DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS
WASHINGTON, D.C. 20314-100

CECW-LRD

OCT 29 2009

MEMORANDUM FOR COMMANDER, GREAT LAKES AND OHIO RIVER DIVISION (CELRD-PDS-P)

SUBJECT: Implementation Guidance for Section 3169 of the Water Resources Development Act of 2007 (WRDA 2007) – Lesage/Greenbottom Swamp, West Virginia

1. Section 3169 of WRDA 2007 further amends Section 30(d) of WRDA 1988, as amended by Section 548 of WRDA 2000, to provide for preservation and restoration of the Jenkins House and reconstruction of associated buildings and landscape features located on Lesage/ Greenbottom Swamp mitigation lands associated with the Gallipolis Locks and Dam (R.C. Byrd Locks and Dam) project. Section 3169 specifies that such restoration and reconstruction activities shall be undertaken in accordance with the standards of the Department of the Interior for the treatment of historical structures and provides that amounts made available for expenditure for the Gallipolis Locks and Dam project shall be available for such activities.

2. Using funds made available for construction of the Gallipolis Locks and Dam project, the District should complete ongoing preservation activities at the Jenkins House being undertaken in accordance with standard U.S. Army Corps of Engineers procedures and policy for cultural resources mitigation. Funding to evaluate and undertake restoration of the Jenkins House or reconstruction of associated buildings and landscape features beyond that required for cultural mitigation should be requested as Gallipolis Locks and Dam project Construction funding in accordance with existing budgetary procedures. Once additional funds are appropriated for the project and made available for this work, the District should consult with the cultural resources interests and the public to formulate restoration and reconstruction alternative plans that may be suitable for buildings and grounds associated with the Jenkins House and apply Department of the Interior standards for the treatment of historic properties in evaluating appropriate levels of reconstruction. The District should then submit a Letter Report evaluating the restoration and reconstruction alternatives and associated costs through the Division to the Headquarters for review and approval before any additional work is undertaken.

FOR THE COMMANDER:

Encl

MICHAEL G. ENSCH
Chief, Regional Integration Team
Great Lakes and Ohio River Division
Directorate of Civil Works

WATER RESOURCES DEVELOPMENT ACT OF 2007

SEC. 3169. LESAGE/GREENBOTTOM SWAMP, WEST VIRGINIA.

Section 30(d) of the Water Resources Development Act of 1988 (102 Stat. 4030; 114 Stat. 2678) is amended to read as follows:

''(d) HISTORIC STRUCTURE.—The Secretary shall ensure the preservation and restoration of the structure known as the 'Jenkins House' and the reconstruction of associated buildings and landscape features of such structure located within the Lesage/Greenbottom Swamp in accordance with the standards of the Department of the Interior for the treatment of historic properties. Amounts made available for expenditure for the project authorized by section 301(a) of the Water Resources Development Act of 1986 (100 Stat. 4110) shall be available for the purposes of this subsection.''.