

**AMENDMENT 2
TO THE PROGRAMMATIC AGREEMENT AMONG**

**THE BUREAU OF LAND MANAGEMENT,
THE USDA FOREST SERVICE,
THE ADVISORY COUNCIL ON HISTORIC PRESERVATION,
THE IDAHO STATE HISTORIC PRESERVATION OFFICER,
THE WYOMING STATE HISTORIC PRESERVATION OFFICER,
THE BUREAU OF RECLAMATION,
THE NATIONAL PARK SERVICE,
THE U.S. ARMY CORPS OF ENGINEERS
IDAHO POWER AND ROCKY MOUNTAIN POWER**

**REGARDING COMPLIANCE WITH
THE NATIONAL HISTORIC PRESERVATION ACT FOR THE
GATEWAY WEST TRANSMISSION LINE PROJECT**

WHEREAS, the Bureau of Land Management (BLM); Advisory Council on Historic Preservation (ACHP); the Idaho State Historic Preservation Officer (Idaho SHPO); the Wyoming State Historic Preservation Officer (Wyoming SHPO); U.S. Forest Service (USFS); U.S. Army Corps of Engineers (USACE); the Bureau of Reclamation (BOR); the National Park Service (NPS); Idaho Power Company and PacifiCorp, doing business as Rocky Mountain Power (collectively known as the Proponents); executed a Programmatic Agreement (PA) on September 12, 2013 taking into account the effect on historic properties for the construction, operation, and maintenance of an approximately 1,000 mile long transmission line stretching from Glenrock, Wyoming to 30 miles southwest of Boise, Idaho, known as the Gateway West Transmission Line Project (Undertaking); and

WHEREAS, the Signatories and Invited Signatories to the PA agreed to amend the terms of the PA on February 17, 2016; and

NOW THEREFORE, in accordance with Stipulation XV of the PA, the Signatories and Invited Signatories agree that the PA should be amended as follows:

1. With the exception of items explicitly delineated in this Amendment, all terms and conditions of the PA and Amendment 1 to the PA shall remain unchanged and in full force and effect.
2. Amend Stipulation II.A to read:
 - A. The BLM will ensure that all work undertaken to satisfy the terms of this PA meets the Secretary of the Interior's Standards for Archaeology and Historic Preservation (48 FR 44716) (Federal Register, September 29, 1983) and is consistent with the ACHP guidance on archaeology found at www.achp.gov/archguide and the Guidelines for Evaluating and Documenting Traditional Cultural Properties, National Register Bulletin 38, 1998, as incorporated by reference herein. The BLM has defined conventions or standards for survey corridors and survey intensity to adequately identify historic properties that may be directly

affected by this Undertaking, which may include properties of religious and cultural significance to Indian Tribes. All survey activity will meet BLM Manual 8110 guidance for a comprehensive survey (BLM Class III Survey) and be consistent with that of the SHPOs, including guidance and standards found in respective BLM and SHPO State Protocol Agreements. The BLM will also ensure that the work is carried out by or under the direct supervision of a person or persons meeting, at a minimum, the applicable professional qualifications standards set forth in the Secretary's Standards and the state BLM permitting requirements.

Cultural properties recordation and reporting in Wyoming will be held to the stipulations, standards, and definitions of the Wyoming State Historic Preservation Office Format, Guides, and Standards for Class II and Class III Reports adopted in 2012.

3. Amend Stipulation II.C.4 to read:

4. Phase 4 – Preferred Route Surveys – The fourth phase will be Class III inventories of previously uninventoried portions of each Preferred Route segment (i.e. the route that will be considered for a ROW grant or other federal or state authorization) and all related Undertaking facilities located on lands where access has been granted, including all federal lands, state lands, tribal lands, and those private lands for which survey permission has been received. As part of the Class III survey of the Undertaking, the BLM has required the Proponents to conduct a visual effects assessment for effects of the Undertaking on historic trails and other properties where the setting is important to the qualities that make the property eligible. This work will be done in accordance with Stipulation II.E.

4. Amend Stipulation II.C.5 to read:

5. Phase 5 – Final Pre-Construction Surveys – After the BLM determines the selected route, the Proponents will complete Class III surveys under BLM guidance for the direct APE, with an assessment of indirect effects for the indirect APE, where not covered by previous Class III surveys or assessments. These surveys will be conducted for each construction segment and the Proponents will complete consultation and fieldwork for a construction segment prior to the initiation of construction of that construction segment. Where sufficient information for making site eligibility determinations is not available, the BLM and SHPOs may determine that additional archaeological testing or other investigations are necessary to complete NRHP evaluations for properties that may be affected.

5. Amend Stipulation II.D.1, first paragraph to read:

1. The BLM will distribute recommendations of NRHP eligibility to the appropriate Signatories, Invited Signatories, and Concurring Parties for review and comment following 36 CFR 800.4(c). After a 30 day review period, the BLM will submit the determinations of eligibility, with all comments, to the applicable SHPO for concurrence within 30 days. Following this review period, the BLM will seek consensus determinations of eligibility with the appropriate SHPO for all properties whether on federal, state, tribal, or private lands.

6. Amend Stipulation III.A, first and second paragraphs to read:

- A. At the conclusion of the following phases of the fieldwork described in Stipulation II.C., the Proponents will submit copies of the draft report (either electronic or print) for each phase to the lead BLM office for distribution to the appropriate BLM District or Field Office in each state and to the appropriate Signatories, Invited Signatories, and Concurring Parties for review:
- Literature Review
 - Alternative and Proposed Route Surveys Evaluation (See Stipulation II.C.2)
 - Geotechnical Boring (See Stipulation II.C.3)
 - Preferred Route Surveys (multiple reports) (See Stipulation II.C.4)
 - Pre-Construction Surveys Evaluation (multiple reports) (See Stipulation II.C.5)
 - Surveys during Construction (multiple reports) (See Stipulation II.C.6; See Stipulation XI for review times)

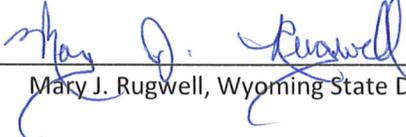
Each report to be submitted will be consistent with the appropriate state guidelines and formats including determinations of eligibility and effect. In Wyoming, reports will be written to the stipulations, standards, and definitions of the Wyoming State Historic Preservation Office Format, Guides and Standards for Class II and Class III Reports adopted in 2012. Reports shall also include appropriate state site inventory forms, other documentation for results of identification of properties of cultural and religious significance to tribes, and recommendations on the historic significance, integrity, and NRHP eligibility of identified cultural properties (36 CFR 800.4(c)). The following outlines review times applicable to Literature Review, Alternative and Proposed Routes Surveys Evaluation, and Pre-Construction Surveys Evaluation. Review times for Surveys During Construction can be found in Stipulation XI.

7. Amend Stipulation III.A.3 to read:
3. The BLM will then distribute reports to and seek consensus determinations of eligibility and effect with the appropriate SHPO for all properties whether on federal, state, or private lands for a 30 day review. If the 30 days passes with no request for extension and no other comments, the BLM shall assume acceptance of the report.

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SIGNATORIES

BUREAU OF LAND MANAGEMENT

By: 
Mary J. Rugwell, Wyoming State Director

Date: 4/18/18

SIGNATORIES

ADVISORY COUNCIL ON HISTORIC PRESERVATION

By: 
John M. Fowler, Executive Director

Date: 5/2/18

SIGNATORIES

WYOMING STATE HISTORIC PRESERVATION OFFICER

By: Mary Hopkins
Mary Hopkins, State Historic Preservation Officer

Date: 4/23/18

Approval as to Form

WYOMING ATTORNEY GENERAL'S OFFICE

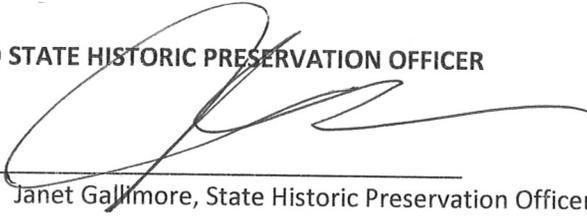
By: Tyler Renner #174931
Tyler Renner, Assistant Attorney General

Date: April 19, 2018

SIGNATORIES

IDAHO STATE HISTORIC PRESERVATION OFFICER

By: _____



Janet Gallimore, State Historic Preservation Officer

Date: _____

April 13, 2018

SIGNATORIES

BUREAU OF RECLAMATION, PROVO AREA OFFICE

By: Kent Kofford
Wayne Pullan
Area Manager

ACTING FOR

Date: 2/12/18

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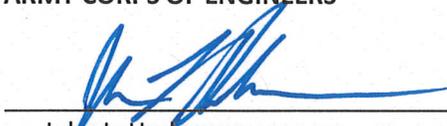
Bureau of Land Management
Rawlins Field Office

Gateway West
Transmission Project

Programmatic Agreement
Amendment 2

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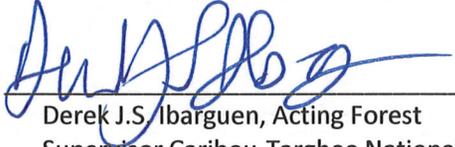
U.S. ARMY CORPS OF ENGINEERS

By: 
John L. Hudson
Colonel, Corps of Engineers
Omaha District Commander

Date: 14 FEB 2018

SIGNATORIES

USDA FOREST SERVICE, INTERMOUNTAIN REGION

By: 
Derek J.S. Ibarguen, Acting Forest
Supervisor Caribou-Targhee National Forest

Date: 1/29/18

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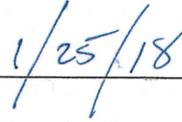
USDA FOREST SERVICE, ROCKY MOUNTAIN REGION

By:



Russ Bacon, Forest Supervisor
Medicine Bow-Routt National Forests and Thunder Basin National Grassland

Date:



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Bureau of Land Management
Rawlins Field Office

INVITED SIGNATORIES

IDAHO POWER COMPANY

By: 
Vern Porter, Senior Vice President of Operations

Date: 2-16-2018

INVITED SIGNATORIES

ROCKY MOUNTAIN POWER

By: Todd Jensen
Todd Jensen, Vice President, Transmission Services

Date: 1/30/18.

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Rawlins Field Office

INVITED SIGNATORIES

NATIONAL PARK SERVICE, INTERMOUNTAIN REGION

By: Sue E. Masica
Sue E. Masica, Regional Director

Date: 2/13/18

CONCURRING PARTIES

ALLIANCE FOR HISTORIC WYOMING

By: _____
Carly Ann Anderson, Executive Director

Date: _____

CONCURRING PARTIES

OREGON-CALIFORNIA TRAILS ASSOCIATION

By: _____
Jere Krakow, National Preservation Officer

Date: _____

CONCURRING PARTIES

NORTHERN ARAPAHO TRIBE

By: _____
Roy Brown, Chairman

Date: _____

CONCURRING PARTIES

U.S. AIRWAYS HERITAGE ASSOCIATION

By: Marion Reid Miller
Marion Reid Miller, Secretary

Date: JAN 27, 2018