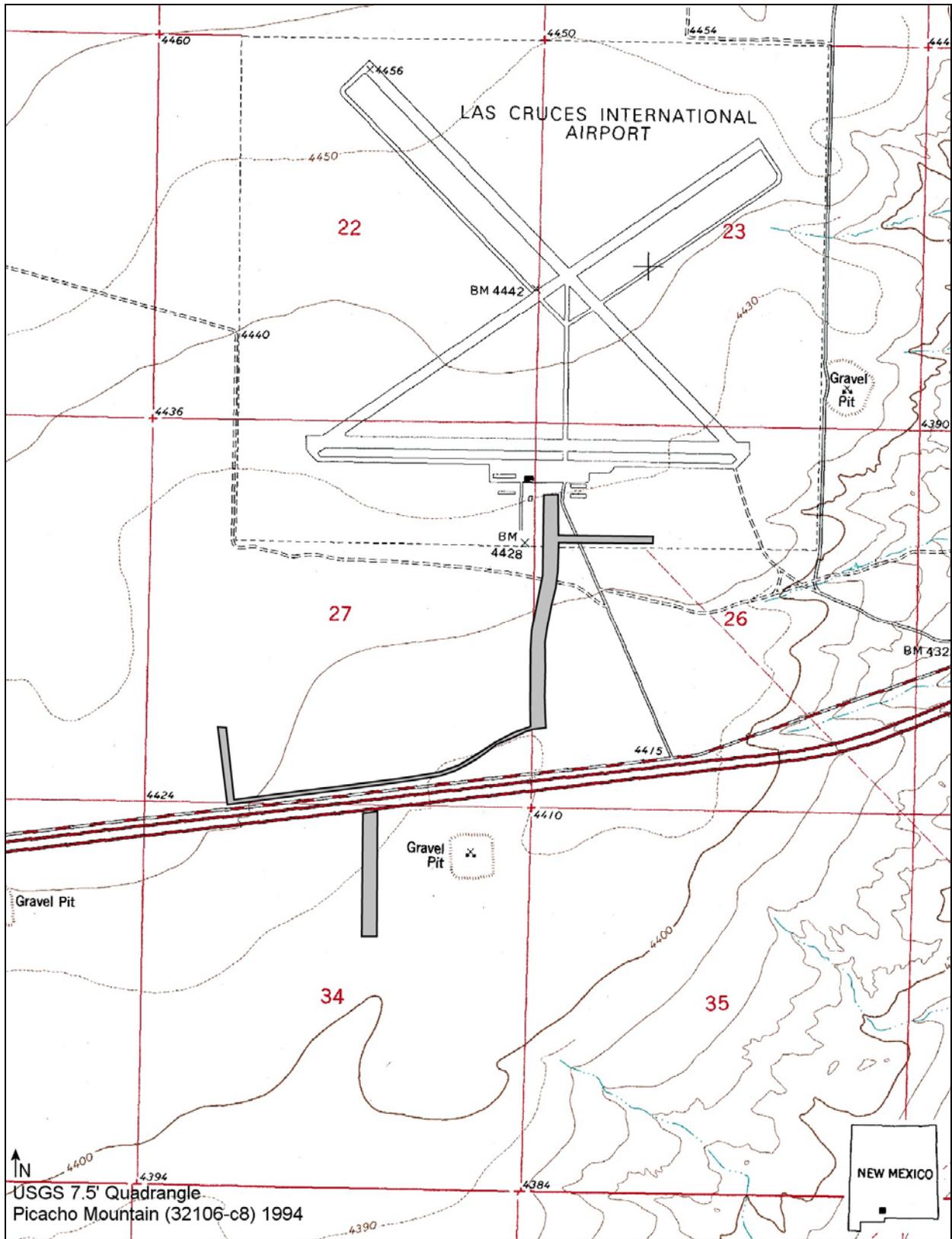


FIGURE 1 Location of the project area.

3. Tribal Scoping Letter Responses



March 19 2007

Julie Hall, Chief
Department of the Army
Albuquerque District, Corps of Engineers
Planning, Project and Program Management Division
Planning Branch
Environmental Resources Section
4101 Jefferson Plaza NE
Albuquerque, NM 87109-3435

Re: US Army Corps of Engineers, Albuquerque District consultation invitation regarding Las Cruces Industrial Park Wastewater Improvements, Dona Ana County, NM

Dear Ms. Hall:

Thank you for your letter of February 20th regarding the above referenced project.

At this time, the Comanche Nation has no immediate concerns or issues regarding this project; however, please keep us informed as your planning proceeds. We look forward to receiving any project reports, archaeological reports or other information that is derived from the planning, preparation, and construction work.

If in the process of the project human remains or archaeological items are discovered, we request that you immediately cease the project work and notify us so that we may discuss appropriate disposition with you and the other Tribal Nations that may be affected by such discoveries.

We look forward to your reports as activities proceed.

Sincerely,

A handwritten signature in cursive script that reads 'Ruth Toahty'.

Ruth Toahty, NAGPRA Coordinator

4. SHPO Coordination Letters



DEPARTMENT OF THE ARMY
ALBUQUERQUE DISTRICT, CORPS OF ENGINEERS
4101 JEFFERSON PLAZA NE
ALBUQUERQUE NM 87109-3435

January 4, 2006

Planning, Project and Program Management Division
Planning Branch
Environmental Resources Section

Ms. Katherine Slick
State Historic Preservation Officer
Historic Preservation Division
Bataan Memorial Building
407 Galisteo Street, Suite 236
Santa Fe, New Mexico 87501

RE: Concurrence Request Regarding Las Cruces Industrial Park
Wastewater Improvements, Dona Ana County, New Mexico

Dear Ms. Slick:

Pursuant to 36 CFR Part 800, the U.S. Army Corps of Engineers (Corps), Albuquerque District, is seeking your concurrence in our determination of "No Historic Properties Affected" for a proposed wastewater improvement project for the City of Las Cruces, Dona Ana County, New Mexico. The project involves upgrades to the sewer system in the West Mesa Industrial Park and is located on city property, on the western side of town. The Corps, at the request of Las Cruces, is conducting this work under Section 595 of the Water Resources Development Act of 1999, Public Law 106-53, as amended, which authorizes the Corps to provide design and construction assistance for water-related environmental infrastructure and resource protection and development projects in New Mexico.

The project involves connecting the airport, armory, and West Mesa Industrial Park, all currently on septic systems, to the city sanitary system. This project will also provide the basic infrastructure for future development. The system upgrades include a lift station and extension of the existing sewer system with 8-inch diameter, polyvinyl chloride (PVC) pipe. The project will require open cut utility trenching for the majority of the sewer line placement, excavation for lift station construction, and trenchless construction methods for sewer line placement under Interstate 10. Work would be conducted within current city property. Staging and access will use existing city facilities and paved roads.

On December 12, 2006 Corps archaeologists conducted an intensive archaeological survey of the approximately 43.2-acre project area. No historic properties were discovered within the project area during the survey. Two isolated occurrences, a broken mano and a chert flake, were recorded during survey.

Consistent with the Department of Defense's American Indian and Alaska Native Policy, signed by Secretary of Defense William S. Cohen on October 28, 1998, and based on the State of New Mexico Indian Affairs Department's 2006 Native American Consultations List, American Indian tribes that have indicated they have concerns in Dona Ana County have been contacted regarding the proposed project. To date, the Corps has received no indication of tribal concerns that would impact this project.

Pursuant to 36 CFR 800.4(d) and as documented in the enclosed negative survey report, the Corps is of the opinion that there would be no historic properties affected by this project or on the historic and cultural resources of the region.

Pursuant to 36 CFR 800.13, should previously unknown artifacts or cultural resource manifestations be encountered during construction, work would cease in the immediate vicinity of the resource. A determination of significance would be made, and a mitigation plan would be formulated in consultation with the New Mexico State Historic Preservation Officer and with American Indian Tribes that have cultural concerns in the area.

If you have questions or require additional information regarding the City of Las Cruces Industrial Project Wastewater Improvements project, please contact Mr. Lance Lundquist, archaeologist, at (505) 342-3671.

Sincerely,

Julie A. Hall
Chief, Environmental Resources
Section

I CONCUR

_____ Date

KATHERINE SLICK
NEW MEXICO STATE HISTORIC
PRESERVATION OFFICER

Enclosures

Copy Furnished: (w/o enclosures)

Don Klima, Director
Office of Federal Agency Programs
Advisory Council on Historic Preservation
1100 Pennsylvania Avenue, NW, Suite 809
Washington, D.C. 20004

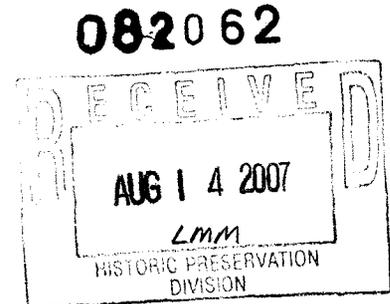


DEPARTMENT OF THE ARMY
ALBUQUERQUE DISTRICT, CORPS OF ENGINEERS
4101 JEFFERSON PLAZA NE
ALBUQUERQUE NM 87109-3435

August 10, 2007

Planning, Project and Program Management Division
Planning Branch
Environmental Resources Section

Ms. Katherine Slick
State Historic Preservation Officer
Historic Preservation Division
Bataan Memorial Building
407 Galisteo Street, Suite 236
Santa Fe, New Mexico 87501



Rec'd 9/4/07 LAC

Dear Ms. Slick:

Pursuant to 36 CFR Part 800, the U.S. Army Corps of Engineers (Corps), Albuquerque District, is seeking your concurrence in our determination of "No Historic Properties Affected" for a proposed wastewater improvement project for the City of Las Cruces, Dona Ana County, New Mexico. The project involves upgrades to the sewer system in the West Mesa Industrial Park and is located on city property, on the western side of town. The Corps, at the request of Las Cruces, is conducting this work under Section 595 of the Water Resources Development Act of 1999, Public Law 106-53, as amended, which authorizes the Corps to provide design and construction assistance for water-related environmental infrastructure and resource protection and development projects in New Mexico.

The project involves connecting the airport, armory, and West Mesa Industrial Park, all currently on septic systems, to the city sanitary system. This project will also provide the basic infrastructure for future development. The system upgrades include a lift station and extension of the existing sewer system with 8-inch diameter, polyvinyl chloride (PVC) pipe. The project will require open cut utility trenching for the majority of the sewer line placement, excavation for lift station construction, and trenchless construction methods for sewer line placement under Interstate Highway 10. Work would be conducted within current city property. Staging and access will use existing city facilities and paved roads.

On December 12, 2006 Corps archaeologists conducted an intensive archaeological survey of the approximately 45-acre project area. No historic properties were discovered within the project area during the survey. Two isolated occurrences, a broken mano and a chert flake, were recorded during survey.

Consistent with the Department of Defense's American Indian and Alaska Native Policy, signed by Secretary of Defense William S. Cohen on October 28, 1998, and based on the State of New Mexico Indian

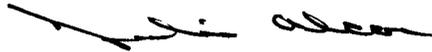
Affairs Department's 2006 Native American Consultations List, American Indian tribes that have indicated they have concerns in Dona Ana County have been contacted regarding the proposed project. To date, the Corps has received no indication of tribal concerns that would impact this project.

Pursuant to 36 CFR 800.4(d) and as documented in the enclosed negative survey report, the Corps is of the opinion that there would be no historic properties affected by this project or on the historic and cultural resources of the region.

Pursuant to 36 CFR 800.13, should previously unknown artifacts or cultural resource manifestations be encountered during construction, work would cease in the immediate vicinity of the resource. A determination of significance would be made, and a mitigation plan would be formulated in consultation with the New Mexico State Historic Preservation Officer and with American Indian Tribes that have cultural concerns in the area.

If you have questions or require additional information regarding the City of Las Cruces Industrial Project Wastewater Improvements project, please contact Mr. Lance Lundquist, archaeologist, at (505) 342-3671.

Sincerely,

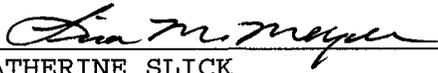


Julie Alcon
Chief, Environmental Resources
Section

8/28/07
Date

I CONCUR

For


KATHERINE SLICK
NEW MEXICO STATE HISTORIC
PRESERVATION OFFICER

Enclosures

Copy Furnished: (w/o enclosures)

Don Klima, Director
Office of Federal Agency Programs
Advisory Council on Historic Preservation
1100 Pennsylvania Avenue, NW, Suite 809
Washington, D.C. 20004

APPENDIX B
Public Comments

Public Review Comments Submitted by the New Mexico Department of Transportation (NMDOT)

Comment:

1. It appears from the EA map that the project will involve NMDOT right of way although the EA does not list NMDOT as a permitting agency on page 13 under General Consultation and Coordination. A NMDOT permit will be required if any of the project is within NMDOT right of way. Please clarify if indeed a NMDOT permit will be required for this project.
2. Page 11 of the EA indicates the negative cultural resources report (Lundquist 2007) is in Appendix A. I could find no such report.
3. If the NMDOT is a permitting agency, the NMDOT should have received a copy of the cultural resources report for review. Our records indicate we did not receive a copy of the report, but, again, the EA does not make it clear whether or not NMDOT is a permitting agency. Please clarify.
4. The EA does not list which species of plants and animals were observed in the project area. There are only county listings of what could occur. Was a biological survey conducted? If so, by whom and when?
5. What noxious weeds were observed? If noxious weeds do occur, what BMPs are in place to ensure noxious weeds won't be spread during or after construction?
6. Lastly, a public document such as this EA should never contain LA site forms and NMCRIS information with site location information (Appendix A). There are UTM coordinates on these documents! These documents are classified as sensitive information and are exempt from the Freedom of Information Act. Please remove the LA forms and NMCRIS information from your electronic copy ASAP.

Corps' Response:

1. Coordination on the project by the City of Las Cruces with NMDOT was previously initiated and is ongoing pending final design. The City of Las Cruces would be required to obtain a NMDOT permit for this project prior to construction.
2. The cultural resources report has been included in Appendix A and a copy forwarded to NMDOT.
3. NMDOT would be a permitting agency for this project (see response 1) and has been forwarded a copy of the cultural resources report (see response 2).
4. The Corps conducted a biological survey on December 12, 2006.
5. No noxious weeds were observed during the winter biological survey. BMP for addressing noxious weeds have been added to the document. All equipment would be cleaned with a high-pressure water jet before leaving an area and entering a new area.
6. The NMCRIS information was removed immediately from the electronic copies of the EA.