

**From:** [Section106](#)  
**To:** [Owen, Catherine](#)  
**Subject:** Re: FM# 430132-1 and 430132-2 SR 35 (US 301) from CR 470 to FLA TPK, Sumter County - Design CRAS Addendum  
**Date:** Monday, September 9, 2024 12:29:00 PM  
**Attachments:** [image001.png](#)

---

**EXTERNAL SENDER: Use caution with links and attachments.**

Ms. Owen,

Thank you for your recent correspondence regarding the Proposed State Road Improvements from County Road 470 to Florida's Turnpike located in **Sumter County, Florida**. This project is occurring within the Muscogee (Creek) Nation's area of interest. This response is in accordance with 36 CFR Part 800.2(c)(2)(ii)(D) to assist your identification efforts for this undertaking in compliance with Section 106 of the National Historic Preservation Act. The Muscogee (Creek) Nation appreciates the invitation to consult on this undertaking.

The Muscogee (Creek) Nation is unaware of any Muscogee sacred sites, burial grounds, or significant cultural resources located within the immediate project area. Due to no NRHP eligible sites being located within the APE, the Muscogee (Creek) Nation concurs with the determination of **No Historic Properties Affected** for the proposed undertaking.

However, due to the historic presence of Muscogee people in the project area and the presence of a mound within the vicinity of the tract, inadvertent discoveries of cultural resources, human remains and related NAGPRA items may occur, even in areas of existing or prior development. Should this occur, the Muscogee (Creek) Nation requests that all work cease and our office as well as other appropriate agencies be notified immediately.

We also ask that you please send a map or coordinates along with your projects so we can easily find the location.

Please let me know if you have any questions, mvto!

**Abigail Dairaghi, M.A.** (she/her)  
Assistant NAGPRA Coordinator  
Historic and Cultural Preservation Department  
The Muscogee (Creek) Nation  
P.O. Box 580 | Okmulgee, OK 74447  
T (918) 732-7639 | F (918) 758-0649  
[MuscogeeNation.com](http://MuscogeeNation.com)

---

**From:** Owen, Catherine <Catherine.Owen@dot.state.fl.us>  
**Sent:** Monday, August 12, 2024 6:32 AM  
**To:** Section106 <section106@mcn-nsn.gov>  
**Cc:** Rothrock, Lindsay <Lindsay.Rothrock@dot.state.fl.us>  
**Subject:** RE: FM# 430132-1 and 430132-2 SR 35 (US 301) from CR 470 to FLA TPK, Sumter County - Design CRAS Addendum

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good morning:

Please see attached transmittal letter regarding this project; it was revised to include the subject of the letter (inadvertently deleted from the version I previously sent you).

Kind regards, cathy

Catherine B. Owen, M.S.  
Environmental Specialist IV  
District Cultural Resources Coordinator  
FDOT District Five  
719 S. Woodland Blvd.  
DeLand FL 32720  
phone (386) 943-5383



---

**From:** Owen, Catherine

**Sent:** Thursday, August 8, 2024 12:04 PM

**To:** section106@mcn-nsn.gov

**Cc:** Rothrock, Lindsay <Lindsay.Rothrock@dot.state.fl.us>

**Subject:** FM# 430132-1 and 430132-2 SR 35 (US 301) from CR 470 to FLA TPK, Sumter County - Design CRAS Addendum

Dear Sir or Madam:

Attached please find a transmittal letter regarding the *Cultural Resource Assessment Survey Addendum for State Road 35 (US 301)*

*Improvements from County Road 470 to Florida's Turnpike, Sumter County, Florida.* The Florida Department of Transportation (FDOT), District 5, is proposing roadway improvements including widening of

existing SR 35 and construction of stormwater management ponds along the corridor for this Moving Florida Forward design project. This cultural resource assessment survey (CRAS) serves as a design phase addendum to the survey titled *Cultural Resource Assessment Survey of US 301 (SR 35) from CR 470 West to SR 44, Sumter County, Florida*. This document is being provided to you via FTA due to size. During this project's Project Development and Environment (PD&E) Study (2017-2019), various documents were provided to the consulting parties, including the corridor CRAS, ponds CRAS addendum, Effects Assessment, Memorandum of Agreement (MOA), and the Data Recovery Plan for Phase III Archaeological Site Mitigation at 8SM00933 (as stipulated by the MOA); all efforts were conducted in accordance with the requirements set forth in Section 106 of the *National Historic Preservation Act* of 1966, as amended, found in 36 CFR Part 800 (*Protection of Historic Properties*).

As a result of the current archaeological survey, two new archaeological sites (8SM01417, 8SM01433), two previously recorded archaeological sites (8SM01023, 8SM0093), and one archaeological occurrence were recorded within the project Area of Potential Effects (APE). The two newly recorded sites were recommended as ineligible for listing in the National Register of Historic Places (NRHP). There was insufficient information to provide an NRHP eligibility recommendation for site 8SM01023; however, it will not be impacted by the project as a proposed pond overlapping that site was removed from project consideration.

Previously recorded site 8SM00933, which extends along SR 35 approx. 1.1 km (0.7 mi) north of the intersection of SR 35 and CR 470 and overlaps the majority of the Pond 1 footprint, was evaluated as eligible for the NRHP by the State Historic Preservation Officer (SHPO) in 2017. The findings of the PD&E CRAS concluded that avoidance of the site by the project was not possible, and therefore, mitigation of project related adverse effects through archaeological data recovery was recommended. FDOT memorialized a commitment to mitigate project related effects through archaeological data recovery in a MOA executed with the SHPO in 2019. *As of the submittal of this*

*report, Phase III archaeological data recovery is scheduled for site 8SM00933 after right-of way-acquisition and prior to roadway construction according to the stipulations of the MOA.*

Based on the results of this study, it is the opinion of the FDOT District Five that, other than site 8SM00933, the District recommends that the project will result in No Historic Properties Affected. This CRAS Addendum is being provided to the SHPO concurrently.

We are respectfully seeking your review and opinion regarding the findings and recommendations presented in the enclosed report and look forward to continuing consultation regarding this project.

Kind regards,

Catherine B. Owen, M.S.  
Environmental Specialist IV  
District Cultural Resources Coordinator  
FDOT District Five  
719 S. Woodland Blvd.  
DeLand FL 32720  
phone (386) 943-5383

