

Appendix L – Early Acquisition Coordination

From: [Babcock, Chad](#)
To: [Al Murra](#); [Ross Harris](#); [Marty Falk](#); [Ausen, Shannon](#)
Subject: FW: SDDOT Proj# IM-CR 2292(84)2, PCN 000S_Exit 3 Interchange_Taylor Oil Property
Date: Wednesday, September 3, 2025 2:52:44 PM
Attachments: [image002.png](#)
[image003.png](#)

Good afternoon,

FHWA has concurred with the early acquisition determination.



Chad Babcock

Environmental Manager | South Dakota Department of Transportation

Better Lives Through Better Transportation

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From: Lehmkuhl, Tom (FHWA) <tom.lehmkuhl@dot.gov>
Sent: Wednesday, September 3, 2025 2:44 PM
To: Babcock, Chad <Chad.Babcock@state.sd.us>
Cc: DeMers, Lance (FHWA) <lance.demers@dot.gov>
Subject: RE: [EXT] SDDOT Proj# IM-CR 2292(84)2, PCN 000S_Exit 3 Interchange_Taylor Oil Property

Afternoon – Chad

FHWA concurs with the early acquisition of the Taylor Oil property being completed in accordance with 23 CFR 710.501(c), which was done before the environmental review process is completed for SDDOT Projects #IM-CR 2292(84)2, PCN 000S and #NH 2115(46), PCN 08DN as identified in the 2025-2028 STIP.

Please include this FHWA concurrence, condition of 23 CFR 710.501(c)(5), into the EA narrative and a copy of email as the associated supporting document in the appendices.

[Tom Lehmkuhl](#)

Environmental Protection Specialist

FHWA – SD Division

116 E. Dakota Ave, Suite A

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tom.lehmkuhl@dot.gov

From: Babcock, Chad <Chad.Babcock@state.sd.us>
Sent: Tuesday, September 2, 2025 5:29 PM
To: Lehmkuhl, Tom (FHWA) <tom.lehmkuhl@dot.gov>
Cc: Hight, Joanne <Joanne.Hight@state.sd.us>

Subject: RE: SDDOT Proj# IM-CR 2292(84)2, PCN 000S_Exit 3 Interchange_Taylor Oil Property

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Good afternoon,

The Taylor Oil property was purchased jointly by the City of Sioux Falls and SDDOT per Joint Powers Agreement. A copy of the JPA is included in the file folder referenced below and provides the legal description of the land described herein as the Taylor Oil property. A portion of the Taylor Oil property is planned to be incorporated into the I229 Exit 3 Interchange Project.

1. The property was lawfully obtained and in accordance with SDDOT processes defined in our ROW Manual pursuant to the FHWA/SDDOT Stewardship Agreement;
2. The property is not Section 4(f) Property described in 23 U.S.C 138;
3. The property was acquired, and relocations carried out, in accordance with the provisions of the Uniform Act and regulations in 49 CRF Part 24 as demonstrated by the relocation assistance documents and JPA included in the file folder referenced below;
4. SDDOT and the City of Sioux Falls complied with the requirements of title VI of the Civil Rights Act of 1964 and processes for property acquisition identified in the ROW manual for this acquisition;
5. SDDOT determined the early acquisition did not influence the environmental review process for the I229 Exit 3 Interchange Project, including:
 - The decision on need to construct the Project;
 - The consideration of any alternatives for the proposed Project required by applicable law; and
 - The selection of the design or location for the proposed Project.

I have uploaded the documents, referenced above, to the SharePoint:  [Taylor Oil Property](#).

The Taylor Oil property has been included in the environmental screening and review and analysis which verified there are no adverse environmental impacts which will result from the use of the property for the Project. The study area, including the Taylor Oil property, and environmental consequences for the Project will be detailed in the Environmental Assessment. The final ROW certifications will be completed by the City, reviewed by SDDOT, and submitted to FHWA which will include the final documentation demonstrating compliance ROW procedures.

The Project purpose and need was developed during previous studies including I229 MIS which also served to screen alternatives to bring forward for further study in the subsequent IMJR, Environmental Screening Report, and the Environmental Assessment. The Project need to construct and reasoning for alternatives development are described in these documents and is the basis verifying SDDOT's determination that the early acquisition did not influence the need to construct the Project, the consideration of any alternatives for the proposed

Project, and the selection of design or location for the proposed Project.

6. The Taylor Oil property will be incorporated into the proposed I229 Exit 3 Interchange Project for which surface transportation program funds are anticipated and to which any credit for the acquisition would be applied.

The information described above demonstrates the early acquisition of the Taylor Oil property is in accordance with 23 CFR 710.501(c) *State-funded early acquisition eligible for future credit*. I am requesting FHWA concurrence that the early acquisition of the Taylor Oil property was in accordance with 23 CFR 771.113 and 23 CFR part 710, subpart E.



Chad Babcock

Environmental Manager | South Dakota Department of Transportation

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