



U.S. Fish & Wildlife Service

September 2005

## Historical Happenings

Notes on Cultural Resource Management in the U.S. Fish and Wildlife Service



*Historical Happenings provides information on the USFWS Cultural Resources Management program. Information comes from sources such as the Regional Historic Preservation Officers, websites, new sources, as well as other cultural resource management professionals.*

*Issues are also available on the USFWS Cultural Resources website <http://historicpreservation.fws.gov>. Submissions are encouraged and can be made via email. Please contact Eugene Marino at [Eugene\\_Marino@fws.gov](mailto:Eugene_Marino@fws.gov) for submission guidelines.*

### FWS Regional News:

**Region 1**—Rehabilitation of the Jack Longstreet Cabin on Ash Meadows NWR in southwestern Nevada has been completed and an Open House is scheduled for October 22. The project, funded by a grant from the Southern Nevada Public Lands Management Act (SNPLMA), revitalized the stone cabin built in 1896. A western folk legend, Longstreet gained a reputation as a dangerous gunslinger. He tried to avoid conflicts and the law by living in remote places like Ash Meadows.



Completed restoration of the Longstreet Cabin, Ash Meadows, NWR Nevada

Longstreet's cabin is a unique example of pioneer resourcefulness, built from local stone and incorporating a spring mound into its structure. Located beside one of Ash Meadows NWR's warm water springs teeming with endangered pupfish, the restored cabin will be used as an interpretive site bringing together many of the messages the Refuge has to deliver, both cultural and natural. Contact Lou Ann Speulda for more information.

**Region 4**—Archaeologists working at Yauhannah Bluff have found Native American as well as Colonial artifacts at a site that will eventually become the Headquarters of the Waccamaw National Wildlife Refuge. For more information contact Rick Kanaski.

**Region 4**—Fish Hatchery 2 site, located within the boundaries of the Natchitoches National Fish Hatchery has been nominated to the National Register of Historic Places. The site contains abundant information relevant to addressing important research questions regarding regional cultural community and prehistoric social organization and subsistence patterns. For more information contact Rick Kanaski.

**Region 7**— This years Susten Camp, Kenaitze Athabascan Indian tribe's culture camp, took place earlier this summer at Stephanka's, a National Register eligible archaeological district and traditional cultural property on the Kenai River downstream from Skilak Lake on the Kenai National Wildlife Refuge. Stephankas contains 44 archaeological sites and 4 historic cabins associated with the Kenaitze Tribe. In the 20th Century, this stretch of river became a symbol of the traditional lifestyle and traditional values of the Kenaitze people. It is a place to connect with the past and to restore a spirit wounded by modern life. One of the cabins had become a derelict. It was being vandalized and was in danger of destruction by burning. The refuge manager felt the cabin could not be protected in place, and determined to remove the cabin from the district and reconstruct it, to its original appearance at the Kenaitze Tribe's interpretive site. Prior to the move the camp youth excavated the foundation and exposed the lowest logs to record construction details, The cabin was dismantled by refuge staff and moved to a boat launch area for trucking to the new site. The Campers loaded the cabin on the truck and, after it arrived at the new location, offloaded the cabin, covering the parts with tarps to protect them until the cabin is rebuilt in August. The second week of camp consisted of excavation of the sub-floor deposits. No spectacular finds were made but the remains did supplement the oral traditions about the cabin. Many small mammals probably from

trapping that took place from the cabin, were recovered. Also found were playing cards, a checker and a large cache of old Coke bottles outside the front door.

## Other Agency News

### DOI— Secretary Norton Appoints Colin C. Kippen to Native American Graves Protection and Repatriation Review Committee

WASHINGTON—Interior Secretary Gale A. Norton today announced the appointment of Colin C. Kippen to the Native American Graves Protection and Repatriation Review Committee. The seven-member advisory committee is charged with monitoring, reviewing and assisting in the implementation of the Native American Graves Protection and Repatriation Act. Kippen succeeds Vera Metcalf, whose term recently expired.

"I am delighted Colin Kippen has agreed to take on this important challenge," Norton said. "The committee serves a critical role in making recommendations to ensure the goals of the Native American Graves Protection and Repatriation Act are carried out."

Kippen currently serves as executive director of the Native Hawaiian Education Council in Honolulu, Hawaii. He previously served as senior counsel to the Senate Committee on Indian Affairs, deputy administrator of the Office of Hawaiian Affairs and chief tribal judge of the Suquamish tribe in Washington.

As a member of the Native American Graves Protection and Repatriation Review Committee, Kippen joins other committee members, which include Garrick Bailey, Willie Jones, Dan L. Monroe, Lee Staples, Vincas P. Steponaitis, and Rosita Worl. Members of the committee are appointed for a four-year term.

Native American Graves Protection and Repatriation Act was enacted in 1990 to address the rights of lineal descendants, Indian tribes and Native Hawaiian organizations to Native American human remains, funerary objects, sacred objects and objects of cultural patrimony with which they are affiliated. The law requires federal agencies and museums to consult with tribes and Native Hawaiian organizations; provide summaries and inventories of their collections; and upon receipt of a valid claim, repatriate remains and cultural items to the appropriate parties. NAGPRA also provides additional protection for Native American cultural items discovered on federal or tribal lands.

DOI—On July 28, the Senate held a hearing on the proposed amendment to NAGPRA that would change the definition of Native American. At that meeting, the

Department of Interior representative, Paul Hoffman, presented testimony that reversed the agency's previous position on NAGPRA. The DOI now opposes the McCain amendment definition of "Native American" and supports the Bonnischsen decision in the 9th Circuit Court that "such remains not significantly related to any existing tribe, people or culture...should be available for appropriation scientific analysis". This is incredible news and the experts think that reburial policies could be changed throughout the country. The full testimony from the hearing is on this website: [http://indian.senate.gov/2005hrqs/072805hrg/072805wit\\_list.htm](http://indian.senate.gov/2005hrqs/072805hrg/072805wit_list.htm).

**NPS**—Launches its Antiquities Act Centennial website. Information on upcoming events related to the centennial can be found at <http://www.cr.nps.gov/archeology/sites/antiquities/index.htm>

**National NAGPRA**—The NAGPRA Program reports that the **Culturally Unidentifiable Native American Inventories Database** (<http://64.241.25.6/CUI/index.cfm>) is now 97% complete. It includes 14,112 records describing 108,247 Native American human remains inventoried by 311 museums and Federal agencies.

**National NAGPRA—Bush administration opposes NAGPRA amendment**  
July 29, 2005  
Indianz.com

DC - The Bush administration came under fire at a Senate hearing on Thursday for opposing legislation that would clear up an ongoing controversy in repatriation law. Paul Hoffman, an Interior Department official, announced for the first time that the administration agrees with an appeals court decision in the Kennewick Man case. In February 2004, the 9th Circuit allowed scientific study of the 9,300-year-old remains, holding that they are not "Native American." <http://www.indianz.com/News/2005/009562.asp>

### ACHP to Consolidate Resources by Closing Colorado Field Office

Effective October 28, 2005, the Advisory Council on Historic Preservation will close its Lakewood, Colorado, field office and reallocate resources to its headquarters in Washington, DC.

**ACHP**— July 26, 2005, Nashville, TN—Mrs. Laura Bush, honorary chair of *Preserve America*, today announced details of a key new component of the Administration's *Preserve America* initiative: the *Preserve America* Community Neighborhood designation.

ACHP—Released its latest update on its Archaeology Task force. See for more information <http://www.achp.gov>

## Legislative News

### HISTORIC PRESERVATION FUND

For expenses necessary in carrying out the Historic Preservation Act of 1966, as amended (16 U.S.C. 470), and the Omnibus Parks and Public Lands Management Act of 1996 (Public Law 104-333), \$73,250,000, to be derived from the Historic Preservation Fund and to remain available until September 30, 2007, of which \$30,000,000 shall be for Save America's Treasures for preservation of nationally significant sites, structures, and artifacts: *Provided*, That not to exceed \$5,000,000 of the amount provided for Save America's Treasures may be for Preserve America grants to States, Tribes, and local communities for projects that preserve important historic resources through the promotion of heritage tourism: *Provided further*, That any individual Save America's Treasures or Preserve America grant shall be matched by non-Federal funds: *Provided further*, That individual projects shall only be eligible for one grant: *Provided further*, That all projects to be funded shall be approved by the Secretary of the Interior in consultation with the House and Senate Committees on Appropriations, and in consultation with the President's Committee on the Arts and Humanities prior to the commitment of Save America's Treasures grant funds and with the Advisory Council on Historic Preservation prior to the commitment of Preserve America grant funds: *Provided further*, That Save America's Treasures funds allocated for Federal projects, following approval, shall be available by transfer to appropriate accounts of individual agencies.

H.R. 3085—Trail of Tears Documentation Act—directs Interior departments to provide a more complete picture of events associated with the Trail. It would expand information to cover all routes of the trail.

### Native American Omnibus Act of 2005 - s.536

Sec. 108. definition of Native American.

Section 2(9) of the Native American Graves Protection and Repatriation Act (25 U.S.C. 3001(9)) is amended-

(1) by inserting 'or was' after 'is'; and

(2) by inserting after 'indigenous to' the following: 'any geographic area that is now located within the boundaries of.'

Bill Status: <http://thomas.loc.gov/cgi-bin/bdquery/z?d109:SN00536:>

**Latest Major Action: 5/12/2005 Placed on Senate Legislative Calendar under General Orders. Calendar No. 100**

## Training News

The National Park Service's Technical Preservation Services staff added two titles to its Preservation Briefs series:

Preservation Brief 43: The Preparation and Use of Historic Structure Reports and Preservation Brief

44: The Use of Awnings on Historic Buildings: Repair, Replacement, and New Design. The titles are available online at:

<http://www.cr.nps.gov/hps/tps/briefs/brief43.htm>

<http://www.cr.nps.gov/hps/tps/briefs/brief44.htm>

<http://www.cr.nps.gov/hps/tps/>

The ACHP is pleased to invite you to register for "The Section 106 Essentials" at one of the last three sessions being held in 2005. This very popular course will take place on the following dates in the following locations:

**September 26 & 27, 2005 in Portland, OR at the Benson Hotel (in conjunction with the annual conference of the National Trust for Historic Preservation)**

### **Tribal Consultation: Best Practices in Historic Preservation**

A new study by the National Association of Tribal Historic Preservation Officers (NATHPO) identifies a 'best practices' model for successful consultation between federal agencies and tribes on matters that concern places of traditional religious and cultural significance. [http://www.nathpo.org/special\\_projects-Best\\_Practices.html](http://www.nathpo.org/special_projects-Best_Practices.html) and [http://www.nathpo.org/PDF/Tribal\\_Consultation.pdf](http://www.nathpo.org/PDF/Tribal_Consultation.pdf)

More at

**Tribal Consultation: Best Practices in Historic Preservation'; New Study Outlines History, Attributes Leading to "Best Practices" Among Federal Agencies, Tribes** (06/06/05 U.S. Newswire) <http://press.arrivenet.com/pol/article.php/648810.html>  
**Study looks at historic site protocol** (06/20/05 Indian Country) <http://www.indiancountry.com/content.cfm?id=1096411102>

## Federal Register News

## Native American Liaison News

## **Upcoming Events, Education, and Volunteers and Friends News**

Malheur NWR will be hosting a Ranching Heritage Day on October 15th. It takes place at historic Sod House Ranch and is a celebration of the history of the area and the continuation of ranching in the Harney Basin.

An open house of the newly restored Jack Longstreet Cabin on Ash Meadows NWR, Nevada will be held on October 22, 2005. For more information contact the Refuge at 775-372-5435

## **Requests for Information**

The Service is increasing its participation in the National Trails System, the Trails for All Americans program, and promoting our part in the CDC initiative, Trails for Health. As part of that effort we are trying to increase the visibility of the Service in the National Trails System. The National Trails System has three components: National Scenic Trails, such as the Appalachian Trail; National Historic Trails, such as the Trail of Tears; and National Recreation Trails, unique local or regional trails. National Scenic and Historic Trails are congressionally designated, National Recreation Trails are designated by the Secretaries of Agriculture and Interior.

There are 15 National Historic Trails in the NTS. Seven of them have NWRs or NFHs along them or near them. The Service is interested in certifying refuges and hatcheries along NHTs. Certification is a partnership that helps landowners protect and preserve their historic trail properties, and share them with others. Nathan Caldwell, the newest addition to the WO transportation staff, will be working with interested regions and field stations on the certification process. For more information and a list of the NHTs and NWRs or NFHs associated with them, contact Nathan by email or at phone (703) 358-2205.

