

April 10, 2014

Ms. Lisa Wood
SEPA/NEPA Coordinator
WDFW
600 Capitol Way North
Olympia, WA 98501-1091

In future correspondence please refer to:

Log: 041014-06-KT

Property: DNS 14-022: WDFW Lt Murray Wildlife Area Fence Installation

Re: Archaeology-More Information Needed

Dear Ms. Wood:

Thank you for contacting our office. I have reviewed the materials you provided for this project. In order to complete our review we request the following material to be provided to our office:

- Please provide the cultural resources survey for review. There are multiple archaeological sites within .5 miles of the project area and it is likely that cultural resources are present in the project area.

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Please be aware that archaeological sites are protected from knowing disturbance on both public and private lands in Washington States. Both RCW 27.44 and RCW 27.53.060 require that a person obtain a permit from our Department before excavating, removing, or altering Native American human remains or archaeological resources in Washington. Failure to obtain a permit is punishable by civil fines and other penalties under RCW 27.53.095, and by criminal prosecution under RCW 27.53.090.

Chapter 27.53.095 RCW allows the Department of Archaeology and Historic Preservation to issue civil penalties for the violation of this statute in an amount up to five thousand dollars, in addition to site restoration costs and investigative costs. Also, these remedies do not prevent concerned tribes from undertaking civil action in state or federal court, or law enforcement agencies from undertaking criminal investigation or prosecution. Chapter 27.44.050 RCW allows the affected Indian Tribe to undertake civil action apart from any criminal prosecution if burials are disturbed.

We look forward to receiving this survey so that we can provide you with an informed response.

Sincerely,



Gretchen Kaehler
Local Governments Archaeologist
(360) 586-3088
gretchen.kaehler@dahp.wa.gov

cc. Johnson Meninick, Cultural Resources, Yakama Nation
Kate Valdez, THPO, Yakama Nation
Jessica Lally, Archaeologist, Yakama Nation
Guy Moura, THPO, Confederated Tribes of the Colville

