



United States Department of the Interior

BUREAU OF INDIAN AFFAIRS
Northwest Regional Office
911 Northeast 11th Avenue
Portland, Oregon 97232-4169

IN REPLY REFER TO:

SEP 11 2019

Jessie Plueard
Tribal Historic Preservation Officer
2371 NE Stephens Street
Roseburg, Oregon 97470

Dear Tribal Historic Preservation Officer:

The Northwest Regional Office (NWRO) of the Bureau of Indian Affairs (BIA) is seeking concurrence on a "No Adverse Effect" as per 36 CFR §800.5 for the remediation efforts associated with the Umpqua Mine.

The Umpqua Mine site which was transferred to Cow Creek ownership under HR 1306 (signed December 27th, 2017) from the Bureau of Land Management. At this time the site no longer retains integrity due to unknown actors attempting to either salvage material from the mine or non-sanctioned remediation efforts (in 2004) prior to the conveyance to tribal ownership (Umpqua Mine EECA Final, page 6 Section 3.1.1).

The Regional Archaeologist toured the site on 9/5/2019 along with Jeremy Johnson Staff Archaeologist for Cow Creek and other EPA, BIA and Cow Creek staff to discuss options. The mines above ground features and components have been removed from their original context to a secondary locations in the central and southeastern portion of the site (see photos below). The locations where the former above ground material has been moved to appear to be modified earthen features which were lined with a form of geo-textile cloth and covered in some cases with tarps. Soils and other earthen features associated with the site are heavily contaminated from cinnabar mining (petroleum, mercury and arsenic), and modified by the above mentioned activity in 2004.

The area around the mining site and site itself does not contain any potentially eligible historic properties of cultural and religious significance to the Tribe under 36 CFR §800.4(c)(2) and will not restrict or impede access to any potentially eligible properties or other sacred sites as defined in EO 13007.

The Regional Archaeologist from the Division of Environmental and Cultural Resource Management (DECRM) of the Northwest Region of the BIA is recommending that the site be noted as ineligible for listing on the National Register due to a lack of integrity. The NWRO of the BIA is requesting the Cow Creek Band of Umpqua Indians Tribal Historic Preservation Office to concur that this site no longer has the integrity to be listed on the National Register and any actions needed to mitigate the current hazardous conditions will have "No Adverse Effect"

as per 36 CFR §800.5. You may indicate your concurrence with this determination pursuant to 36 CFR 800.5(1) by executing the signature on the attached form and returning the original signed correspondence to the BIA. If you require additional information, please contact Eirik Thorsgard, Regional Archaeologist, at (503) 231-6921.

Sincerely,



Bryan Mercier
Northwest Regional Director

Applied Intellect

2018 *Umpqua Mine Engineering Evaluation/Cost Analysis Douglas County, Oregon*. Applied Intellect Boise, ID. Prepared for the Bureau of Land Management under contract L16PX01354.













REQUEST FOR COMMENTS FROM THE
Cow Creek Band of Umpqua Tribe of Indians
TRIBAL HISTORIC PRESERVATION OFFICER (THPO)
ON DETERMINATION OF EFFECT

Project Name: Umpqua Mine Remediation

Proponent(s): Cow Creek Band of Umpqua Tribe of Indians

Legal Description: Section 34 of T29S, R2W, Willamette Meridian, Douglas County, Oregon

The sections of 36 CFR 800 that address effects to historic properties have been applied to the proposed undertaking. This has been done in order to determine if any effects might occur to properties eligible for, or listed on, the National Register of Historic Places or the Tribal Register of Historic Places. I have determined that the proposed undertaking will have:

☐

No effect, the undertaking will not effect historic properties

☒

No adverse effect, the undertaking will affect one or more historic properties, but the effect will not be harmful

☐

Adverse effect, the undertaking will harm one or more historic properties

Signed: Bryan K. Mercier Title: Regional Director Date: 9/6/2019

**Provide documentation to support the Determination of Effect
for Tribal Historic Preservation Officer review and comment.**

FOR TRIBAL HISTORIC PRESERVATION OFFICER USE ONLY

I concur/do not concur with the determination of the Responsible Agency Official.

Comments/Conditions of Approval:

Signed:  Date: 9/23/19
 (Tribal Historic Preservation Officer)

