

From: [Christine Arato](#)
To: [Mike Murray](#)
Cc: [Allison Pena](#); [Darrell Echols](#); [Doug Stover](#); jason.waanders@sol.doi.gov; [Michael Evans](#); mike.stevens@sol.doi.gov; [Sandra Hamilton](#); [Tommy Jones](#)
Subject: Re: Fw: SHPO letter
Date: 10/21/2010 06:47 AM
Signed by: CN=Christine Arato/OU=Atlanta/O=NPS
Attachments: [4 tcp's.pdf](#)

All,

Well, the SHPO punted on this in a way that threw a bit of a wrench in the system (how's that for mixing metaphors)? I was hoping they would not comment so that we wouldn't have to go to the Keeper at this point.

I think that going to the Keeper now is going to open up a can of worms that I had hoped to keep the lid on--for a while. Sandy and I just spoke, and I suggested that we explore all of our options first. I'm not certain that the park is compelled to go to the Keeper, since the SHPO hasn't really offered an opinion. My understanding is that NPS is compelled to refer DOEs to the Keeper when the SHPO doesn't concur or when there is an appeal. I'll check the regs to verify this, and can also check with Paul Loether (the NPS head of NRHP/NHL programs).

Perhaps we should all touch base in a phone call?

C.

Christine Arato
NHL Program Manager, Southeast Region
National Park Service
100 Alabama Street, SW Atlanta, GA
404.507.5805

SER Cultural Resources: <http://inpseros00329/sites/CRD/default.aspx>
▼ [Mike Murray/CAHA/NPS](#)

**Mike
Murray/CAHA/NPS**

10/21/2010 08:24 AM

To Christine Arato/Atlanta/NPS@NPS, Tommy Jones/Atlanta/NPS@NPS, Allison Pena/JELA/NPS@NPS, Michael Evans/Omaha/NPS@NPS

cc Doug Stover/CAHA/NPS@NPS, Sandra Hamilton/DENVER/NPS@NPS, jason.waanders@sol.doi.gov, mike.stevens@sol.doi.gov, Darrell Echols/CAHA/NPS@NPS

Subject Fw: SHPO letter

All,

See attached letter from the SHPO. After discussing this with Doug Stover, I request that the Southeast Regional Office prepare a letter for

0029366

the regional Director's signature to forward the background information (Garrity-Blake report, park DOIE letter, and SHPO letter) to the Keeper and to request a Keeper's determination.

Ideally, we would keep this moving forward to a definitive conclusion given the issue's relevance to the ORV planning process, which is under a tight, court-ordered deadline. Please advise if some other approach is recommended or if a conference call is needed to discuss it.

Thank you,

Mike Murray
Superintendent
Cape Hatteras NS/ Wright Brothers NMem/ Ft. Raleigh NHS
(w) 252-473-2111, ext. 148
(c) 252-216-5520
fax 252-473-2595

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----- Forwarded by Mike Murray/CAHA/NPS on 10/21/2010 08:18 AM -----

**Doug
Stover/CAHA/NPS**

To Mike Murray/CAHA/NPS@NPS

cc

10/21/2010 08:03 AM

Subject Fw: TCPs

Mike,

Letter from SHPO

Doug Stover
Historian/Cultural Resource Program Manager
Cape Hatteras NS/Fort Raleigh NHS/Wright Brothers NMEM
1401 National Park Drive
Manteo, NC 27954
Tel: 252-473-2111x153
Fax: 252-473-2595

----- Forwarded by Doug Stover/CAHA/NPS on 10/21/2010 08:02 AM -----

**"Gledhill-earley,
Renee"
<renee.gledhill-
earley@ncdcr.gov>**

To "Doug_Stover@nps.gov" <Doug_Stover@nps.gov>

cc

Subject TCPs

10/20/2010 02:05 PM

Original to follow via USPS.
Renee

--

Renee Gledhill-Earley
Environmental Review Coordinator
NC State Historic Preservation Office
4617 Mail Service Center
Raleigh, NC 27699-4617
Phone: 919-807-6579 Fax: 919-807-6599
<http://www.hpo.dcr.state.nc.us>

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Records Law (N.C.G.S. 132) and may be disclosed to third parties.* 4 tcp's.pdf

From: [Sandra Hamilton](#)
To: [Mike Murray](#)
Cc: [Allison Pena](#); [Christine Arato](#); [Darrell Echols](#); [Doug Stover](#); jason.waanders@sol.doi.gov; [Michael Evans](#); mike.stevens@sol.doi.gov; [Tommy Jones](#)
Subject: Re: Fw: SHPO letter
Date: 10/21/2010 06:52 AM
Attachments: [4 tcp's.pdf](#)

Hi Mike,

We will add text to the FEIS in the CH 1 dismissal of TCP indicating that the NPS determined the areas ineligible and provided its determination to the SHPO, and the SHPO offered no opinion.

The FEIS doesn't need to wait on an NPS decision on whether to ask the Keeper for concurrence, which as I understand it, is not required absent an objection to the NPS determination of ineligibility. I don't believe requesting a concurrence would require a delay in the NEPA or rulemaking processes because the NPS has made a determination and is proceeding consistent with it.

A call to discuss further action with the SOL and NPS cultural resource experts seems appropriate.

Thanks.

Sandy

Sandy Hamilton
Environmental Protection Specialist
National Park Service - Environmental Quality Division
Academy Place
P.O. Box 25287
Denver CO 80225
PH: (303) 969-2068
FAX: (303) 987-6782
▼ [Mike Murray/CAHA/NPS](#)

**Mike
Murray/CAHA/NPS**

10/21/2010 06:24 AM

To Christine Arato/Atlanta/NPS@NPS, Tommy Jones/Atlanta/NPS@NPS, Allison Pena/JELA/NPS@NPS, Michael Evans/Omaha/NPS@NPS

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Thank you,

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Stover/CAHA/NPS**

To Mike Murray/CAHA/NPS@NPS

cc

10/21/2010 08:03 AM

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Renee Gledhill-Earley
Environmental Review Coordinator
NC State Historic Preservation Office
4617 Mail Service Center
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Phone: 919-807-6579 Fax: 919-807-6599
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0029371

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Cc: [Doug Stover](#); [Sandra Hamilton](#); jason.waanders@sol.doi.gov; mike.stevens@sol.doi.gov; [Darrell Echols](#)
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