

**DEPARTMENT OF THE INTERIOR****Bureau of Indian Affairs**

[190A2100DD/AAKC001030/  
AOA501010.999900 253G; OMB Control  
Number 1076-0181]

**Agency Information Collection  
Activities; Rights-of-Way on Indian  
Land**

**AGENCY:** Bureau of Indian Affairs,  
Interior.

**ACTION:** Notice of Information  
Collection; request for comment.

**SUMMARY:** In accordance with the  
Paperwork Reduction Act of 1995, we,  
the Bureau of Indian Affairs (BIA), are  
proposing to renew an information  
collection.

**DATES:** Interested persons are invited to  
submit comments on or before June 24,  
2019.

**ADDRESSES:** Send your comments on  
this information collection request (ICR)  
by mail to Ms. Sharlene Round Face,  
Bureau of Indian Affairs, Division of  
Real Estate Services, 1001 Indian School  
Road Northwest, Mailbox #44,  
Albuquerque, NM 87104; or by email to  
*Sharlene.RoundFace@bia.gov*. Please  
reference OMB Control Number 1076-  
0181 in the subject line of your  
comments.

**FOR FURTHER INFORMATION CONTACT:** To  
request additional information about this  
ICR, contact Ms. Sharlene Round Face  
by email at *Sharlene.RoundFace@  
bia.gov* or by telephone at (505) 563-  
5258.

**SUPPLEMENTARY INFORMATION:** In  
accordance with the Paperwork  
Reduction Act of 1995, we provide the  
general public and other Federal  
agencies with an opportunity to  
comment on new, proposed, revised,  
and continuing collections of  
information. This helps us assess the  
impact of our information collection  
requirements and minimize the public's  
reporting burden. It also helps the  
public understand our information  
collection requirements and provide the  
requested data in the desired format.

We are soliciting comments on the  
proposed ICR that is described below.  
We are especially interested in public  
comment addressing the following  
issues: (1) Is the collection necessary to  
the proper functions of the BIA; (2) will  
this information be processed and used  
in a timely manner; (3) is the estimate  
of burden accurate; (4) how might the  
BIA enhance the quality, utility, and  
clarity of the information to be  
collected; and (5) how might the BIA  
minimize the burden of this collection

on the respondents, including through  
the use of information technology.

Comments that you submit in  
response to this notice are a matter of  
public record. We will include or  
summarize each comment in our request  
to OMB to approve this ICR. Before  
including your address, phone number,  
email address, or other personal  
identifying information in your  
comment, you should be aware that  
your entire comment—including your  
personal identifying information—may  
be made publicly available at any time.  
While you can ask us in your comment  
to withhold your personal identifying  
information from public review, we  
cannot guarantee that we will be able to  
do so.

*Abstract:* This information collection  
is necessary for the BIA to authorize  
rights-of-way to cross land held in trust  
or restricted status on behalf of  
individual Indians and Tribes, for a  
specific purpose, including but not  
limited to building and operating a line  
or road. The statutory authority for this  
program is at 25 U.S.C. 323-328. The  
regulations at 25 CFR 169 implement  
the statutory authority. The BIA uses the  
information it collects to determine  
whether or not to grant a right-of-way,  
the value of the right-of-way, the  
appropriate compensation due to  
landowners, the amount of  
administrative fees that must be levied,  
and the penalties, if any, that should be  
assessed for violations of the right-of-  
way provisions.

*Title of Collection:* Rights-of-Way on  
Indian Land.

*OMB Control Number:* 1076-0181.

*Form Number:* Right-of-Way  
Application.

*Type of Review:* Extension of a  
currently approved collection.

*Respondents/Affected Public:* Tribes,  
Indian landowners, and the public.

*Total Estimated Number of Annual  
Respondents:* 473.

*Total Estimated Number of Annual  
Responses:* 473.

*Estimated Completion Time per  
Response:* Varies from 1 hour to 80  
hours, with

an average of 40 hours.

*Total Estimated Number of Annual  
Burden Hours:* 18,920.

*Respondent's Obligation:* Required to  
Obtain a Benefit.

*Frequency of Collection:* On occasion.

*Total Estimated Annual Nonhour  
Burden Cost:* \$2,200,000.

An agency may not conduct or  
sponsor and a person is not required to  
respond to a collection of information  
unless it displays a currently valid OMB  
control number.

The authority for this action is the  
Paperwork Reduction Act of 1995 (44  
U.S.C. 3501 *et seq.*).

**Elizabeth K. Appel,**

*Director, Office of Regulatory Affairs and  
Collaborative Action—Indian Affairs.*

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**BILLING CODE 4337-15-P**

**DEPARTMENT OF THE INTERIOR****National Park Service**

[NPS-WASO-NAGPRA-NPS0027541;  
PPWOCRADN0-PCU00RP14.R50000]

**Notice of Inventory Completion:  
Oregon Parks and Recreation  
Department, Salem, OR, and Oregon  
State University, Department of  
Anthropology, Corvallis, OR**

**AGENCY:** National Park Service, Interior.

**ACTION:** Notice.

**SUMMARY:** The Oregon State University,  
Department of Anthropology and the  
Oregon Parks and Recreation  
Department (OPRD) have completed an  
inventory of human remains and  
associated funerary objects, in  
consultation with the appropriate  
Indian Tribes or Native Hawaiian  
organizations, and have determined that  
there is a cultural affiliation between the  
human remains and associated funerary  
objects and present-day Indian Tribes or  
Native Hawaiian organizations. Lineal  
descendants or representatives of any  
Indian Tribe or Native Hawaiian  
organization not identified in this notice  
that wish to request transfer of control  
of these human remains and associated  
funerary objects should submit a written  
request to the OPRD. If no additional  
requestors come forward, transfer of  
control of the human remains and  
associated funerary objects to the lineal  
descendants, Indian Tribes, or Native  
Hawaiian organizations stated in this  
notice may proceed.

**DATES:** Lineal descendants or  
representatives of any Indian Tribe or  
Native Hawaiian organization not  
identified in this notice that wish to  
request transfer of control of these  
human remains and associated funerary  
objects should submit a written request  
with information in support of the  
request to the OPRD at the address in  
this notice by May 24, 2019.

**ADDRESSES:** Nancy Nelson, Oregon  
Parks and Recreation Department  
Archaeologist, 725 Summer Street NE,  
Suite C, Salem, OR 97301 telephone  
(503) 986-0578.

**SUPPLEMENTARY INFORMATION:** Notice is  
here given in accordance with the

Native American Graves Protection and Repatriation Act (NAGPRA), 25 U.S.C. 3003, of the completion of an inventory of human remains and associated funerary objects under the control of the Oregon Parks and Recreation Department, Salem, OR, and in the custody of the Oregon State University, Department of Anthropology, Corvallis, OR. The human remains and associated funerary objects were removed from Site 35CS3, Bullard's Beach State Park, Coos County, OR.

This notice is published as part of the National Park Service's administrative responsibilities under NAGPRA, 25 U.S.C. 3003(d)(3). The determinations in this notice are the sole responsibility of the museum, institution, or Federal agency that has control of the Native American human remains and associated funerary objects. The National Park Service is not responsible for the determinations in this notice.

### Consultation

A detailed assessment of the human remains was made by the Oregon Parks and Recreation Department and Oregon State University, Department of Anthropology professional staff in consultation with representatives of the Confederated Tribes of Siletz Reservation of Oregon (previously listed as the Confederated Tribes of the Siletz Reservation); Confederated Tribes of the Coos, Lower Umpqua and Siuslaw Indians; and the Coquille Indian Tribe (previously listed as the Coquille Tribe of Oregon). The Burns Paiute Tribe (previously listed as the Burns Paiute Tribe of the Burns Paiute Indian Colony of Oregon); Confederated Tribes of the Grand Ronde Community of Oregon; Confederated Tribes of the Warm Springs Reservation of Oregon; Cow Creek Band of Umpqua Tribe of Indians (previously listed as the Cow Creek Band of Umpqua Indians of Oregon); and the Klamath Tribes were invited to consult but did not participate. Hereafter, all the Indian Tribes listed in this section are referred to as "The Consulted and Notified Tribes."

### History and Description of the Remains

In 1974, human remains representing, at minimum, two individuals were removed from Site 35CS3, Bullard's Beach State Park, Bandon, Coos County, OR. The excavation, undertaken by the Department of Anthropology at Oregon State University (OSU) at the request of the OPRD was for the purpose of salvaging burials eroding out of the river near the boat landing in Bullards Beach State Park. No known individuals were identified.

Most of the human remains belonging to these two individuals were returned to the Coquille Indian Tribe for reburial in 1987. The human remains in this notice were not returned at that time. The 27 associated funerary objects are one lot of unknown metal fragments; one lot of wood and shell fragments; two lithics; three lots of shell fragments; one lot of seed and bone fragments; one lot of flakes; one lithic; one lot of unidentified bone fragments and lithics; three lots of lithic fragments; one lot of shell and bone fragments; one lot of fire cracked rock; one lot of unidentified shell fragments; two lots of mussel shell fragments; one metal spike; and seven lots of lithic material.

The Hanis and Miluk Coos were known as the Coos Bay Indians in 1935 when the Coos Indians asserted in the United States Court of Claims that their aboriginal land extended two miles south of the Coquille River. The Hanis Coos, who inhabited the Coos Bay area and points south as far as Tarheel or Pigeon Point, are the ancestors of the modern day Coos section of the Confederated Tribes of Coos, Lower Umpqua and Siuslaw Indians. The Coquille Indian Tribe and the Confederated Tribes of Coos, Lower Umpqua and Siuslaw Indians include descendants of the Miluk Coos. Beginning around Pigeon Point, including South Slough, and going south to the mouth of the Coquille River, the language spoken in the lower Coos Bay area was Miluk. The Upper Coquille shared the Coquille River watershed with the Miluk Coos. The Confederated Tribes of the Siletz Reservation, Oregon, are a confederation of 30 bands whose ancestral territory ranged along the entire Oregon coast and Coast Range, inland to the main divide of the Cascade Range and southward to the Rogue River watershed. The principal tribes include the Clatsop, Chinook, Klickitat, Molala, Kalapuya, Tillamook, Alsea, Siuslaw/Lower Umpqua, Coos, Coquille, Upper Umpqua, Tututni, Chetco, Tolowa, Takelma or Upper Rogue River, Galice/Applegate and Shasta. The ancestors of the Confederated Tribes of the Siletz Reservation spoke at least 10 different base languages. In general, five linguistic stocks—Salish, Yakonan, Kusan, Takelman, and Athapascan—are represented by the tribes. The tribes were forcibly removed from their homelands in 1855 and placed on the Siletz and Grand Ronde reservations. Federal recognition of the tribes was terminated in 1954, but in 1977 the Confederated Tribes of the Siletz Reservation, Oregon, were officially

restored to recognized status. Historical, geographic, and linguistic evidence indicates the Confederated Tribes of the Siletz Indians of Oregon and the Coquille Indian Tribe are the most closely associated descendants of site 35CS3.

### Determinations Made by the Oregon Parks and Recreation Department

Officials of the Oregon Parks and Recreation Department have determined that:

- Pursuant to 25 U.S.C. 3001(9), the human remains described in this notice represent the physical remains of two individuals of Native American ancestry.
- Pursuant to 25 U.S.C. 3001(3)(A), the 27 objects described in this notice are reasonably believed to have been placed with or near individual human remains at the time of death or later as part of the death rite or ceremony.
- Pursuant to 25 U.S.C. 3001(2), there is a relationship of shared group identity that can be reasonably traced between the Native American human remains and associated funerary objects and the Confederated Tribes of Siletz Indians of Oregon (previously listed as the Confederated Tribes of the Siletz Reservation) and the Coquille Indian Tribe (previously listed as the Coquille Tribe of Oregon).

### Additional Requestors and Disposition

Lineal descendants or representatives of any Indian Tribe or Native Hawaiian organization not identified in this notice that wish to request transfer of control of these human remains and associated funerary objects should submit a written request with information in support of the request to Nancy Nelson, Oregon Parks and Recreation Department Archaeologist, 725 Summer Street NE, Suite C, Salem, OR 97301, telephone (503) 986-0578, by May 24, 2019. After that date, if no additional requestors have come forward, transfer of control of the human remains and associated funerary objects to the Confederated Tribes of Siletz Indians of Oregon (previously listed as the Confederated Tribes of the Siletz Reservation) and the Coquille Indian Tribe (previously listed as the Coquille Tribe of Oregon) may proceed.

The Oregon Parks and Recreation Department is responsible for notifying The Consulted and Notified Tribes that this notice has been published.

Dated: March 25, 2019.

**Melanie O'Brien,**

*Manager, National NAGPRA Program.*

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**BILLING CODE 4312-52-P**