

Memorandum for Record

January 11, 2018

RE: Assessment of 10PR452 for Scientific Interest under the Archaeological Resources Protection Act of 1979 (ARPA).

According to the ARPA Uniform Regulations, archaeological interest means that the material remains of a site must be capable of providing scientific or humanistic understandings of past human behavior, cultural adaptation, and related topics through the application of scientific or scholarly techniques such as controlled observation, contextual measurement, controlled collection, analysis, interpretation and explanation (43 CFR Part 7.3(a)(1)).

To convey scientific interest, 10PR452 should be able to contribute to the knowledge of one or more of the themes identified above. Given the limited number of artifacts, artifact types, and lack of chronological materials at the site, suggests that the potential information could be applied to a single theme: Scales of Mobility and Duration of Occupation. However, the long term disturbances to the site have completely compromised any scientific value the site might once have contained, prior to the most recent unauthorized violation as documented in "Archaeological Resources Protection Act Damage Assessment: Idaho Department of Transportation Highway 39 Utility Corridor at American Falls Reservoir, Power County, Idaho."

ARPA Section 7.33 outlines the process whereby archaeological interest can be lost or is absent. This determination is made by the federal land manager after the following have been completed:

1. A professional archaeological investigation of the site is made consistent with the Secretary of Interior's standards.
2. The principal bureau archaeologist (federal preservation officer) shall review the findings and make a recommendation to the federal land manager.

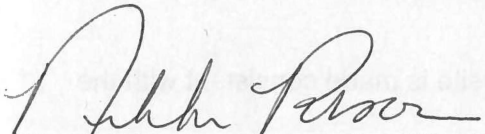
On April 25, 2017, Snake River Assistant Area Manager Ryan Newman, Archaeologist Nikki Polson, Lead Realty Specialist/Acting Lands Manager Tara Hagen, Realty Specialist Laura Crandall, Natural Resources Specialist Mark Arana, Regional Archaeologist Sean Hess, Federal Preservation Officer George Herbst, and Regional Special Agent Richard Volpe met to discuss the current status of the ARPA investigation. The archaeologists agreed that the site no longer met the criteria for archaeological interest due to the extensive damage to the site beginning in the 1970s. Mr. Newman concurred with the decision and recommended this decision be forwarded to the Snake River Area Manager for formal determination. The site has also been determined not eligible for listing in the National Register of Historic Places by consensus with the Idaho State Historic Preservation Officer (July 2017).

To address humanistic interest, consultation with the Shoshone-Bannock Tribes was informally initiated in November 2016. The tribe has communicated to Reclamation their overall connection to the land, the Snake River and their past. In a meeting in May 2017, they also stated the connection they feel to every physical piece their ancestors created. Although this site has no intrinsic scientific or archaeological interest remaining, the Shoshone-Bannock Tribes may still attribute other humanistic interest to it. In October 2017, the Shoshone-Bannock Tribes Cultural Resources Coordinator, Carolyn Smith, stated that she would not be providing

comments on the damage assessment report and that the process should continue, although she still wanted to retain the potential for a site visit in future.

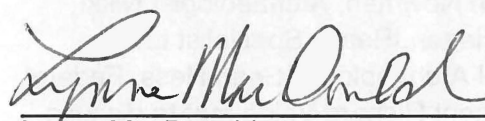
In light of the findings of the report and consensus opinion of Area Office and Regional Office Archaeologists and Reclamation's Federal Preservation Officer, it is recommended that the Snake River Area Office Manager follow the procedures to officially determine that 10PR452 has lost archaeological interest under ARPA, outlined below:

1. The Federal land manager shall make the determination based upon the facts established by and on recommendation of the Federal Preservation Officer, and fully document the basis for the decision, including consultation with Indian tribes.
2. The Federal land manager shall make public notice of the determination and its limitations, including any permitting requirements for activities associated with the materials determined not to be archaeological resources for purposes of this part.
3. The public may request that in writing that the final determination be reviewed by the National Park Service. Based on this review, the National Park Service Archeologist shall prepare a final professional recommendation, and shall transmit the recommendation and supporting data to the head of the bureau for further consideration within 60 days of the receipt of the request.
4. Any determination made pursuant to this section shall in no way affect the Federal land manager's obligations under other applicable laws or regulations.



Nikki Polson, MA, RPA
Upper Snake Field Office Archaeologist

1/16/2018
Date



Lynne MacDonald
Federal Preservation Officer

1/17/2018
Date

Attachments:

- 1) Correspondence with Idaho State Historic Preservation Officer.
- 2) Correspondence with Shoshone-Bannock Tribes.
- 3) Archeological Resources Protection Act Damage Assessment: Idaho Department of Transportation Highway 39 Utility Corridor at American Falls Reservoir, Power County, Idaho. January 2018. Bureau of Reclamation, Upper Snake Field Office Report No. 17-USFO-CR-005. Heyburn, Idaho.



United States Department of the Interior

BUREAU OF RECLAMATION

Pacific Northwest Region
Snake River Area Office
230 Collins Road
Boise, ID 83702-4520

IN REPLY REFER TO:

USF-1219
LND/ENV-1.10

MAY 22 2017

VIA FEDERAL EXPRESS

Ms. Mary Anne Davis
Associate State Archaeologist
State Historic Preservation Office
210 Main Street
Boise, ID 83702

Subject: Notification of an Archeological Resources Protection Act Violation on Bureau of Reclamation Lands near the American Falls Dam, Power County, Idaho, and Invitation to Consult on the Eligibility of Site 10PR452

Dear Ms. Davis:

The Bureau of Reclamation's Upper Snake Field Office has been investigating an Archeological Resources Protection Act (ARPA) violation concerning Site 10PR452. The site is located in T.7 S, R.31 E, Section 30 on the American Falls SW, Idaho, 1:24,000 U.S. Geological Survey Quad Sheet. At this time, Reclamation is requesting your review and comment on the enclosed Draft Damage Assessment.

Site 10PR452 was originally recorded by Dames & Moore in 1992 as part of a large scale survey around American Falls Reservoir. Starting in the 1970s, the area where the site is located has been subject to extensive damage associated with the rebuilding of the American Falls Dam, use as a parking area, and placement of above and below ground utilities. Reclamation has determined that the site has lost all potential to yield information about the past (Criterion D) and archaeological interest as defined under ARPA. There is no evidence that this site was tied to an important event (Criterion A), person (Criterion B), nor the work of a master or unique example of a type (Criterion C). At this time we also request your concurrence that Site 10PR452 is not eligible for listing in the National Register of Historic Places (National Register) due to loss of integrity. An updated site record will be submitted when the damage assessment is finalized.

In accordance with procedures specified in 36 CFR § 800, Reclamation requests your concurrence with our finding that Site 10PR452 is not eligible for the National Register and your review and comments on the enclosed draft. Please direct any questions to Ms. Nikki Polson, Upper Snake Field Office Archaeologist, at 208-678-0461, extension 13, or by email at npolson@usbr.gov.

Sincerely,

Roland K. Springer
Area Manager

Enclosure



C.L. "Butch" Otter
Governor of Idaho

Janet Gallimore
Executive Director

Administration
2205 Old Penitentiary Road
Boise, Idaho 83712-8250
Office: (208) 334-2682
Fax: (208) 334-2774

Membership and Fund
Development
2205 Old Penitentiary Road
Boise, Idaho 83712-8250
Office: (208) 514-2310
Fax: (208) 334-2774

Historical Museum and
Education Programs
610 North Julia Davis Drive
Boise, Idaho 83702-7695
Office: (208) 334-2120
Fax: (208) 334-4059

State Historic Preservation
Office and Historic Sites
Archeological Survey of Idaho
210 Main Street
Boise, Idaho 83702-7264
Office: (208) 334-3861
Fax: (208) 334-2775

Statewide Sites:
• Franklin Historic Site
• Pierce Courthouse
• Rock Creek Station and
• Stricker Homesite

Old Penitentiary
2445 Old Penitentiary Road
Boise, Idaho 83712-8254
Office: (208) 334-2844
Fax: (208) 334-3225

Idaho State Archives
2205 Old Penitentiary Road
Boise, Idaho 83712-8250
Office: (208) 334-2620
Fax: (208) 334-2626

North Idaho Office
112 West 4th Street, Suite #7
Moscow, Idaho 83843
Office: (208) 882-1540
Fax: (208) 882-1763



DATE: July 14, 2017

TO: Roland K. Springer

FEDERAL AGENCY: Bureau of Reclamation

**PROJECT NAME: ARPA Violation on BOR Lands near the American
Falls Dam, Power County, Idaho; Eligibility of site 10PR452**

Section 106 Evaluation

X The field work and documentation presented in this report meet the Secretary of the Interior's Standards.

No additional investigations are recommended. Project can proceed as planned.

Additional information is required to complete the project review. (See comments below.)

Additional investigations are recommended. (See comments below).

Identification of Historic Properties (36 CFR 900.4):

No historic properties were identified within the project area.

X Property is not eligible. Reason: 10PR452 is not eligible. It has lost archaeological integrity due to the numerous ground disturbing activities that have occurred at the site.

Property is eligible for listing in the National Register of Historic Places.

Criterion: A B C D Context for Evaluation:

No historic properties will be affected within the project area.

Assessment of Adverse Effects (36 CFR 800.5):

Project will have *no adverse effect* on historic properties.

Property will have an *adverse effect* on historic properties. Additional consultation is required.

Comments: Thank you for notifying our office of this ARPA investigation. The report meets our expectations and points up the need for there to be better communication between state and federal agencies for undertakings on federally managed land. Please contact me at 208-488-7472 if you have any questions about our comments and reference (SHPO REV 2017-865).

July 14, 2017

**Mary Anne Davis, Associate State Archaeologist
State Historic Preservation Office**

Date

Cc: Nikki Polson, BOR



United States Department of the Interior

BUREAU OF RECLAMATION

Pacific Northwest Region
Snake River Area Office
230 Collins Road
Boise, ID 83702-4520

MAY 22 2017

IN REPLY REFER TO:

USF-1219
LND/ENV-1.10

VIA FEDERAL EXPRESS

Honorable Blaine Edmo
Chairman
Fort Hall Business Council
Shoshone-Bannock Tribes
1 Pima Drive
Fort Hall, ID 83203-0306

Subject: Notification and Invitation to Consult Regarding an Archeological Resources Protection Act Violation on Bureau of Reclamation Lands near the American Falls Dam, Power County, Idaho

Dear Mr. Chairman:

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Please advise this office as to whether the Shoshone-Bannock Tribes wish to join in this consultation by contacting me directly at 208-383-2246 or via email at rspringer@usbr.gov. Or you may contact my staff archaeologist, Ms. Nikki Polson, at 208-678-0461, extension 13, with any questions regarding this letter or the enclosure.

Sincerely,

Roland K. Springer
Area Manager

Enclosure

cc: See next page.

cc: Ms. Yvette Tuell
Environmental Program Manager
Shoshone-Bannock Tribes
1 Pima Drive
Fort Hall, ID 83203-0306

Ms. Carolyn B. Smith
Cultural Resources Coordinator
Shoshone-Bannock Tribes
1 Pima Drive
Fort Hall, ID 83203-0306
(w/encl to each)