

**AMENDMENT #1 TO
PROTOTYPE PROGRAMMATIC AGREEMENT
REGARDING CONSERVATION ASSISTANCE
BETWEEN THE
US DEPARTMENT OF AGRICULTURE WYOMING NATURAL RESOURCES
CONSERVATION SERVICE STATE OFFICE,
AND
THE WYOMING STATE HISTORIC PRESERVATION OFFICE**

WHEREAS, the Programmatic Agreement regarding conservation assistance (PA) was executed on October 16, 2015; and

WHEREAS, United States Department of Agriculture Natural Resources Conservation Service Wyoming State Office (NRCS-Wyoming), in consultation with the Advisory Council on Historic Preservation (ACHP), has determined the need for a provision in the PA which will allow for the efficient creation and modification of appendices without the need for an amendment; and

WHEREAS, NRCS-Wyoming has clarified the review procedure outlined in 36 CFR Part 800.4(d)(1)(i) and Stipulation V(3) to be the consultation timeframe between NRCS-Wyoming and SHPO by deleting Stipulation II.f.; and

WHEREAS, NRCS-Wyoming has determined it prudent to delete reference to "Native American Indian Tribes listed in Appendix E; Consulting Tribes" in Stipulations IV-XIII since this PA does not dictate nor guide NRCS-Wyoming's government-to-government consultation responsibilities with Tribes; and

WHEREAS, NRCS-Wyoming and the Wyoming State Historic Preservation Office (SHPO) would like to extend the duration of the PA, which is due to expire on October 16, 2025, for an additional ten (10) years from the date of execution of this amendment; and

WHEREAS, NRCS-Wyoming will provide a copy of this executed amendment to the ACHP;

NOW THEREFORE, in accordance with Stipulation XII(a) of the PA, NRCS-Wyoming and SHPO agree to amend the PA as follows:

1. Amend Stipulation V(b) so it reads as follows:
 - a. Appendices to this PA may be added or modified through consultation and written agreement between NRCS-Wyoming and the SHPO without requiring an amendment to this PA. Appendix A may be modified through consultation and written agreement between the NRCS-Wyoming and the SHPO without requiring an amendment to this PA. The NRCS-Wyoming will maintain the master list and will provide an updated list to all consulting parties with an explanation of the rationale for classifying the practices in Appendix A accordingly.
2. Delete Stipulation II.f.
3. Delete reference to "Native American Indian Tribes listed in Appendix E; Consulting Tribes" in Stipulations IV-XIII.
4. Amend Stipulation XI(a) so it reads as follows:

This PA will be in effect for twenty (20) years from the date of initial execution (October 16, 2015) unless amended or terminated pursuant to Stipulation XII below.

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SIGNATORY

JACQUELINE BYAM Digitally signed by JACQUELINE BYAM
Date: 2025.02.18 12:28:15 -07'00'

Name: _____ Date: _____
Jacqueline Byam
State Conservationist, Wyoming
Natural Resources Conservation Service

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SIGNATORY

Name: 
Brian Beadles
Deputy Wyoming State Historic Preservation Officer

Date: 2/24/2025

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Approval as to Form

Name: Meg Pope # 246243 Date: 1/29/25
Megan Pope
Wyoming Attorney General's Office