

**Operation of
Flaming Gorge Dam
Final Environmental
Impact Statement**

**Cultural Resources
Technical Appendix**





CULTURAL RESOURCES TECHNICAL APPENDIX

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Cultural Resources Technical Appendix



ORIGINAL COPY



COLORADO
HISTORICAL
SOCIETY

The Colorado History Museum 1300 Broadway Denver, Colorado 80203-2137

August 30, 2002

Kerry Schwartz
Chief, Environmental Group
Bureau of Reclamation
302 East 1860 South
Provo, UT 84606-7317

Re: Flaming Gorge Dam Operation

Dear Ms. Schwartz

This office has reviewed the information contained in your correspondence of August 22, 2002 concerning the project listed above.

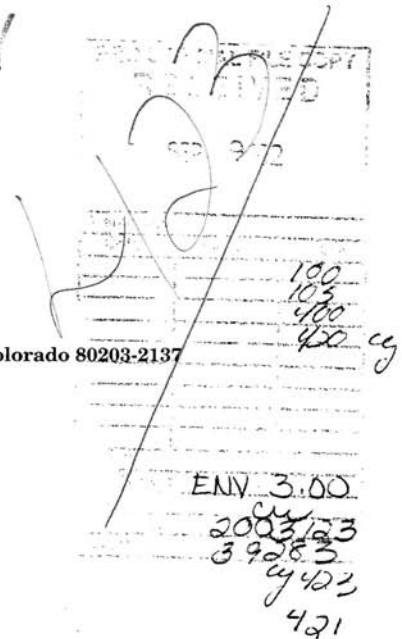
5MF605, 5MF2357.3 and 5MF2357.2 are listed in the National Register of Historic Places. 5MF2399 and 5MF2388 have officially been determined not eligible to the National Register.

We concur that sites 5MF3668, 5MF1238, 5MF3669 and 5MF1230 are not eligible due to the lack of subsurface deposits, diagnostic artifacts and features. 5MF1233, an historic trash scatter, could not be relocated and is therefore not eligible.

5MF1234, 5MF840 and 5MF67 need additional data in order to make a determination of eligibility. The only information we have in house on site 5MF67 is a 1965 form. This site needs to be recorded according to today's standards.

We concur that rock art sites 5MF2964, 5MF2966 and 5MF2968 are eligible to the National Register.

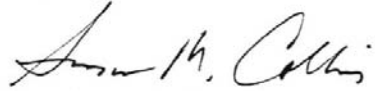
The proposed work at sites 5MF605, 5MF688, 5MF840, 5MF1232 and 5MF1234 is adequate. We would also recommend that recording 5MF67 be added to the work being done for this project.




Kerry Schwartz
Page 2
August 30, 2002

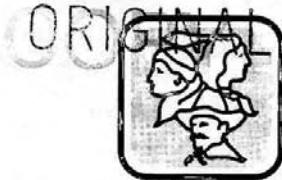
If we may be of further assistance please contact Jim Green at 303-866-4674.

Sincerely,



 Georgianna Contiguglia
State Historic Preservation Officer

GC/WJG



**COLORADO
HISTORICAL
SOCIETY**

The Colorado History Museum 1300 Broadway Denver, Colorado 80203-2137

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March 28, 2003

Beverley Hefferman
Chief, Environmental Group
Bureau of Reclamation
302 East 1860 South
Provo, UT 84606-7317

Re: Flaming Gorge Dam Operation EIS, Browns Park Area

Dear Ms. Hefferman:

This office has reviewed your March 24, 2003 correspondence and the cultural resource report prepared by Alpine Archaeological Consultants for the testing of six sites in the Flaming Gorge Dam flow study, Browns Park National Wildlife Refuge.

Fort Davey Crockett, 5MF605, was listed on the National Register of Historic Places in 1977. Despite impacts from the river, testing determined that buried cultural deposits exist that may increase our knowledge of the Fort and the people who inhabited the region.

5MF688 a rock art site, was determined eligible on August 30, 2002.

Testing at 5MF1232, an early homestead site, turned up a living surface. Further work on the site may yield information on early homesteading in the region.

5MF1234, 5MF3668 and 5MF840 are not eligible. 5MF3668 and 5MF680 no longer exist and 5MF1234 will yield no further information important to history.

It is apparent that wave action from the Green River is severely impacting 5MF605 and in a lesser way 5MF1232. We look forward to working with the agencies involved in this project to formulate a mitigation plan for these sites.

Beverley Hefferman
March 28, 2003
Page 2

If we may be of further assistance please contact Jim Green at 303-866-4674.

Sincerely,



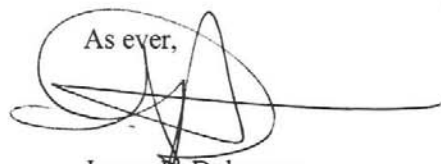
Georgianna Contiguglia
State Historic Preservation Officer

GC/WJG

cc: Rhoda Lewis, F&WS
Mary Barger, WAPA

4. Eligibility of Sites Downstream Indirectly Affect by River Flows, Table 4: USHPO concurs with the determinations that DA 337, 562, 40, 485, 30, 668; UN 1746, 265, 267 and 271 are **Eligible**. USHPO concurs with the determination that DA 338, 204, 225, 339, 341, 661, 750, 751, 332; UN 1563, 65, and 1600 are **Not Eligible**. For the sites undetermined, USHPO recommends that they be treated as eligible until evaluation is completed of the sites. [DOEx13, NPx12].
5. After review of the site forms in consideration for testing, USHPO understands that a limited testing program for eligibility is considered for DA 203, 342, 488 and 564. Concerning DA 342, unless there has been significant disturbance since recording appears to be eligible with well defined site location, USHPO recommends not testing this site.
6. Assessment of Effects for the Reservoir APE: Table 1, concur **No Historic Properties Affected**, Table 2, concur **No Historic Properties Affected**.
7. Assessment of Effects for the Downstream APE: concur with limited testing for eligibility and potential to be included in the area of potential effect. Concur **No Adverse Effect**.
8. Ethnographic Report: the report will be removed as of 12.16.02 from the public compliance record and put in my files until the document is released by BOR.

This information is provided to assist with Section 106 responsibilities as per §36CFR800. My email address is: jdykman@utah.gov

As ever,

James L. Dykmann
Deputy State Historic
Preservation Officer - Archaeology

JLD:02-1790 BOR/NPx31/DOEx32/NPax24/NAEx7

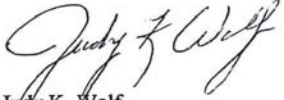
c: SWCA Environmental Consultants, 230 South 500 East, Suite 380,
Salt Lake City UT 84102-2015

c: Mary Barger, Western Area Power Administration, 12155 West Alameda Parkway
P. O. Box 281213, Lakewood CO 80228-8213

c: Blaine Phillips, Archaeologist, Bureau of Land Management, Vernal Field Office
170 South 500 East, Vernal UT 84078-2799

Please refer to SHPO project control number 0902SES016 on any future correspondence dealing with this project. If you have any questions, contact Sara Sheen at 307-777-7498 or me at 307-777-6311.

Sincerely,

A handwritten signature in cursive script, appearing to read "Judy K. Wolf".

Judy K. Wolf
Review and Compliance Program Manager

ORIGINAL COPY



United States Department of the Interior
NATIONAL PARK SERVICE
INTERMOUNTAIN REGION
Intermountain Support Office
12795 West Alameda Parkway
PO Box 25287
Denver, Colorado 80225-0287

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Memorandum

To: Beverly C. Heffernan, Chief, Environmental Group, Bureau of Land Management, Provo Area Office, 302 East 1860 South, Provo, Utah 84606-7317

From: Lysa Wegman-French, Historian, National Park Service, Heritage Partnership Program

Subject: Consultation on Desolation Canyon for Operations of Flaming Gorge Dam Environmental Impact Statement (EIS)

Thank you for providing us with the material on the proposed implementation of the Action Alternative described in the above referenced EIS, which is an undertaking in relation to Desolation Canyon National Historic Landmark (NHL). As stated in 36 CFR Part 800.10 (c), federal agencies are required to notify the Secretary of the Interior (delegated to the National Park Service) of any consultation involving an undertaking at a National Historic Landmark.

That same paragraph in Code of Federal Regulations specifies that the agency will invite the Secretary to participate in the consultation where there may be an adverse effect. Based on your letter, and the letter that you enclosed from the Utah State Historic Preservation Office (SHPO), your agencies concur that the undertaking will not result in an adverse effect.

Your letter also asks us to concur with the finding of no adverse effect, or no effect, on the NHL. It is not within the statutory authority of the National Park Service to concur on effects.

As a result of these two points, we have no comments on the proposal.

Thank you for informing us about this undertaking, and we appreciate your interest in preserving our nation's historic resources. If you have any questions, please contact call me at (303) 969-2842.

Sincerely,

Lysa Wegman-French, Historian
Heritage Partnerships

cc:

Bureau of Land Management, Attn: Garth Portillo, Post Office Box 45155, Salt Lake City, Utah 84145-0155
Utah State Historic Preservation Office, Salt Lake City



Attachment #9

THE ORIGINAL COPY
HOPI TRIBE



July 17, 2000

Bruce C. Barrett, Area Manager
Bureau of Reclamation
Upper Colorado Region
Provo Area Office
302 East 1860 South
Provo, Utah 84606-7317

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Wayne Taylor, Jr.
CHAIRMAN

Phillip R. Quachytewa, Sr.
VICE-CHAIRMAN

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Dear Mr. Barrett,

This letter is in response to your correspondence dated July 10, 2000 regarding the Bureau of Reclamation publication of a notice of intent to draft a Flaming Gorge Dam Operations Environmental Impact Statement. The Hopi Tribe appreciates your solicitation of our input and your efforts to address our concerns.

Without waiving our rights under the National Historic Preservation Act, the Native American Graves Protection and Repatriation Act, and all other relevant legislation and executive orders, the Hopi Tribe defers consultation on this proposed project to the Unitah and Ute Nations, whose lands lie within the potential project area, and other interested American Indian tribes.

Thank you for your consideration

Respectfully,

Leigh J. Kuwanwisiwma, Director
Cultural Preservation Office

ORIGINAL
Kaibab Band of Paiute Indians

Attachment #7 COPY



August 29, 2000

Mr. Bruce C. Barrett, Area Manager
U.S. Department of the Interior
Bureau of Reclamation, Provo Area Office
302 East 1860 South
Provo, Utah 84606-7317

Re: Flaming Gorge EIS

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Dear Mr. Barrett:

We are in receipt of the correspondence and maps of the Flaming Gorge Environmental Impact Statement and want to express to you that in matters related to the Inadvertent Discovery of Human Remains, and Cultural Resource concerns, we will be satisfied that the Uintah/Ouray Ute Tribe take the lead in monitoring and deciding what course of action to take in these matters. Thus, with the Ute Tribe taking the lead, the government-to-government relationship and consultation, will be completed in a timely manner.

Thank you for notifying us and considering our participation.

Sincerely,

VIVIENNE-CARON JAKE
Director, Environmental Program

cc: File

Tribal Affairs

HC 65 Box 2
Pipe Spring, Arizona 86022

Phone (520) 643-7245
Fax (520) 643-7260

Page 2

BIA
Environment Protection Specialist – will need to contact the BIA for this information

If you need any further information, please call me at 435-725-4072.

Sincerely,

A handwritten signature in black ink, appearing to read 'Lynn Becker', written over a horizontal line.

Lynn Becker
Land Manager

cc: Fish and Game
Business Committee



UTE INDIAN TRIBE

UINTAH AND OURAY AGENCY

P.O. Box 190
Fort Duchesne, Utah 84026
Phone (435) 722-5141
Fax (435) 722-5072

TRI - UTE LEADER'S SUMMIT GRAND JUNCTION, COLORADO SEPTEMBER 22, 2000

AGENDA

9:00 A.M. COFFEE, JUICES, ROLLS, FRUIT

OPENING:

*Welcoming - O. Roland McCook, Sr.
Opening Prayer*

SOUTHERN UTE INDIAN TRIBE

Update

John E. Baker, Jr., Chair

UTE MOUNTAIN UTE INDIAN TRIBE

Update

Ernest House, Sr., Chair

UTE INDIAN TRIBE

Update

O. Roland McCook, Sr., Chair

OTHER ITEMS

Dale Bassett - Concern with Council Tree

Barbara Blackshears - Bureau of Reclamation

ORIGINAL COPY
PUEBLO OF ZUNI
HERITAGE AND HISTORIC PRESERVATION OFFICE

P.O. BOX 339
ZUNI
NEW MEXICO 87327

Attachment # 8



August 1, 2000

Mr. Kerry Schwartz
Co-NEPA Manager
United States Department of the Interior
Bureau of Reclamation
Upper Colorado Region, Provo Area Office
302 East 1860 South
Provo, Utah 84606-7317

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TEL: 505-782-4814
782-5558
FAX: 505-782-2393

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58314

EIS

Dear Mr. Schwartz:

Pursuant to your request dated 30 June 2000 regarding the draft environmental impact statement (EIS) on the operation of Flaming Gorge Dam, located on the Green River in northeastern Utah, the Zuni Heritage and Historic Preservation Office (ZHHPO) provides the following information with regards to cultural properties. The Zuni Tribe, federally recognized as the Pueblo of Zuni, ascribes cultural and religious significance to historic properties that may be affected by the proposed undertaking

Prior to amendments of the National Historic Preservation Act and other federal laws enacted to protect historic properties, archaeological resources, traditional cultural properties, and places of significance of Native American Tribes, many properties with immense cultural and religious significance were knowingly and unknowingly destroyed. This destruction occurred in areas of ancestral occupations along ancestral migration routes, within aboriginal lands, and even within the current boundaries of Indian reservations through federally assisted undertakings.

While federal laws have been strengthened to provide for the preservation and protection of properties and places as described above, the Zuni Tribe continues to witness such destruction and desecration in areas where it claims affiliation to cultural resources.

The land that will be impacted by this undertaking is outside the boundaries of the Zuni aboriginal land claims. The Zuni Tribe claims cultural affiliation to ancestral Puebloan, and pre-Puebloan archaeological sites, trails, shrines, and other historic properties. Many of these properties should be treated as Traditional Cultural Properties because of their significance to the cultural history of the Zuni Tribe.

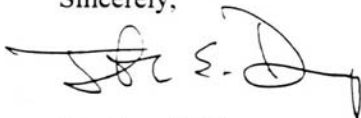
The Zuni Tribe also claims cultural affiliation to all Puebloan and pre-Puebloan ancestral burials and associated funerary objects under the provisions of the Native American Graves Protection and Repatriation Act (NAGPRA) of 1990 (Public Law 101-601).

Since it would be impossible to consult with every group of Zuni religious leaders for this undertaking, it is recommended that all historic and traditional cultural properties be avoided. If avoidance cannot be accomplished, it is recommended that comprehensive archaeological and ethnographic studies be implemented to identify affected properties that are important to the Zuni Tribe, and to determine how any impact to the properties may be mitigated. If further consultation is deemed necessary, we will be happy to work with you in establishing the necessary protocol.

Although we acknowledge that according to 36 CFR 800.2 (c) (3), the Pueblo of Zuni is a *consulting party* for properties that may be affected by the proposed undertaking, we do not wish at this time to participate as a consulting party. Please keep us informed of information regarding properties with traditional, cultural, and religious significance that may be affiliated to the Zuni Tribe and which may be of consideration in planning this particular project.

On behalf of the Zuni Tribe and the Pueblo of Zuni, we thank you for providing an opportunity to comment on the undertaking. Should you require additional information, please call 505-782-4814.

Sincerely,



Jonathan E. Damp
Director, ZHHPO



Malcolm B. Bowekaty
Governor, Pueblo of Zuni