

## Programmatic Memorandum of Agreement

WHEREAS the Bureau of Reclamation from time to time takes actions in response to major natural disasters or national security emergencies, and

WHEREAS the Bureau of Reclamation has determined that such actions may affect historic properties, and

WHEREAS it would not be in the public interest to delay such actions in order to comply with the requirements of section 106 of the National Historic Preservation Act and the regulations of the Advisory Council on Historic Preservation (36 CFR Part 800) on each such action individually, and

WHEREAS the Department of the Interior has recently issued regulations at 36 CFR Part 78 governing the waiver of agency responsibilities under section 110 of the National Historic Preservation Act in cases of major natural disaster or national security emergencies, and

WHEREAS the Bureau of Reclamation, the Advisory Council on Historic Preservation, and the National Conference of State Historic Preservation Officers have consulted pursuant to 36 CFR 800.8 of the Council's regulations to identify prudent and feasible means to avoid or mitigate effects on historic properties arising from the Bureau of Reclamation's response to major natural disasters or national security emergencies,

NOW, THEREFORE, it is mutually agreed that:

Within 6 months of the execution of this agreement, the Bureau of Reclamation will develop a plan for taking historic properties into account during its response to major natural disasters and/or national security emergencies. This plan shall give due consideration to the Secretary of the Interior's Standards and Guidelines for Archeology and Historic Preservation (48 FR 44716-44740) and shall be responsive to 36 CFR 78.4(a) with special reference to 36 CFR 47.4(a)(5). The Bureau of Reclamation will afford the Council and National Conference of State Historic Preservation Officers 30 days to review the plan and offer advisory comments.

Having received no comments from the Council and National Conference of State Historic Preservation Officers, or having received and considered such comments and adjusted its plan as the Bureau of Reclamation determines necessary to respond to them, the Bureau of Reclamation will ensure that the plan is implemented whenever it responds to a major natural disaster or a national security emergency, and shall integrate implementation of the plan with its compliance with 36 CFR Part 78.

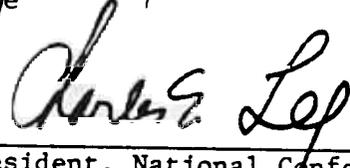


Director, Advisory Council on  
Historic Preservation

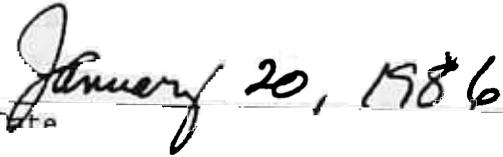
  
Acting  
Commissioner, Bureau of Reclamation

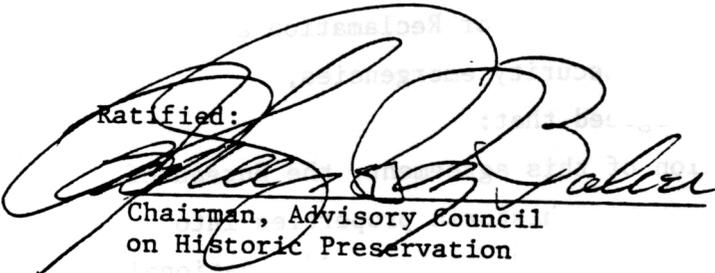
Jan 15 1986  
Date

October 24, 1985  
Date



President, National Conference  
of State Historic Preservation Officers

  
Date

Ratified:  
  
Chairman, Advisory Council  
on Historic Preservation

29 Jan. '86  
Date