

MEMORANDUM OF AGREEMENT
BETWEEN THE OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT
AND THE OKLAHOMA STATE HISTORIC PRESERVATION OFFICER
SUBMITTED TO THE ADVISORY COUNCIL ON HISTORIC PRESERVATION
PURSUANT TO 36 CFR 800.5(e)(4)
REGARDING THE LEFLORE COUNTY ABANDONED MINE LAND RECLAMATION
PROJECT FOR AREA #3

WHEREAS, the Office of Surface Mining Reclamation and Enforcement (OSM) with the Oklahoma Conservation Commission (OCC) proposes to conduct abandoned coal mine reclamation activities at the LeFlore County AML Project for Area #3; and

WHEREAS, OSM has determined that the LeFlore County AML Project Area #3 will have an effect on properties that may be eligible for inclusion in the National Register of Historic Places; and

WHEREAS, OSM has consulted with the Oklahoma State Historic Preservation Officer (SHPO) in accordance with Section 106 of the National Historic Preservation Act, 16 U.S.C. 470 (NHPA), and its implementing regulations (36 CFR Part 800) to resolve the adverse effect of the LeFlore County AML Project for Area #3 on historic properties; and

WHEREAS, the OCC participated in the consultation and has been invited to concur in this Memorandum of Agreement; and

NOW, THEREFORE, OSM and the SHPO agree than upon acceptance of this MOA by the Advisory Council on Historic Preservation (Council), and upon OSM's decision to proceed with the LeFlore County AML Project for Area #3, OSM will ensure that the following stipulations are implemented in order to take into account the effects of the LeFlore County AML Project for Area #3 on historic properties.

STIPULATIONS

OSM will ensure that the following measures are implemented:

1. Provide mine and project maps including reproduction(s) of large format historic mining maps.
2. Provide a large format detailed map of the existing site that relates the extant features to features noted on the historic maps.
3. Complete a narrative history of the site including a discussion of companies that utilized the site.
4. Provide site and project photographic prints replacing and supplementing those previously submitted as Xerox copies.
5. Documentation must be approved by the SHPO before commencement of ground disturbing activities.

Execution of this MOA by OSM and the SHPO, its subsequent acceptance by the Council, and the implementation of its terms evidence that OSM has afforded the Council an opportunity to comment on the LeFlore County AML Project for Area #3 and its effects on historic properties, and that OSM has taken into account the effects of the LeFlore County AML Project for Area #3 on historic properties.

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

BY: *A. Dwight Thorne*
acting Director of the Tulsa Field Office

Date: 4/23/97

OKLAHOMA STATE HISTORIC PRESERVATION OFFICER

BY: *Blake Wade*

Date: April 21, 97

CONCUR:

OKLAHOMA CONSERVATION COMMISSION

BY: *Mason Mungle*
Mason Mungle, Executive Director

Date: 4/21/97

ACCEPTED:

ADVISORY COUNCIL ON HISTORIC PRESERVATION

BY: *[Signature]*

Date: 5/12/97