



U.S. Fish & Wildlife Service

May 2007

## 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:

**Washington Office**—The second module of the Cultural Resources On-line Training Series has been launched. It is available at <https://doilearn.doi.gov/>. This first module presents an overview of cultural resources laws and regulations. For more information contact Eugene Marino.

**Washington Office**—Plans are underway for the 2007 Cultural Resource course. The course will be held at NCTC the week of August 13<sup>th</sup> and will be aimed at project leaders and refuge managers. Regions 4 and 5 are coordinating the effort. For more information contact Eugene Marino.

**Washington Office**—Preserve America Grants have been awarded. Recipients have been notified and project updates will appear in HH in the coming months.

**NCTC**—This year, to mark the 100<sup>th</sup> anniversary of Rachel Carson's birth and join in the U.S. Fish and Wildlife Service's Centennial celebration, the Friends of the National Conservation Training Center will celebrate the achievements of the Service's most notable employee by launching the *Rachel Carson Online Book Club*. Beginning in March and continuing through November 2007, the online book club will focus on the life and work of Rachel Carson including her role as a female leader in science and government. Through the study of her writing, the Book Club will provide an opportunity for dialogue and discussion of current environmental issues in light of Carson's legacy

### Region 5— Back to Patuxent after 37 Years

Patuxent Research Refuge received an interesting call recently from a fellow in Fairfax who had discovered items which had been loaned from Patuxent in 1970. He found them in a storage unit he had just rented, and has since shipped them to us.

The items include a framed letter with two whooping crane feathers - one adult and one juvenile (Figure 1). The letter is dated March 3, 1970, and is signed by E.H. Dustman (who was Director of Patuxent, 1963-1972). According to Dr. Matt Perry of the Research Center, Dr. Dustman will be 90 on May 5th and lives in VA .)

Although many of us worked for the Service in 1970, and may not consider ourselves antiques (yet), the letter is yellowed with age and has the appearance something quite old. The letterhead is of the Bureau of Sport Fisheries and Wildlife. It is addressed to Mr. Rod Kregger of the General Services Administration with text as follows:

*"As requested, we are assigning to you on loan two molted whooping crane feathers for display and educational purposes. The tawny feather is from a five-month old chick which will become predominantly white by the end of its first year of life. The white feather is from an adult-plumaged whooping crane. Both cranes are located at the Patuxent Wildlife Research Center where they are being held for propagation and restoration of wild populations of whooping cranes."*

It is interesting how these items made their way back "home" after over 37 years. It is testimony to the fact that values and honesty still mean something to some people such as the individual who took the time to track

us down and to package and mail these artifacts back to us. And, from the comments from several with whom I've shared this story, this little bit of Patuxent history is still meaningful and appreciated.

The framed feathers will soon be sent to Mark Madison, FWS Historian at NCTC who will treat them to get rid of the "bugs" which appear to be invading. The final disposition of the frame has yet to be determined. Thanks to Nell Baldacchino of Patuxent for this piece. Any comments, please contact Nell at [Nell\\_Baldacchino@fws.gov](mailto:Nell_Baldacchino@fws.gov)



Figure 1. Framed feathers recently returned to Patuxent Research Refuge after 37 years.

## Other Agency News

**National NAGPRA**—Final Rule adds 43 CFR Part 10.13, Future Applicability. The new regulatory language was issued on Wednesday, March 21, 2007, Vol. 72, No. 54 beginning on page 13184. Specifies requirements for all New discoveries (after the NAGPRA prescribed dates).

**White House**—2008 budget has been released and contains \$5 million dollars aimed at creating a national inventory of heritage assets. These monies will be available in the form of grants that will be open to various groups, including Federal agencies.

## Legislative News

ARPA updates in the draft bill on "The Violent Crime and Anti-Terrorism Act of 2007":

## SEC. 324. ARCHAEOLOGICAL RESOURCES PROTECTION ACT.

Section 470gg(b) of the Archeological Resources Protection Act of 1979 (16 U.S.C. § 470aa et seq.) is amended to read as follows:

“(b) Forfeitures. “(1) The following property is subject to forfeiture to the United States—

“(A) all archeological resources involved in a violation of subsection (a), (b) or (c) of section 470ee of this title;

“(B) all proceeds derived directly or indirectly from such violation;

“(C) any vehicle, equipment or other property used or intended to be used to commit or to facilitate the commission of such violation; and

“(D) all property traceable to such property.

“(2) The provisions of chapter 46 of title 18 relating to civil forfeitures shall extend to any seizure or civil forfeiture under this section.

“(3) The Attorney General shall use his authority to restore forfeited property to the victims of an offense to ensure that any archeological resource forfeited under this section is restored to the person or entity from whom it was unlawfully taken.”

AND IN:

(i) PROTECTION OF NATURAL RESOURCES AND CULTURAL ASSETS.—Section 1956(c)(7) of title 18, United States Code, is amended—

(2) by inserting the following after paragraph (F):

“(G) any violation of the Archaeological Resources Protection Act (16 U.S.C. § 470aa, et seq.), or the Native American Graves Protection and Repatriation Act (25 U.S.C. 3001, et seq.).

In this section of Title 18 (Title 18 § 1956. Laundering of monetary instruments), it would add ARPA and NAGPRA violations to the list of unlawful activities that can be penalized under this title.

[H.R.829](#) : To amend the Federal Power Act to make certain changes in provisions relating to National Interest Transmission Corridors, and for other purposes.

Active tax legislation includes a great [set of amendments](#) to the federal rehabilitation tax credit program.

[Community Restoration and Revitalization Act  
H.R.1043 and S.584](#)

[Preserve Historic America Act H.R.610](#)

Use this link for additional information on currently pursued historic preservation legislation

<http://thomas.loc.gov/cgi-bin/thomas>

HR 554 and S 320 Paleontological Resources Preservation Act have been introduced in their respective houses. Bill language is similar to past versions, but does include a new allowance for 'casual collecting' on Federal lands. See

<http://www.govtrack.us/congress/billtext.xpd?bill=s110-320> for a full text version of both bills.

## Training News

New Technical Brief on Archeological Damage Assessment Archeological Resource Damage Assessment: Legal Basis and Methods," by Martin E. McAllister, is now online on the Archeology Program website as Technical Brief  
#20:<http://www.cr.nps.gov/archeology/pubs/techBr/tch20.htm>.

This technical brief describes and explains the archeological resource damage assessment process, including the legal basis and procedures for field damage assessment, value and cost determinations, and report preparation. Archeologists involved in ARPA investigations must fully understand the archeological resource damage assessment process and how to carry it out correctly because the credibility of such damage assessments directly affects the outcome of these cases and the criminal or civil penalties imposed.

**FLETC**—Archaeological Resources Protection Training Program  
Baca National Wildlife Refuge  
Alamosa Colorado  
August 20-24, 2007  
Contact Charles Louke for more information 912-280-5188

Cotsen Institute of Archaeology at UCLA and ICCROM; Diagnostic Imaging and Photo-documentation of Archaeological and Cultural Materials; Rome, Italy; June 8-22. Application deadline: March 16.  
<http://www.ioa.ucla.edu/ICCROM.php>

**ADC50 2007 SUMMER MEETING—Roads, Railroads and Ruins: Navigating Historic Preservation in Transportation Projects** Flagstaff, Arizona JULY 22-25, 2007

Roads, Railroads and Ruins: Navigating Historic Preservation in Transportation Projects, the summer meetings of the Committee on Historic and Archaeological Preservation in Transportation (ADC50), will be held in Flagstaff, Arizona July 22 – 25, 2007 at the Radisson Resort. Topics will include road maintenance issues, consultation, historic road protocols, and programmatic agreements. If you would like to contribute a presentation or organize a session, please contact [Johna Hutira](#).

Registration for the summer meeting is now open! You can download the DOC form [here](#).

**NPS**—The NPS Cultural Resources Geographic Information Services and Midwest Archeological Center; the Nebraska State Historical Society, Archeology Division; and Nebraska State Historic Preservation Office are sponsoring cultural resource training "GIS: Practical Applications for Cultural Resource Projects." An agenda is available online at [www.npi.org](http://www.npi.org).

The class will be held on May 8-9, or May 10-11, 2007, in Lincoln, NE. The instructor for this class is Deidre McCarthy.

**BLM**—The BLM National Training Center is sponsoring an Advanced Archeological Damage Assessment Class. The class will be held June 11-15, 2007, in Billings, MT. The class is open to all government, tribal, and contract archeologists. The registration deadline for the class is COB, Friday, May 11, 2007. Contact: ARI Archaeologist Martin McAllister, [ari@bigsky.net](mailto:ari@bigsky.net)

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

## Requests for Information