



April 24, 2017

Ms. Dusty Pilkington
Planner I
Kittitas County
411 N Ruby St # 4
Ellensburg, WA 98926

In future correspondence please refer to:
Project Tracking Code: 2017-04-02893
Property: LP-17-00002 The Legacy at Prospector Plat
Re: Archaeology - Survey Requested

Dear Ms. Pilkington:

Thank you for contacting the Washington State Historic Preservation Officer (SHPO) and Department of Archaeology and Historic Preservation (DAHP) and providing documentation regarding the above referenced project. The project area is in an area that contains multiple historic archaeological sites associated with historical coal mining. Please be aware that archaeological sites are protected from knowing disturbance on both public and private lands in Washington States. Both RCW 27.44 and RCW 27.53.060 require that a person obtain a permit from our Department before excavating, removing, or altering Native American human remains or archaeological resources in Washington. Failure to obtain a permit is punishable by civil fines and other penalties under RCW 27.53.095, and by criminal prosecution under RCW 27.53.090.

Chapter 27.53.095 RCW allows the Department of Archaeology and Historic Preservation to issue civil penalties for the violation of this statute in an amount up to five thousand dollars, in addition to site restoration costs and investigative costs. Also, these remedies do not prevent concerned tribes from undertaking civil action in state or federal court, or law enforcement agencies from undertaking criminal investigation or prosecution. Chapter 27.44.050 RCW allows the affected Indian Tribe to undertake civil action apart from any criminal prosecution if burials are disturbed

We request a professional archaeological survey of the project area be conducted prior to ground disturbing activities. The completed survey should be submitted to DAHP and the interested Tribes for review prior to any ground disturbance. We also recommend consultation with the concerned Tribes' cultural committees and staff regarding cultural resource issues.

Thank you for the opportunity to comment on this project and we look forward to receiving the survey report. Should you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in blue ink that reads "Gretchen Kaehler". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Gretchen Kaehler
Assistant State Archaeologist, Local Governments
(360) 586-3088
gretchen.kaehler@dahp.wa.gov

cc. Johnson Meninick, Cultural Resources, Yakama Nation
Kate Valdez, THPO, Yakama Nation
Jessica Lally, Archaeologist, Yakama Nation