

## DeweyBurdPubEm Resource

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**From:** Yilma, Haimanot  
**Sent:** Friday, February 21, 2014 4:57 PM  
**To:** 'Terence Clouthier' (tclouthier@standingrock.org)  
**Cc:** Hsueh, Kevin; Luhman, Hope (hluhman@louisberger.com); Jamerson, Kellee  
**Subject:** Human Remains

Terry,

You asked about unanticipated discovery of Human Remains and how the Tribes will be informed and involved. Below is where we specify that in the draft PA and appendix D.

**PA excerpt:**

**9) Unanticipated Discoveries:**

In the event a previously unknown cultural resource is discovered during the implementation of the Dewey-Burdock Project, all ground disturbance activities shall halt within 150 feet of the area of discovery to avoid or minimize impacts until the property is evaluated for listing on the NRHP by qualified personnel. The following additional steps shall be taken:

- b) The NRC and BLM (as appropriate) will contact the THPO and/or the Tribal Cultural Resource Office to notify them of an unanticipated discovery soon after notification from Powertech is received.

**DRAFT Appendix D – Treatment of Human Remains on State, Private, and BLM Land**

- 2) In the event of an inadvertent discovery of human remains or funerary objects on BLM Administered Land, the following steps shall be taken according to NAGPRA as outlined in the Human Remains Section 11, subpart b of the Programmatic Agreement (PA).
  - d) Inadvertent discovery of Native American remains and objects. In the event the human remains are of Native American descent then the agency will follow protocol as set forth in NAGPRA, 43 CFR 10, Subpart B.

Haimanot

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**Recipients:**

"Hsueh, Kevin" <Kevin.Hsueh@nrc.gov>  
Tracking Status: None  
"Luhman, Hope (hluhman@louisberger.com)" <hluhman@louisberger.com>  
Tracking Status: None  
"Jamerson, Kellee" <Kellee.Jamerson@nrc.gov>  
Tracking Status: None  
"Terence Clouthier' (tclouthier@standingrock.org)" <tclouthier@standingrock.org>  
Tracking Status: None

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