

**MEMORANDUM OF AGREEMENT
SUBMITTED TO THE ADVISORY COUNCIL ON HISTORIC PRESERVATION
PURSUANT TO CFR 800.6(A)**

WHEREAS, the Federal Highway Administration (FHWA) has determined that Federal-Aid Project STP-332(51-58), Reconstruction of US-183 to National Highway System Standards in Custer County, will have an adverse impact to commercial buildings at 400 and 401 Frisco Avenue in the city of Clinton, resources determined individually eligible for inclusion in the National Register of Historic Places and also as contributing resources to the proposed Clinton Downtown Historic District, and has consulted with the Oklahoma State Historic Preservation Officer (SHPO) pursuant to 36 CFR Part 800, regulations implementing Section 106 of the National Historic Preservation Act (16 U.S.C. 470f);

NOW, THEREFORE, FHWA and the Oklahoma SHPO agree that the undertaking shall be implemented in accordance with the following stipulations in order to take into account the effect of the undertaking on historic properties.

**STIPULATIONS
RECONSTRUCTION OF US-183 IN CLINTON, CUSTER COUNTY, OKLAHOMA**

FHWA will ensure that the following measures are carried out:

1. Prior to demolition or removal of the buildings at 400 and 401 Frisco Avenue, each building will be subjected to HABS/HAER Level I standard photodocumentation. This will include the following:
 - (a) Large format archival-quality black and white photographs that document the entire exterior of each structure and noteworthy exterior details; large format archival-quality black and white photographs of all significant interior spaces that retain their original historic character;
 - (b) Photographic reproduction of existing exterior and interior photographs of each building taken prior to 1950, if any exist;
 - (c) HABS/HAER standard measured architectural drawings of the present exterior facade of each building;
 - (d) Photographic or xerographic reproduction of any extant original drawings or design data for each building produced prior to 1950, if any exist

- (e) A written description of each building, focusing on construction details, the exterior facade, and containing a summary historical narrative.
2. Preparation of a detailed historical study describing the early settlement and later growth of downtown Clinton through the 1940's, focusing on how these developments were exemplified by the construction and changing use of the buildings at 400 and 401 Frisco Avenue. This narrative will be based on existing primary and secondary written accounts, as well as oral interviews with former occupants of the buildings and other knowledgeable sources. This narrative will include relevant available photographs, maps, and drawings, and will be prepared as a stand-alone monograph. Fifty (50) copies of this report will be published by the Oklahoma Department of Transportation. Two (2) copies will be submitted to the Oklahoma SHPO to become a part of the documentation prepared for this project; the remainder will be made available to the interested academic and lay public at no charge.

All materials in Item 1 must be approved by the Oklahoma SHPO before either building is demolished or removed. The Oklahoma SHPO also must be afforded an opportunity to review and approve a detailed outline of the historical monograph described in Item 2 before either building is demolished or removed. The final monograph must be submitted to the Oklahoma SHPO no later than one (1) year following completion of Project STP-332(51-58). The Oklahoma SHPO will be the repository for all photodocumentation.

Execution of this Memorandum of Agreement and implementation of its terms evidence that FHWA has afforded the Council an opportunity to comment on the reconstruction of US-183 and its effects on historic properties, and that FHWA has taken into account the effects of the undertaking on historic properties.

Federal Highway Administration

BY: Jack J. Melko DATE: 22 August 96

Oklahoma State Historic Preservation Officer

BY: Blake Wade DATE: 18 July 96

ACCEPTED for the Advisory Council on Historic Preservation

BY: John M. Fowler DATE: 10/4/96