



# INTEROFFICE MEMORANDUM

April 1, 2019

**TO:** Master Files

**FROM:** John Fleming, Division Head, Environmental Division 

**SUBJECT:** Job Number 090561  
FAP Number NHPP-9036(24)  
Hwy. 12 – I-49 (Bentonville) (S)  
Route 71B, Section 19B  
Benton County  
Tier 1 Categorical Exclusion

After appropriate environmental review, it has been determined that the subject job is a Tier 1 Categorical Exclusion as described by the ARDOT/FHWA Memorandum of Agreement on Categorical Exclusion Documentation and Processing. A public hearing will not be offered for this project.

The project will consist of mill/inlay and overlay of 5.6 miles of Highway 71B in Bentonville. Reconstruction of 5,481' of 5' wide sidewalk will also be completed.

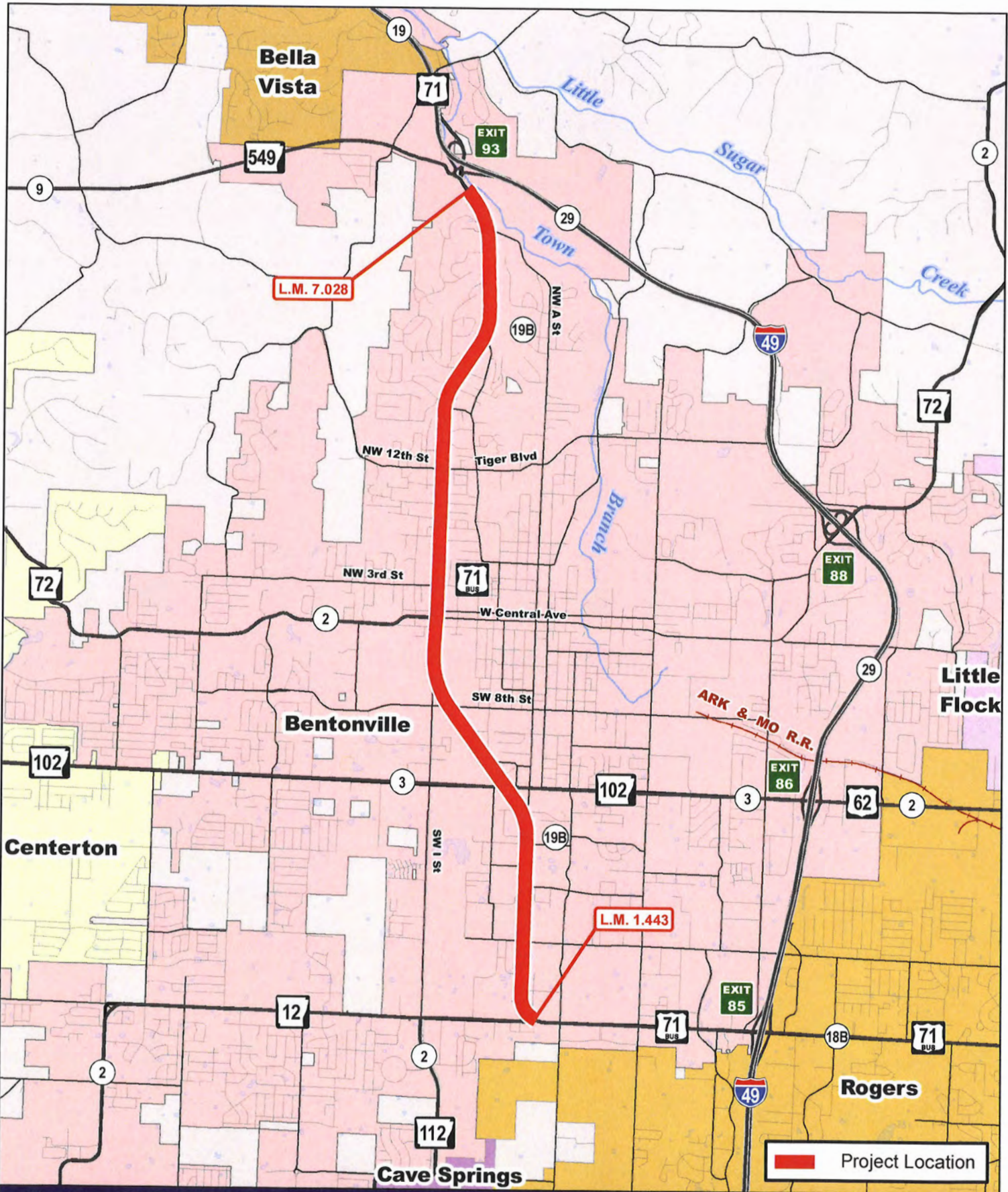
No Section 404 permit will be required. A cultural resources clearance is attached.

JF:JB:am

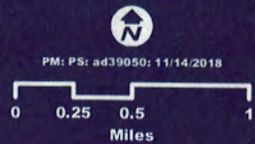
**Attachments:**

- Location Map
- Cultural Resources Clearance
- Environmental Study Checklist

c: Program Management  
Right of Way  
Roadway Design  
District 9  
FHWA



**Job 090561**  
 Hwy. 12 - I-49 (Bentonville) (S)  
 Hwy. 71, Sec. 19B  
 Benton County




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## INTEROFFICE MEMORANDUM

March 29, 2019

**TO:** Job File

**FROM:** Jason Eads, Cultural Resources  


**SUBJECT:** Cultural Resources Clearance  
Job Number 090561  
Hwy. 12 - I-49 (Bentonville) (S)  
Route 71B, Section 19B  
Benton County

This job proposes to overlay an existing 5.59 miles of road surface with asphalt pavement and replace existing asphalt sidewalks with concrete on Hwy. 71B, from the junction of Hwy. 71B and Hwy. 12 to I-49 in Bentonville, Benton County. A records check at the Arkansas Archeological Survey shows one site (3BE0587-The Colonel Samuel W. Peel House) near the right-of-way (ROW). The "Confederate Advance" and "Sigel's Retreat" historic trails follow and intersect with Hwy. 71B. Also, the National Historic Trail of Tears crosses the project area. No cultural indicators were found on the 1838 or 1839 General Land Office maps near the project. The 1936 Benton County road map shows several structures along the existing highway, but no structures appear to be within or adjacent to the ROW of Hwy. 71B. Two recorded historic structures (The Colonel Samuel W. Peel House [BE0411/3BE0587] and the Maxwell-Hinman House [BE0400]) are shown on the AHPP structure database near the project and are listed on the National Register of Historic Places. Both structures lie outside of the ROW and will not be affected.

The Trail of Tears is a National Historic Trail. A portion of the Trail travels east to west, north of Hwy. 102, through Bentonville. No trace of the Trail is present in or near the project area due to urban development. The project will require no new ROW. All work will be within the existing ROW and the extremely limited scope of the project does not have the potential to affect any undisturbed land surfaces or

potential historic properties. The “Confederate Advance” and “Sigel’s Retreat” historic trails were the paths taken during the Civil War. The “Confederate Advance” follows Hwy. 71B through the project area between the Hwy. 12 and 71B junction to the junction of Hwy. 71B and 72. “Sigel’s Retreat” follows Hwy. 72 and 94 with the west end intersecting with Hwy. 71B and the east end ending at the Pea Ridge National Military Park. No trace of the trails are present in or near the project area due to urban development.

This project is subject to the 1999 MOA and falls under the exempted Work Category “Resurfacing”. The project is not considered an undertaking and requires no further work or Section 106 review.

**ARDOT ENVIRONMENTAL VERIFICATION CHECKLIST  
FOR CONSIDERATION OF POTENTIAL IMPACTS**

ARDOT Job Number 090561 FAP Number NHPP-9036(24)

Job Title Hwy. 12 – I-49 (Bentonville) (S)

Environmental Resource	None	Minimal	Major	Comments-required for each item
Air Quality	X			No impacts anticipated
Cultural Resources	X			Will not be impacted by the project
Economic	X			Will not be impacted by the project
Endangered Species	X			No effect determination
Environmental Justice/Title VI	X			No protected populations in project area
Fish and Wildlife	X			No impacts expected
Floodplains	X			No impacts
Forest Service Property	X			None in project area
Hazardous Materials/Landfills	X			No sites will be impacted
Land Use	X			Will not be impacted by project
Migratory Birds	X			No impacts expected
Navigation/Coast Guard	X			No navigable waterways involved
Noise Levels	X			No increases due to project
Prime Farmland	X			No impacts
Protected Waters	X			None occur in project area
Public Recreation Lands	X			None in project area
Public Water Supply/WHPA	X			No public water supplies impacted
Relocates	X			No relocations
Section 4(f)/6(f)	X			4f resources not present
Social	X			No impacts to the social environment
Underground Storage Tanks	X			No USTs in project area
Visual	X			No changes to visual environment
Streams	X			All work within existing right of way, no impacts expected
Water Quality	X			No water quality impacts expected
Wetlands	X			No impacts expected
Wildlife Refuges	X			None in the area

Section 401 Water Quality Certification Required? No

Short-term Activity Authorization Required? No

Section 404 Permit Required? No Type \_\_\_\_\_

Remarks: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Signature of Evaluator John Baber Date 4/1/19