

Pine Prairie Energy Center, LLC

Phase III Expansion Project

UNANTICIPATED DISCOVERY OF CULTURAL RESOURCES AND HUMAN REMAINS

In order to minimize the potential for the accidental discovery of cultural resources, Pine Prairie Energy Center, LLC (PPEC) conducted a detailed archaeological reconnaissance of the proposed Project area. To ensure that PPEC maintains full and complete compliance with all federal and state regulations concerning the protection of cultural resources, this Unanticipated Discovery of Cultural Resources and Human Remains Plan (Plan) has been prepared for the Project.

All inspectors have the responsibility to monitor the construction sites for potential cultural/archaeological remains throughout construction. If potential cultural resource remains are identified during the course of construction, PPEC will immediately stop tasks in the vicinity of the potential find. The appropriate State Historic Preservation Officer (SHPOs) will be notified, and SHPO-approved archaeological consultants such as SWCA Environmental Consultants will be dispatched to the Project area to assess the cultural finds. In the event that any unanticipated cultural resources are encountered during construction, PPEC will notify the FERC. Other parties will be notified, such as property owners and/or tribal representatives, if appropriate. Additional work will be suspended at the site until all criteria of Section 106 of the National Historic Preservation Act (NHPA) and other related federal and state regulations have been successfully completed.

In addition, in the event that human remains are discovered during construction, PPEC intends to treat all human interments in accordance with state law as it applies to public and private lands in Louisiana. Should human remains be discovered, PPEC will halt all work immediately and notify the SHPO(s), tribal representatives that have requested notification from PPEC, property owner(s), and the applicable law enforcement office, if necessary. Provision for security to protect suspected burials from vandalism will be taken. PPEC will notify the Commission of the situation and will continue to keep the Commission informed as to the progress of further consultation.

PPEC will coordinate the treatment of the human remains with the SHPO, tribal representatives, the Commission, and local law enforcement. PPEC will avoid the site of the remains. If this avoidance is determined to be impossible by PPEC in consultation with these appropriate parties, data recovery will be performed as required/approved by the SHPO, tribal representatives, the Commission, and law enforcement. Only after the human remains have been properly removed from the site will construction activities resume at the worksite. Under no circumstances will human remains be removed from the site without completing all coordination processes with the SHPO, tribal representatives, the Commission, and law enforcement.

Discovery of Human Remains within the State of Louisiana

If potential human skeletal remains are found during construction, a stop work order will be issued, and PPEC will notify the Louisiana SHPO, namely, the Division of Archaeology – Louisiana Office of Cultural Development and the property owner(s). In addition, PPEC will notify the Commission, the Native American tribal representatives that have requested notification of unanticipated discoveries, and law enforcement. PPEC will hire state-approved archaeological consultants who follow the procedures identified in the appropriate laws of the State of Louisiana. As stated in the Law, archaeological investigations of the remains must be carried out with the consent of the landowner and consultation with the appropriate tribe, if identifiable, and under the direction of archeologists employed by the state or the U.S. government, or by archeologists meeting the U.S. Department of Interior's professional qualifications standards found in the current Code of Federal Regulations.

The Louisiana SHPO (Division of Archaeology) contacts are listed below:

Phil Boggan
Deputy State Historic Preservation Officer
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Rachel Watson
Division of Archaeology
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Louisiana Division of Archaeology
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Phone: 225-342-8170
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Tribal Information

The Project tribal contact list is provided below. As of the date of this Application, the tribes have not corresponded with PPEC regarding any procedures to be undertaken if cultural resources or human remains are discovered during construction of the Project. PPEC and SWCA have contacted the tribes for their input and will report information to FERC if such information is received.

Tribes to be Notified in Case of Unanticipated Discoveries		
Native American Tribe/Tribal Agency/THPO	Contact Name	Contact Address
Coushatta Tribe of Louisiana	Kevin Sickey, Chairman	P.O. Box 818 Elton, LA 70532
Chitimacha Tribe of Louisiana	John Paul Darden, Chairman	P.O. Box 661 Charenton, LA 70523
Alabama-Coushatta Tribe of Texas	Carlos Bullock, Chairman	571 State Park Road 56 Livingston, TX 77351
Jena Band of Choctaw Indians	Christine M. Norris, Principal Chief Mike Tarpley, THPO	P.O. Box 14 Jena, LA 71342
Tunica-Biloxi Tribe of Louisiana	Earl J. Barbary, Sr. , Chairman Earl J. Barbary, Jr., THPO	P.O. Box 1589 Marksville, LA 71351