## ATTACHMENT 2: POST REVIEW DISCOVERY PLAN

A. In the event that construction activities result in the discovery of previously unidentified cultural resources, ground-disturbing activities will temporarily cease while the archaeological monitor identifies the nature of the discovery.

B. Cultural resources that are categorically not eligible per section V.B.1 of the 2014 *State Protocol Agreement between the Bureau of Land Management, Nevada and the Nevada State Historic Preservation Officer for Implementing the National Historic Preservation Act* (Protocol) will be documented on an IMACS form or isolate log in accordance with the *BLM Nevada Guidelines and Standards for Archaeological Inventory, 5th edition*. Following documentation by the archaeological monitor, construction activities may resume. The IMACS form or isolate log will be supplied to BLM for review in the weekly monitoring summary report prepared by CM's archaeological consultant.

C. If the cultural resource is <u>not</u> "categorically not eligible" per the Protocol, all ground-disturbing activity will cease within a 30 meter radius of the discovery. CM will notify the BLM Authorized Officer <u>no later than 24 hours</u> following the time of discovery. The BLM Authorized Officer will ensure that adequate steps are taken to protect and evaluate the discovered resource.

D. Ground-disturbing activities within 30 meters of the resource will remain stopped until receipt of a written notice to proceed from the BLM. CM's archaeological consultant will evaluate the discovery and recommend mitigation measures to the BLM, should they be necessary.

E. The BLM shall notify Signatory and Concurring Parties of its determination of National Register of Historic Places (NRHP) eligibility within two working days of its initial discovery. Should the determination be that the resource is "not eligible" to the NRHP, a NTP shall be issued by BLM within the next two working days.

F. In the case of an "eligible" determination, the BLM shall solicit comments from the Signatory and Concurring Parties concerning suitable mitigation. Any comments shall be provided to the BLM within five working days.

G. Any timely comments offered by Signatory and Concurring Parties will be documented, considered in dealing with the discovery, and subject to confidentiality requirements, be made available to all Parties to the agreement by email.

H. If a newly-discovered historic property cannot be avoided, within five working days of initial SHPO notification, the BLM shall direct CM to develop a Historic Properties Treatment Plan (HPTP) to mitigate the effect to the property.

I. Upon completion of the fieldwork phase of any data recovery, the BLM may issue a NTP in accordance with stipulation IV of the Memorandum of Agreement (MOA).

**HUMAN REMAINS**

J. In the event that human remains are discovered, all project related activity will stop within 30 meters of the discovery and no further activity will take place within this buffer until receipt of written NTP is issued in accordance with stipulation IV of the MOA. When the active road surface is within the 30-meter buffer, the BLM authorized officer shall determine whether vehicular travel may continue prior to receipt of the written NTP, and shall inform CM of its determination in writing.

K. CM will immediately notify the BLM and the Storey County Sheriff's office by telephone followed by written notification upon positive identification of human remains. The BLM will notify SHPO by phone followed up by email. CM will provide 24-hour on-site security, if deemed appropriate by the BLM. Protection will remain in place until the BLM and the SHPO have approved appropriate disposition of the human remains and any associated grave goods in accordance with applicable local, state, and federal statutes.

L. The BLM in coordination with CM, the SHPO, the Storey County Sheriff's office, and the Tribes, will assess age, possible ethnic affiliation, and the particular circumstances of interment. Should the remains be identified as Native American, the BLM, in consultation with the SHPO and the Tribes, shall identify and coordinate with the individual's "most likely descendants" and ensure that the remains are repatriated to the appropriate Tribe(s).

M. All human remains and associated grave goods recovered from interments identified as Native American, and located on Federal land, will be handled in accordance with the Native American Graves Protection and Repatriation Act (NAGPRA) 43 CFR 10, Subpart B.

N. Human remains and associated grave goods recovered from interments identified as Native American located on private land will be handled according to the provisions of Nevada Revised Statute 383.