


STATE OF NEW HAMPSHIRE
INTER-DEPARTMENT COMMUNICATION

FROM: Stephen G. LaBonte 
Administrator

DATE: May 9, 2023

AT(OFFICE): Bureau of Right-of-Way
Dept. of Transportation

SUBJECT: Sale of a Trail Easement over State-Owned Land in Conway

TO: Tracie Sales, Rivers & Lakes Programs Manager, tracie.j.sales@des.nh.us
Department of Environmental Services

The Department of Transportation (Department) would like to grant a trail easement to the Department of Natural and Cultural Resources (DNCR) in the Town of Conway. The easement will run through several parcels acquired by the Department for the Conway By-Pass project, which was not constructed and has since been dissolved.

This easement will be 30 feet wide and measures a distance of approximately 5 miles, as depicted on the attached rendering provided by DNCR.

The Department's Bureau of Environment (BOE) noted that due to the easement crossing the Saco River, numerous streams, wetlands, and potential vernal pools. The BOE has requested the local advisory subcommittee review the request as the easement comes within 250 feet of the Saco River.

I have attached the review of this easement by the Department's BOE, for your review and files.

Please review this request through the Designated Rivers Management Advisory Committee to determine if this property is surplus to the needs and interests of the State for the purpose of disposal.

If you have any questions, please contact Sandra J. Newman, of the Department's Bureau of Right-of-Way, either via email at sandra.j.newman@dot.nh.gov or by phone at (603) 271-4267.

SGL/SJN/jl
Attachments

cc: Thomas Quarles, Chairman of Statewide Public Water Access Advisory Board,
tquarles@devinemillimet.com
Michele L. Tremblay, RMAC Chair, mlt@naturesource.net
Jarod Maraio, LMAC Chair, jared@cruisenh.com
Garret Graaskamp, LMAC Vice Chair, Garret.Graaskamp@wildlife.nh.gov
Nisa Marks, RMAC & LMAC staff, nisa.m.marks@des.nh.gov

REQUEST FOR SURPLUS LAND REVIEW ACTION

Name of Agency Requesting Action: Department of Transportation.

Location of Property: Along the Conway By-Pass corridor

Acreage: Unknown

Tax Map/Lot #: Various

Requested Action: To be declared surplus for the purpose of disposal.

Agency Contact Person: Sandra J. Newman, Property Agent, at 603-271-4267

Please provide the following information, if known, about the property. Attach map(s) showing the location of the property.

1. **What is the current use for this property?** Unoccupied vacant land
2. **What is the proposed use of this property?** Long-term access to maintain the existing snowmobile trail.
3. **Are there any structures located on this property?** No
If so, how many and what kind?
4. **Are there any water resources related to this property?** Yes
If so, please indicate the size or extent of such resources. Saco River numerous streams, wetlands, and potential vernal pools.
5. **Please list any other significant resources known to be located on this property.**
None known.
6. **Was this property purchased with federal highway funds?** Yes X No ____
7. **Is access to this property available?** Yes X No ____

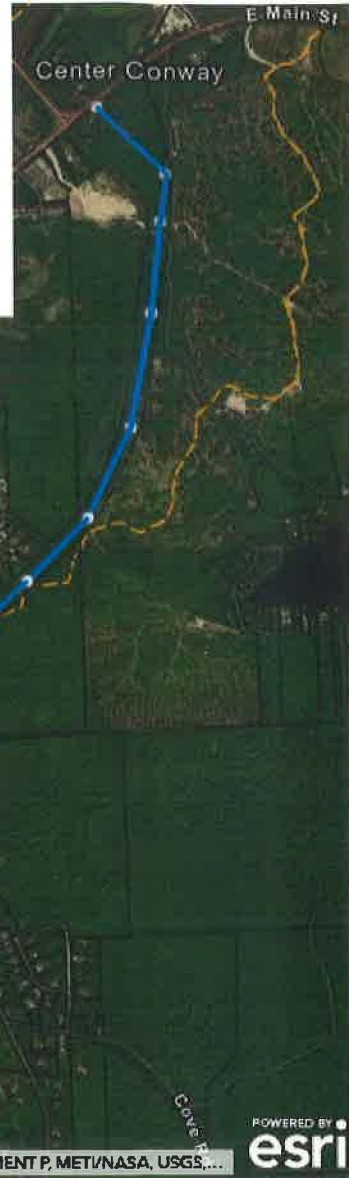
The Bureau of Trails is looking to acquire a 30' wide easement within the DOT "Conway bypass" route. The blue line is a measurement of the total distance, roughly 5 miles.

Notice how the corridor already has Corridor 19 snowmobile trail (orange dotted line) on most of the route.



Measurement Result

5 Miles



Classification and/or Review of Surplus Land

Property Name: Conway and Madison
Assoc. Project: Conway 11339B
Federal No.: Not Provided
State No.: SP-052422B and SP-011822

Date: 08/11/22
Originating Bureau: Right-of-Way
BOE Database No.: SP-052422B and SP-011822

Property Location & Description:

The Department received a request from the Department of Natural and Cultural Resources (DNCR), Bureau of Trails, to acquire a Permanent Trail Easement associated with state-owned land in the Towns of Madison and Conway. The land consists of 5 +/- miles of vacant land. The 5-mile-long easement will be an approximately 30 ft wide transect located within the former proposed Conway bypass corridor (NHDOT Conway 11339B), which was never constructed and dissolved in 2020. DNCR intends to use the existing trails where they can but may also cut new trail. In some cases, there may be a need to purchase an entire lot.

According to ROW request for review, the easement will start on NH Route 113, at approximately station 120+00 (parcel 25 Coleman) in Madison, following the corridor northeasterly to NH Route 302 in Conway. This request is Phase 1 of 1 for parcels 98, 133, 137, 143, and 146 and phase 2 of 2 for the remainder of the parcels. The easement would follow the northeastern edge of the impacted parcels 18, 21, 25, 52, 55A, 56, 57, 59, 63, 66, 67, 67A, 68, 83, 84, 85, 87, 88, 89, 98, 133, 137, 143, and 146. To minimize wetland impacts and crossing through potentially marketable property, the easement may move to the southern edge of parcels 75, 79, and 80 until it connects with parcel 79, and may follow the northeastern edge of parcels 98, 113, 137, 143, and 146 with the intention of also building a river crossing if needed. Town records indicate the parcels are in the Commercial Zone within the Town of Madison, and the Residential/Agriculture District in Conway.

Reference can be made to the following plan: Conway, STP-OAW-NHS-DPI-T-X-0153(001)11339B, Parcels (noted above) and being the parcels identified on the Madison tax records as Map 202, Lot 003, Map 203, Lot 022, 009, 010, 015, 016, and 019, Map 204 Lot 011, 010, and 021. Also identified on the Conway tax records as Map 279, Lot 2.1, Map 280 Lot 62, Map 275, Lot 34.3, and Map 261, Lot 53, and Lot 54. Plans can be found here: <S:\Global\B50-ROW\Property Management\Conway\Plans>

Explanation of what prompted disposal of property:

Bureau of Environment Reviewer:

Environmental Parameters: Possess, Absent, Unknown

P	A	U	
<input checked="" type="checkbox"/>	<input type="checkbox"/>		Building or Structures
<input checked="" type="checkbox"/>	<input type="checkbox"/>		Surface Waters
<input checked="" type="checkbox"/>	<input type="checkbox"/>		Wetlands
<input type="checkbox"/>	<input checked="" type="checkbox"/>		Prime Wetlands (on or adjacent to property)
<input checked="" type="checkbox"/>	<input type="checkbox"/>		100 yr Floodplain
<input type="checkbox"/>	<input checked="" type="checkbox"/>		Source Water Protection Area
<input checked="" type="checkbox"/>	<input type="checkbox"/>		Prime Farmland (local or statewide importance)
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	NHB Threatened or Endangered Species / Critical Habitat
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Historical Architectural Resources
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Archeological Resources
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Contamination Issues
<input checked="" type="checkbox"/>	<input type="checkbox"/>		Recreation Use
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Lake Access / Adjacent (within 250 feet)
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	River Access / Adjacent (within 250 feet)
<input checked="" type="checkbox"/>	<input type="checkbox"/>		Designated River (within 0.25 miles)



Other

Potential Impact Discussions:

Field Review:

The field review encompassed the entire width of the parcel and was not limited to a 30' wide transect, either northerly or southerly of parcels, as described above, as a result of additional information which clarified the 30' may not be limited to the areas described, as per Andrew Pacuk, NHDOT Bureau of Right-of-Way. In addition, the request for review referenced parcel 25 as the westerly terminus of the review area however, the request for review also referenced parcels 18 and 21 which are further west of parcel 25. Therefore, the corridor through parcels 18 and 21 were included in this review.

A field review was completed by Kerry Ryan, NHDOT Environmental Manager on 6/29/22, 6/30/22, and 7/5/22. The review began at the easterly side of NH Route 302 in Conway to approximately 300' west of NH Route 113 in Madison, in a south westerly direction. The parcel intersects the US Route 302, Saco River, NH Route 113, Stark Road, NH Route 153, and Tasker Hill Road. The parcel is approximately 5 miles long and ranges in width from approximately 200' to 1200' wide, and is predominately flat. Most of the parcel is forested by deciduous and coniferous trees with meadows and grassy fields at various locations throughout. A herbaceous layer and sapling layer varies from void to dense, throughout the parcel. There is an established trail for the length of the parcel with numerous side trails. Signs along the trail indicate the trail is used for recreation by snowmobiles and cross-country skiers and therefore the trail is void of trees and varies from dirt, grass, wetlands, and stream crossings for its length. Numerous wetland crossings are located throughout the parcel. Houses were visible from some locations along parcel and NHDOT Patrol Shed 301 is visible to the north of the parcel on the westerly side of NH Route 153. Stone walls were also present throughout the parcel along with rusty objects that resemble buckets. Other features include possible cellar holes, wells and spring boxes. Traffic was audible at locations closer to the road. Signs of wildlife included birds, deer, butterfly species, amphibians, and spongy moth. The parcel crosses the Saco River, numerous streams, wetlands, and potential vernal pools. A large pond is located south of the parcel between Allard Hill Road and Eaton Road.

The Cultural Resource Specialist, Sheila Charles, reviewed the database of known archeological and historic sites and determined there are no above ground structures within the proposed surplus project corridor, although there are **stone walls that should be considered** for avoidance, minimized impacts, reconstruction or stockpiling of breached stones on or adjacent to the existing adjacent stone walls.

If the Department of Natural and Cultural Resources (DNCR), Bureau of Trails acquires the Permanent Trail Easement associated with state-owned land and there are no planned above ground impacts to cultural resources associated with the transfer, there will not be above ground cultural issues.

If building or other cultural resource removals or impacts are proposed, then continue consultation with NHDOT prior to the easement transfer or with NHDHR after the easement transfer.

The project area has **segments that are archaeologically sensitive**, particularly those corridor locations that are near the Saco River, its tributaries, and other brooks or water courses.

Further archaeological investigations or monitoring would be necessary if there are below ground impacts. If there are no proposed ground disturbance and just filling, there are no cultural concerns. It is recommended that subsurface impacts be avoided if possible.

Clarification on the project corridor and design plans and depths of impact for any locations requiring excavation, grading, and any other subsurface impacts is recommended to narrow down any areas that would need additional archaeological investigations prior to construction or archaeological monitoring.

If archaeological site subsurface impacts are proposed, then continue consultation with NHDOT prior to the easement transfer or with NHDHR after the easement transfer.

The Wetlands Program Manager, Andrew O'Sullivan, reviewed the parcel release request and determined the Wetlands Program has no concerns with the release of this property. The parcel contains numerous NH Department of Environmental Services (NHDES) Jurisdictional areas, is within the protected shoreland buffer of the Saco River, and within the protected designated river buffer of the Saco River. Appropriate permits must be obtained prior to any impacts to NHDES and Army Corps of Engineers jurisdictional areas.

The Water Quality Program Manager, Mark Hemmerlein, reviewed the parcel release request and determined the Water Quality Program has no concerns with the release of this property.

The Air and Noise Program Manager, Jon Evans, reviewed the parcel release request and determined it does not appear that the disposal of these properties involves or would require the addition of any through traffic lanes, permanent shifts in either the vertical or horizontal alignment of the existing roadway or the permanent alteration of existing intersections which would be of cause for concern regarding air quality and/or noise.

A review of the NH Wetlands Permit Planning Tool showed the parcel contains peatlands and floodplains adjacent to a tier stream, which are both Priority Resource Areas (PRA). The National Wetland Inventory database showed the project crosses the Saco River in the northern part of the parcel as well as other streams and wetlands throughout.

The NH Natural Heritage Bureau (NHNHB) was contacted to determine if there are any federal or state endangered plant species and animal species as well as exemplary natural communities within the subject parcel. The species considered include those listed as Threatened or Endangered by either the state of New Hampshire or the federal government, as well as species and natural communities judged by experts to be at risk in NH but not formally listed. NHNHB did not identify NHB records on the parcel and within one mile of the property identified: Pygmy snaketail (invertebrate species); emergent marsh, silver maple-false nettle-sensitive fern floodplain forest, oak-mountain laurel forest, hemlock-beech-oak-pine forest (natural communities); and common loon (vertebrate species).

An Official Species List was requested and obtained from the US Fish and Wildlife Service (Project Code 2022-0071209) using the Information for Planning and Conservation (IPaC) tool. The northern long-eared bat (*Myotis septentrionalis*), small whorled pogonia (*Isotria medeoloides*), and candidate species monarch butterfly (*Danaus plexippus*), were identified on the list.

The NH DES OneStop database was reviewed and identified remediation sites within 1000' of the parcel and no landfills were identified within 4000' of the parcel. A review of the NHDES Per- and Polyfluoroalkyl Substances (PFAS) mapping tool did not identify elevated PFAS levels in the parcel and identified the nearest elevated PFAS level approximately 1.5 miles to the east.

Statewide analytical data collected by NHDOT, as well as nationwide information, indicates that roadside soils commonly contain metals and Polycyclic Aromatic Hydrocarbons (PAHs) at concentrations above background conditions. These "Limited Reuse Soils" (LRS) excavated from within the operational ROW shall be addressed in accordance with applicable NHDES rules and/or waivers. Soils that are anticipated to meet the definition of LRS may be subject to management through a Soils Management Plan (SMP). Roadside soils currently managed as LRS by the Department include all topsoil within the limits of the existing right-of-way, regardless of its depth, any ground or pulverized asphaltic materials, and street wastes (material generated through street sweepings, catch basin clean outs and ditching). In those instances, where there is no measurable topsoil, LRS will be measured from the top of ground to a depth of six inches. Anticipated excavation of LRS is minimal and all material will be placed back into the excavated area without resulting in any excess material. Due to this minimal disturbance and intended reuse in place, a SMP is not required for these efforts.

A review of GraniteView II records identified the parcel is within the protected designated river buffer of the Saco River, is within floodzone A and crosses a floodway, contains areas of highest ranked wildlife habitat as per the NH Fish and Game Wildlife Action Plan, and is within the protected shoreland buffer of the Saco River in the northeasterly area and Pequawket Brook in the southwesterly area. Conservation lands were not identified within the parcel but the parcel abuts a conservation property in the southerly area, just west of NH Route 153/Eaton Road.

This bureau does not object to the transfer of the subject property pending further environmental/archaeological review as noted above.

The Bureau of Environment does not object to the transfer of this property.

Recommended Environmental Classification for the Federal Highway Administration is

Class II – Categorical Exclusion (send to the Federal Highway Administration for concurrence)

Class II – Programmatic Categorical Exclusion

Other _____

N/A

The Bureau of Environment does not support the transfer of this property.

1. Location Map
2. Aerial Map
3. Tax Map
4. ROW Plans
5. Recreation and Conservation Map
6. Farmland Soil Map
7. Remediation Map
8. PFAS Map
9. Source Protection Areas Map
10. Designated River Map
11. Floodplain Map
12. NWI Map
13. Shoreland Protection Map
14. NHFG Wildlife Action Plan Map
15. NHB Report
16. IPaC Report
17. Cultural Report
18. Wetlands Coordination
19. Water Quality Coordination
20. Air & Noise Coordination
21. Photos
22. Photo Key

Attached:

Location Map:



Railroad Layout or ROW Plan:



Aerial Photo:



NHNHB Letter:



Tax Map:



Photographs:



Electronic copy to originating Bureau to be forwarded to:

Rivers Management Advisory Committee:



Required



Not Required

Lakes Management Advisory Committee:



Required



Not Required

DES Rivers Coordinator (Designated Rivers):




Required



Not Required

STATE OF NEW HAMPSHIRE
INTER-DEPARTMENT COMMUNICATION

FROM: Stephen G. LaBonte 
Administrator

DATE: May 24, 2022

AT
(OFFICE): Department of Transportation
Bureau of Right-of-Way

SUBJECT: Disposal of State Owned Land in Conway

TO: James Marshall, Administrator, Highway Design
Alan Hanscom, District Engineer, District 3
Matt Urban, Chief of Operations Management, Environment
Shelley Winters, Administrator, Rail and Transit
Bill Watson, Administrator, Planning and Community Assistance

The Department (DOT) received a request from The Department of Natural and Cultural Resources (DNCR), Bureau of Trails (Trails), to acquire a Permeant Trail Easement (Easement) across state-owned land in the Towns of Madison, and Conway NH.

The land consists of 5± miles of vacant land that was acquired in 2005/2006 for the Conway 11339B bypass project, which was dissolved in 2020. The 5-mile easement will be within the former proposed bypass corridor, and approximately 30 feet wide. The easement will start on NH Route 113, at approximately station 120+00 (parcel 25 Coleman) in Madison, following the corridor northeasterly to Stark Road in Conway, at approximately station 162+00.

This request is phase 2 of 2. The easement would follow the northeastern edge of the impacted parcels (18, 21, 25, 52, 55A, 56, 57, 59, 63, 66, 67, 67A, 68, 83, 84, 85, 87, 88, and 89). In order to minimize wetland impacts, and crossing through potentially marketable property, the easement shall move to the southern edge of parcels 75, 79, and 80, until it connects with the existing easement on parcel

Town records indicate the parcels are in the Commercial Zone within the Town of Madison, and the Residential/Agricultural District in Conway.

According to the Stewardship and Oversight Agreement between DOT and the Federal Highway Administration (FHWA), FHWA review of this parcel is not necessary.

Please review this request to determine if the subject parcels could be considered surplus to your Bureau's current or future needs. If your Bureau has an interest or concern relative to the granting of an easement along the subject parcels, please notify this Bureau in writing within thirty (30) days.


If you have any questions or concerns with this request please contact Andrew R. Pacuk either via email at Andrew.Pacuk@dot.nh.gov or by phone at (603) 271-3987.

Reference can be made to the following plan: Conway, STP-OAW-NHS-DPI-T-X-0153(001), 11339B, Parcels (noted above), and being the parcels identified on the Madison tax records as Map 202, Lot 003, Map 203, Lot 022, 009, 010, 015, 016, and 019, Map 204 Lot 011, 010, and 021. Also identified on the Conway tax records as Map 279, Lot 2.1, Map 280 Lot 62, Map 275, Lot 34.3, and Map 261, Lot 54.

SGL/ARP/jl
Attachments:

cc: Caleb Dobbins, Administrator, Highway Maintenance
Jennifer Lane, Administrative Assistant, Commissioner's Office
Adam Smith, Assistant Administrator
Lisa Weir, Chief of Property Management

STATE OF NEW HAMPSHIRE
INTER-DEPARTMENT COMMUNICATION

FROM: Stephen G. LaBonte 
Administrator

DATE: January 18, 2022

AT (OFFICE): Department of Transportation
Bureau of Right-of-Way

SUBJECT: Request for Easement on State Owned Land in Madison and Conway

TO: James Marshall, Administrator, Highway Design
Alan Hanscom, District Engineer, District 3
Matt Urban, Chief of Operations Management, Environment
Shelley Winters, Administrator, Rail and Transit
Bill Watson, Administrator, Planning and Community Assistance

The Department (DOT) received a request from The Department of Natural and Cultural Resources (DNCR), Bureau of Trails (Trails), to acquire a permanent Trail Easement (Easement) across state-owned land in Madison and Conway NH.

The subject parcels span over 5 miles of vacant land, that make up a portion of the former bypass corridor. The 5-mile Easement will be 30 feet wide and is proposed to start at NH Route 113 in Madison, and end at NH Route 113/East Main Street in Conway. The property was acquired in 2005 for the Conway 11339B Bypass Project. The project was never constructed and dissolved in 2020.

This request, if authorized, would be phase 1 of 2. The phase 1 Easement will begin at Stark Road in Conway, and will be ending at NH Route 302 in Conway. The Easement will follow the northeastern edge of parcels 98, 133, 137,143, and 146 with the intention of also building a river crossing if needed.

Town records indicate the parcels are located in the Commercial Zone within the Residential/Agricultural District in Conway.

According to the Stewardship and Oversight Agreement between DOT and the Federal Highway Administration(FHWA), a FHWA review of this parcel is not necessary.

Please review this request to determine if the subject parcel could be considered surplus to your Bureau's current or future needs. If your Bureau has an interest or concern relative to the requested Easement over these parcels, please notify this Bureau in writing within thirty (30) days.

If you have any questions or concerns with this request please contact Andrew R. Pacuk either via email at Andrew.Pacuk@dot.nh.gov or by phone at (603) 271-3987.

Reference can be made to the following plan: Conway, STP-OAW-NHS-DPI-T-X-0153(001), 11339B, Parcels 133,137,143,146, and being the parcels identified on the Conway Tax Map, as Map 261 Lot 54, and Map 261 Lot 53.

SGL/ARP.jl
Attachments:

cc: Caleb Dobbins, Administrator, Highway Maintenance
Jennifer Lane, Administrative Assistant, Commissioner's Office
Adam Smith, Assistant Administrator
Lisa Weir, Chief of Property Management

STATE OF NEW MEXICO



Conway

Center Conway

Ryan, Kerry

From: Weir, Lisa
Sent: Thursday, June 30, 2022 9:17 AM
To: Ryan, Kerry
Subject: RE: Conway Surplus

Hi Kerry,

We are in the process of paying the feds back, as the project was dissolved and most of the acquired property was not impacted.

Lisa

From: Ryan, Kerry <Kerry.A.Ryan@dot.nh.gov>
Sent: Wednesday, June 29, 2022 3:06 PM
To: Weir, Lisa <Lisa.M.Weir@dot.nh.gov>
Subject: Conway Surplus

Hi Lisa,

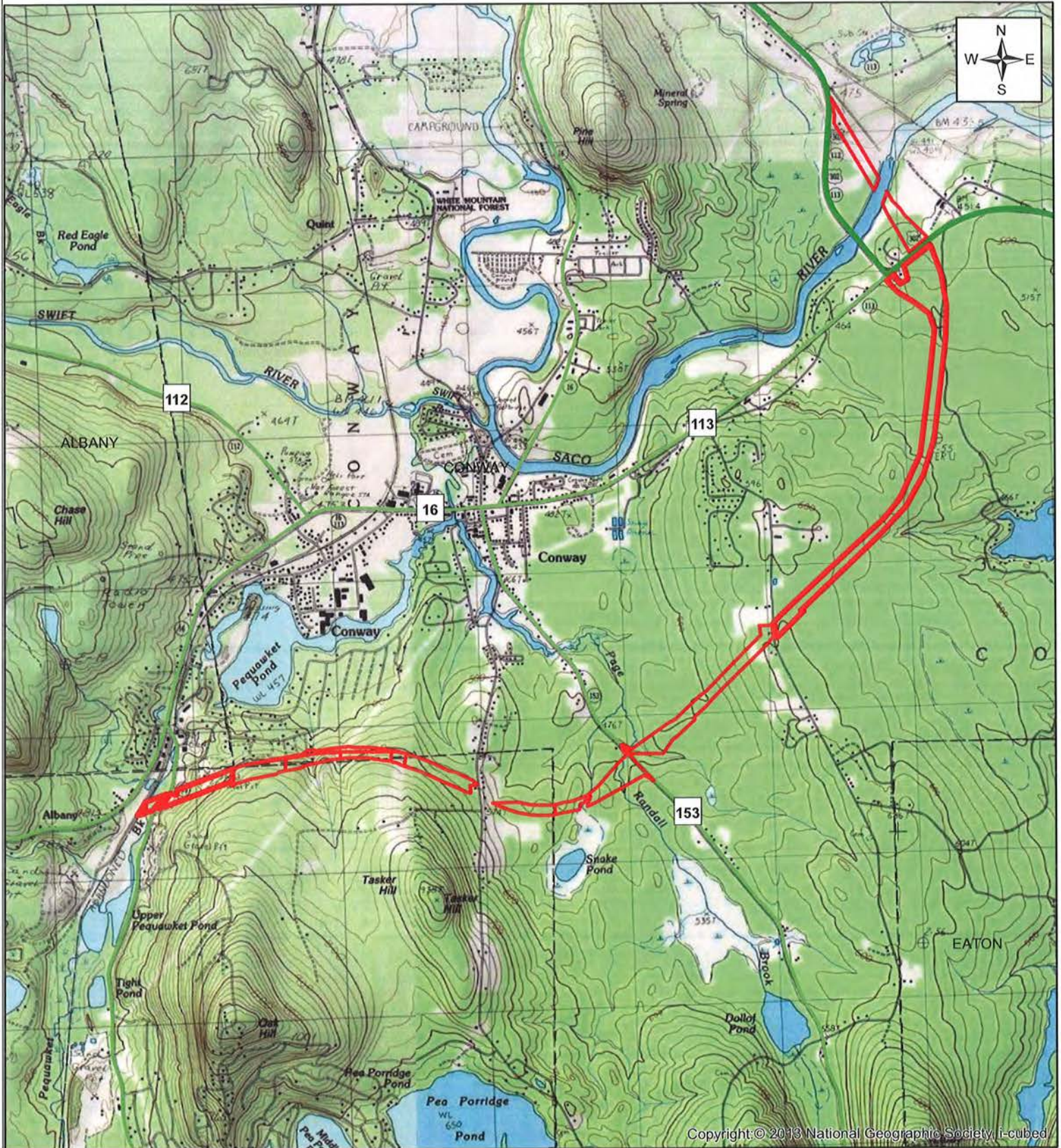
The requests for review for these projects stated federal oversight is not needed. It's been asked of me why FHWA funds are not involved? Did we pay FHWA back for all the ROW already?

Thanks,

Kerry Ryan
Environmental Manager
NH Department of Transportation
Bureau of Environment
7 Hazen Drive, Concord, NH 03302
Ph: 603-271-3717

Conway SP-52422B

Exhibit 1



Copyright © 2013 National Geographic Society, i-cubed



Map created by: K. Ryan on 8/9/2022

Source: S:\Environment\Surplus Lands\Conway SP 052422B

Legend

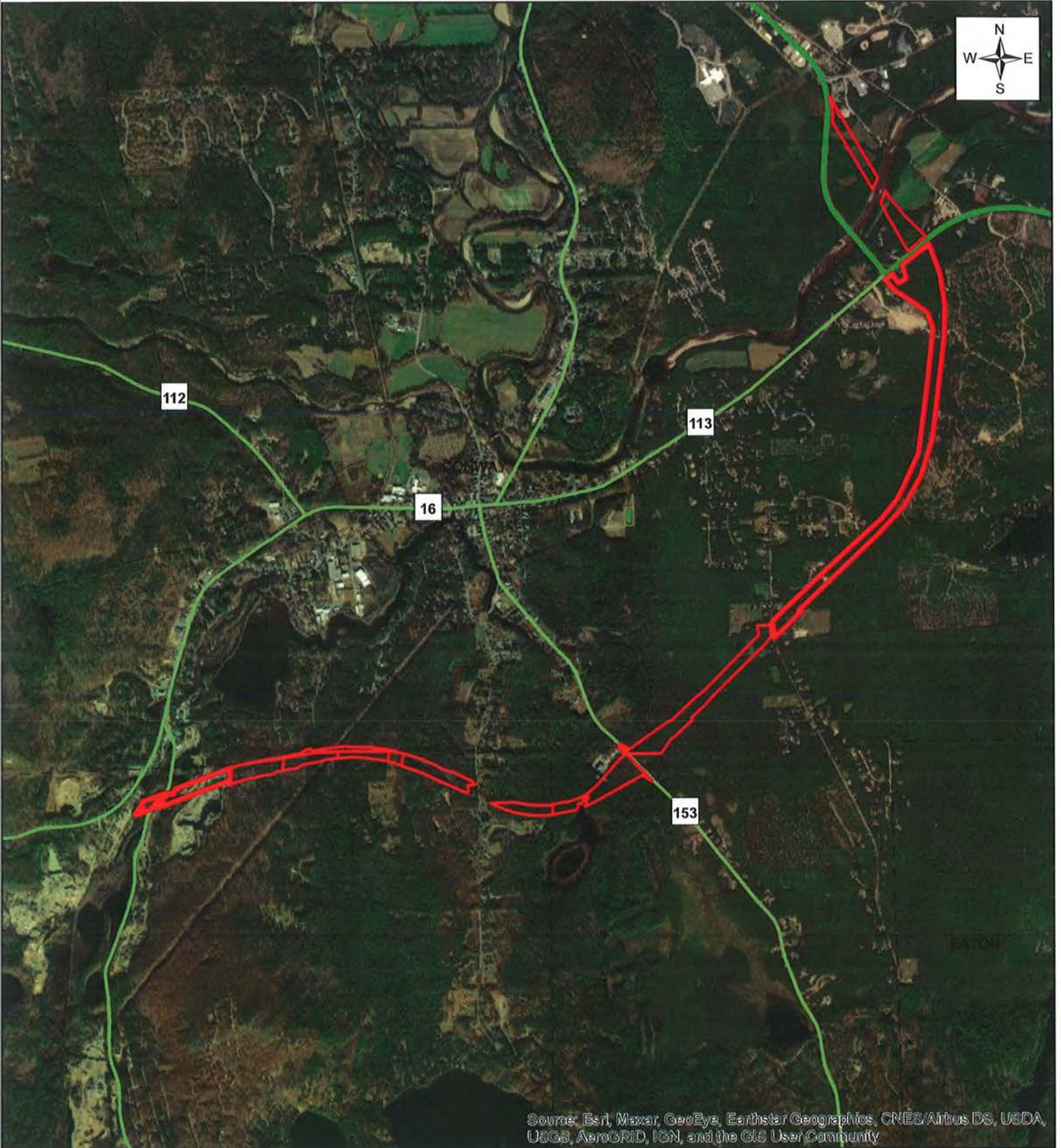
-  052422b
-  State Routes

1:36,000
New Hampshire
DOT
Department of Transportation

CHATHAM
BARTLETT
CONWAY
ALBANY
MADISON
EATON
FREEDOM

Conway SP-52422B

Exhibit 2



Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community



Map created by: K. Ryan on 8/9/2022

Source: S:\Environment\Surplus Lands\Conway SP 052422B

Legend

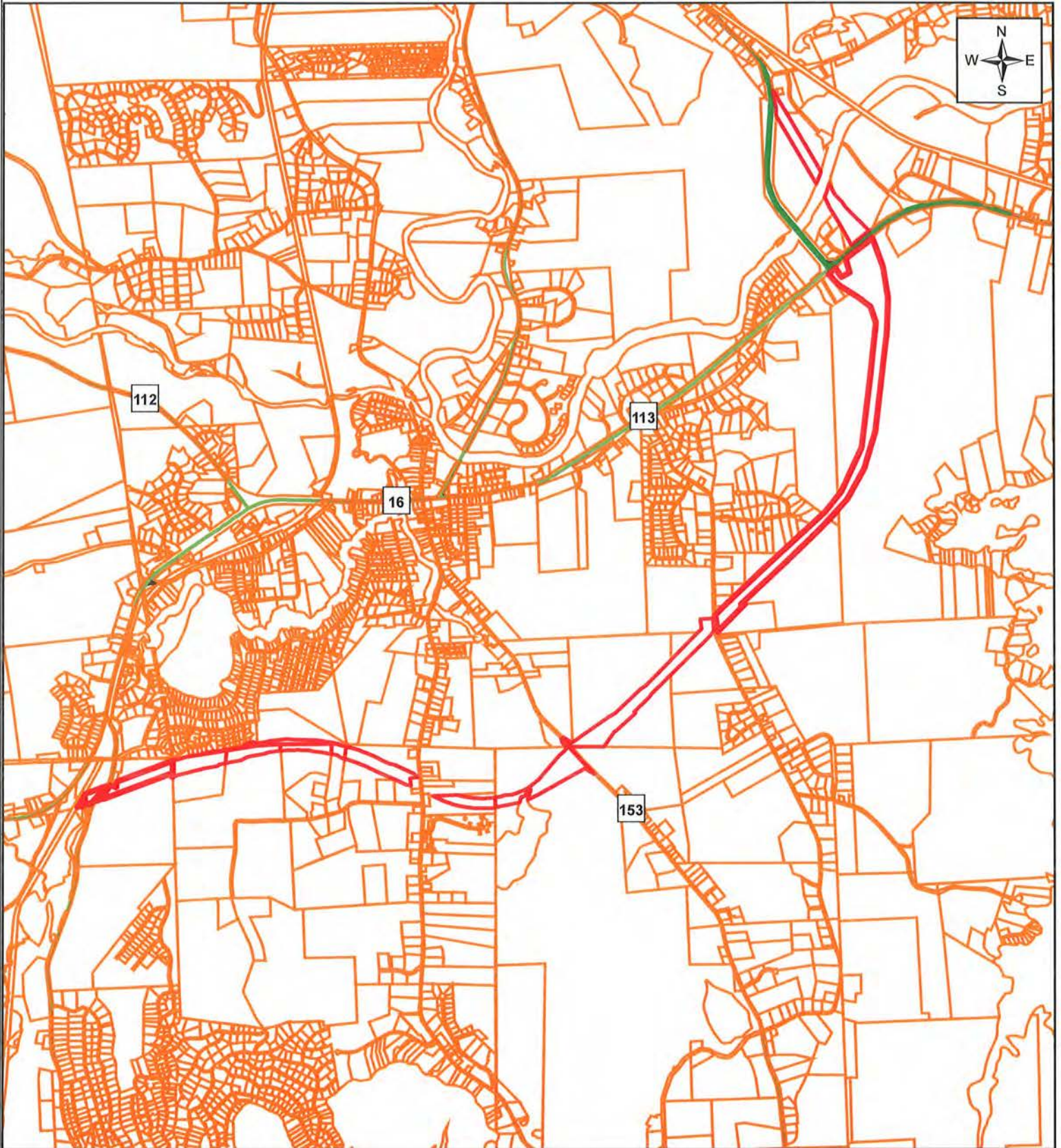
-  052422b
-  State Routes

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Conway SP-52422B

Exhibit 3



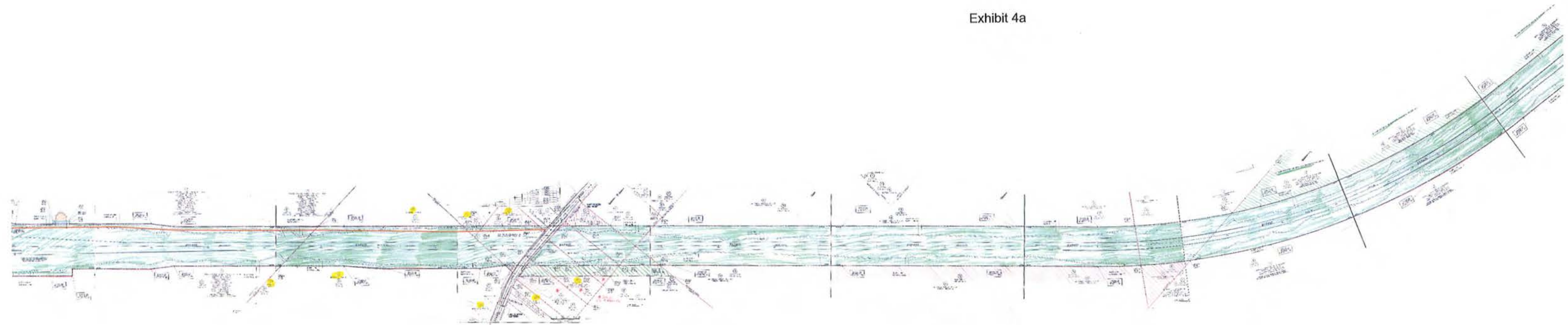
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	052422B
	Parcel Polygons
	Attributes for Additional Lines
	State Routes

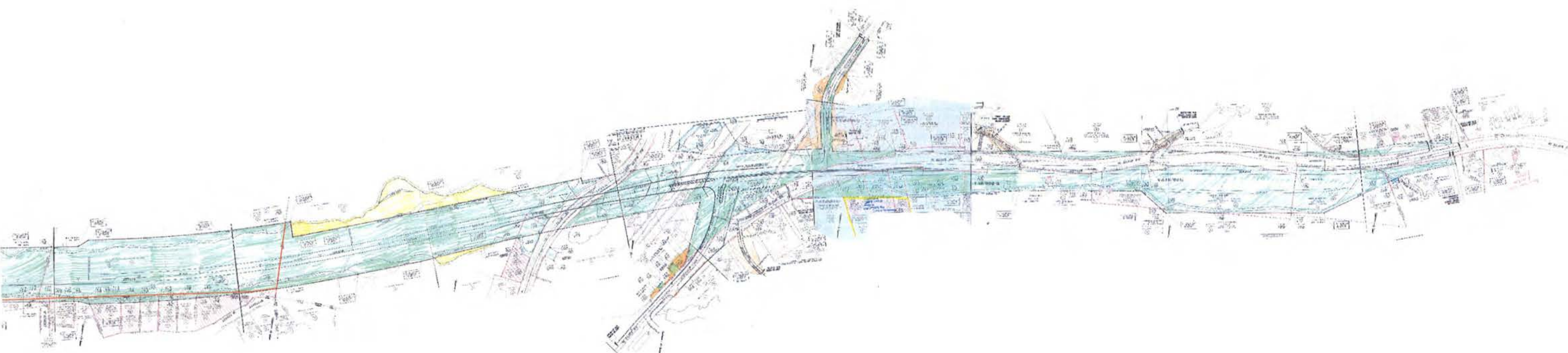
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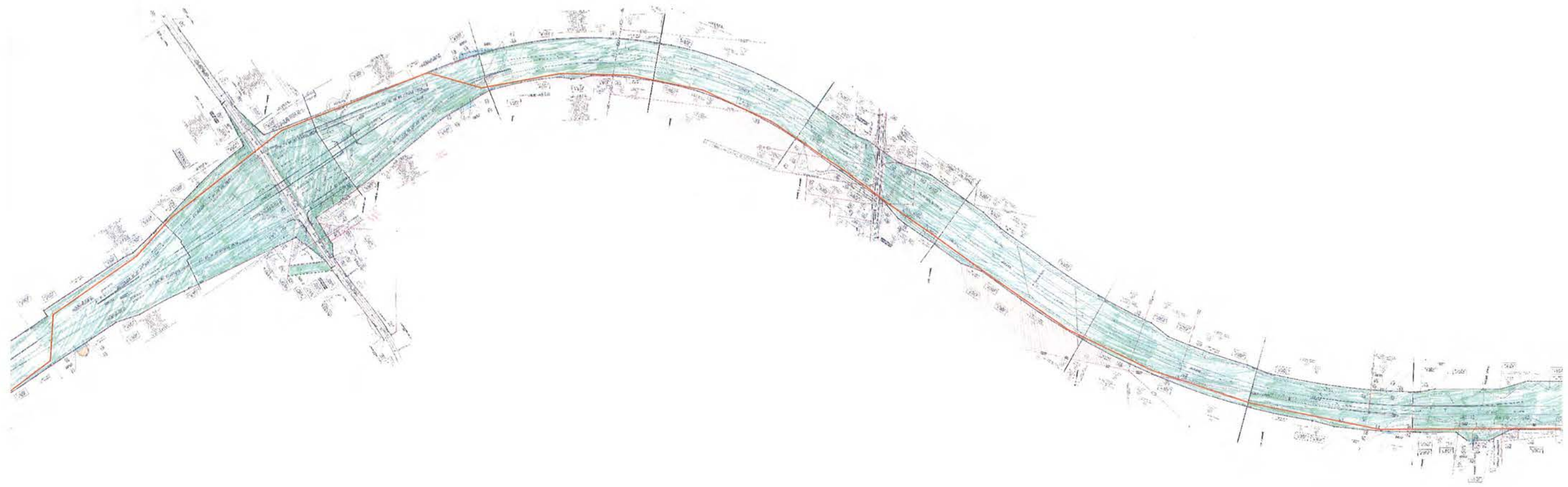
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Exhibit 4a

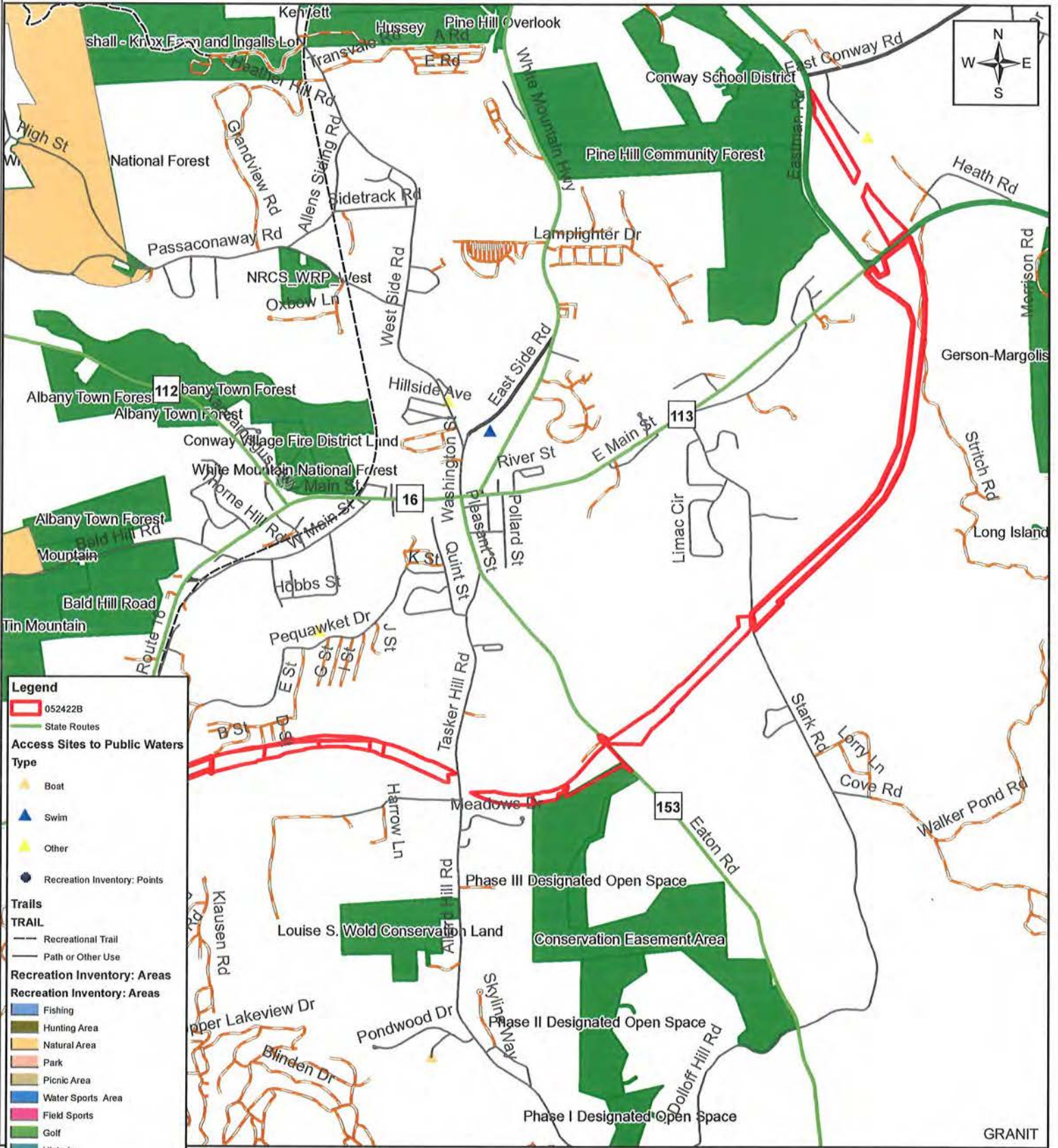






Conway SP-52422B

Exhibit 5



Legend

- 052422B
- State Routes

Access Sites to Public Waters

Type

- ▲ Boat
- ▲ Swim
- ▲ Other
- Recreation Inventory: Points

Trails

TRAIL

- Recreational Trail
- Path or Other Use

Recreation Inventory: Areas

Recreation Inventory: Areas

- Fishing
- Hunting Area
- Natural Area
- Park
- Picnic Area
- Water Sports Area
- Field Sports
- Golf
- Historic
- Campground
- Snow Ski Area
- Scenic Road
- Special Event Fac.
- Trail Area
- Winter Sports Area
- Other
- CL: Solid



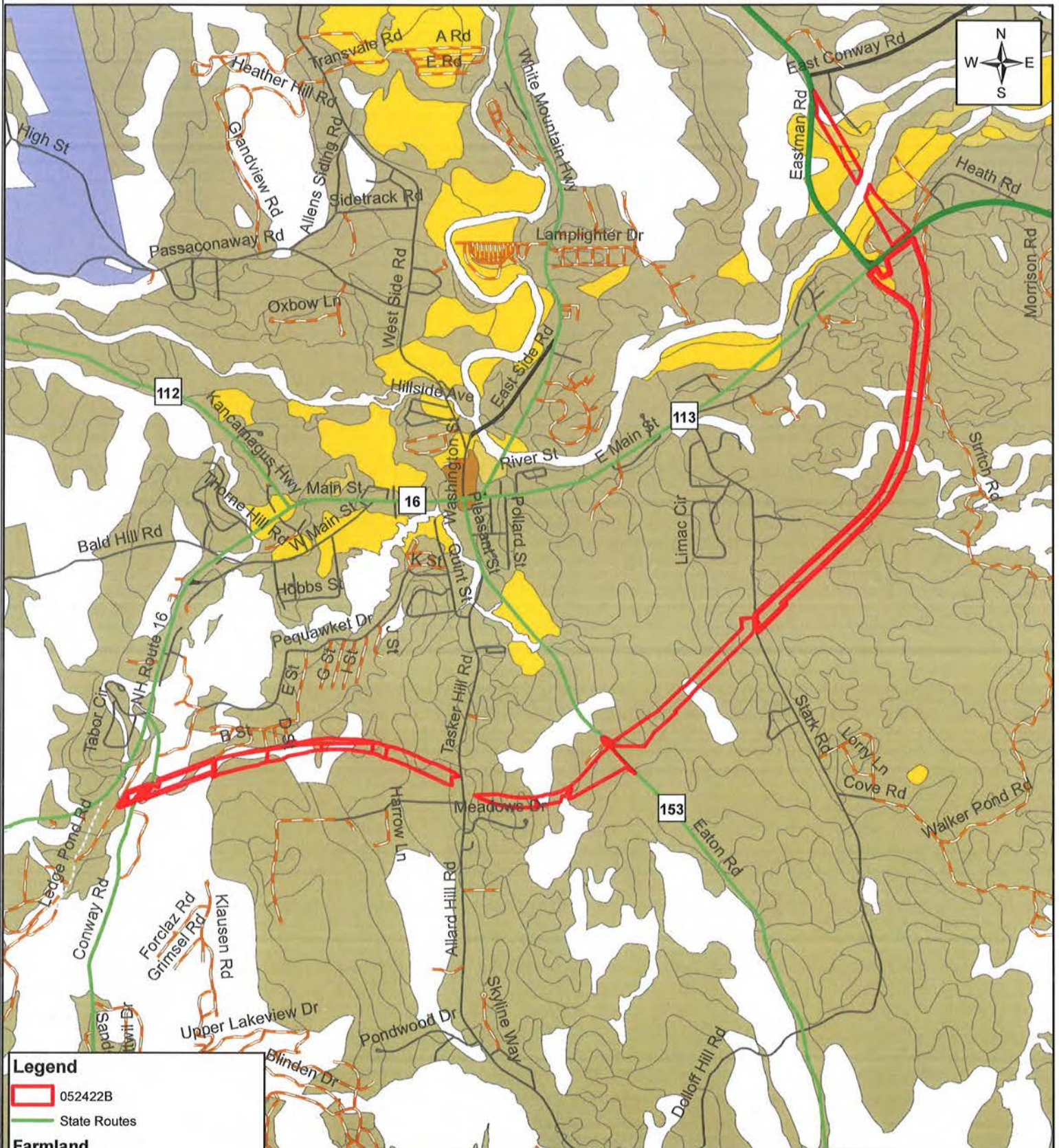
Map created by: K. Ryan on 6/24/2022
 Source: S:\Environment\Surplus Lands\Conway SP 052422B



GRANIT

Conway SP-52422B

Exhibit 6



Legend

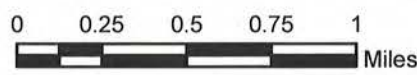
- 052422B
- State Routes

Farmland

- <all other values>

farmlandcl

- Conditional Prime Farmland
- All areas are prime farmland
- Farmland of local importance
- Farmland of statewide importance



Map created by: K. Ryan on 6/24/2022
 Source: S:\Environment\Surplus Lands\Conway SP 052422B

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New Hampshire

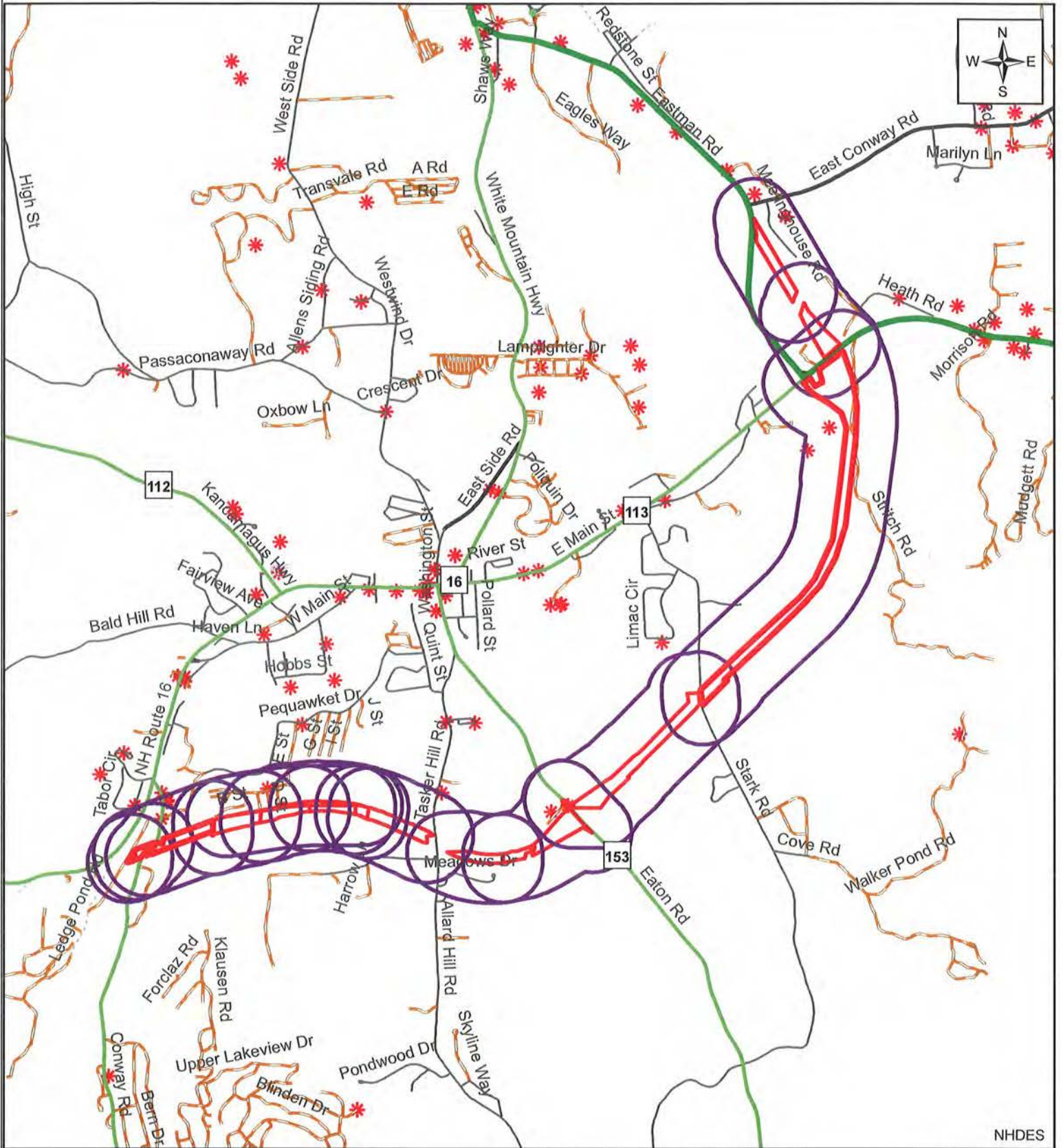
DOT

Department of Transportation



Conway SP-52422B

Exhibit 7



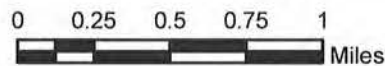
NHDES

Legend

- 1000
- 052422B
- State Routes

Map created by: K. Ryan on 6/24/2022

Source: S:\Environment\Surplus Lands\Conway SP 052422B



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New Hampshire
DOT
Department of Transportation

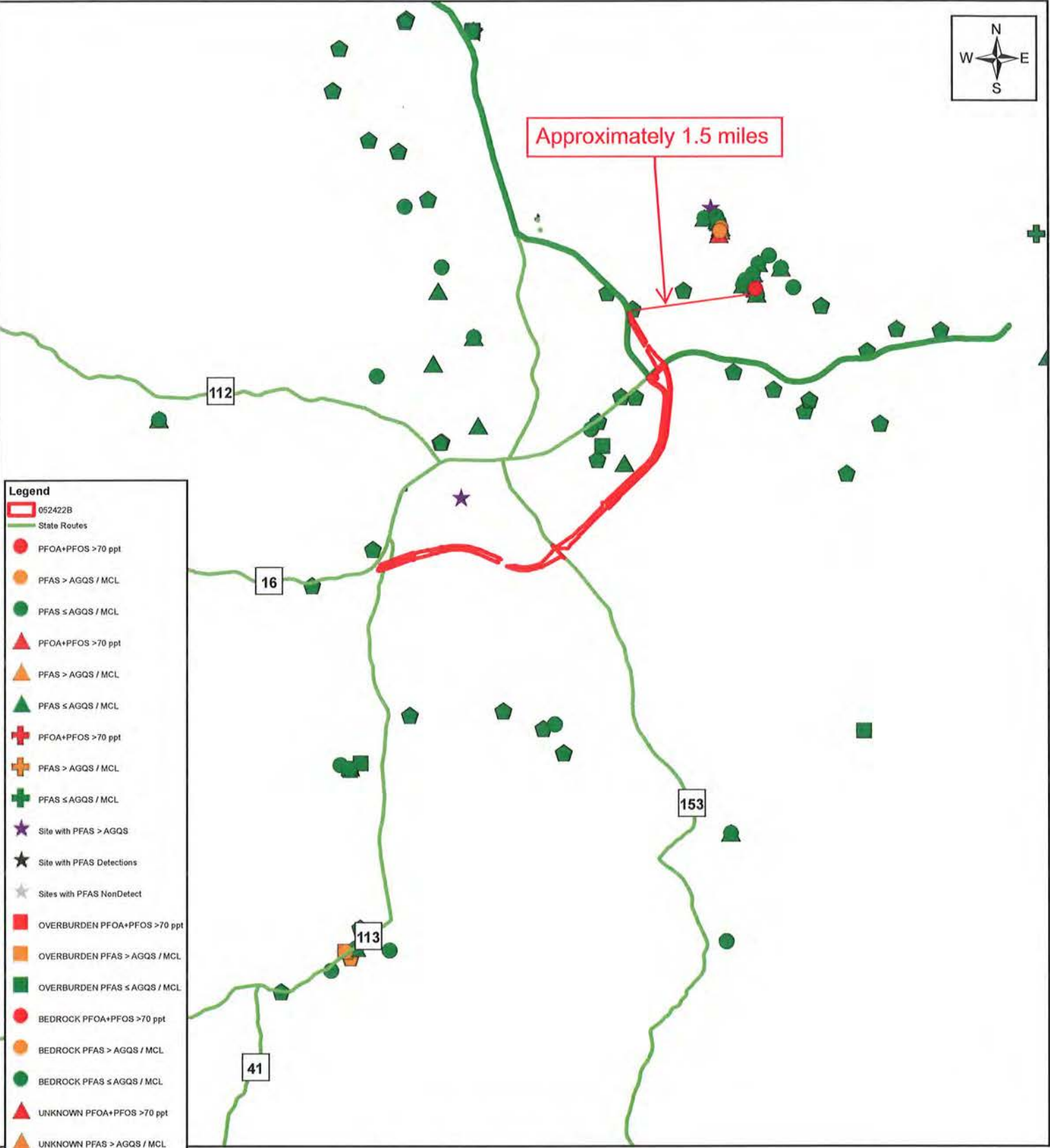


Conway SP-52422B

Exhibit 8



Approximately 1.5 miles



- Legend**
- 052422B
 - State Routes
 - PFOA+PFOS >70 ppt
 - PFAS > AGQS / MCL
 - PFAS ≤ AGQS / MCL
 - PFOA+PFOS >70 ppt
 - PFAS > AGQS / MCL
 - PFAS ≤ AGQS / MCL
 - PFOA+PFOS >70 ppt
 - PFAS > AGQS / MCL
 - PFAS ≤ AGQS / MCL
 - Site with PFAS > AGQS
 - Site with PFAS Detections
 - Sites with PFAS NonDetect
 - OVERBURDEN PFOA+PFOS >70 ppt
 - OVERBURDEN PFAS > AGQS / MCL
 - OVERBURDEN PFAS ≤ AGQS / MCL
 - BEDROCK PFOA+PFOS >70 ppt
 - BEDROCK PFAS > AGQS / MCL
 - BEDROCK PFAS ≤ AGQS / MCL
 - UNKNOWN PFOA+PFOS >70 ppt
 - UNKNOWN PFAS > AGQS / MCL
 - UNKNOWN PFAS ≤ AGQS / MCL
 - PFAS_PWS**
 - PWS PFOA+PFOS >70 ppt
 - PWS PFAS > AGQS / MCL
 - PWS ≤ AGQS / MCL



Map created by: K. Ryan on 6/24/2022

Source: S:\Environment\Surplus Lands\Conway SP 052422B



Conway SP-052422B

Exhibit 9



Legend

- Source Water Protection Area

Map Scale

1: 51,953

© NH DES, <http://des.nh.gov>

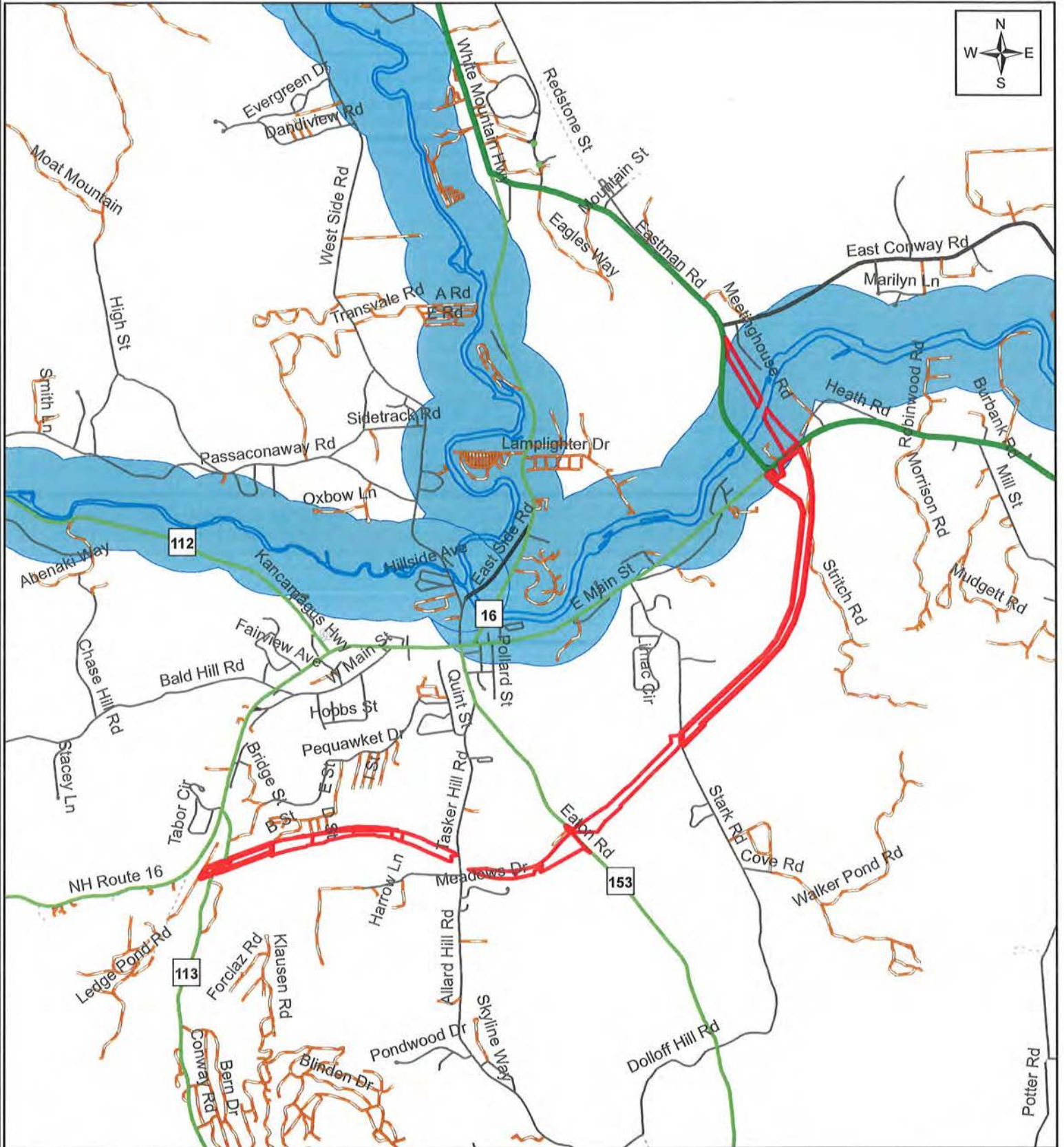
Map Generated: 6/23/2022







Notes

Conway SP-52422B

Exhibit 10



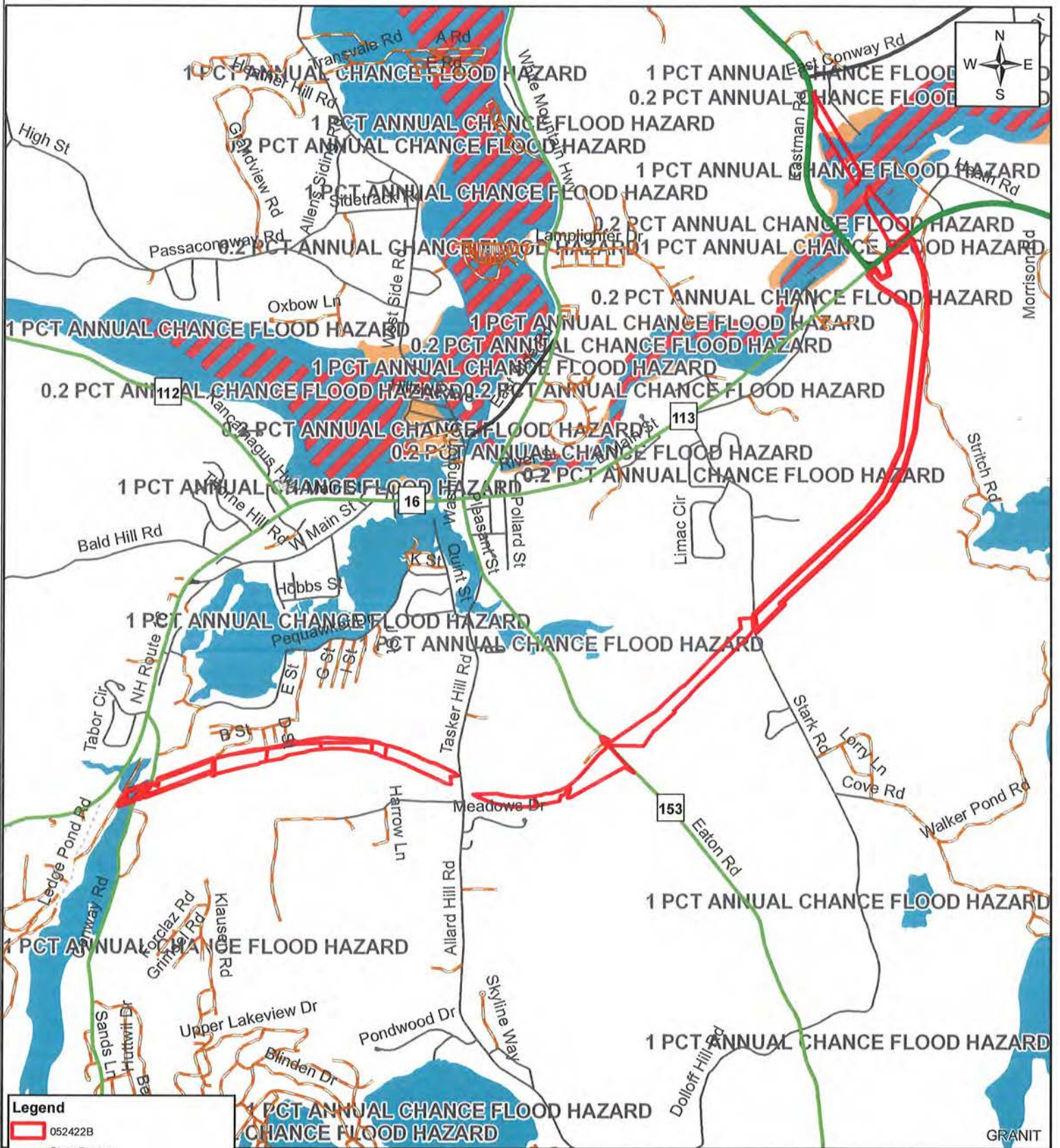
Legend

-  052422B
-  State Routes
-  Designated Rivers
-  Designated Rivers Quarter-mile Buffer



Created by: K. Ryan on 6/24/2022
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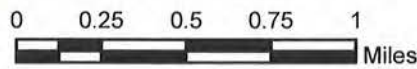


Legend

- 052422B
- State Routes

Flood Hazard - Areas
FLD_ZONE_SVD, FLOODWAY

- 1 pct. Annual Chance Flood Hazard
- Floodway
- 0.2 pct. Annual Chance Flood Hazard
- Area of Undetermined Flood Hazard
- Area Protected by Levee

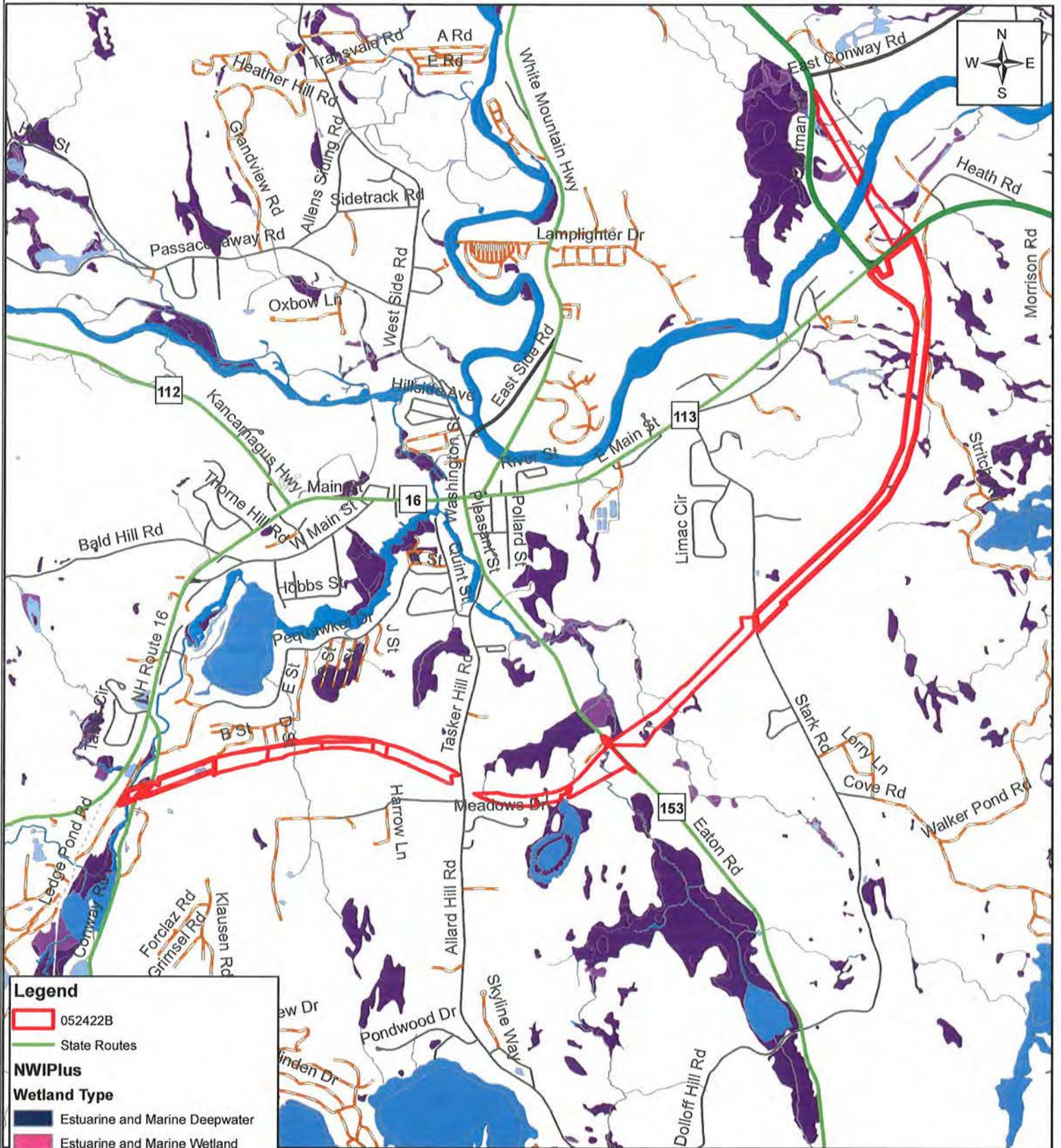


Map created by: K. Ryan on 6/24/2022
 Source: S:\Environment\Surplus Lands\Conway SP 052422B

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Legend

- 052422B
- State Routes

NWIPlus

Wetland Type

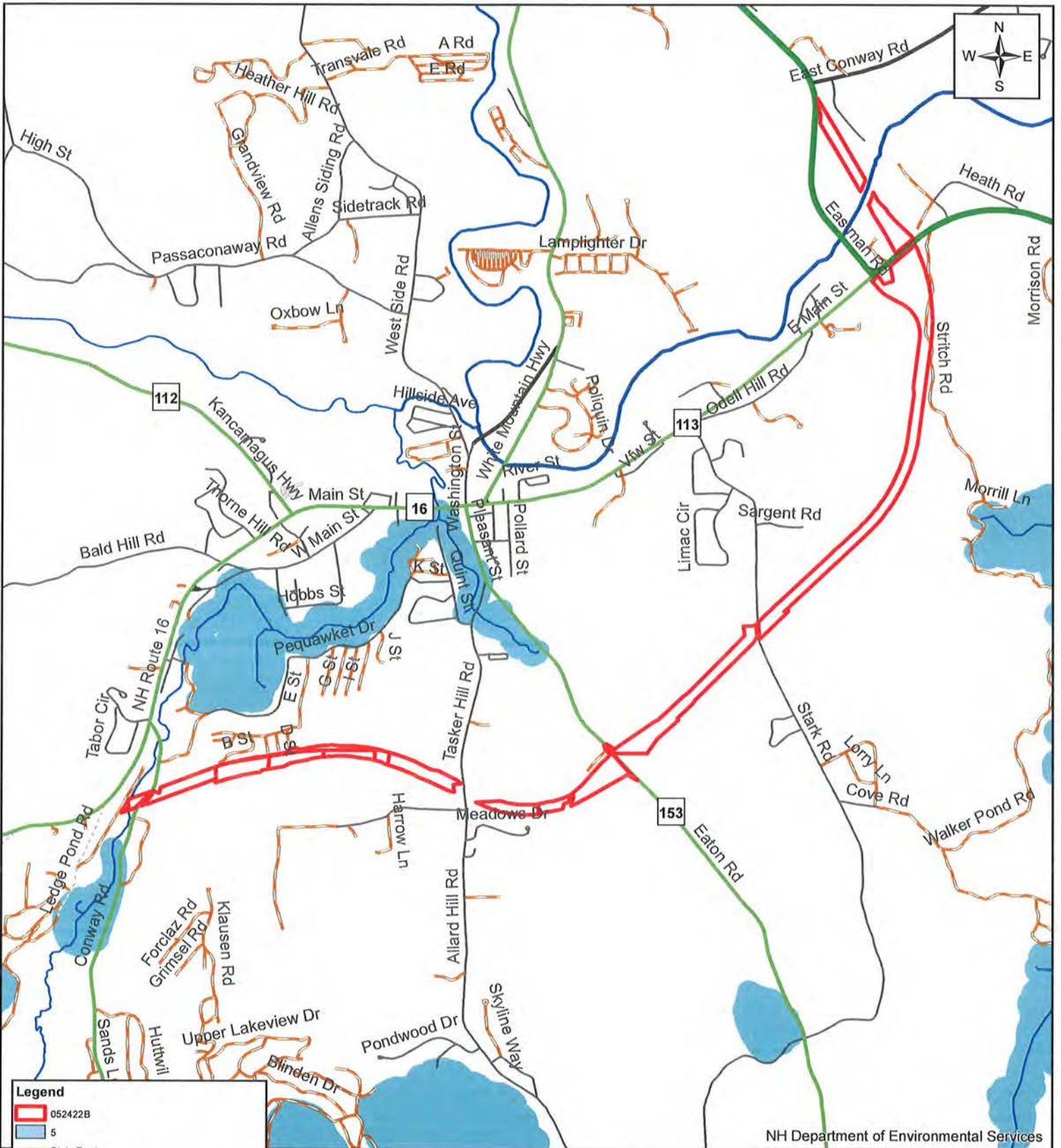
- Estuarine and Marine Deepwater
- Estuarine and Marine Wetland
- Freshwater Emergent Wetland
- Freshwater Forested/Shrub Wetland
- Freshwater Pond
- Lake
- Other
- Riverine



Map created by: K. Ryan on 6/24/2022
Source: S:\Environment\Surplus Lands\Conway SP 052422B

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Legend

- 052422B (Red outline)
- 5 (Blue fill)
- State Routes (Green line)
- State Routes (Green line)

4th Order and Above Streams and Rivers

Stream Order

- 4 (Thin blue line)
- 5 (Medium blue line)
- 6 (Thick blue line)
- 7 (Darkest blue line)

Shoreland Jurisdiction - Lakes and Ponds (Blue fill)

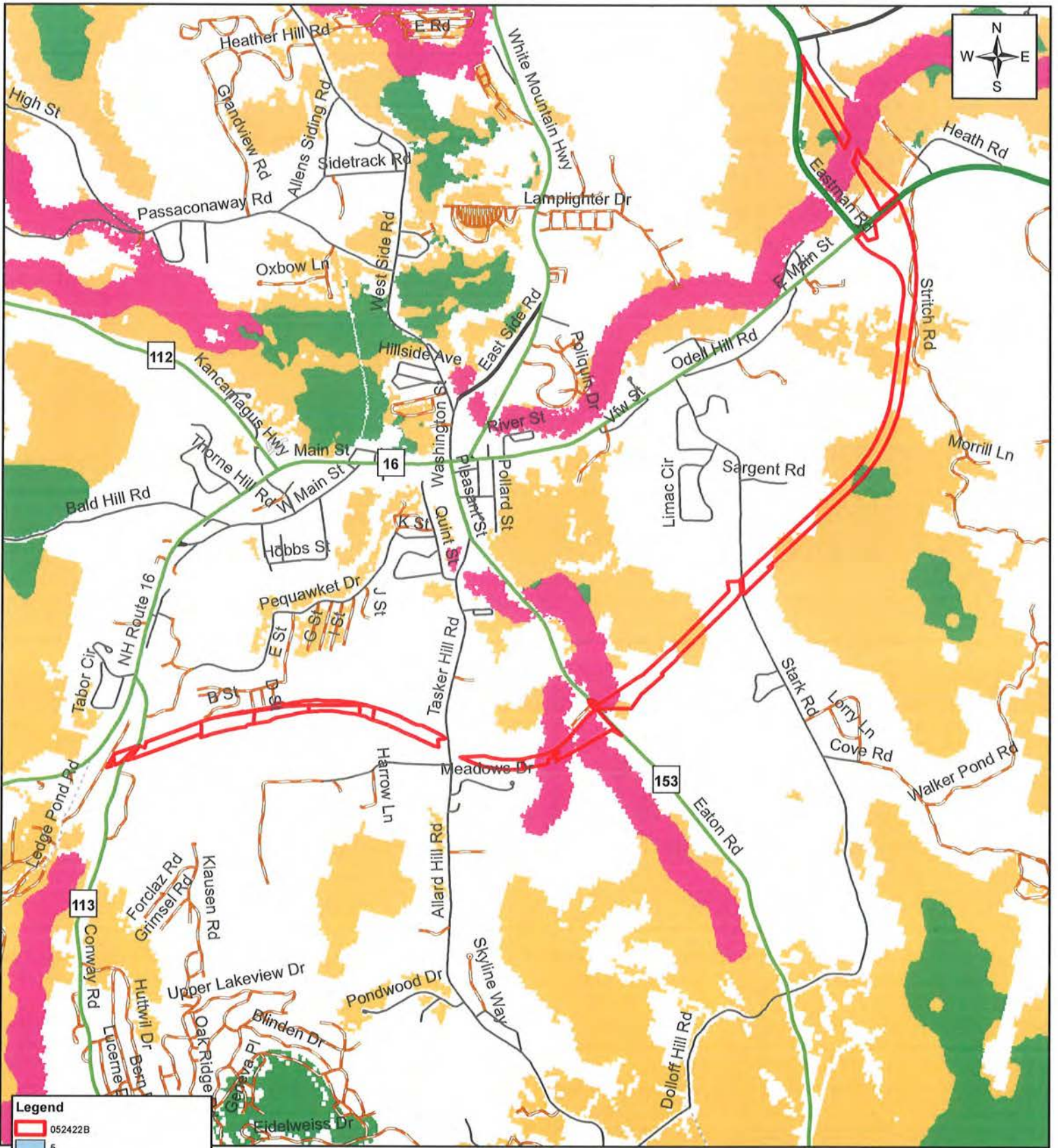


Map created by: K. Ryan on 7/11/2022
Source: S:\Environment\Surplus Lands\SP-022422

NH Department of Environmental Services

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New Hampshire
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Legend

- 052422B
- 5
- State Routes
- State Routes

Highest Ranked Wildlife Habitat
WAP: 2020 Tiers

- 0
- 1 Highest Ranked Habitat in NH
- 2 Highest Ranked Habitat in Region
- 3 Supporting Landscape



Map created by: K. Ryan on 7/11/2022
 Source: S:\Environment\Surplus Lands\SP-022422

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 New Hampshire
DOT
 Department of Transportation





New Hampshire Natural Heritage Bureau

DNCR - Division of Forests & Lands
 172 Pembroke Road, Concord, NH 03301
 Phone: (603) 271-2214 Fax: (603) 271-6488

To: Kerry Ryan
 NHDOT-Bureau of Environment
 7 Hazen Drive
 Concord, NH, 03302

From: NH Natural Heritage Bureau

Date: 2022-07-11

Re: Review by NH Natural Heritage Bureau of request dated 2022-06-27

NHB File ID: 3922
Project type: Landowner Request

Town: Conway, NH
Location: Conway Map 202, Lot 003, Map 203, Lot 022, 009, 010, 015, 016, and 019, Map 204 Lot 011, 010, and 021. Also identified on the Conway tax records as Map 279, Lot 2.1, Map 280 Lot 62, Map 275, Lot 34.3, and Map 261, Lot 54; NHDOT surplus land

We have searched our database for records of rare species and exemplary natural communities on the property(s) identified in your request. Our database includes known records for species officially listed as Threatened or Endangered by either the state of New Hampshire or the federal government, as well as species and natural communities judged by experts to be at risk in New Hampshire but not yet formally listed.

NHB records on the property(s): **None**

NHB records within one mile of the property(s):

	Last Reported	Listing Status		Conservation Rank	
		Federal	NH	Global	State
Invertebrate Species (For more information, contact Kim Tuttle, NH F&G at 271-6544)					
Pygmy Snaketail - <i>Ophiogomphus howei</i>	2011	--	--	G3	S2
Natural Community					
Emergent marsh	1997	--	--	GNR	S5
Silver maple - false nettle - sensitive fern floodplain forest	1997	--	--	GNR	S2
Oak - mountain laurel forest	2006	--	--	GNR	S3
Hemlock - beech - oak - pine forest	1997	--	--	GNR	S5
Vertebrate Species					
		Federal	NH	Global	State

NOTE: This review *cannot* be used to satisfy a permit or other regulatory requirement to check for rare species or habitats that could be affected by a proposed project, since it provides detailed information only for records actually on the property.



New Hampshire Natural Heritage Bureau

DNCR - Division of Forests & Lands
172 Pembroke Road, Concord, NH 03301
Phone: (603) 271-2214 Fax: (603) 271-6488

Common Loon - <i>Gavia immer</i>	2021	--	T	G5	S2B
----------------------------------	------	----	---	----	-----

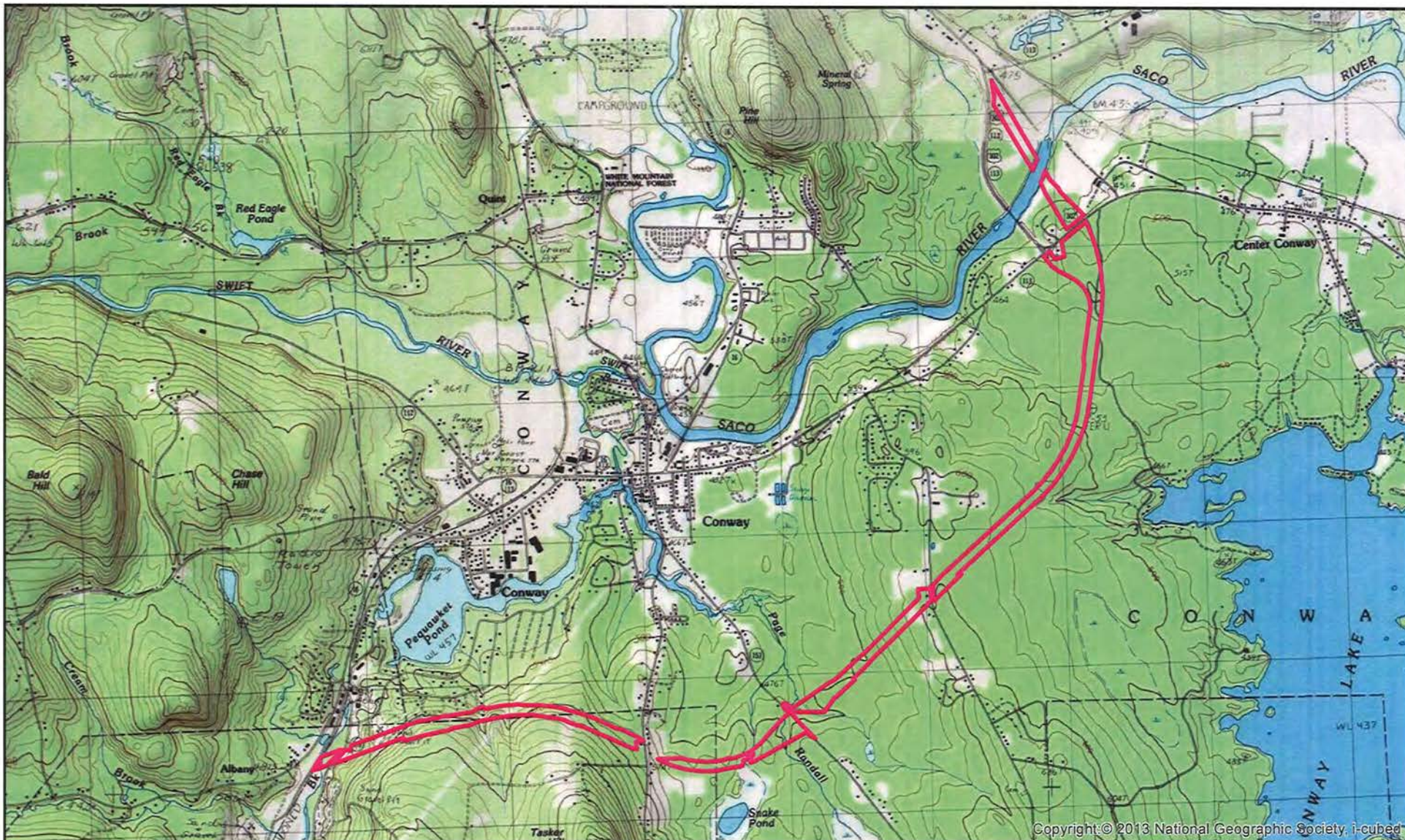
Listing codes: T = Threatened, E = Endangered SC = Special Concern

Rank prefix: G = Global, S = State, T = Global or state rank for a sub-species or variety (taxon)

Rank suffix: 1-5 = Most (1) to least (5) imperiled. "--", U, NR = Not ranked, B = Breeding population, N = Non-breeding, H = Historical, X = Extirpated.

A negative result (no record in our database) does not mean that no rare species are present. Our data can only tell you of known occurrences, based on information gathered by qualified biologists and reported to our office. However, many areas have never been surveyed, or have only been surveyed for certain species. An on-site survey would provide better information on what species and communities are indeed present.

NOTE: This review *cannot* be used to satisfy a permit or other regulatory requirement to check for rare species or habitats that could be affected by a proposed project, since it provides detailed information only for records actually on the property.



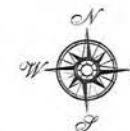
Natural Heritage Bureau Landowner Report

Project ID Number: 3922

NOTE: Any rare species and/or exemplary natural communities in this area are not shown unless they occur, at least in part, within the property bounds.

0 0.1 0.2
Mile

Property Bounds	# of Records
Plant Occurrence:	0
Animal Occurrence:	0
Natural Community:	0
Ecological System:	0





United States Department of the Interior

FISH AND WILDLIFE SERVICE
New England Ecological Services Field Office
70 Commercial Street, Suite 300
Concord, NH 03301-5094
Phone: (603) 223-2541 Fax: (603) 223-0104



In Reply Refer To:
Project Code: 2022-0071209
Project Name: Conway SP-052422B

August 04, 2022

Subject: List of threatened and endangered species that may occur in your proposed project location or may be affected by your proposed project

To Whom It May Concern:

Please review this letter each time you request an Official Species List, we will continue to update it with additional information and links to websites may change.

About Official Species Lists

The purpose of the Act is to provide a means whereby threatened and endangered species and the ecosystems upon which they depend may be conserved. Federal and non-Federal project proponents have responsibilities under the Act to consider effects on listed species.

The enclosed species list identifies threatened, endangered, proposed, and candidate species, as well as proposed and final designated critical habitat, that may occur within the boundary of your proposed project and/or may be affected by your proposed project. The species list fulfills the requirements of the U.S. Fish and Wildlife Service (Service) under section 7(c) of the Endangered Species Act (Act) of 1973, as amended (16 U.S.C. 1531 et seq.).

New information based on updated surveys, changes in the abundance and distribution of species, changed habitat conditions, or other factors could change this list. Please note that under 50 CFR 402.12(e) of the regulations implementing section 7 of the Act, the accuracy of this species list should be verified after 90 days. The Service recommends that verification be completed by visiting the ECOS-IPaC website at regular intervals during project planning and implementation for updates to species lists and information. An updated list may be requested by returning to an existing project's page in IPaC.

Endangered Species Act Project Review

Please visit the “**New England Field Office Endangered Species Project Review and Consultation**” website for step-by-step instructions on how to consider effects on listed

species and prepare and submit a project review package if necessary:

<https://www.fws.gov/office/new-england-ecological-services/endangered-species-project-review>

NOTE Please do not use the **Consultation Package Builder** tool in IPaC except in specific situations following coordination with our office. Please follow the project review guidance on our website instead and reference your **Project Code** in all correspondence.

Northern Long-eared Bat Update - Additionally, please note that on March 23, 2022, the Service published a proposal to reclassify the northern long-eared bat (NLEB) as endangered under the Endangered Species Act. The U.S. District Court for the District of Columbia has ordered the Service to complete a new final listing determination for the NLEB by November 2022 (Case 1:15-cv-00477, March 1, 2021). The bat, currently listed as threatened, faces extinction due to the range-wide impacts of white-nose syndrome (WNS), a deadly fungal disease affecting cave-dwelling bats across the continent. The proposed reclassification, if finalized, would remove the current 4(d) rule for the NLEB, as these rules may be applied only to threatened species. Depending on the type of effects a project has on NLEB, the change in the species' status may trigger the need to re-initiate consultation for any actions that are not completed and for which the Federal action agency retains discretion once the new listing determination becomes effective (anticipated to occur by December 30, 2022). If your project may result in incidental take of NLEB after the new listing goes into effect this will first need to be addressed in an updated consultation that includes an Incidental Take Statement. If your project may require re-initiation of consultation, please contact our office for additional guidance.

Additional Info About Section 7 of the Act

Under section 7(a)(2) of the Act and its implementing regulations (50 CFR 402 et seq.), Federal agencies are required to determine whether projects may affect threatened and endangered species and/or designated critical habitat. If a Federal agency, or its non-Federal representative, determines that listed species and/or designated critical habitat may be affected by the proposed project, the agency is required to consult with the Service pursuant to 50 CFR 402. In addition, the Federal agency also may need to consider proposed species and proposed critical habitat in the consultation. 50 CFR 402.14(c)(1) specifies the information required for consultation under the Act regardless of the format of the evaluation. More information on the regulations and procedures for section 7 consultation, including the role of permit or license applicants, can be found in the "Endangered Species Consultation Handbook" at:

<https://www.fws.gov/service/section-7-consultations>

In addition to consultation requirements under Section 7(a)(2) of the ESA, please note that under sections 7(a)(1) of the Act and its implementing regulations (50 CFR 402 et seq.), Federal agencies are required to utilize their authorities to carry out programs for the conservation of threatened and endangered species. Please contact NEFO if you would like more information.

Candidate species that appear on the enclosed species list have no current protections under the

ESA. The species' occurrence on an official species list does not convey a requirement to consider impacts to this species as you would a proposed, threatened, or endangered species. The ESA does not provide for interagency consultations on candidate species under section 7, however, the Service recommends that all project proponents incorporate measures into projects to benefit candidate species and their habitats wherever possible.

Migratory Birds

In addition to responsibilities to protect threatened and endangered species under the Endangered Species Act (ESA), there are additional responsibilities under the Migratory Bird Treaty Act (MBTA) and the Bald and Golden Eagle Protection Act (BGEPA) to protect native birds from project-related impacts. Any activity, intentional or unintentional, resulting in take of migratory birds, including eagles, is prohibited unless otherwise permitted by the U.S. Fish and Wildlife Service (50 C.F.R. Sec. 10.12 and 16 U.S.C. Sec. 668(a)). For more information regarding these Acts see:

<https://www.fws.gov/program/migratory-bird-permit>

<https://www.fws.gov/library/collections/bald-and-golden-eagle-management>

Please feel free to contact us at newengland@fws.gov with your **Project Code** in the subject line if you need more information or assistance regarding the potential impacts to federally proposed, listed, and candidate species and federally designated and proposed critical habitat.

Attachment(s): Official Species List

Attachment(s):

- Official Species List

Official Species List

This list is provided pursuant to Section 7 of the Endangered Species Act, and fulfills the requirement for Federal agencies to "request of the Secretary of the Interior information whether any species which is listed or proposed to be listed may be present in the area of a proposed action".

This species list is provided by:

New England Ecological Services Field Office

70 Commercial Street, Suite 300

Concord, NH 03301-5094

(603) 223-2541

Project Summary

Project Code: 2022-0071209

Project Name: Conway SP-052422B

Project Type: Land Exchange

Project Description: The Department received a request from the Department of Natural and Cultural Resources (DNCR), Bureau of Trails to acquire a Permanent Trail Easement state-owned land in the Towns of Madison and Conway. The land consists of 5 +/- miles of vacant land. The 5-mile easement will be within the former proposed bypass corridor, and approximately 30' wide. The easement will start on NH Route 113, at approximately station 120+00 (parcel 25 Coleman) in Madison, following the corridor northeasterly to Stark Road in Conway, at approximately station 162+00. This request is phase 2 of 2. The easement would follow the northeastern edge of the impacted parcels (18, 21, 25, 52, 55A, 56, 57, 59, 63, 66, 67, 67A, 68, 83, 84, 85, 87, 88, and 89). In order to minimize wetland impacts and crossing through potentially marketable property, the easement shall move to the southern edge of parcels 75, 79, and 80 until it connects with the existing easement on parcel 79. Town records indicate the parcels are in the Commercial Zone within the Town of Madison, and the Residential/Agriculture District in Conway. Reference can be made to the following plan: Conway, STP-OAW-NHS-DPI-T-X-0153(001)11339B, Parcels (noted above) and being the parcels identified on the Madison tax records as Map 202, Lot 003, Map 203, Lot 022, 009, 010, 015, 016, and 019, Map 204 Lot 011, 010, and 021. Also identified on the Conway tax records as Map 279, Lot 2.1, Map 280 Lot 62, Map 275, Lot 34.3, and Map 261, Lot 54.

Project Location:

Approximate location of the project can be viewed in Google Maps: <https://www.google.com/maps/@43.962078399999996,-71.14002977405352,14z>



Counties: Carroll County, New Hampshire

Endangered Species Act Species

There is a total of 3 threatened, endangered, or candidate species on this species list.

Species on this list should be considered in an effects analysis for your project and could include species that exist in another geographic area. For example, certain fish may appear on the species list because a project could affect downstream species.

IPaC does not display listed species or critical habitats under the sole jurisdiction of NOAA Fisheries¹, as USFWS does not have the authority to speak on behalf of NOAA and the Department of Commerce.

See the "Critical habitats" section below for those critical habitats that lie wholly or partially within your project area under this office's jurisdiction. Please contact the designated FWS office if you have questions.

-
1. [NOAA Fisheries](#), also known as the National Marine Fisheries Service (NMFS), is an office of the National Oceanic and Atmospheric Administration within the Department of Commerce.

Mammals

NAME	STATUS
Northern Long-eared Bat <i>Myotis septentrionalis</i> No critical habitat has been designated for this species. Species profile: https://ecos.fws.gov/ecp/species/9045	Threatened

Insects

NAME	STATUS
Monarch Butterfly <i>Danaus plexippus</i> No critical habitat has been designated for this species. Species profile: https://ecos.fws.gov/ecp/species/9743	Candidate

Flowering Plants

NAME	STATUS
Small Whorled Pogonia <i>Isotria medeoloides</i> Population: No critical habitat has been designated for this species. Species profile: https://ecos.fws.gov/ecp/species/1890	Threatened

Critical habitats

THERE ARE NO CRITICAL HABITATS WITHIN YOUR PROJECT AREA UNDER THIS OFFICE'S JURISDICTION.

IPaC User Contact Information

Agency: New Hampshire Department of Transportation

Name: Kerry Ryan

Address: 7 Hazen Drive

City: Concord

State: NH

Zip: 03301

Email kerry.ryan@dot.nh.gov

Phone: 6032713717

Ryan, Kerry

From: Charles, Sheila
Sent: Wednesday, August 10, 2022 2:19 PM
To: Ryan, Kerry; Edelmann, Jillian
Subject: Conway Sp-052422B Cultural Review for 5 mile trail easement to DNCR
Attachments: Conway SP-052422B Cultural Review 8.2022_.docx

Dear Kerry,

Here are the detailed results of my Cultural Review for Conway SP-052422B.

In summary for above ground: No Concerns

There are no above ground structures within the proposed surplus project corridor, although there are **stone walls that should be considered** for avoidance, minimized impacts, reconstruction or stockpiling of breached stones on or adjacent to the existing adjacent stone walls.

If the Department of Natural and Cultural Resources (DNCR), Bureau of Trails acquires the Permanent Trail Easement associated with state-owned land and there are no planned above ground impacts to cultural resources associated with the transfer, there will not be above ground cultural issues.

If building or other cultural resource removals or impacts are proposed, then continue consultation with NHDOT prior to the easement transfer or with NHDHR after the easement transfer.

In summary for below ground:

The project area has **segments that are archaeologically sensitive**, particularly those corridor locations that are near the Saco River, its tributaries, and other brooks or water courses.

Further archaeological investigations or monitoring would be necessary if there are below ground impacts. If there are no proposed ground disturbance and just filling, there are no cultural concerns. It is recommended that subsurface impacts be avoided if possible.

Clarification on the project corridor and design plans and depths of impact for any locations requiring excavation, grading, and any other subsurface impacts is recommended to narrow down any areas that would need additional archaeological investigations prior to construction or archaeological monitoring.

If archaeological site subsurface impacts are proposed, then continue consultation with NHDOT prior to the easement transfer or with NHDHR after the easement transfer.

Sheila Charles

Cultural Resources Program Specialist/Archaeologist
Bureau of Environment
New Hampshire Department of Transportation
7 Hazen Drive
Concord, NH 03302-0483
Tel (603)271-4049
Sheila.J.Charles@dot.nh.gov

NHDOT Cultural Resources Review

For the purpose of compliance with regulations of the National Historic Preservation Act, the Advisory Council on Historic Preservation's *Procedures for the Protection of Historic Properties* (36 CFR 800), the US Army Corps of Engineers' *Appendix C*, and/or state regulation RSA 227-C:9, *Directive for Cooperation in the Protection of Historic Resources*, the NHDOT Cultural Resources Program has reviewed the proposed project for potential impacts to historic properties.

PROJECT PROPOSAL:

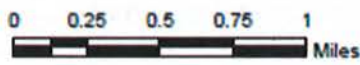
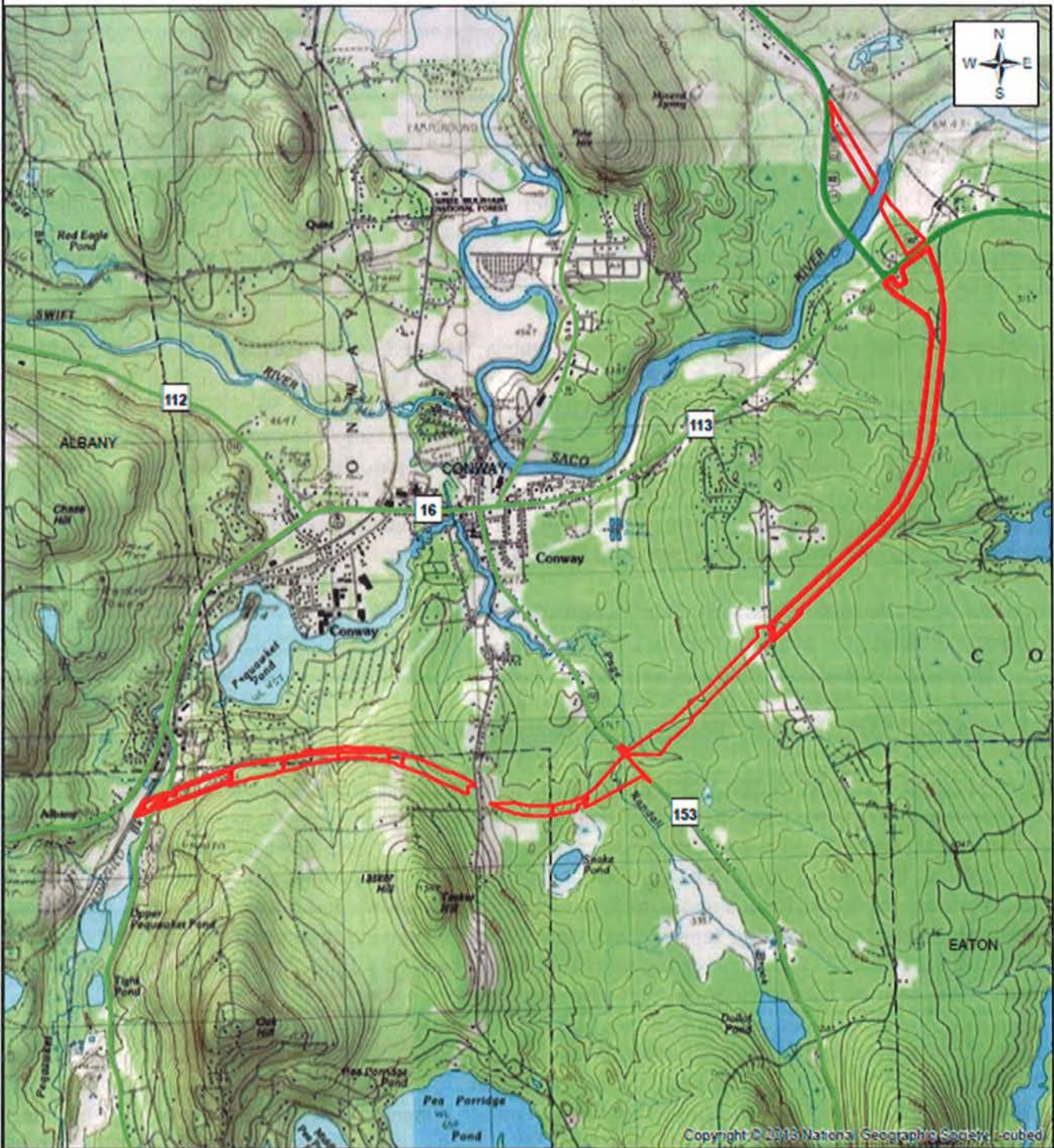
The Department received a request from the Department of Natural and Cultural Resources (DNCR), Bureau of Trails to acquire a Permanent Trail Easement associated with state-owned land in the Towns of Madison and Conway. The land consists of **5 +/- miles of vacant land**. The 5-mile easement that will be approximately 30 ft wide will be within the former proposed Conway bypass corridor (NHDOT Conway 11339B), which was never constructed and dissolved in 2020. In some cases, there may be a need to buy entire lots, but plans will use existing trail where they can, but may also need to cut new trail.

The easement will start on NH Route 113, at approximately station 120+00 (parcel 25 Coleman) in Madison, following the corridor northeasterly to NH Route 302 in Conway. This request is phase 2 of 2. The easement would follow the northeastern edge of the impacted parcels (18, 21, 25, 52, 55A, 56, 57, 59, 63, 66, 67, 67A, 68, 83, 84, 85, 87, 88, 89, 98, 133, 137, 143, and 146). To minimize wetland impacts and crossing through potentially marketable property, the easement may move to the southern edge of parcels 75, 79, and 80 until it connects with parcel 79, and may follow the northeastern edge of parcels 98, 113, 137, 143, and 146 with the intention of also building a river crossing if needed. Town records indicate the parcels are in the Commercial Zone within the Town of Madison, and the Residential/Agriculture District in Conway.

Reference can be made to the following plan: Conway, STP-OAW-NHS-DPI-T-X-0153(001)11339B, Parcels (noted above) and being the parcels identified on the Madison tax records as Map 202, Lot 003, Map 203, Lot 022, 009, 010, 015, 016, and 019, Map 204 Lot 011, 010, and 021. Also identified on the Conway tax records as Map 279, Lot 2.1, Map 280 Lot 62, Map 275, Lot 34.3, and Map 261, Lot 53, and Lot 54. Plans can be found here: <S:\Global\B50-ROW\Property Management\Conway\Plans>

A field review by Kerry Ryan (NHDOT Bureau of Environment). was completed on 06/29/2022, 6/30/22, and 7/5/22. This corridor extends from the easterly side of NH Route 302 in Conway to west of NH Route 113 in Madison, in a south westerly direction. The parcel intersects the US 302, Saco River, NH Route 113, Stark Road, NH Route 153, and Tasker Hill Road. The parcel is approximately 5 miles along and is predominately flat. Most of the parcel is forested by deciduous and coniferous trees with meadows and grassy fields at various locations throughout. An herbaceous layer and sapling layer varies from void to dense, throughout the parcel. There is an established trail for (most of) the length of the parcel with numerous side trails. Signs along the trail indicate the trail is used for recreation by snowmobiles and cross-country skiers and therefore the trail is void of trees and varies from dirt, grass, wetlands, and stream crossings for its length. Numerous wetland crossings are located throughout. Houses were visible from some locations along parcel and NHDOT Patrol Shed 301 is visible to the north of the parcel on the westerly side of NH Route 153. Stone walls were also present throughout along with rusted metal artifacts and possible cellar holes, wells, and spring boxes. Traffic was audible at locations closer to the road. Signs of wildlife included birds, deer, butterfly species, amphibians, and spongy moth. The parcel crosses the Saco River, numerous streams, wetlands, and potential vernal pools. A large pond is located south of the parcel between Allard Hill Road and Eaton Road.

Conway SP-52422B



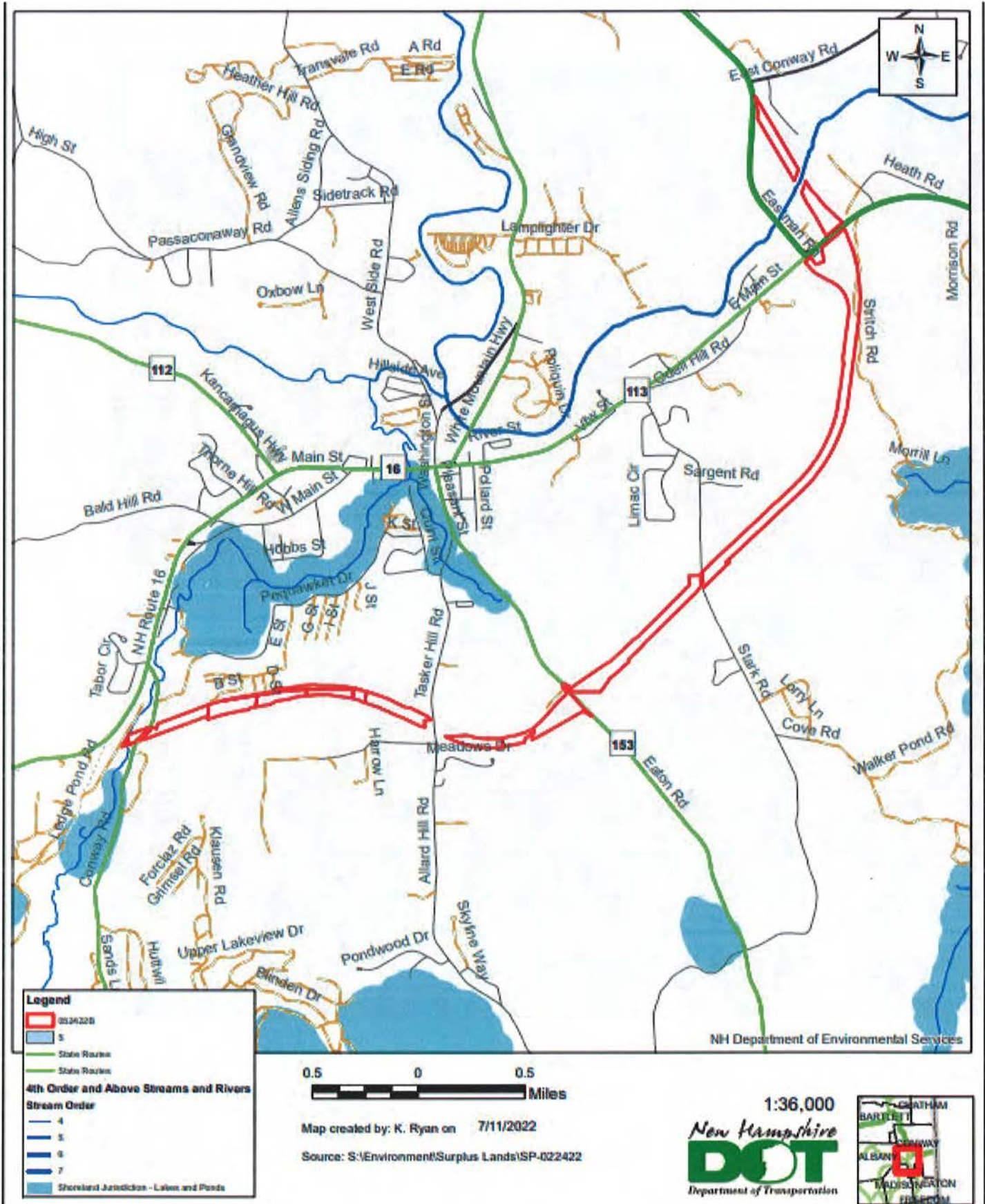
Legend

- 052422b
- State Routes

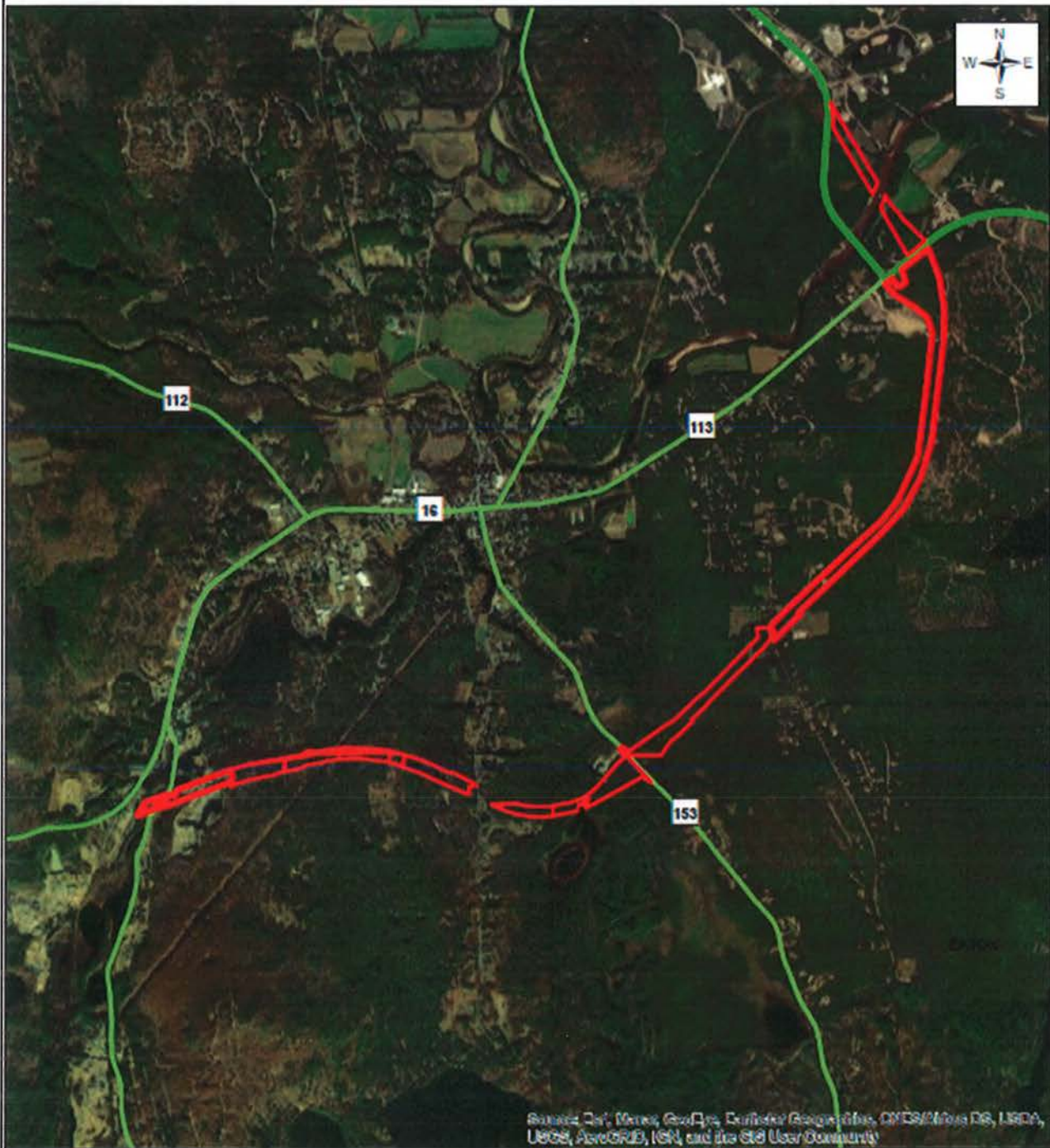
Map created by: K. Ryan on 8/9/2022
 Source: S:\Environment\Surplus Lands\Conway SP 052422B

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 Department of Transportation





Conway SP-52422B



Legend

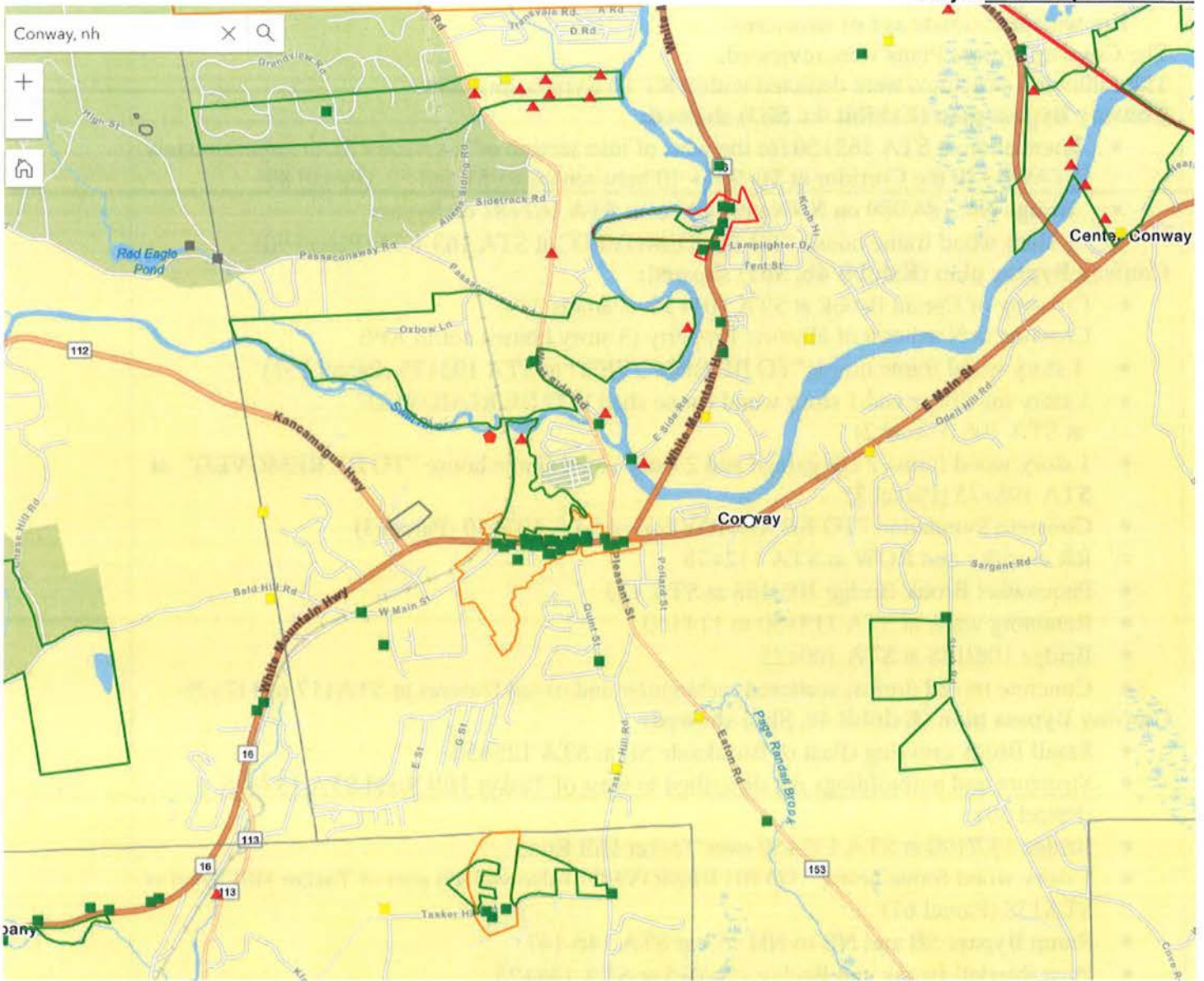
- 052422b
- State Routes



Map created by: K. Ryan on 8/9/2022
Source: S:\Environment\Surplus Lands\Conway SP 052422B

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Above Ground Review

Known/approximate age of structures:

The Conway Bypass Plans were reviewed.

The following structures were depicted within RT 16 Bypass corridor:

Conway Bypass plan (Exhibit 4a, Sh3) showed:

- Foundation at STA 162+50 (to the west of intersection of XXXstary St. at approximately STA901+10 the Corridor at Sta 901+ 10 between curve 51 and 52 (Parcel 89)
- Bridge No. 184/089 on XXXstray Street at STA 162+81 on bypass
- 1 story wood frame house "TO BE REMOVED" at STA 163 + 75 (Parcel 90)

Conway Bypass plan (Exhibit 4b, Sh1) showed:

- Crossing of Cream Brook at STA 101+50 (Parcels 349)
Crossing is Northeast of Historic Property (3 story house) not in APE
- 1 story wood frame house "TO BE REMOVED" at STA 102+75 (Parcel 351)
- 1 story log house and 1 story wood frame shed "TO BE REMOVED" at STA 106 (Parcel 2)
- 1 story wood frame 2 car garage and 2 story wood frame house "TO BE REMOVED" at STA 106+75 (Parcel 3)
- Concrete foundation "TO BE REMOVED" at STA 107+50 (Parcel 3)
- RR corridor and ROW at STA 112+75
- Pequawket Brook Bridge 105/188 at STA 113
- Retaining walls at STA 113+50 to 114+50
- Bridge 108/188 at STA 100+25
- Concrete mixed drums, scattered rectangular and ovoid features at STA117 to 117+25

Conway Bypass plan (Exhibit 4c, Sh2) showed:

- Small Brook crossing (East of Brookside St) at STA 125+50
- Structure and outbuildings not described to west of Tasker Hill Road STA 137+25 (Parcel 59)
- Bridge 137/190 at STA 137+50 over Tasker Hill Road
- 1 story wood frame house "TO BE REMOVED" (also wells?) east of Tasker Hill Road at STA138 (Parcel 67)
- Ramp Bypass SB and NB to NH 153 at STA 146-147
- Page Randall Brook and Bridge 196/075 at STA 148+25
- Page Randall Brook and Bridge 196/076 at STA 148+25
- Page Randall Brook and Bridge 194/074 at STA 21+50
- NH ROUTE 153 AND Bridge 195/077
- NH ROUTE 153 and Bridge 193/077 over Page Randall Brook

EMMIT was reviewed on 8/9/2022 and compared against the project corridor maps. EMMIT and file review for NHDOT Conway 11339B disclosed several resources associated with the project area and/or in the surrounding area.

Here are inventoried cultural properties within or adjacent to the corridor (south to north), which were surveyed (Preservation Co.) and DOEd in 1992 in association with the Conway 11339B project.

In Northeast quadrant of Madison:

- Tasker Hill School House c.1865 (MD1-0425), Tasker Hill Road, **not eligible** as relocated, loss of integrity
- Tasker Hill Historic District (MDI-OOTH on EMMIT map gold boundaries), **National Register eligible** for rural setting, scenic integrity, early 20th c. hilltop orchards, summer home and boarding house district, there may be 18th-19th c. archaeological remains
- Hubbell House on Tasker Hill Road (MDI-0422), c.1920/1946 relocated cottage and outbuildings, well; **not eligible**
- Reverend Mills House c.1845 on east side of Allard Hill Rd opposite Tasker Hill (MDI-0427); **not eligible**

In Conway:

- Otis Johnson House (CNW-0440), 592 Eaton Road west of Page Randall Brook, 1935 structure; **not eligible due to lack of integrity**
- Whitaker Farm (CNW-0441), 564 Stark Road, c.1779/18th-19th c. farm; **National Register Eligible**
- Shackford Farm (CNW-0442), 462 Stark Road, **not eligible**
- House c.1955 (CNW-0022), 382 Stark Road, in 1992 less than 50 years old, so not inventoried/**not DOEd; now over 50 years old**
- Eastman Farm (CNW-0421), 212 Calso Road; **National Register Eligible**
- Meeting House Hill Cemetery Marker (CNW-0443); DOE 1993, **not eligible**

No Potential to Cause Effect/No Concerns

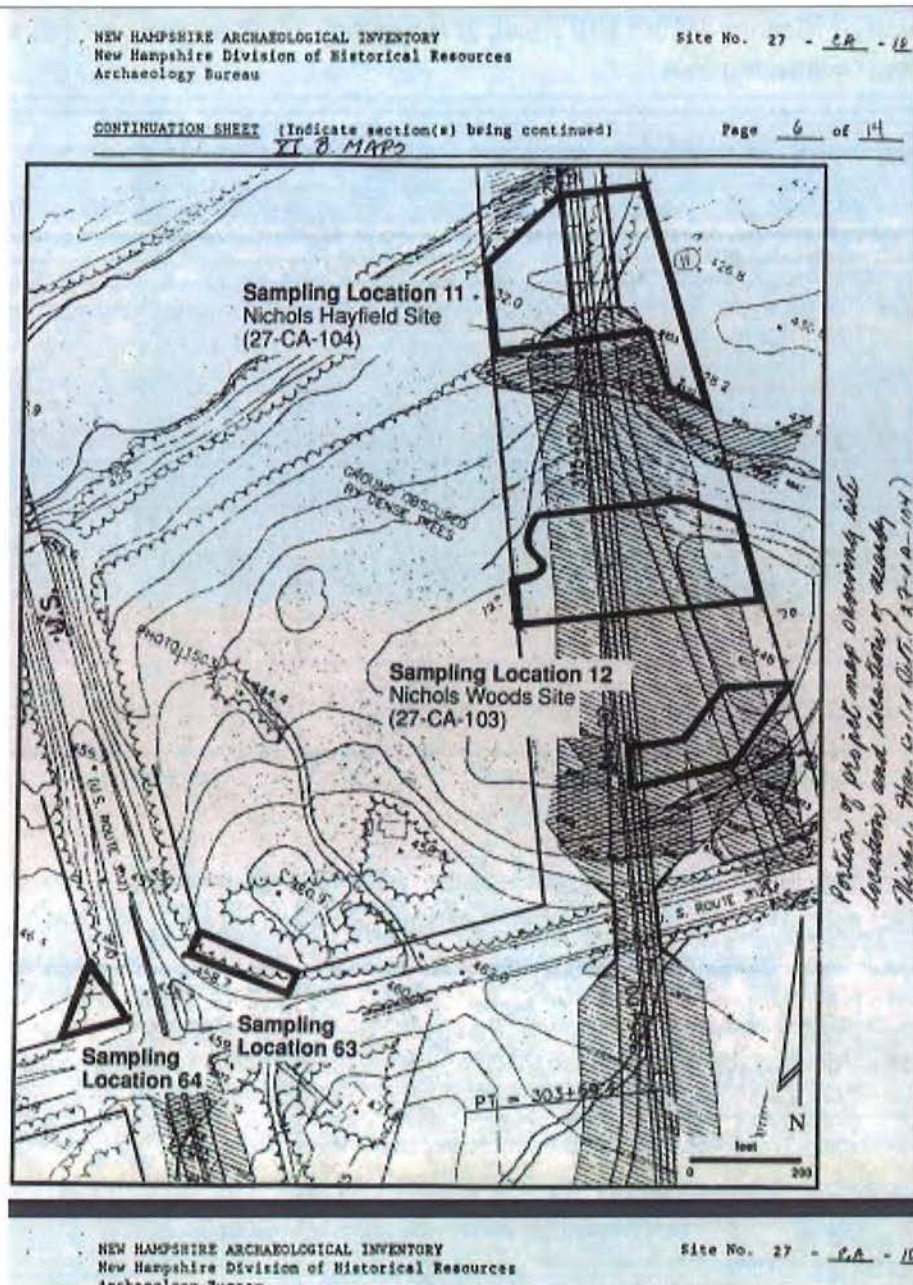
Concerns

There are no above ground structures within the proposed surplus project corridor, although there are **stone walls that should be considered** for avoidance, minimized impacts, reconstruction or stockpiling of breached stones on or adjacent to the existing adjacent stone walls.

If the Department of Natural and Cultural Resources (DNCR), Bureau of Trails acquires the Permanent Trail Easement associated with state-owned land and there are no planned above ground impacts to cultural resources associated with the transfer, there will not be above ground cultural issues.

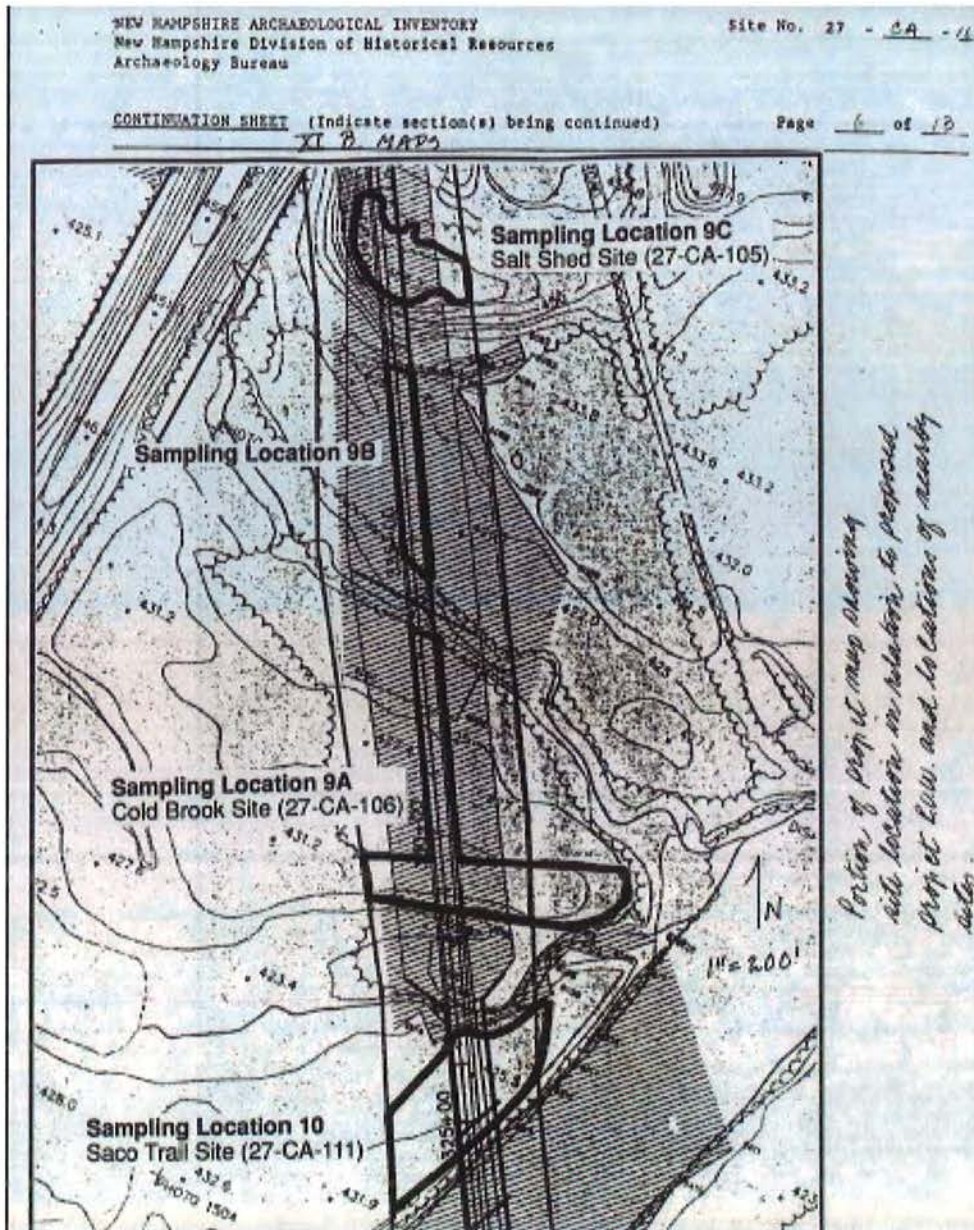
If building or other cultural resource removals or impacts are proposed, then continue consultation with NHDOT prior to the easement transfer or with NHDHR after the easement transfer.

Below Ground Review
Recorded Archaeological sites: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Nearest Recorded Archaeological Site Name & Number: See below <input checked="" type="checkbox"/> Pre-Contact <input checked="" type="checkbox"/> Post-Contact
Distance from Project Area: various
<p>EMMIT was reviewed on 8/9/2022 and compared against the project corridor maps. EMMIT and file review for NHDOT Conway 11339B disclosed several archaeological sites had been identified within the former proposed Conway Bypass corridor or in the surrounding area.</p> <p>In Northeast quadrant of Madison:</p> <ul style="list-style-type: none"> • <u>Hiram Annis Homestead (27-CA-0194)</u>, Phase IA investigation (IAC 2016) disclosed a cellar hole on north side of the bend of Tasker Hill Road <p>In Center Conway, the following sites were recorded (VBI 1994, 1995, PhI & II) as a series of sites within a half-mile sweep on the floodplain & outwash terraces on both sides of Saco River:</p> <ul style="list-style-type: none"> • <u>Cutts-Eastman Quarry (27-CA-0115)</u> north side of RT 302/East Main St, west of Stritch Road, within SW corner of National Register Eligible Cutts-Eastman Farm (CNW-0421); historic boulder quarry, identified as being located in proposed ROW for Conway Bypass between STA 307+50 and STA 313, (inc. historic locations 71 and 72) • <u>Nichol Woods Site (27-CA-103)</u>, south of Saco River; east of bridge crossing; on high terrace above flood plain; within proposed ROW for Conway Bypass; Pre-Contact lithic workshop, below plow zone; PhI & II, if impacted, continued archaeological study and data recovery or mitigation recommended. • <u>Nichols Hayfield Site (27-CA-104)</u>, south of Saco River on terrace, east of Rt 302 bridge crossing; within proposed ROW for Conway Bypass; Phase I/II undertaken, continued study deemed unlikely to provide further information due to low material density, limited extent and character of site. No further archaeological study.



- Saco Trail Site (27-CA-111), North of Saco River, east of RT 302 bridge crossing; (Sampling location 10), with ROW for proposed Conway Bypass; Approx. 900 ft west of boat launch parking area on triangular shaped terrace, with seasonal unnamed brook on north and northeast; beneath plowzone exhibits integrity; low artifact densities and no diagnostic specimens or features. It is unlikely site can provide further information.
No further archaeological testing recommended.
- Cold Brook Site (27-CA-106), north of Saco River on a low terrace, within proposed ROW of Conway Bypass, PhI/II investigations, due to low material density and limited character, continued archaeological study is unlikely to provide further information,
No further archaeological testing recommended.
- Salt Shed Site (27-CA-105) on high terrace, steep escarpment bounds terrace on west and south and gravel pit operations have encroached from the north; with ROW proposed for

Conway Bypass; west of Meeting House Hill Road; **If impacted, further study or other mitigation measures recommended.**



- No Potential to Cause Effect/No Concerns
 Concerns for Archaeological resources and identified archaeologically sensitive areas

The project area has **segments that are archaeologically sensitive**, particularly those corridor locations that are near the Saco River, its tributaries, and other brooks or water courses. It is recommended that subsurface impacts be avoided if possible.

Further archaeological investigations or monitoring would be necessary if there are below ground impacts. **If there are no proposed ground disturbance and just filling, there are no cultural concerns.**

Clarification on the project corridor and design plans and depths of impact for any locations requiring excavation, grading, and any other subsurface impacts is recommended to narrow down any areas that would need additional archaeological investigations prior to construction or archaeological monitoring.

If archaeological site subsurface impacts are proposed, then continue consultation with NHDOT prior to the easement transfer or with NHDHR after the easement transfer.

Compiled and Reviewed by:



8/10/2022

NHDOT Cultural Resources Staff

Date:

Ryan, Kerry

From: OSullivan, Andrew
Sent: Friday, August 05, 2022 11:22 AM
To: Ryan, Kerry
Cc: Brown, Joshua; Nyhan, Kevin
Subject: RE: Conway Surplus Properties

Perfect, Thanks Kerry!
No concerns from a wetlands Program standpoint.
Andy

From: Ryan, Kerry <Kerry.A.Ryan@dot.nh.gov>
Sent: Friday, August 5, 2022 11:21 AM
To: OSullivan, Andrew <Andrew.M.OSullivan@dot.nh.gov>
Cc: Brown, Joshua <Joshua.R.Brown@dot.nh.gov>; Nyhan, Kevin <Kevin.T.Nyhan@dot.nh.gov>
Subject: RE: Conway Surplus Properties

Andy,

The email regarding FHWA funding should have been attached to my previous email. It's attached here too. Let me know if it's not coming through for some reason.

Kevin, are we all set from the federal funding standpoint and the project not needing a NEPA review?

Let me know if you need anything else.

Thanks,

Jerry

From: OSullivan, Andrew <Andrew.M.OSullivan@dot.nh.gov>
Sent: Friday, August 05, 2022 11:17 AM
To: Ryan, Kerry <Kerry.A.Ryan@dot.nh.gov>
Cc: Brown, Joshua <Joshua.R.Brown@dot.nh.gov>; Nyhan, Kevin <Kevin.T.Nyhan@dot.nh.gov>
Subject: RE: Conway Surplus Properties

Hi Kerry,
I have no concerns from a wetlands program standpoint. Can you close the loop with Lisa from ROW regarding Kevin's question on federal funding?

Thanks,
Andy

From: Ryan, Kerry <Kerry.A.Ryan@dot.nh.gov>
Sent: Friday, August 5, 2022 10:45 AM
To: OSullivan, Andrew <Andrew.M.OSullivan@dot.nh.gov>
Cc: Brown, Joshua <Joshua.R.Brown@dot.nh.gov>; Nyhan, Kevin <Kevin.T.Nyhan@dot.nh.gov>
Subject: RE: Conway Surplus Properties

Hi Andy,

I'm updating the projects database and these projects are checked as 'complete' with 'no concerns' but I can't put my fingers on an email. Could you please send an email response so I can use it as an exhibit with my review. The FHWA was answered in a separate thread so I've attached it for reference.

Let me know if there is any additional information I can provide.

Thank You,

Kerry

From: OSullivan, Andrew <Andrew.M.OSullivan@dot.nh.gov>
Sent: Wednesday, June 29, 2022 11:23 AM
To: Nyhan, Kevin <Kevin.T.Nyhan@dot.nh.gov>; Ryan, Kerry <Kerry.A.Ryan@dot.nh.gov>
Cc: Brown, Joshua <Joshua.R.Brown@dot.nh.gov>
Subject: RE: Conway Surplus Properties

Hi Kevin,
I'll differ to Kerry.
Andy

From: Nyhan, Kevin <Kevin.T.Nyhan@dot.nh.gov>
Sent: Tuesday, June 28, 2022 9:41 AM
To: OSullivan, Andrew <Andrew.M.OSullivan@dot.nh.gov>; Ryan, Kerry <Kerry.A.Ryan@dot.nh.gov>
Cc: Brown, Joshua <Joshua.R.Brown@dot.nh.gov>
Subject: RE: Conway Surplus Properties

Hi,
We should talk about these. Why is FHWA funds not involved? Did we pay FHWA back for all the ROW already?
Kevin

From: OSullivan, Andrew <Andrew.M.OSullivan@dot.nh.gov>
Sent: Monday, June 27, 2022 3:07 PM
To: Ryan, Kerry <Kerry.A.Ryan@dot.nh.gov>; Nyhan, Kevin <Kevin.T.Nyhan@dot.nh.gov>
Cc: Brown, Joshua <Joshua.R.Brown@dot.nh.gov>
Subject: RE: Conway Surplus Properties

Hi Kevin,
Any concerns with the disposal of these parcels? None from my stand point, but you may have more history here.
Thanks,
Andy

From: Ryan, Kerry <Kerry.A.Ryan@dot.nh.gov>
Sent: Friday, June 17, 2022 9:28 AM
To: OSullivan, Andrew <Andrew.M.OSullivan@dot.nh.gov>
Cc: Brown, Joshua <Joshua.R.Brown@dot.nh.gov>
Subject: Conway Surplus Properties

Good Morning,

The Department would like to dispose of several parcels of state-owned land. These parcels were acquired by the state for the 11339B bypass project which was never constructed and was dissolved in 2020. A FHWA review of these parcels is not necessary. These are:

1. Conway SP-052422

- a. The Department would like to dispose of a parcel of state-owned land, located on the southerly side of NH Route 302 (Eastman Road) in the Town of Conway. The parcel consists of 5.3+/- acres of vacant land which is identified on the Conway tax records as Map 246, lot 64. As a condition of the sale, the buyer will be required to submit a Perimeter Boundary Line survey, prepared by a land surveyor, licensed in the State of NH. This survey will be reviewed and approved, by the Department. The final approved survey will be recorded in the Carroll County Registry of Deeds and will be used to draft the conveyance deed. Town records indicated these parcels as being in the Highway Commercial District. Reference can be made to the following Plan: Conway, STP-OAW-NHS-DPI-T-X-0153(001), 11339B (Record Plan FF6) which can be found here: <S:\Environment\SURPLUS LANDS\CONWAY\SP-052422\Conway0525DeptReviewDisposal.pdf>

2. Conway SP-022422

- a. The Department received a request from Shawn and Caitlin Baldwin who wish to acquire multiple parcels of state-land, which are either near or abut their existing property located at 525 Stark Road in the Town of Conway. The original request was for 90 +/- acres however, a portion of that acreage has already gone through departmental review for another received request. The first requested area consists of 19 +/- acres and is identified on the Conway Tax Records as Map 261 Lot 54. The subject area for the purpose of this review, consists of 71 +/- acres of land. As a condition of this sale, the buyer will be required to submit a Perimeter Boundary Line Survey, prepared by a NH licensed land surveyor. This survey will be reviewed and approved by the Department. The final approved survey will be recorded in the Carroll County of Deeds and will be used to draft the conveyance deed. Town records indicate these parcels as being in the Residential/Agricultural Zone. Referenced can be made to the following Plan: Conway, STP-OAW-NHS-DPI-T-X-0153(001), 11339B (Record Plan HH9) and being the parcels as shown on the Conway Tax Records as Map 275 Lot 22, Lot 21, Lot 18.142. Plans can be found here: <S:\Environment\SURPLUS LANDS\CONWAY\SP-022422\DeptReviewConway0224DisposalStateOwnedLand.pdf>

3. Conway SP-040722

- a. The Department would like to dispose of several parcels of state-owned land located on NH Route 16, just north of the Memorial Hospital in the Town of Conway. Parcel numbers are 240, 305, 307, 308, 309, 310. These parcels combined consist of approximately 6.8+/- acres of unimproved land. City of Conway records indicate these parcels are located in the Highway Commercial District Zone. Reference can be made to the following Plans: Conway 11339-1 sheets 107, 108, 109, 110 as well as Conway 11339K sheets 206, 207, 208 and shown on Conway Tax Map recognized as parcels 215-58 and 215-08. Plans can be found here: <S:\Environment\SURPLUS LANDS\CONWAY\SP-040722\Departmental Review - Route 16 - Conway.pdf>

4. Conway SP-052422B

- a. The Department received a request from the Department of Natural and Cultural Resources (DNCR), Bureau of Trails to acquire a Permanent Trail Easement state-owned land in the Towns of Madison and Conway. The land consists of 5 +/- miles of vacant land. The 5-mile easement will be within the former proposed bypass corridor, and approximately 30' wide. The easement will start on NH Route 113, at approximately station 120+00 (parcel 25 Coleman) in Madison, following the corridor northeasterly to Stark Road in Conway, at approximately station 162+00. This request is phase 2 of 2. The easement would follow the northeastern edge of the impacted parcels (18, 21, 25, 52, 55A, 56, 57, 59, 63, 66, 67, 67A, 68, 83, 84, 85, 87, 88, and 89). In order to minimize wetland impacts and crossing through potentially marketable property, the easement shall move to the southern edge of parcels 75, 79, and

80 until it connects with the existing easement on parcel move to the southern edge of parcels 75, 79, and 80 until it connects with parcel 79. Town records indicate the parcels are in the Commercial Zone within the Town of Madison, and the Residential/Agriculture District in Conway. Reference can be made to the following plan: Conway, STP-OAW-NHS-DPI-T-X-0153(001)11339B, Parcels (noted above) and being the parcels identified on the Madison tax records as Map 202, Lot 003, Map 203, Lot 022, 009, 010, 015, 016, and 019, Map 204 Lot 011, 010, and 021. Also identified on the Conway tax records as Map 279, Lot 2.1, Map 280 Lot 62, Map 275, Lot 34.3, and Map 261, Lot 54. Plans can be found here: <S:\Global\B50-ROW\Property Management\Conway\Plans>

5. Conway SP-060222

- a. The Department would like to dispose of 10 parcels of state-owned land, located in the area of B Street, C Street, and Brookside Street, and an abutting portion of the LAROW, which was created as part of the now-discontinued Conway Bypass corridor in the Town of Conway. The parcels consist of 9 vacant housing lots, identified as parcel(lot) 30(63), 31(62), 32(61), 33(60), 34(59), 35(58), 37(51), 43(34), 49(33), and a portion of the LAROW as noted above, identified as Map 278/Lot 27.001 on the Conway Tax Map. These parcels can be identified on the Conway Tax Map 278. As a condition of this sale, the buyer will be required to submit a Perimeter Boundary Line Survey, prepared by a NH licensed land surveyor which will be reviewed and approved by the department. The final approved survey will be recorded in the Carroll County Registry of Deeds and will be used to draft the conveyance deed. Reference can be made to the following Plan: Conway, STP-OAW-NH-DPI-T-X-0153(001), 1139B (Record Plan HH9) and being parcels as shown on the Conway Tax Records as Ma 278 Lot 33, Lot 34, Lot 51, Lot 58, Lot 59, Lot 60, Lot 62, Lot 63, and Lot 2007.001. Plans can be found here: <S:\Environment\SURPLUS LANDS\CONWAY\SP-060222\DeptReview0602ConwayDisposalStateOwnedProperty.pdf>

Location maps are attached. Please let me know if you have any concerns with the release of these properties or if there is any additional information I can provide.

Thank You,

Kerry Ryan
Environmental Manager
NH Department of Transportation
Bureau of Environment
7 Hazen Drive, Concord, NH 03302
Ph: 603-271-3717

Ryan, Kerry

From: Hemmerlein, Mark
Sent: Tuesday, August 09, 2022 7:43 AM
To: Ryan, Kerry
Subject: RE: Conway Surplus Properties

Follow Up Flag: Follow up
Flag Status: Flagged

Kerry: We (Dot) should retain a drainage easement for the D-pond. The hospital should also be granted an easement too.

Mark Hemmerlein
Water Quality Program Manager
NH Department of Transportation
Bureau of Environment
(603) 271-1550
(603) 717-8412 (Personal Cell)

From: Ryan, Kerry <Kerry.A.Ryan@dot.nh.gov>
Sent: Thursday, August 04, 2022 9:38 AM
To: Hemmerlein, Mark <mark.t.hemmerlein@dot.nh.gov>
Subject: FW: Conway Surplus Properties

Hi Mark,

Just wanted to follow up with some field review info.

Parcel SP-052422 (Redstone) has a detention basin on the easterly side of the parcel.

Parcel SP-040722 (Memorial Hospital) also has a detention basin on the northern side of the parcel.

I've noted wetlands, associated with detention basins, in the review but wondering if there is any additional info I should include or if these are a concern in the transfer of the properties. Attached are a couple of photos.

Thanks,

Kerry

From: Ryan, Kerry
Sent: Friday, June 17, 2022 9:27 AM
To: Hemmerlein, Mark <mark.t.hemmerlein@dot.nh.gov>
Subject: Conway Surplus Properties

Good Morning,

The Department would like to dispose of several parcels of state-owned land. These parcels were acquired by the state for the 11339B bypass project which was never constructed and was dissolved in 2020. A FHWA review of these parcels is not necessary. These are:

1. Conway SP-052422

- a. The Department would like to dispose of a parcel of state-owned land, located on the southerly side of NH Route 302 (Eastman Road) in the Town of Conway. The parcel consists of 5.3+/- acres of vacant land which is identified on the Conway tax records as Map 246, lot 64. As a condition of the sale, the buyer will be required to submit a Perimeter Boundary Line survey, prepared by a land surveyor, licensed in the State of NH. This survey will be reviewed and approved, by the Department. The final approved survey will be recorded in the Carroll County Registry of Deeds and will be used to draft the conveyance deed. Town records indicated these parcels as being in the Highway Commercial District . Reference can be made to the following Plan: Conway, STP-OAW-NHS-DPI-T-X-0153(001), 11339B (Record Plan FF6) which can be found here: <S:\Environment\SURPLUS LANDS\CONWAY\SP-052422\Conway0525DeptReviewDisposal.pdf>

2. Conway SP-022422

- a. The Department received a request from Shawn and Caitlin Baldwin who wish to acquire multiple parcels of state-land, which are either near or abut their existing property located at 525 Stark Road in the Town of Conway. The original request was for 90 +/- acres however, a portion of that acreage has already gone through departmental review for another received request. The first requested area consists of 19 +/- acres and is identified on the Conway Tax Records as Map 261 Lot 54. The subject area for the purpose of this review, consists of 71 +/- acres of land. As a condition of this sale, the buyer will be required to submit a Perimeter Boundary Line Survey, prepared by a NH licensed land surveyor. This survey will be reviewed and approved by the Department. The final approved survey will be recorded in the Carroll County of Deeds and will be used to draft the conveyance deed. Town records indicate these parcels as being in the Residential/Agricultural Zone. Referenced can be made to the following Plan: Conway, STP-OAW-NHS-DPI-T-X-0153(001), 11339B (Record Plan HH9) and being the parcels as shown on the Conway Tax Records as Map 275 Lot 22, Lot 21, Lot 18.142. Plans can be found here: <S:\Environment\SURPLUS LANDS\CONWAY\SP-022422\DeptReviewConway0224DisposalStateOwnedLand.pdf>

3. Conway SP-040722

- a. The Department would like to dispose of several parcels of state-owned land located on NH Route 16, just north of the Memorial Hospital in the Town of Conway. Parcel numbers are 240, 305, 307, 308, 309, 310. These parcels combined consist of approximately 6.8+/- acres of unimproved land. City of Conway records indicate these parcels are located in the Highway Commercial District Zone. Reference can be made to the following Plans: Conway 11339-1 sheets 107, 108, 109, 110 as well as Conway 11339K sheets 206, 207, 208 and shown on Conway Tax Map recognized as parcels 215-58 and 215-08. Plans can be found here: <S:\Environment\SURPLUS LANDS\CONWAY\SP-040722\Departmental Review - Route 16 - Conway.pdf>

4. Conway SP-052422B

- a. The Department received a request from the Department of Natural and Cultural Resources (DNCR), Bureau of Trails to acquire a Permanent Trail Easement state-owned land in the Towns of Madison and Conway. The land consists of 5 +/- miles of vacant land. The 5-mile easement will be within the former proposed bypass corridor, and approximately 30' wide. The easement will start on NH Route 113, at approximately station 120+00 (parcel 25 Coleman) in Madison, following the corridor northeasterly to Stark Road in Conway, at approximately station 162+00. This request is phase 2 of 2. The easement

would follow the northeastern edge of the impacted parcels (18, 21, 25, 52, 55A, 56, 57, 59, 63, 66, 67, 67A, 68, 83, 84, 85, 87, 88, and 89). In order to minimize wetland impacts and crossing through potentially marketable property, the easement shall move to the southern edge of parcels 75, 79, and 80 until it connects with the existing easement on parcel move to the southern edge of parcels 75, 79, and 80 until it connects with parcel 79. Town records indicate the parcels are in the Commercial Zone within the Town of Madison, and the Residential/Agriculture District in Conway. Reference can be made to the following plan: Conway, STP-OAW-NHS-DPI-T-X-0153(001)11339B, Parcels (noted above) and being the parcels identified on the Madison tax records as Map 202, Lot 003, Map 203, Lot 022, 009, 010, 015, 016, and 019, Map 204 Lot 011, 010, and 021. Also identified on the Conway tax records as Map 279, Lot 2.1, Map 280 Lot 62, Map 275, Lot 34.3, and Map 261, Lot 54. Plans can be found here: <S:\Global\B50-ROW\Property Management\Conway\Plans>

5. Conway SP-060222

- a. The Department would like to dispose of 10 parcels of state-owned land, located in the area of B Street, C Street, and Brookside Street, and an abutting portion of the LAROW, which was created as part of the now-discontinued Conway Bypass corridor in the Town of Conway. The parcels consist of 9 vacant housing lots, identified as parcel(lot) 30(63), 31(62), 32(61), 33(60), 34(59), 35(58), 37(51), 43(34), 49(33), and a portion of the LAROW as noted above, identified as Map 278/Lot 27.001 on the Conway Tax Map. These parcels can be identified on the Conway Tax Map 278. As a condition of this sale, the buyer will be required to submit a Perimeter Boundary Line Survey, prepared by a NH licensed land surveyor which will be reviewed and approved by the department. The final approved survey will be recorded in the Carroll County Registry of Deeds and will be used to draft the conveyance deed. Reference can be made to the following Plan: Conway, STP-OAW-NH-DPI-T-X-0153(001), 1139B (Record Plan HH9) and being parcels as shown on the Conway Tax Records as Ma 278 Lot 33, Lot 34, Lot 51, Lot 58, Lot 59, Lot 60, Lot 62, Lot 63, and Lot 2007.001. Plans can be found here: <S:\Environment\SURPLUS LANDS\CONWAY\SP-060222\DeptReview0602ConwayDisposalStateOwnedProperty.pdf>

Location maps are attached. Please let me know if you have any concerns with the release of these properties or if there is any additional information I can provide.

Thank You,

Kerry Ryan
Environmental Manager
NH Department of Transportation
Bureau of Environment
7 Hazen Drive, Concord, NH 03302
Ph: 603-271-3717

Ryan, Kerry

From: Evans, Jonathan
Sent: Friday, June 17, 2022 12:05 PM
To: Ryan, Kerry
Subject: RE: Conway Surplus Properties

Follow Up Flag: Follow up
Flag Status: Completed

Hi Kerry,

Based upon the information you provided it does not appear that the disposal of these properties involves or would require the addition of any through traffic lanes, permanent shifts in either the vertical or horizontal alignment of the existing roadway or the permanent alteration of existing intersections which would give me cause for concern regarding air quality and/or noise. As such, I have no air quality or noise concerns. The following wording can be used in the environmental documentation as necessary.

Noise:

As this project would not involve the construction of a new highway, the addition of through traffic lanes or substantial alterations to either the vertical or horizontal alignment of the existing roadway, the subject project would not be a Type I highway project. Since this project would not be a Type I highway project a noise impact assessment is not necessary.

Air:

This project would be consistent with those types of projects listed in Table 2 of 40 CFR 93.126 which are exempt from requiring a regional emissions analysis. For this reason, a regional conformity determination would not be required. This effort would also not require a project level conformity analysis as it would not be located within either a non-attainment or maintenance area for either of the transportation related criteria pollutants of concern at the project level (carbon monoxide and particulate matter). Additionally, when completed, the project would not be expected to result in any meaningful changes in traffic volumes, vehicle mix, location of the existing facility, or any other factor that would cause an increase in emissions impacts relative to the no-build alternative or contribute to violations of the NAAQS. As a result, it can be concluded that this project would not have an adverse impact on air quality. No further air quality review is warranted.

Questions 9 and 11 of the Environmental Review Short Form regarding noise and air quality can all be answered "no". Questions 12 and 14 of the Programmatic CE checklist regarding noise and air quality can all be answered "no". Please let me know if you have any questions.

-Jon

Jonathan Evans, Air & Noise Program Manager
 NH Department of Transportation, Bureau of Environment
 7 Hazen Dr., PO Box 483, Concord, NH 03302-0483
 Email: Jonathan.A.Evans@dot.nh.gov
 Phone: (603)271-4048

From: Ryan, Kerry <Kerry.A.Ryan@dot.nh.gov>
Sent: Friday, June 17, 2022 9:26 AM

To: Evans, Jonathan <Jonathan.A.Evans@dot.nh.gov>

Subject: Conway Surplus Properties

Good Morning,

The Department would like to dispose of several parcels of state-owned land. These parcels were acquired by the state for the 11339B bypass project which was never constructed and was dissolved in 2020. A FHWA review of these parcels is not necessary. These are:

1. Conway SP-052422

- a. The Department would like to dispose of a parcel of state-owned land, located on the southerly side of NH Route 302 (Eastman Road) in the Town of Conway. The parcel consists of 5.3+/- acres of vacant land which is identified on the Conway tax records as Map 246, lot 64. As a condition of the sale, the buyer will be required to submit a Perimeter Boundary Line survey, prepared by a land surveyor, licensed in the State of NH. This survey will be reviewed and approved, by the Department. The final approved survey will be recorded in the Carroll County Registry of Deeds and will be used to draft the conveyance deed. Town records indicated these parcels as being in the Highway Commercial District. Reference can be made to the following Plan: Conway, STP-OAW-NHS-DPI-T-X-0153(001), 11339B (Record Plan FF6) which can be found here: <S:\Environment\SURPLUS LANDS\CONWAY\SP-052422\Conway0525DeptReviewDisposal.pdf>

2. Conway SP-022422

- a. The Department received a request from Shawn and Caitlin Baldwin who wish to acquire multiple parcels of state-land, which are either near or abut their existing property located at 525 Stark Road in the Town of Conway. The original request was for 90 +/- acres however, a portion of that acreage has already gone through departmental review for another received request. The first requested area consists of 19 +/- acres and is identified on the Conway Tax Records as Map 261 Lot 54. The subject area for the purpose of this review, consists of 71 +/- acres of land. As a condition of this sale, the buyer will be required to submit a Perimeter Boundary Line Survey, prepared by a NH licensed land surveyor. This survey will be reviewed and approved by the Department. The final approved survey will be recorded in the Carroll County of Deeds and will be used to draft the conveyance deed. Town records indicate these parcels as being in the Residential/Agricultural Zone. Referenced can be made to the following Plan: Conway, STP-OAW-NHS-DPI-T-X-0153(001), 11339B (Record Plan HH9) and being the parcels as shown on the Conway Tax Records as Map 275 Lot 22, Lot 21, Lot 18.142. Plans can be found here: <S:\Environment\SURPLUS LANDS\CONWAY\SP-022422\DeptReviewConway0224DisposalStateOwnedLand.pdf>

3. Conway SP-040722

- a. The Department would like to dispose of several parcels of state-owned land located on NH Route 16, just north of the Memorial Hospital in the Town of Conway. Parcel numbers are 240, 305, 307, 308, 309, 310. These parcels combined consist of approximately 6.8+/- acres of unimproved land. City of Conway records indicate these parcels are located in the Highway Commercial District Zone. Reference can be made to the following Plans: Conway 11339-1 sheets 107, 108, 109, 110 as well as Conway 11339K sheets 206, 207, 208 and shown on Conway Tax Map recognized as parcels 215-58 and 215-08. Plans can be found here: <S:\Environment\SURPLUS LANDS\CONWAY\SP-040722\Departmental Review - Route 16 - Conway.pdf>

4. Conway SP-052422B

- a. The Department received a request from the Department of Natural and Cultural Resources (DNCR), Bureau of Trails to acquire a Permanent Trail Easement state-owned land in the Towns of Madison and Conway. The land consists of 5 +/- miles of vacant land. The 5-mile easement will be within the former proposed bypass corridor, and approximately 30' wide. The easement will start on NH Route 113, at

approximately station 120+00 (parcel 25 Coleman) in Madison, following the corridor northeasterly to Stark Road in Conway, at approximately station 162+00. This request is phase 2 of 2. The easement would follow the northeastern edge of the impacted parcels (18, 21, 25, 52, 55A, 56, 57, 59, 63, 66, 67, 67A, 68, 83, 84, 85, 87, 88, and 89). In order to minimize wetland impacts and crossing through potentially marketable property, the easement shall move to the southern edge of parcels 75, 79, and 80 until it connects with the existing easement on parcel move to the southern edge of parcels 75, 79, and 80 until it connects with parcel 79. Town records indicate the parcels are in the Commercial Zone within the Town of Madison, and the Residential/Agriculture District in Conway. Reference can be made to the following plan: Conway, STP-OAW-NHS-DPI-T-X-0153(001)11339B, Parcels (noted above) and being the parcels identified on the Madison tax records as Map 202, Lot 003, Map 203, Lot 022, 009, 010, 015, 016, and 019, Map 204 Lot 011, 010, and 021. Also identified on the Conway tax records as Map 279, Lot 2.1, Map 280 Lot 62, Map 275, Lot 34.3, and Map 261, Lot 54. Plans can be found here: <S:\Global\B50-ROW\Property Management\Conway\Plans>

5. Conway SP-060222

- a. The Department would like to dispose of 10 parcels of state-owned land, located in the area of B Street, C Street, and Brookside Street, and an abutting portion of the LAROW, which was created as part of the now-discontinued Conway Bypass corridor in the Town of Conway. The parcels consist of 9 vacant housing lots, identified as parcel(lot) 30(63), 31(62), 32(61), 33(60), 34(59), 35(58), 37(51), 43(34), 49(33), and a portion of the LAROW as noted above, identified as Map 278/Lot 27.001 on the Conway Tax Map. These parcels can be identified on the Conway Tax Map 278. As a condition of this sale, the buyer will be required to submit a Perimeter Boundary Line Survey, prepared by a NH licensed land surveyor which will be reviewed and approved by the department. The final approved survey will be recorded in the Carroll County Registry of Deeds and will be used to draft the conveyance deed. Reference can be made to the following Plan: Conway, STP-OAW-NH-DPI-T-X-0153(001), 1139B (Record Plan HH9) and being parcels as shown on the Conway Tax Records as Ma 278 Lot 33, Lot 34, Lot 51, Lot 58, Lot 59, Lot 60, Lot 62, Lot 63, and Lot 2007.001. Plans can be found here: <S:\Environment\SURPLUS LANDS\CONWAY\SP-060222\DeptReview0602ConwayDisposalStateOwnedProperty.pdf>

Location maps are attached. Please let me know if you have any concerns with the release of these properties or if there is any additional information I can provide.

Thank You,

Kerry Ryan
Environmental Manager
NH Department of Transportation
Bureau of Environment
7 Hazen Drive, Concord, NH 03302
Ph: 603-271-3717

Exhibit 21

Conway SP-052422B



Figure 1 Grassy meadow

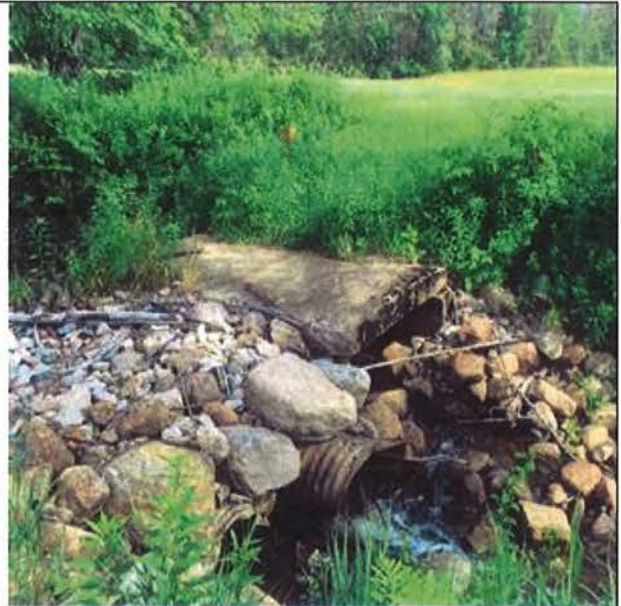


Figure 2 Stream crossing between two fields

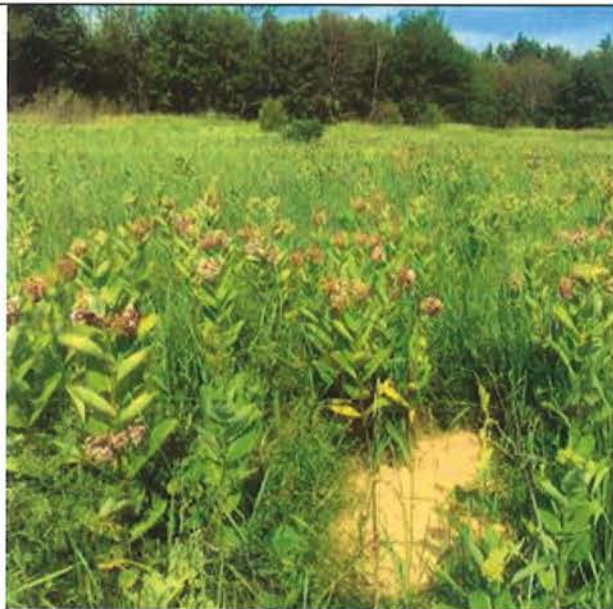


Figure 3 Milkweed, butterfly species present



Figure 4 Transition from forest to meadow



Figure 5 Path by Saco River

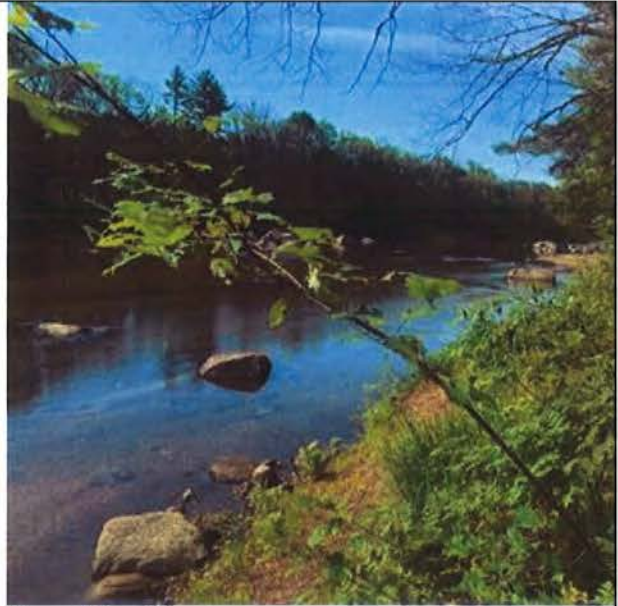


Figure 6 Saco River



Figure 7 Farm visible from parcel



Figure 8 Stone fence post



Figure 9 Remnants of inground structure



Figure 10 Dense understory typical in some areas



Figure 11 Strich Road



Figure 12 Potential vernal pool



Figure 13 Numerous trails throughout



Figure 14 Equipment and woodpile with house visible in the background

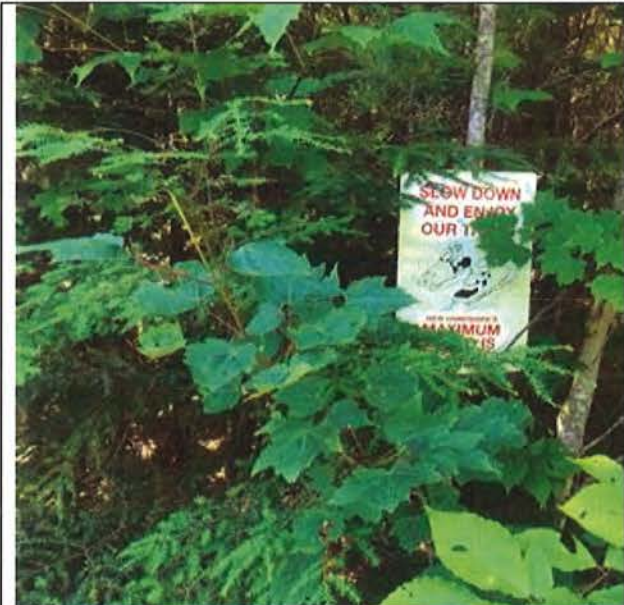


Figure 15 Recreation trail sign

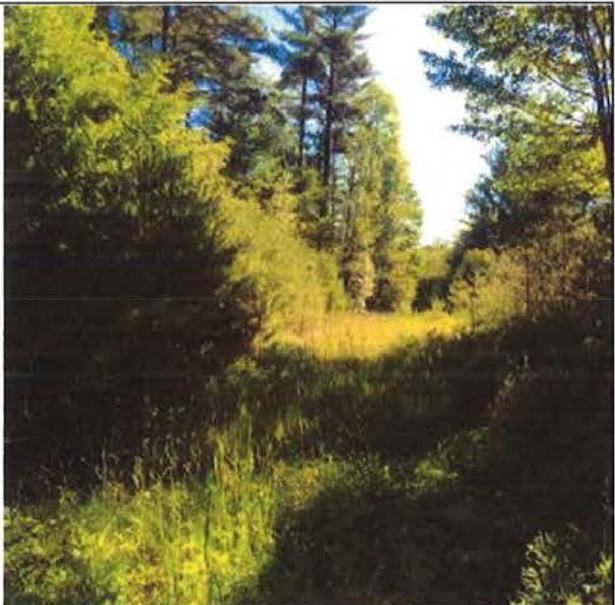


Figure 16 General trail



Figure 17 Recreation trail sign



Figure 18 Gate at Stark Road



Figure 19 Stone wall

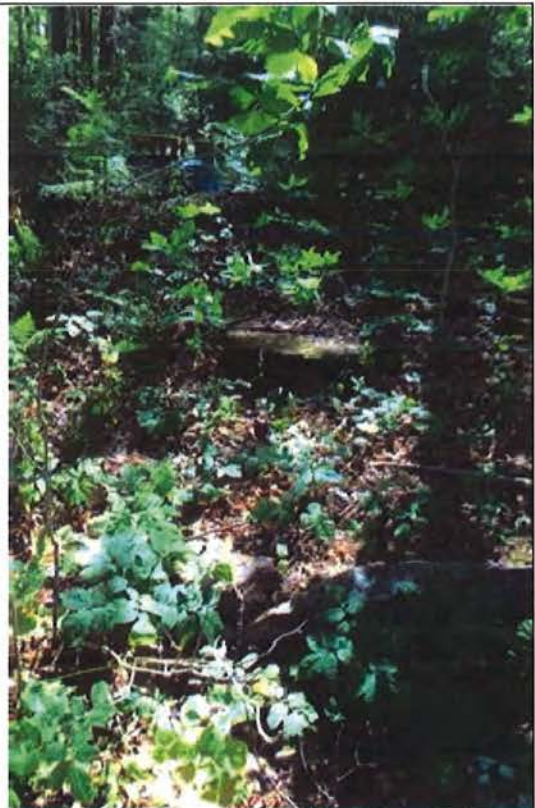


Figure 20 Multiple structure and tarp



Figure 21 Maintained area with stakes



Figure 22 Trail crossing



Figure 23 Rusty objects



Figure 24 Trail crossing example



Figure 25 Boundary



Figure 26 Gate from NH Route 153



Figure 27 Trail crossing



Figure 28 Recreation use



Figure 29 Large wetland



Figure 30 House visible



Figure 31 General



Figure 32 Trail intersects stone wall, transition from forest to field



Figure 33 Maintained field



Figure 34 Stone wall

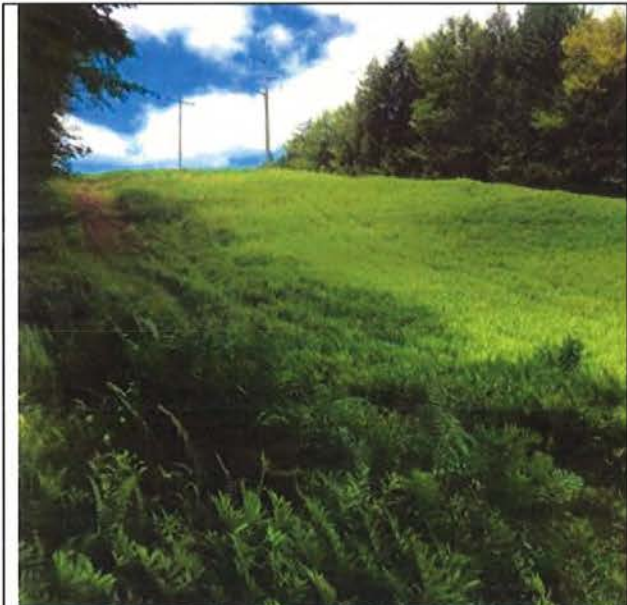


Figure 35 Intersects power lines tract



Figure 36 Federal and State crossing



Figure 37 House and fence



Figure 38 General



Figure 39 Trail signs



Figure 40 Facing nearby quarry



Figure 41 NH Route 302, facing north

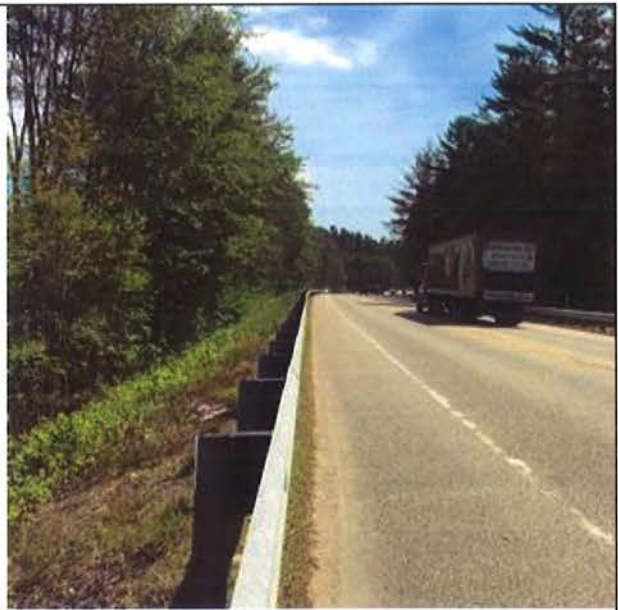


Figure 42 NH Route 302



Figure 43 Stark Road, facing north



Figure 44 NH Route 153 south, NHDOT Patrol shed xx entrance visible on right

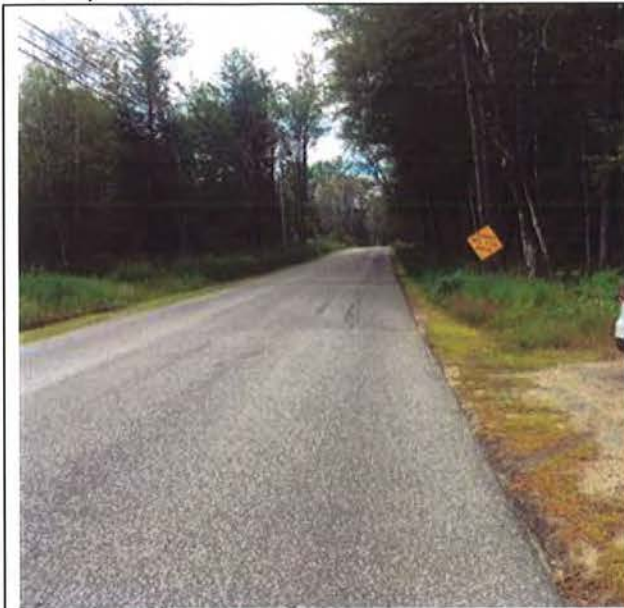


Figure 45 Tasker Hill Road, facing north



Figure 46 Maintained area



Figure 47 wetland example



Figure 48 possible cellar hole

Exhibit 22

