

ER Routing Slip

Date Received 10/25/2018

Parish SJ

Archaeology	<u>mk</u>	<u>11/7/2018</u>
	Initial	Date

Historic Preservation	<u>ARM</u>	<u>11/01/2018</u>
	Initial	Date

- | | | |
|--------------------------|-------------------------------------|---|
| <input type="checkbox"/> | <input type="checkbox"/> | No Properties |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | No Historic Properties Affected |
| <input type="checkbox"/> | <input type="checkbox"/> | No Historic Properties Adversely Affected |
| <input type="checkbox"/> | <input type="checkbox"/> | Historic Properties Adversely Affected |

Comments:

chip response?



RECEIVED

OCT 25 2018

ARCHAEOLOGY

October 25, 2018

Charles R. McGimsey, Ph.D.
State Archaeologist
Division of Archaeology
Office of Cultural Development
Louisiana Department of Culture, Recreation and Tourism
P.O. Box 44247
Baton Rouge, LA 70804

Via Electronic Mail: cmcgimsey@crt.la.gov

Re: Memorandum of Understanding
Acadia and Buena Vista Cemeteries
FG LA LLC – Proposed St. James Facility
Welcome, St. James Parish, Louisiana
Providence Project Number: 140-019

Dear Dr. McGimsey:

This Memorandum of Understanding (MOU) outlines FG LA LLC's (FG's) assessment and proposed actions regarding the Acadia and Buena Vista Cemeteries identified within the footprint of FG's proposed St. James Facility in Welcome, St. James Parish, Louisiana. Site preparation and facility construction will begin upon receipt of all required permits, including but not limited to the Louisiana Department of Natural Resources (LDNR) Office of Coastal Management (OCM) Coastal Use Permit and the U.S. Army Corps of Engineers Section 10/404 Permit for which cultural resource issues must be addressed.

FG was made aware of these historical cemeteries by the Department of Culture, Recreation and Tourism, Office of Cultural Development, State Historic Preservation Office (SHPO) after an independent researcher provided an 1878 map depicting these cemeteries to the SHPO. **Attachment 1** depicts the historic locations of the cemeteries, including 100-foot buffers, within the proposed FG St. James Facility footprint.

Acadia Cemetery

As shown in **Attachment 2**, the historic location of the Acadia Cemetery appears to have been within the area of a previously-excavated borrow pit that is approximately ten feet deep and filled with water. (As noted in FG's Coastal Use Permit application filings, the borrow pit was excavated prior to FG's ownership of the property, and not by FG.) Because FG's activities during site preparation and facility construction would result in unavoidable disturbance of the land on which the Acadia Cemetery was historically situated, SHPO required further evaluation to delineate the boundaries of the cemetery (if any remains were found) and to relocate human remains and funerary objects, if applicable.

On behalf of FG, Providence contracted TerraXplorations, Inc. (TerraX) for an investigation of the Acadia Cemetery. On September 25, 2018, TerraX submitted a Burial Permit Application to the SHPO describing the proposed research design for mapping and delineation of the cemetery in accordance with Section 676.C

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of the Louisiana Unmarked Human Burial Site Preservation Act (Revised Statute 8:671 – 681). The Burial Permit was issued by the SHPO on October 1, 2018. Excavation and trenching were completed along the northern and western margins of the borrow pit in accordance with the Burial Permit from October 8 through October 12, 2018. TerraX provided all necessary personnel and equipment to conduct the investigation. SHPO representatives observed excavation and trenching on October 9, 2018. No evidence of human remains or funerary objects was identified.

In addition to fieldwork, archival research is being conducted. This research will involve a search of census records, histories, previous reports, and courthouse records. A detailed report of the work completed and findings will be prepared and submitted to SHPO. As no evidence of human remains or funerary objects was found, it is our understanding that site preparation and construction in this area can proceed once applicable permits are obtained.

Buena Vista Cemetery

As shown in **Attachment 3**, the Buena Vista Cemetery appears to straddle the eastern property boundary, with a portion of the cemetery being situated on FG's property. The remaining portion appears to be located on the adjacent Gaviolon Tract. In addition, a liquid petroleum gas pipeline operated by Dow Pipeline Company (Dow)/UCAR runs through the cemetery, parallel to the property boundary.

FG's current site preparation and construction plans do not include disturbance of this area of the property. However, in order to mitigate against any potential indirect impacts associated with site preparation and construction, fencing will be installed. Should FG desire to relocate the cemetery at some point in the future (under SHPO-approved Burial and Cemetery Permits), the appropriate approvals and permits would be applied for from SHPO, and fencing would remain in place until cemetery relocation, as applicable.

Dow safety representatives have advised FG that fencing of their right-of-way is inappropriate due to safety concerns. Accordingly, a U-shaped fence will be installed up to the eastern property boundary, less and except the 30-foot easement for the Dow (UCAR) pipeline. In addition, it is our understanding that the portion of the cemetery and the 100-foot buffer on the Gaviolon Tract is not required to be fenced, as the owners of this tract have no current plans to disturb this area. It is FG's understanding that SHPO will have separate agreements in place with Dow and the owners of the Gaviolon Tract regarding their responsibilities for protection of the Buena Vista Cemetery outside of this MOU.

On behalf of FG, Providence will design the fence, provide construction stake-out services for the selected fence contractor, and provide oversight of fence installation to ensure fencing is installed in the proper locations and per design specifications. Providence will prepare a brief letter report for submittal to SHPO documenting fencing installation.

Providence respectfully requests SHPO's concurrence of this MOU on behalf of FG. If you have any questions, please contact Paul Clifton or me at (225) 766-7400.

Best Regards,



Melanie Hanks

Site Evaluation and Remediation Services Director

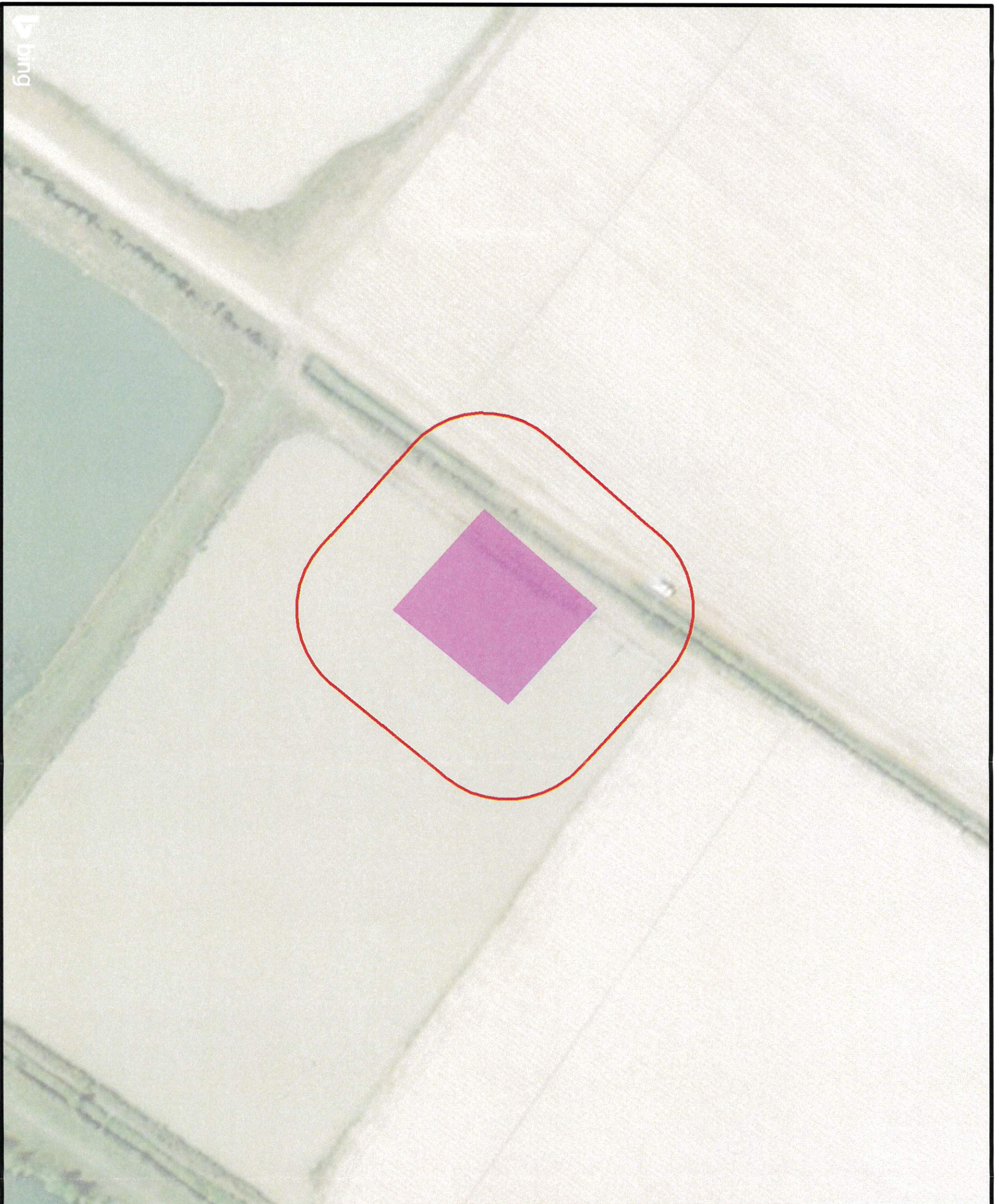
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ATTACHMENTS



Legend

- Historical Cemetery Location
- 100' Buffer

Reference

Base map comprised of Bing Maps aerial imagery from (c) 2018 Microsoft Corporation and its data suppliers. Cemetery location provided from Terrax.



Acadia Cemetery Map

Memorandum of Understanding
 Welcome, St. James Parish, Louisiana

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Proposed St. James Facility

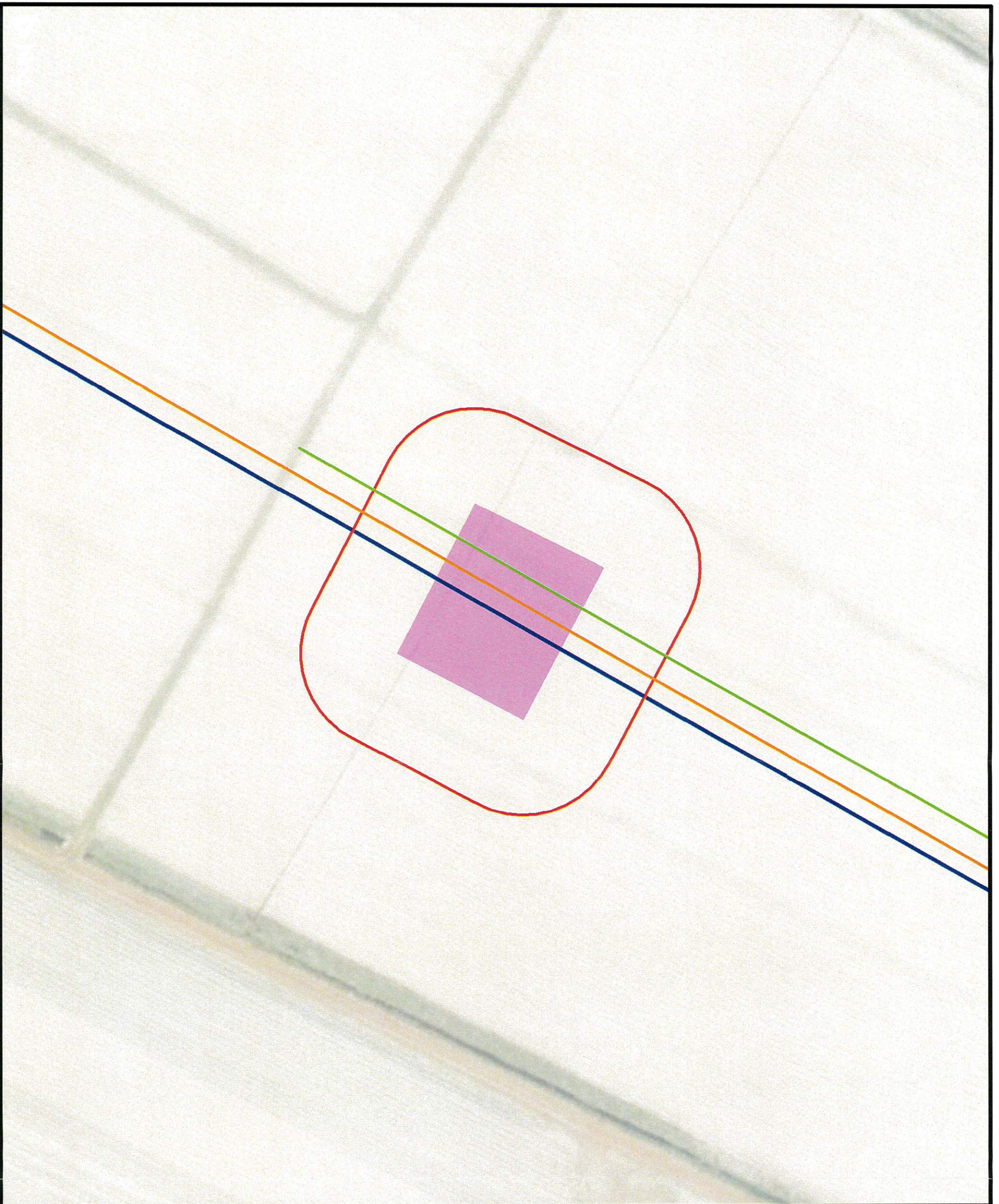
Drawn By	LMM	10/23/18
Checked By	MMH	10/23/18
Approved By	MMH	10/23/18

Project Number	140-019
Drawing Number	140-019-B004








2

Attachment



Legend

-  Property Boundary
-  Historical Cemetery Location
-  100' Buffer
-  Confirmed UCAR 8" Pipeline Location
-  NPMs UCAR Pipeline Location

Reference

Base map comprised of Bing Maps aerial imagery from (c) 2018 Microsoft Corporation and its data suppliers. Pipeline data obtained from the National Pipeline Mapping System (NPMs) Public Viewer on 07/25/18. Cemetery location provided from Terrax.



Buena Vista Cemetery Map

Memorandum of Understanding
 Welcome, St. James Parish, Louisiana

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Proposed St. James Facility

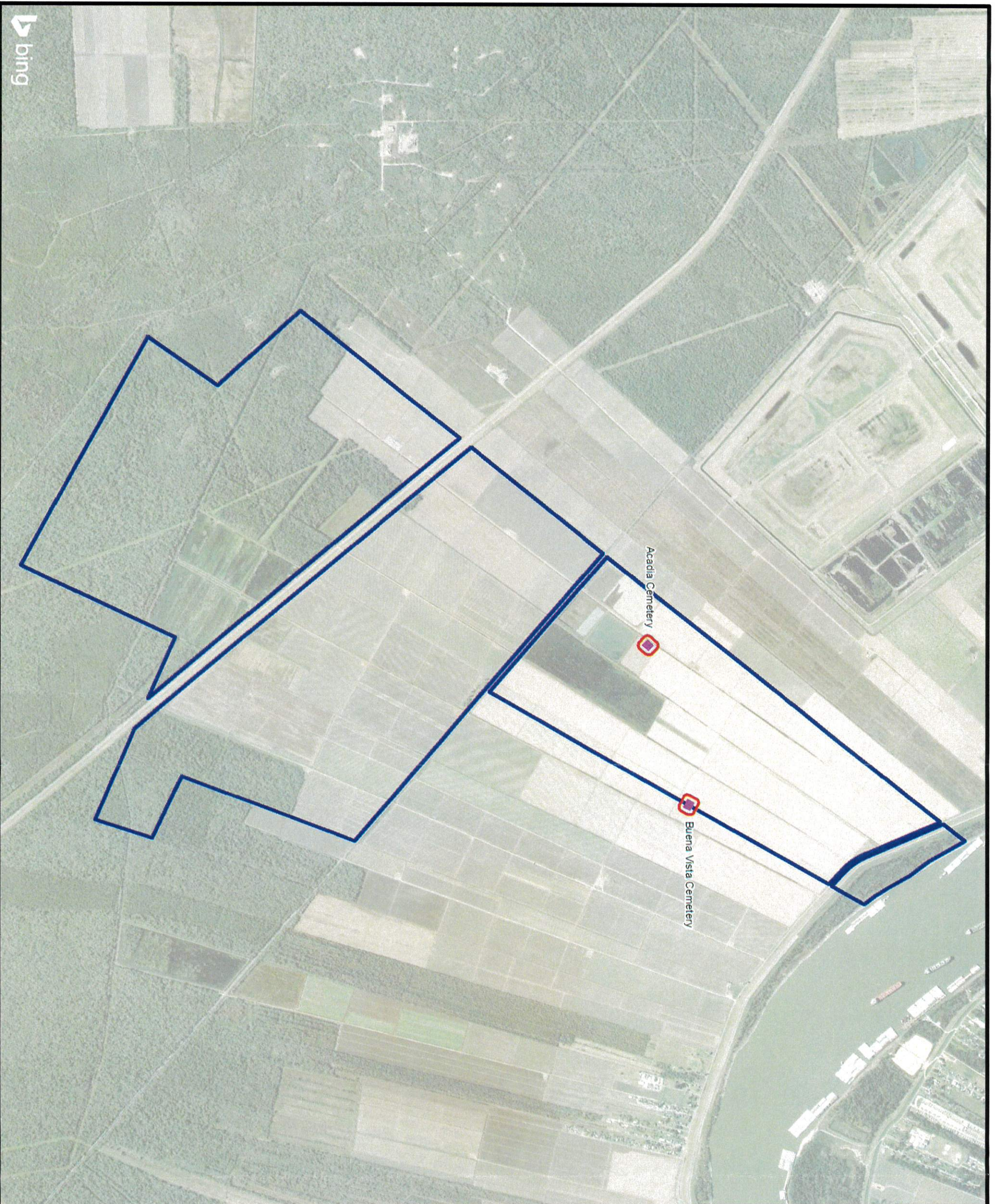
Drawn By	LMM	10/23/18
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Approved By	MMH	10/23/18

Project Number	140-019
Drawing Number	140-019-B005






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Attachment



Legend

-  Property Boundary
-  Historical Cemetery Location
-  100' Buffer

Reference

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Historical Cemeteries Location Map

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Welcome, St. James Parish, Louisiana

FG L A L L C

Proposed St. James Facility

	Drawn By	LMM	10/23/18
	Checked By	MMH	10/23/18
	Approved By	MMH	10/23/18
	Project Number	140-019	
	Drawing Number	140-019-B003	
	Attachment	1	