

- 1765:** Cesar Rodney and Thomas McKean go to a conference in NY to protest the Stamp Act.
- 1767:** The Townshend Acts are passed, placing a tax on products imported into the colonies.
- 1769:** Crown approves new boundary lines for Delaware.
- 1767-1770:** Delaware boycotts English imports because of Townshend Act.
- 1773:** Boston Tea Party; British attack colonists in Boston.
- 1774:** Delaware sends Rodney, McKean, George Read, to the First Continental Congress; Delaware wants to reconcile with Great Britain.
- 1775:** Fighting breaks out at Lexington and Concord.
- 1776:** The Second Continental Congress begins deliberations on the Declaration of Independence.
- 1776:** June 7. Motion for independence from Richard Henry Lee in Congress.
- 1776:** June 15. Delaware's assembly complies with the request to place colonial government under the authority of the people; celebrate Separation Day from the British Empire; all reference to reconciliation is now dropped.
- 1776:** July 1. Thomas McKean, who supports the motion for independence, sends for Rodney; he arrives on July 2nd.
- The Declaration of Independence is adopted.
- 1776:** August. Delawareans elect delegates to a state constitutional convention which begins meeting in New Castle; state constitution is finished within a month and adopted Sept. 20. First time the state is called "the Delaware State" and its governor is called "the President".
- 1777:** September. Battle at Cooch's bridge, followed by Battle of Brandywine.
- 1777:** Mid-September to mid-October. Wilmington is occupied by British and President of Delaware is seized.
- 1777:** The Continental Congress draws up Articles of Confederation for the 13 states, but it is not ratified until 1779.

- 1778:** Cesar Rodney is chosen as President of Delaware for a three-year term; he replaces George Read.
- 1781:** John Dickinson is elected President, but resigns in 1782 to be Governor of Pennsylvania; by then the war is mostly over.
- 1787:** The Annapolis Convention calls for delegates from each state to meet in Philadelphia in May. Dickinson pushes for equal representation, against the wishes of James Madison from Virginia. The "Great Compromise" is reached: proportional representation in the House of Representatives, and equal representation in the Senate. In September the Constitution is completed.
- 1787:** December 7. The United States Constitution is ratified unanimously by the Delaware Assembly in Dover, making Delaware the "First State".

Appendix B: Sites Considered During Study

Themes from Legislation	Location of Sites related to Theme		
	New Castle County	Kent County	Sussex County
<p>The history of indigenous peoples explores the history of Native American tribes of Delaware, such as the Nanticoke and Lenni Lenape.</p>	<ul style="list-style-type: none"> • Iron Hill near Newark • Clyde Farm Stanton • LaGrange Farm Glasgow 	<ul style="list-style-type: none"> • Archeological Sites Kitts Hummock, Magnolia, Milford • Carey Farm Site Dover • Dill Farm Site Sandtown • Hughes Early Man Sites Felton • Island Field Site South Bowers • St. Jones Preserve 	<ul style="list-style-type: none"> • Nanticoke Indian Museum Millsboro • Cape Henlopen Archeological District • Indian River Archeological Complex Millsboro • Thompson’s Island Site Rehoboth Beach • Wolfe’s Neck Site Lewes • Poplar Thicket near Bethany
<p>The colonization and establishment of the frontier chronicles the first European settlers in the Delaware Valley who built fortifications for the protection of settlers, such as Fort Christina.</p>	<ul style="list-style-type: none"> • Fort Christina Wilmington • Holy Trinity (Old Swedes) Church Wilmington • Town of Odessa 	<ul style="list-style-type: none"> • Allee House Bombay Hook preserve 	<ul style="list-style-type: none"> • Chesapeake National Water Trail the Nationally designated John Smith Water Trail extends into Delaware on the Nanticoke River • Mason Dixon Line boundary between Pennsylvania and Delaware and boundary between Delaware and Maryland • Lewes Historic District
<p>The founding of a nation documents the contributions of Delaware to the development of our constitutional republic.</p>	<ul style="list-style-type: none"> • Washington-Rochambeau Revolutionary Route Study • Cooch’s Bridge/Iron Hill near Newark • Lombardy Hall NHL Wilmington • Jacob Broom House NHL Montchenin • New Castle Courthouse NHL • Stonum NHL New Castle 	<ul style="list-style-type: none"> • The Green Dover • John Dickinson Plantation NHL South of Dover • Barratt’s Chapel Frederica • Aspendale NHL 	<ul style="list-style-type: none"> • Milton Historic District • Old Sussex County Courthouse Georgetown
<p>Industrial development investigates the exploitation of water power in Delaware with the mill development on the Brandywine River.</p>	<ul style="list-style-type: none"> • Eleutherian Mills and Hagley Museum NHL Wilmington • Port Penn situated a few miles north of the point where the Delaware Bay becomes the Delaware River • Red Clay Valley Park North of Wilmington 	<ul style="list-style-type: none"> • Leipsic and Little Creek • Wilkerson & Sons Brickwork Dover 	<ul style="list-style-type: none"> • Bethel Historic District • Abbotts Mill Milford
<p>Transportation explores how water served as the main transportation link, connecting Colonial Delaware with England, Europe, and other colonies.</p>	<ul style="list-style-type: none"> • Chesapeake & Delaware Canal connection between the Delaware and Chesapeake Rivers • Delaware City entrance to the Chesapeake and Delaware Canal 		<ul style="list-style-type: none"> • Indian River Lifesaving Station Cape Henlopen • Delaware Harbour of Refuge • Fenwick Island Lighthouse • Lightship Overfalls Lewes

Appendix B continued

Themes from Legislation	Location of Sites related to Theme		
	New Castle County	Kent County	Sussex County
Coastal defense documents the collection of fortifications spaced along the river and bay from Fort Delaware on Pea Patch Island to Fort Miles near Lewes.	<ul style="list-style-type: none"> • Fort Delaware Peapatch Island off of Delaware City • Fort Dupont south of Delaware City • Arsenal New Castle 		<ul style="list-style-type: none"> • Fort Saulsbury near Slaughter Beach • Fort Miles Henlopen State Park
The last stop to freedom details the role Delaware has played in the history of the Underground Railroad network.	<ul style="list-style-type: none"> • Appoquinimink Friends Meeting House Odessa • Corbit-Sharp House NHL Odessa • New Castle Courthouse • Friends Meeting House Wilmington 	<ul style="list-style-type: none"> • Longwood Farm near Camden • Daniel Corbit's Clearfield Farm Smyrna • Wild Cat Manor Lebanon 	<ul style="list-style-type: none"> • Slave dwelling on estate of Gov. William H. Ross Seaford
The coastal environment examines natural resources of Delaware that provide resource-based recreational opportunities such as crabbing, fishing, swimming, and boating.	<ul style="list-style-type: none"> • Dragon Run Marsh • Taylor's Bridge • Blackbird Creek • Thousand Acre Marsh 	<ul style="list-style-type: none"> • Woodland Beach Wildlife Area • Bombay Hook National Wildlife Refuge • Little Creek Wildlife Area 	<ul style="list-style-type: none"> • Prime Hook National Wildlife Refuge • Beach Plum Island Nature Reserve • Cape Henlopen State Park

Appendix C: Legislation

120 STAT. 1856

PUBLIC LAW 109-338—OCT. 12, 2006

TITLE VI—DELAWARE NATIONAL COASTAL SPECIAL RESOURCES STUDY

Delaware
National Coastal
Special
Resources Study
Act.

SEC. 601. SHORT TITLE.

This title may be cited as the “Delaware National Coastal Special Resources Study Act”.

SEC. 602. STUDY.

(a) **IN GENERAL.**—The Secretary of the Interior (referred to in this title as the “Secretary”) shall conduct a special resources study of the national significance, suitability, and feasibility of including sites in the coastal region of the State of Delaware in the National Park System.

(b) **INCLUSION OF SITES IN THE NATIONAL PARK SYSTEM.**—The study under subsection (a) shall include an analysis and any recommendations of the Secretary concerning the suitability and feasibility of designating 1 or more of the sites along the Delaware coast, including Fort Christina, as a unit of the National Park System that relates to the themes described in section 603.

(c) **STUDY GUIDELINES.**—In conducting the study authorized under subsection (a), the Secretary shall use the criteria for the study of areas for potential inclusion in the National Park System contained in section 8 of Public Law 91-383 (16 U.S.C. 1a-5).

(d) **CONSULTATION.**—In preparing and conducting the study under subsection (a), the Secretary shall consult with—

- (1) the State of Delaware;
- (2) the coastal region communities;
- (3) owners of private property that would likely be impacted by a National Park Service designation; and
- (4) the general public.

SEC. 603. THEMES.

The study authorized under section 602 shall evaluate sites along the coastal region of the State of Delaware that relate to—

- (1) the history of indigenous peoples, which would explore the history of Native American tribes of Delaware, such as the Nanticoke and Lenni Lenape;
- (2) the colonization and establishment of the frontier, which would chronicle the first European settlers in the Delaware Valley who built fortifications for the protection of settlers, such as Fort Christina;
- (3) the founding of a nation, which would document the contributions of Delaware to the development of our constitutional republic;
- (4) industrial development, which would investigate the exploitation of water power in Delaware with the mill development on the Brandywine River;
- (5) transportation, which would explore how water served as the main transportation link, connecting Colonial Delaware with England, Europe, and other colonies;
- (6) coastal defense, which would document the collection of fortifications spaced along the river and bay from Fort Delaware on Pea Patch Island to Fort Miles near Lewes;
- (7) the last stop to freedom, which would detail the role Delaware has played in the history of the Underground Railroad network; and
- (8) the coastal environment, which would examine natural resources of Delaware that provide resource-based recreational opportunities such as crabbing, fishing, swimming, and boating.

SEC. 604. REPORT.

Not later than 2 years after funds are made available to carry out this title under section 605, the Secretary shall submit to the Committee on Energy and Natural Resources of the Senate and the Committee on Resources of the House of Representatives a report containing the findings, conclusions, and recommendations of the study conducted under section 602.

Appendix D: Consultation & Coordination



IN REPLY REFER TO:

United States Department of the Interior

NATIONAL PARK SERVICE
Northeast Region
United States Custom House
200 Chestnut Street
Philadelphia, PA 19106

April 10, 2008

Mr. Timothy A. Slavin, SHPO
Division of Historical and Cultural Affairs
21 The Green
Dover, DE 19901

RE: National Park Service Special Resource Study for Coastal Delaware

Dear Mr. Slavin:

The purpose of this letter is to notify you that a National Park Service (NPS) planning process is underway, and in accordance with Section 106 of the National Historic Preservation Act, we are seeking your input during this study.

The National Park Service is proceeding with a Special Resource Study and Environmental Assessment in the state of Delaware as required by the Public Law 109-338, enacted on October 12, 2006. This bill authorized the Secretary the Interior to conduct a special resource study of the national significance, suitability, and feasibility of sites in the coastal region of the State of Delaware for potential inclusion in the National Park System.

We have had meetings with you and your staff to discuss our efforts in the recent past. Since we are concentrating mostly on sites that have already been designated as National Historic Landmarks and which have been determined to be "nationally significant", we will be focusing on the criteria related to suitability, feasibility, and management options. We hope to continue working closely with your office as we move through this process.

In accordance with National Environmental Policy Act requirements and the National Historic Preservation Act, scoping efforts and public meetings were held to identify concerns, resources and interests of individuals, organizations, elected officials, and public agencies in the study area. We will keep you informed of future meetings. A Draft Environmental Assessment will be developed and address the issues that have been raised during this phase of the study.

As the project moves ahead into the management alternatives phase we will need to meet with you to get your input on the various options. I look forward to our continued collaboration on this project. If you have any questions or would like to set up a meeting, please contact me at (215) 597-1848, or at peter_samuel@nps.gov.

Sincerely,

Peter Samuel, Project Manager



IN REPLY REFER TO:

United States Department of the Interior

NATIONAL PARK SERVICE
Northeast Region
United States Custom House
200 Chestnut Street
Philadelphia, PA 19106

April 17, 2008

Mr. Brice Obermeyer, PhD
NAGPRA Director
Emporia State University
1200 Commercial Street
Butcher Education Center, Room 115D
Emporia, KS 66801

RE: National Park Service Special Resource Study for Coastal Delaware

Dear Dr. Obermeyer:

The purpose of this letter is to notify you that a National Park Service (NPS) planning process is underway in the Northeast Region, and we are seeking your input during this study.

The National Park Service is proceeding with a Special Resource Study and Environmental Assessment in the state of Delaware as required by the Public Law 109-338, enacted on October 12, 2006. This bill authorized the Secretary of the Interior to conduct a special resource study of the national significance, suitability, and feasibility of sites in the coastal region of the State of Delaware for potential inclusion in the National Park System.

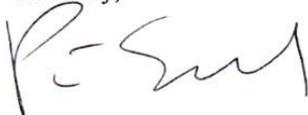
Since we are considering numerous potential sites within the broad study area, we believe it is important to get your input, or comments from a designated representative of the Delaware Tribe of Indians. We are interested in better understanding areas that contain historical properties to which your tribe attaches religious and cultural significance. We are especially interested in information regarding important tribal history events and places associated with the coastal region that are of special concern to your tribal members. We would like to know if there are cultural resources that we must include during our evaluation of the suitability of this area becoming a park unit and a part of NPS system.

We had public meetings in October 2007, and will have more meetings as the study progresses. The NPS will hold discussions on management alternatives in the next few months and it would be helpful to have your input before then. Once alternatives are

drafted, there will be opportunities for the public to provide comments during the review process.

We welcome the opportunity to discuss this project with you. If you have any questions or would like to set up a meeting, please contact me at (215) 597-1848, or at peter_samuel@nps.gov.

Sincerely,



Peter Samuel, Project Manager

cc: Chief Jerry L. Douglas
Delaware Tribe of Indians



United States Department of the Interior

NATIONAL PARK SERVICE
Northeast Region
United States Custom House
200 Chestnut Street
Philadelphia, PA 19106

IN REPLY REFER TO:

April 10, 2008

Ms. Julie Crocker
N.O.A.A.
One Blackburn Drive
Gloucester, MA 01930-2298

RE: National Park Service Special Resource Study for Coastal Delaware

Dear Ms. Crocker:

The purpose of this letter is to notify you that a National Park Service (NPS) planning process is underway. The NPS is undertaking a Special Resource Study and Environmental Assessment in the state of Delaware as required by the Public Law 109-338, enacted on October 12, 2006. That bill authorized the Secretary to conduct a special resource study of the national significance, suitability, and feasibility of sites in the coastal region of the State of Delaware for potential inclusion in the National Park System.

The broad study area includes all of coastal Delaware from the northern boundary with Pennsylvania to the Southern one with Maryland. The western boundary is approximately Route 13 and I-95 as it goes through the city of Wilmington.

In accordance with National Environmental Policy Act requirements, public scoping meetings have been held and additional public meetings are planned for the future to identify the concerns, resources and interests of individuals, organizations, elected officials, and public agencies in the study area. A draft Environmental Assessment will be developed to address the issues that are raised during the study.

Pursuant to Section 7 of the Endangered Species Act of 1973 (87 Statute 884, as amended, 16 U.S.C. 1531 et seq.) we are initiating consultation regarding potential impacts of the proposed federal actions in this study. We are interested to know if you have any concerns that should be addressed in the draft EA. If it would be helpful, we are willing to meet with you to further discuss the project area, the goals and the process of the study, as well as our preliminary resource assessment.

We look forward to your input on this project, and if you have questions or would like to set up a meeting, please contact me at 215-597-1848, or at peter_samuel@nps.gov.

Sincerely,

Peter Samuel
Project Manager



UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
NATIONAL MARINE FISHERIES SERVICE
NORTHEAST REGION
One Blackburn Drive
Gloucester, MA 01930-2298

MAY - 1 2008

Peter Samuel
National Park Service, Northeast Region
United States Custom House
200 Chestnut Street
Philadelphia, Pennsylvania 19106

RE: NPS Special Resource Study for Coastal Delaware

Dear Mr. Samuel,

This is in response to your letter dated April 10, 2008 regarding a special resource study to determine the national significance, suitability, and feasibility of sites in the coastal region of the State of Delaware for potential inclusion in the National Park System. The National Park Service (NPS) has requested information on the potential impacts of this study on species listed by NOAA's National Marine Fisheries Service (NMFS).

The coastal waters of Delaware provide important habitat for several species listed by NMFS. A population of the federally endangered shortnose sturgeon (*Acipenser brevirostrum*) occurs in the Delaware River and individuals also occur in Delaware Bay. Listed sea turtles including the threatened loggerhead (*Caretta caretta*), and endangered Kemp's ridley (*Lepidochelys kempi*), green (*Chelonia mydas*), and leatherback (*Dermochelys coriacea*) sea turtles occur seasonally in Delaware waters. These species occur along the Atlantic coast of Delaware as well as in Delaware Bay from April - November each year.

Federally endangered North Atlantic right (*Eubalaena glacialis*) and humpback whales (*Megaptera novaeangliae*) are found seasonally off the Atlantic coast of Delaware. These species are expected to be in this area from November 1 - March 31. Fin (*Balaenoptera physalus*) and Sperm (*Physeter macrocephalus*) whales are also seasonally present off the coast of Delaware but are typically found in deeper offshore waters. Fin whales are likely to be present off the coast of Delaware from October - January and Sperm whales may be present in these waters from April - October.

It is difficult to determine from your letter whether the proposed action will affect listed species. If in-water studies or investigations are performed it may be necessary to coordinate with NMFS for permitting purposes. At this time, NMFS PRD does not have any concerns regarding the potential designation of sites in the coastal region of the State of Delaware to negatively impact listed species.

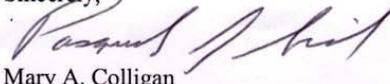


As you know, Section 7(a)(2) of the Endangered Species Act (ESA) of 1973, as amended, states that each Federal agency shall, in consultation with the Secretary, insure that any action they authorize, fund, or carry out is not likely to jeopardize the continued existence of a listed species or result in the destruction or adverse modification of designated critical habitat. Any discretionary federal action that may affect a listed species must undergo Section 7 consultation. As listed species may be present in the project area, the NPS is responsible for determining whether the proposed action is likely to affect any listed species and seeking the concurrence of NMFS with that determination.

Atlantic sturgeon (*Acipenser oxyrinchus oxyrinchus*) are distributed along the entire East Coast of the United States and have been designated a Candidate Species by NMFS. The best available scientific information indicates that a reproducing Atlantic sturgeon population persists in the Delaware River. This species occurs in the tidal river as well as in Delaware Bay and along Delaware's Atlantic coast. As a candidate species, Atlantic sturgeon receive no substantive or procedural protection under the ESA; however, NMFS recommends that project proponents consider implementing conservation actions to limit the potential for adverse effects on Atlantic sturgeon from any proposed project. In 2006, NMFS initiated a status review for this species to determine if listing as threatened or endangered under the ESA is warranted. NMFS is currently considering the information presented in the new Status Review Report to determine if any listing action pursuant to the ESA is warranted at this time. If it is determined that listing is warranted, a final rule listing the species could be published within a year from the date of publication of the listing determination or proposed rule. The Status Review report is available at: http://www.nero.noaa.gov/prot_res/CandidateSpeciesProgram/AtlSturgeonStatusReviewReport.pdf.

NMFS' Habitat Conservation Division is responsible for overseeing programs related to Essential Fish Habitat (EFH) designated under the Magnuson-Stevens Fishery Conservation and Management Act (MSA) and other NOAA trust resources. More information on essential fish habitat designations in the Northeastern United States is located on the Habitat Conservation Division web site at <http://www.nero.noaa.gov/hcd/webintro.html>. Questions concerning EFH in Delaware waters can be directed to Stanley Gorski at (732)872-3077. Should you have any questions regarding this correspondence, please contact Julie Crocker of my staff at (978)281-9300 x6530.

Sincerely,


for Mary A. Colligan
Assistant Regional Administrator for
Protected Resources

Cc: Gorski, F/NER4

File Code: Sec 7 tech assist 2008 – NPS study of Coastal Delaware
PCTS: T/NER/2008/02192



IN REPLY REFER TO:

United States Department of the Interior

NATIONAL PARK SERVICE
Northeast Region
United States Custom House
200 Chestnut Street
Philadelphia, PA 19106

April 10, 2008

Mr. John Wolflin
U.S. Fish and Wildlife Service
Chesapeake Bay Field Office
177 Admiral Cochrane Drive
Annapolis, MD 21401

RE: Environmental Assessment for Delaware National Coastal Special Resource Study

Dear Mr. Wolflin:

The purpose of this letter is to notify you that a National Park Service (NPS) planning process is underway. The NPS is undertaking a Special Resource Study and Environmental Assessment in the state of Delaware as required by the Public Law 109-338, enacted on October 12, 2006. That bill authorized the Secretary to conduct a special resource study of the national significance, suitability, and feasibility of sites in the coastal region of the State of Delaware for potential inclusion in the National Park System.

The broad study area includes all of coastal Delaware from the northern boundary with Pennsylvania to the Southern one with Maryland. The western boundary is approximately Route 13 and I-95 as it goes through the city of Wilmington.

This letter serves as notification that we have begun the National Environmental Policy Act (NEPA) process and are proposing to have an Environmental Assessment (EA) available for public and regulatory review later this year. In addition, this letter serves as a record that the NPS is initiating informal consultation with your agency pursuant to the requirements of the 1973 Endangered Species Act, as amended. In order to comply, we are requesting information concerning federal threatened and endangered species documented or reasonably suspected of occurring within our study area.

In accordance with National Environmental Policy Act requirements, public scoping meetings have been held and additional public meetings are planned for the future to identify the concerns, and interests of individuals, organizations, elected officials, and public agencies in the study area. The draft Environmental Assessment will be developed and address the issues that are raised during the study.

Should you know of any other resource constraint that may be a possible planning issue, please do not hesitate to contact us. If it would be helpful, we are willing to meet with you to further discuss the project, the goals and the process of the study, as well as our preliminary resource assessment.

We look forward to your input on this project, and if you have questions or would like to set up a meeting, please contact me at 215-597-1848 or at peter_samuel@nps.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "P. Samuel". The signature is written in a cursive style with a large initial "P" and a long, sweeping tail.

Peter Samuel
Project Manager



United States Department of the Interior

FISH AND WILDLIFE SERVICE
Chesapeake Bay Field Office
177 Admiral Cochrane Drive
Annapolis, MD 21401
410/573-4575



September 24, 2008

Ms. McConaghie
NATIONAL PARK SERVICE
1275 West Alameda Parkway
P.O. box 25287
Denver, CO 80225

RE: Map of Delaware Coastal Special Resource Study

Dear Ms. McConaghie

This responds to your letter, received September 19, 2008, requesting information on the presence of species which are federally listed or proposed for listing as endangered or threatened in the above referenced project area. We have reviewed the information you enclosed and are providing comments in accordance with section 7 of the Endangered Species Act (87 Stat. 884, as amended; 16 U.S.C. 1531 *et seq.*).

Except for occasional transient individuals, no proposed or federally listed endangered or threatened species are known to exist within the project impact area. Therefore, no Biological Assessment or further section 7 consultation with the U.S. Fish and Wildlife Service is required. Should project plans change, or should additional information on the distribution of listed or proposed species become available, this determination may be reconsidered.

This response relates only to federally protected threatened or endangered species under our jurisdiction. Limited information is currently available regarding the distribution of other rare species in the District of Columbia. However, the Nature Conservancy and National Park Service (NPS) have initiated an inventory of rare species within the District. For further information on such rare species, you should contact Mary Pfaffko of the National Park Service at (202)-535-1739.

An additional concern of the Service is wetlands protection. Federal and state partners of the Chesapeake Bay Program have adopted an interim goal of no overall net loss of the Basin's remaining wetlands, and the long term goal of increasing the quality and quantity of the Basin's wetlands resource base. Because of this policy and the functions and values wetlands perform, the Service recommends avoiding wetland impacts. All wetlands within the project area should be identified, and if alterations of wetlands is proposed, the U.S. Army Corps of Engineers,

Baltimore District, should be contacted for permit requirements. They can be reached at (410) 962-3670.

We appreciate the opportunity to provide information relative to fish and wildlife issues, and thank you for your interests in these resources. If you have any questions or need further assistance, please contact Devin Ray at (410) 573-4531.

Sincerely,



Leopoldo Miranda Castro
Field Supervisor

Appendix E: Bibliography

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APPENDICES





Delaware National Coastal Special Resource Study
and Environmental Assessment