

MEMORANDUM OF AGREEMENT

Among the U.S.D.A. Soil Conservation Service (SCS), Oklahoma State Archaeologist, Oklahoma State Historic Preservation Officer (SHPO), and the Advisory Council on Historic Preservation regarding the treatment of the prehistoric archaeological site 34PS-341, Pittsburg County, Oklahoma.

WHEREAS, the SCS has determined that the proposed construction of Floodwater Retarding Structure number 26 on Brushy Peaceable Watershed, Oklahoma, will have an effect on the prehistoric Archaeological site 34PS-341, a property eligible to be listed on the National Register of Historic Places and has requested the comments of the Advisory Council on Historic Preservation (Council) pursuant to Section 106 of the National Historic Preservation Act (16 U.S.C. 470) and its implementing regulations, "Protection of Historic and Cultural Properties" (36 CFR Part 800).

NOW, THEREFORE, the SCS, the Oklahoma State Historic Preservation Officer, and the Council agree that the undertaking shall be implemented in accordance with the following stipulations in order to take into account the effect of the undertaking on 34PS-341.

STIPULATIONS:

1. SCS shall ensure that the data recovery plan (DRP) entitled "Data Recovery Plan 34PS-341 Brushy Peaceable Watershed Pittsburg County, Oklahoma, July 1994" and attached hereto as Appendix A is implemented prior to the destruction of prehistoric archaeological site 34PS-341.
2. SCS shall ensure that all materials and records resulting from the DRP conducted at 34PS-341 are curated in accordance with 36 CFR Part 79 until their analysis is complete.
3. The archaeological work outlined in Appendix A will be conducted by an Archaeologist meeting the minimum standards specified in the Secretary of the Interior's Professional Qualification Standards (48 Federal Register 190:44738-44739).

4. Executive of this Memorandum of Agreement evidences that the SCS has afforded the Council a reasonable opportunity to comment on the undertaking and its effects on historic properties and that the SCS has taken into account the effects of its undertaking on prehistoric archaeological site 34PS-341.

Don R. Vandusen 7/14/94
U.S.D.A. SCS Acting for (date)
State Conservationist

Patricia Wade 7/21/94
Oklahoma State Historic (date)
Preservation Officer

Robert L. Bush 7/18/94
Oklahoma State Archaeologist (date)

_____ Advisory Council on Historic Preservation

BY: Robert D. Bush Date: 8/10/94

Title: Executive Director