MEMORANDUM OF AGREEMENT
BETWEEN THE
ILLINOIS HISTORIC PRESERVATION AGENCY
AND
NATURAL RESOURCES CONSERVATION SERVICE
FOR THE McDOWELL GROVE DAM MODIFICATION PROJECT
LOCATED IN NAPERVILLE, DUPAGE COUNTY, ILLINOIS

WHEREAS, the Natural Resources Conservation Service (NRCS) has consulted with the Illinois Historic Preservation Agency (IHPA) concerning the McDowell Grove Dam Modification Project (the project) located in Naperville, DuPage, Illinois, in accordance with Section 106 of the National Historic Preservation Act of 1966, as amended [the Act]; and

WHEREAS, NRCS proposes to give a water shed and flood prevention operations grant to the County of DuPage (County) for watershed and flood prevention operations; and

WHEREAS, NRCS and IHPA agree that the proposal to modify the McDowell Grove Dam and demolish associated bridge abutments, structures potentially eligible for listing on the National Register of Historic Places, constitutes an adverse effect as defined in 36 CFR 800.5 (a) of the rules that govern the Act; and

WHEREAS, archaeological investigations concluded that no sites of archaeological significance exist within the project area; and

WHEREAS, the County participated in the consultation process and has been invited to concur in this MOA;

NOW THEREFORE, NRCS and IHPA agree that the following measures shall be implemented in order to take into account the adverse effect of the project on the McDowell Grove Dam and associated bridge abutments.

Stipulations

The County, through Christopher Burke Engineering West, Ltd., shall ensure that the following measures are carried out.

1. The County will document the McDowell Gove Dam and associated bridge abutments in accordance with Illinois Historic American Buildings Survey/Historic American Engineering Record (IL HABS/HAER) Standards.

   A. The IL HABS/HAER recordation number will be DU-2008-01.

   B. Level III documentation will be required.

      1) Site Plan of the McDowell Grove Dam and associated bridge abutments. The site plan will be presented on 8.5x11archival bond paper.

      2) Sketch drawings of the Dam and associated bridge abutments. CAD or suitable substitutions are acceptable in place of sketch drawings

      3) Large format, 4x5 negative and 5x7 print photography of the site and McDowell Dam (digital photos will be accepted for the bridge abutments prior to coffer dam construction), distinctive architectural features.

      4) Written contextual history of the site/dam/Civilian Conservation Corps and written architectural description of the Dam and bridge abutments using the IL HABS/HAER designated outline format.

2. The County, through CBBEW, will award the IL HABS/HAER Documentation project to a consultant of its choice, provided the consultant is qualified to perform the work and agrees to meet IL HABS/HAER Standards.

3. IHPA will review the required IL HABS/HAER Documentation submittals, and accept or reject the 100% submittal in accordance with IL HABS/HAER Standards.

4. After IHPA acceptance, completed IL HABS/HAER Documentation will be deposited within the archives section of the Illinois State Historical Library. IHPA requires one standard and one CD-Rom copy of accepted documentation.

5. No construction of the weir shall be undertaken until draft photographs of the bridge abutments are accepted in writing by IHPA.

6. No demolition of the McDowell Grove Dam will be undertaken until IL HABS/HAER draft photo documentation is accepted in writing by IHPA.

Execution of this Memorandum of Agreement and implementation of its terms evidences that NRCS has afforded IHPA an opportunity to comment on the McDowell Grove Dam Modification Project, and has taken into account the effects of the undertaking on the McDowell Grove Dam and Associated Bridge abutment in compliance with the Act.

8-25-08

NATURAL RESOURCES CONSERVATION SERVICE — DATE

8-21-08

ILLINOIS HISTORIC PRESERVATION AGENCY — DATE

CONCUR:

9-17-08

COUNTY OF DUPAGE — DATE