December 2, 2004

David B. Kelley, Ph.D.
Coastal Environmental, Inc.
1260 Main Street
Baton Rouge, LA 70802

Re: Project review under the Antiquities Code of Texas
    Test Excavations at 41CP220 (CSJ 1019-02-016), Camp County
    Texas Antiquities Permit #3609 (FHA/TxDOT, T2, T5)

Dear Colleague:

Thank you for your Antiquities Permit Application for the above referenced project. This letter presents the final copy of the permit application from the Executive Director of the Texas Historical Commission, the state agency responsible for administering the Antiquities Code of Texas.

Please keep this copy for your records. Additionally, please note that the Antiquities Permit investigations require production of 20 copies of the final report and verification that any artifacts recovered and records produced during the investigations are curated at the repository listed in the permit.

If you have any questions concerning this permit or if we can be of further assistance, please contact Lillie Thompson at 512/463-1858. The reviewer for this project is Bill Martin, 512/463-6096.

Sincerely,

[Signature]

for
F. Lawerence Oaks, State Historic Preservation Officer

FLO/lft

Enclosure

Cc: Owen Lindauer, Ph.D., TxDOT
State of Texas
TEXAS ANTIQUITIES COMMITTEE
ARCHEOLOGY PERMIT # 3609

This permit is issued by the Texas Historical Commission, hereafter referred to as the Commission, represented herein by and through its duly authorized and empowered representatives. The Commission, under authority of the Texas Natural Resources Code, Title 9, Chapter 191, and subject to the conditions hereinafter set forth, grants this permit for:

Testing

To be performed on a potential or designated landmark or other public land known as:

Title: Test Excavations at 41CP220 (CSJ 1019-02-016)
County: Camp
Location: On both sides of FM 557 N confluence of Kitchen Branch and Prairie Creek

Owned or Controlled by: (hereafter known as the Permittee):

Texas Department of Transportation
125 E. 11th Street
Austin, TX 78701

Sponsored by (hereafter known as the Sponsor):

Texas Department of Transportation
125 E. 11th Street
Austin, TX 78701

The Principal Investigator/Investigation Firm representing the Owner or Sponsor is:

David Kelley
Coastal Environmental, Inc., 1260 Main Street
Baton Rouge, LA 70802

This permit is to be in effect for a period of:

2 years

and Will Expire on:

11/19/06 - extension to 11/19/2016

During the preservation, analysis, and preparation of a final report or until further notice by the Commission, artifacts, field notes, and other data gathered during the investigation will be kept temporarily at:

Coastal Environments, Inc.

Upon completion of the final permit report, the same artifacts, field notes, and other data will be placed in a permanent curatorial repository at:

Texas Archeological Research Lab.

Scope of Work under this permit shall consist of:

Testing of the Kitchen Branch site, 41CP220. For details, see the scope of work submitted with the permit application.
ARCHEOLOGY PERMIT # 3609

This permit is granted on the following terms and conditions:

1) This project must be carried out in such a manner that the maximum amount of historic, scientific, archeological, and educational information will be recovered and preserved and must include the scientific techniques for recovery, recording, preservation and analysis commonly used in archeological investigations.

2) The Principal Investigator/Investigation Firm, serving for the Owner/Permittee and/or the Project Sponsor, is responsible for ensuring that specimens, samples, artifacts, materials and records that are collected as a result of this permit are appropriately cleaned, cataloged for curation. These tasks will be accomplished at no charge to the Commission, and all specimens, artifacts, materials, samples, and original field notes, maps, drawings, and photographs resulting from the investigations remain the property of the State of Texas, or its political subdivision, and must be curated at an appropriate repository. Verification of curation by the repository is also required, and duplicate copies of any requested records shall be furnished to the Commission before any permit will be considered complete.

3) The Principal Investigator/Investigation Firm serving for the Owner/Permittee, and/or the Project Sponsor is responsible for the publication of results of the investigations in a thorough technical report containing relevant descriptions, maps, documents, drawings, and photographs. A draft copy of the report must be submitted to the Commission for review and approval. Any changes to the draft report requested by the Commission must be made or addressed in the report, or under separate written response to the Commission. Once a draft has been approved by the Commission, twenty (20) copies of the final report shall be furnished to the Commission.

4) If the Owner/Permittee, Project Sponsor, or Principal Investigator/Investigation Firm fails to comply with any of the Commission’s Rules of Practice and Procedure or with any of the specific terms of this permit, or fails to properly conduct or complete this project within the allotted time, the permit will fall into default status and/or the Commission may cancel the permit until such time that the terms of the permit are properly completed. Notification of Cancellation shall be sent to the Owner/Permittee and the Principal Investigator/Investigation Firm, and all work associated with the permit must stop immediately upon receipt of the notice. Notification of Default status shall be sent to the Principal Investigator/Investigation Firm, and the Principal Investigator will not be eligible to be issued any new permits until such time that the conditions of this permit are complete.

5) The Owner/Permittee, Project Sponsor, and Principal Investigator/Investigation Firm, in the conduct of the activities hereby authorized, must comply with all laws, ordinances and regulations of the State of Texas and of its political subdivisions including, but not limited to, the Antiquities Code of Texas; they must conduct the investigation in such a manner as to afford protection to the rights of any and all lessees or easement holders or other persons having an interest in the property; and they must return the property to its original condition insofar as possible, to leave it in a state which will not create a hazard to life nor contribute to the deterioration of the site or adjacent lands by natural forces.

6) Any duly authorized and empowered representative of the Commission may, at any time, visit the site to inspect the field work as well as the field records, materials, and specimens being recovered.

7) For reasons of site security associated with nautical historical resources, the Project Sponsor (if not the Owner/Permittee), Principal Investigator, and Investigation Firm shall not issue any press releases, or divulge to the news media, either directly or indirectly, information regarding the specific location of, or other information that might endanger those resources, or their associated artifacts without first consulting with the Commission, and the State agency or political subdivision of the State that owns or controls the land where the resource has been discovered.

8) This permit may not be assigned by the Principal Investigator/Investigation Firm, Owner/Permittee, or Project Sponsor in whole, or in part to any other individual, organization, institution, or corporation not specifically mentioned in this permit, without the written consent of the Commission.

9) Hold Harmless: The Owner/Permittee hereby expressly releases the State and agrees that Owner/Permittee will hold harmless, indemnify, and defend (including reasonable attorney’s fees and costs of litigation) the State, its officers, agents, and employees in their official and/or individual capacities from every liability, loss, or claim for damages to persons or property, direct or indirect of whatsoever nature arising out of, or in any way connected with, any of the activities covered under this permit.

10) Addendum: The Owner/Permittee, Project Sponsor and Principal Investigator/Investigation Firm must abide by any addenda hereto attached.

Upon a finding that it is in the best interest of the State, this permit is issued on 11/19/04.

[Signature]
James F. Bruseth, for the Texas Historical Commission
This permit is issued by the Texas Historical Commission, hereafter referred to as the Commission, represented herein by and through its duly authorized and empowered representatives. The Commission, under authority of the Texas Natural Resources Code, Title 9, Chapter 191, and subject to the conditions hereinafter set forth, grants this permit for:

**Intensive Survey**

To be performed on a potential or designated landmark or other public land known

**Title:** FM 4557 Project: Site 41CP220 Data Recovery  
**County:** Camp  
**Location:** Southeastern Camp County

**Owned or Controlled by: (hereafter known as the Permittee):**

Texas Department of Transportation  
125 E. 11th Street  
Austin, TX 78701-2483

**Sponsored by (hereafter known as the Sponsor):**

Texas Department of Transportation  
125 E. 11th Street  
Austin, TX 78701-2483

The Principal Investigator/Investigation Firm representing the Owner or Sponsor is:

Mason Miller  
Hicks and Company  
1504 W. 5th Street  
Austin, TX 78703

This permit is to be in effect for a period of:

10 Years and 0 Months

and will expire on:

03/29/2017

During the preservation, analysis, and preparation of a final report or until further notice by the Commission, artifacts, field notes, and other data gathered during the investigation will be kept temporarily at:

Hicks and Company

Upon completion of the final permit report, the same artifacts, field notes, and other data will be placed in a permanent curatorial repository at:

Texas Archeological Research Lab.

Scope of Work under this permit shall consist of:

Permit will cover all phases of Intensive Data Recovery Excavation of Caddo Site including preliminary logistics design, excavations, complete analysis, report writing, curation and final logistical plans as well as a proposed public outreach component. For all phases of investigation up to an including interim report production, see scope of work submitted with permit application.
This permit is granted on the following terms and conditions:

1) This project must be carried out in such a manner that the maximum amount of historic, scientific, archeological, and educational information will be recovered and preserved and must include the scientific techniques for recovery, recording, preservation and analysis commonly used in archeological investigations.

2) The Principal Investigator/Investigation Firm, serving for the Owner/Permittee and/or the Project Sponsor, is responsible for insuring that specimens, samples, artifacts, materials and records that are collected as a result of this permit are appropriately cleaned, and cataloged for curation. These tasks will be accomplished at no charge to the Commission, and all specimens, artifacts, materials, samples, and original field notes, maps, drawings, and photographs resulting from the investigations remain the property of the State of Texas, or its political subdivision, and must be curated at an appropriate repository. Verification of curation by the repository is also required, and duplicate copies of any requested records shall be furnished to the Commission before any permit will be considered complete.

3) The Principal Investigator/Investigation Firm serving for the Owner/Permittee, and/or the Project Sponsor is responsible for the publication of results of the investigations in a thorough technical report containing relevant descriptions, maps, drawings, and photographs. A draft copy of the report must be submitted to the Commission for review and approval. Any changes to the draft report requested by the Commission must be made or addressed in the report, or under separate written response to the Commission. Once a draft has been approved by Commission, twenty (20) copies of the final report shall be furnished to the Commission.

4) If the Owner/Permittee, Project Sponsor or Principal Investigator/Investigation Firm fails to comply with any of the Commission’s Rules of Practice and Procedure or with any of the specific terms of this permit, or fails to properly conduct or complete this project within the allotted time, the permit will fall into default status and/or the Commission may cancel the permit until such time that the terms of the permit are properly completed. Notification of Cancellation shall be sent to the Owner/Permittee and the Principal Investigator/Investigation Firm, and all work associated with the permit must then stop immediately upon receipt of the notice. Notification of Default status shall be sent to the Principal Investigator/Investigation Firm, and the Principal Investigator will not be eligible to be issued any new permits until such time that the conditions of this permit are complete.

5) The Owner/Permittee, Project Sponsor, and Principal Investigator/Investigation Firm, in the conduct of the activities hereby authorizes, must comply with all laws, ordinances and regulations of the State of Texas and of its political subdivisions including, but not limited to, the Antiquities Code of Texas; they must conduct the investigation in such a manner as to afford protection to the rights of any and all lessees or easement holders or other persons having an interest in the property and they must return the property to its original condition if possible, to leaves it in a state which will not create hazard to life nor contribute to the deterioration of the site or adjacent lands by natural forces.

6) Any duly authorized and empowered representative of the Commission may, at any time, visit the site to inspect the fieldwork as well as the field records, materials, and specimens being recovered.

7) For reasons of site security associated with nautical historical resources, the Project Sponsor (if not the Owner/Permittee), Principal Investigator, and Investigation Firm shall not issue any press releases, or divulge to the news media, either directly or indirectly, information regarding the specific location of, other information that might endanger those resources, or their associated artifacts without first consulting with the Commission, and the State agency or political subdivision of the State that owns or controls the land where the resource has been discovered.

8) This permit may not be assigned by the Principal Investigator/Investigation Firm, Owner/Permittee, or Project Sponsor in whole, or in part to any other individual, organization, or corporation not specifically mentioned in this permit without the written consent of the Commission.

9) Hold Harmless: The Owner/Permittee hereby expressly releases the State and agrees that Owner/Permittee will hold harmless, indemnify, and defend (including reasonable attorney's fees and cost of litigation) the State, its officers, agents, and employees in their official and/or individual capacities from every liability, loss, or claim for damages to persons or property, direct or indirect of whatsoever nature arising out of, or in any way connected with, any of the activities covered under this permit.

10) Addendum: The Owner/Permittee, Project Sponsor and Principal Investigator/Investigation Firm must abide by any addenda hereto attached.

Upon a finding that it is in the best interest of the State, this permit is issued on 03/29/2007.

James E. Bruseth, for the
Texas Historical Commission
March 30, 2007

James Karbula
Hicks and Company
1504 W. 5th Street
Austin, TX 78703

Re: Project review under the Antiquities Code of Texas
FM 557 Project: Site 41CP220 Data Recovery, Camp County
Texas Antiquities Permit Application #4473

Dear Colleague:

Thank you for your Antiquities Permit Application for the above referenced project. This letter presents the final copy of the permit application from the Executive Director of the Texas Historical Commission, the state agency responsible for administering the Antiquities Code of Texas.

Please keep this copy for your records. Additionally, please note that the Antiquities Permit investigations require production of 20 copies of the final report and verification that any artifacts recovered and records produced during the investigations are curated at the repository listed in the permit.

If you have any questions concerning this permit or if we can be of further assistance, please contact Lillie Thompson at 512/463-1858. The reviewer for this project is Mark Denton, 512/463-6096.

Sincerely,

for
F. Lawerence Oaks, State Historic Preservation Officer

FLO/lft

Enclosure

Cc: Scott Pletka, TxDOT
State of Texas
TEXAS ANTIQUITIES COMMITTEE
ARCHEOLOGY PERMIT # 4473

This permit is issued by the Texas Historical Commission, hereafter referred to as the Commission, represented herein by and through its duly authorized and empowered representatives. The Commission, under authority of the Texas Natural Resources Code, Title 9, Chapter 191, and subject to the conditions hereinafter set forth, grants this permit for:

Intensive Survey

To be performed on a potential or designated landmark or other public land known

Title: FM 4557 Project: Site 41CP220 Data Recovery
County: Camp
Location: Southeastern Camp County

Owned or Controlled by: (hereafter known as the Permittee):
Texas Department of Transportation
125 E. 11th Street
Austin, TX 78701-2483

Sponsored by (hereafter known as the Sponsor)
Texas Department of Transportation
125 E. 11th Street
Austin, TX 78701-2483

The Principal Investigator/Investigation Firm representing the Owner or Sponsor is:
James Karbula
Hicks and Company
1504 W. 5th Street
Austin, TX 78703

This permit is to be in effect for a period of:
10 Years and 0 Months

and Will Expire on:
03/29/2009

During the preservation, analysis, and preparation of a final report or until further notice by the Commission, artifacts, field notes, and other data gathered during the investigation will be kept temporarily at:
Hicks and Company

Upon completion of the final permit report, the same artifacts, field notes, and other data will be placed in a permanent curatorial repository at:
Texas Archeological Research Lab.

Scope of Work under this permit shall consist of:
Permit will cover all phases of Intensive Data Recovery Excavation of Caddo Site including preliminary logistics design, excavations, complete analysis, report writing, curation and final logistical plans as well as a proposed public outreach component. For all phases of investigation up to an including interim report production, see scope of work submitted with permit application.
This permit is granted on the following terms and conditions:

1) This project must be carried out in such a manner that the maximum amount of historic, scientific, archeological, and educational information will be recovered and preserved and must include the scientific, techniques for recovery, recording, preservation and analysis commonly used in archeological investigations.

2) The Principal Investigator/Investigation Firm, serving for the Owner/Permittee and/or the Project Sponsor, is responsible for insuring that specimens, samples, artifacts, materials and records that are collected as a result of this permit are appropriately cleaned, and cataloged for curation. These tasks will be accomplished at no charge to the Commission, and all specimens, artifacts, materials, samples, and original field notes, maps, drawings, and photographs resulting from the investigations remain the property of the State of Texas, or its political subdivision, and must be curated at an appropriate repository. Verification of curation by the repository is also required, and duplicate copies of any requested records shall be furnished to the Commission before any permit will be considered complete.

3) The Principal Investigator/Investigation Firm serving for the Owner/Permittee, and/or the Project Sponsor is responsible for the publication of results of the investigations in a thorough technical report containing relevant descriptions, maps, documents, drawings, and photographs. A draft copy of the report must be submitted to the Commission for review and approval. Any changes to the draft report requested by the Commission must be made or addressed in the report, or under separate written response to the Commission. Once a draft has been approved by Commission, twenty (20) copies of the final report shall be furnished to the Commission.

4) If the Owner/Permittee, Project Sponsor, or Principal Investigator/Investigation Firm fails to comply with any of the Commission’s Rules of Practice and Procedure or with any of the specific terms of this permit, or fails to properly conduct or complete this project within the allotted time, the permit will fall into default status and/or the Commission may cancel the permit until such time that the terms of the permit are properly completed. Notification of Cancellation shall be sent to the Owner/Permittee and the Principal Investigator/Investigation Firm, and all work associated with the permit must then stop immediately upon receipt of the notice. Notification of Default status shall be sent to the Principal Investigator/Investigation Firm, and the Principal Investigator will not be eligible to be issued any new permits until such time that the conditions of this permit are complete.

5) The Owner/Permittee, Project Sponsor, and Principal Investigator/Investigation Firm, in the conduct of the activities hereby authorized, must comply with all laws, ordinances and regulations of the State of Texas and of its political subdivisions including, but not limited to, the Antiquities Code of Texas; they must conduct the investigation in such a manner as to afford protection to the rights of any and all lessees, or easement holders or other persons having an interest in the property; and they must return the property to its original condition as far as possible, to leaves it in a state which will not create hazard to life nor contribute to the deterioration of the site or adjacent lands by natural forces.

6) Any duly authorized and empowered representative of the Commission may, at any time, visit the site to inspect the field work as well as the field records, materials, and specimens being recovered.

7) For reasons of site security associated with nautical historical resources, the Project Sponsor (if not the Owner/Permittee), Principal Investigator, and Investigation Firm shall not issue any press releases, or divulge to the news media, either directly or indirectly, information regarding the specific location of, or other information that might endanger those resources, or their associated artifacts without first consulting with the Commission, and the State agency or political subdivision of the State that owns or controls the land where the resource has been discovered.

8) This permit may not be assigned by the Principal Investigator/Investigation Firm, Owner/Permittee, or Project Sponsor in whole, or in part to any other individual, organization, institution, or corporation not specifically mentioned in this permit without the written consent of the Commission.

9) Hold Harmless: The Owner/Permittee hereby expressly releases the State and agrees that Owner/Permittee will hold harmless, indemnify, and defend (including reasonable attorney’s fees and cost of litigation) the State, its officers, agents, and employees in their official and/or individual capacities from every liability, loss, or claim for damages to persons or property, direct or indirect of whatsoever nature arising out of, or in any way connected with, any of the activities covered under this permit.

10) Addendum: The Owner/Permittee, Project Sponsor and Principal Investigator/Investigation Firm must abide by any addenda hereto attached.

Upon a finding that it is in the best interest of the State, this permit is issued on 03/29/2007.

[Signature]
James E. Bruseth, for the
Texas Historical Commission
April 24, 2008

James W. Karbula, Ph.D., RPA
WSA Principal
575 Round Rock West, Ste. J-380
Round Rock, TX 78681

Re: Project review under the Antiquities Code of Texas
    PI changed: FM 4557 Project; Site 41CP220 Data Recovery, Camp County
    Antiquities Permit Number #4473

Dear Colleague:

Thank you for your correspondence describing the above referenced project. This letter presents the comments of the Executive Director of the Texas Historical Commission, the state agency responsible for administering the Antiquities Code of Texas.

The Archeology Division received a request from you and Mr. Mason Miller to change the principal investigator for the above referenced permit. Please note that both the paper and electronic files have been changed to indicate Mr. Miller as the new Principal Investigator and the person responsible for the completing the requirements of the above permit. A revised copy of the permit is attached for your records.

Thank you for your cooperation in this state review process, and for your efforts to preserve the irreplaceable heritage of Texas. If you have any questions concerning our review or if we can be of further assistance, please contact Lillie Thompson at 512/463-1858.

Sincerely,

for
F. Lawerence Oaks, State Historic Preservation Officer

FLO\lf

Cc: Mason Miller, Hicks and Company
    Waldo Troell, TxDOT

TXDOT-ENV
APR 30 2008
CRM
November 5, 2010

NHPA Section 106 and Antiquities Code of Texas: Antiquities Permit # 3609
Testing Excavations at site 41CP220
CSJ: 1019-02-016; FM 557 at Prairie Creek, Camp County

Dr. James E. Bruseth
Director, Division of Archeology
Texas Historical Commission
P.O. Box 12276
Austin, Texas 78711

Dear Dr. Bruseth:

The above referenced project is utilizing federal funds. Thus, in accordance with the First Amended Programmatic Agreement among the Federal Highway Administration (FHWA), the Texas Department of Transportation (TxDOT), the Texas State Historic Preservation Officer (TSHPO), the Advisory Council on Historic Preservation (ACHP) Regarding the Implementation of Transportation Undertaking (PA); and the Memorandum of Understanding (MOU) between the Texas Historical Commission (THC) and the TxDOT (13 TAC 26.14/43 TAC 2.24), we are continuing consultation on this project.

The current Principal Investigator of record for the testing permit # 3609 is Dr. David Kelley. The TxDOT contract with Coastal Environments Inc. has expired; therefore, it is necessary to transfer the permit to ECOMM which is under contract and is completing the Data Recovery analysis and report for site 41CP220. After conferring with Dr. Kelley and representatives of ECOMM, TxDOT request that Mr. Mason Miller be named as Principal Investigator on the permit.

As the Project Archeologist in the field during Data Recovery and current Principal Investigator for Data recovery for site 41CP220, Mr. Miller has extensive involvement and familiarity with the Camp County project, including the background that lead up to the Data Recovery field work, artifact collection, excavation strategies and interim report production. Dr. Tim Pertula, of Archeological and Environmental Consultants, LLC, will also remain associated with the project. Dr. Pertula is aware of and has no objection to this proposed transition. Mr. Miller’s resume is attached for your review. Please see attached emails requesting the transfer from Dr. Kelley to Mr. Miller.
NHPA Section 106 and Antiquities Code of Texas: Antiquities Permit # 3609
Testing Excavation at site 41CP220
CSJ: 1019-02-016; FM 557 at Prairie Creek, Camp County

TxDOT request your concurrence that the Principal Investigator of record for TAC permit # 3609 be changed from Dr. David Kelley to Mr. Mason Miller. Please sign below to indicate your concurrence.

Thank you for your consideration of this project.

Sincerely,

Waldo Troell, RPA
Staff Archeologist
Archeological Studies Program
Environmental Affairs Division

Attachment

cc: w/o attachments: John Callison, TxDOT Atlanta Dist. Env. Coordinator; Lindsey Kimmitt, ENV-PD TxDOT; David Kelley, Coastal Environmental Inc. Principal Investigator; Mason Miller, ECOMM Principal Investigator; and Waldo Troell, ENV-Arch TxDOT; ENV-Scan; ENV-ARCH Project File

Concurrence by [Signature] 11-5-10
For Mark Wolfe, State Historic Preservation Office. Date