**To:** Deschambault, Lynda[Deschambault.Lynda@epa.gov]; Michelle Hochrein[Michelle.Hochrein@washoetribe.us]
**Cc:** Jane Long[Jane.Long@washoetribe.us]; Brown, Anthony R (RM)[anthony.brown@bp.com]; Greg Reller[gr@burlesonconsulting.com]; Wirtschafter, Joshua[Wirtschafter.Joshua@epa.gov]; Darrel Cruz 2[Darrel.Cruz@washoetribe.us]; Cohen, Adam[Adam.Cohen@dgslaw.com]; Connie Rogers (connie.rogers@dgslaw.com)[connie.rogers@dgslaw.com]; Jefferson, Jill[Jill.Jefferson@amecfw.com]; Jones, Britt[Britt.Jones@amecfw.com]
**From:** Lombardi, Marc
**Sent:** Tue 4/11/2017 5:20:11 PM
**Subject:** RE: Cultural monitor scheduling for Leviathan RI/FS field work

Lynda / Michelle,

Please see Atlantic Richfield's responses to the Washoe Tribe's questions regarding cultural resource monitoring scheduling for Leviathan Mine 2017 field work presented below in red following each specific question.

Should you have any questions or comments please contact Tony Brown at (657) 529-4537 or anthony.brown@bp.com.

Thanks,

Marc

**Marc R. Lombardi, CEM, PG**

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**From:** Deschambault, Lynda [mailto:Deschambault.Lynda@epa.gov]
**Sent:** Friday, April 07, 2017 1:38 PM
**To:** Michelle Hochrein <Michelle.Hochrein@washoetribe.us>
**Cc:** Jane Long <Jane.Long@washoetribe.us>; Brown, Anthony R (RM) <anthony.brown@bp.com>; Lombardi, Marc <Marc.Lombardi@amecfw.com>; Greg Reller <gr@burlesonconsulting.com>; Wirtschafter, Joshua <Wirtschafter.Joshua@epa.gov>
**Subject:** RE: Cultural monitor scheduling for Leviathan RI/FS field work

Perfect timing!

We just had a call this morning with ARC about this very issue.

Tony and his team have shared their field sampling plans and they are putting together a summary for the tribe.

They are copied here.

Lynda

**From:** Michelle Hochrein [mailto:Michelle.Hochrein@washoetribe.us]
**Sent:** Friday, April 07, 2017 10:20 AM
**To:** Deschambault, Lynda <Deschambault.Lynda@epa.gov>
**Cc:** Jane Long <Jane.Long@washoetribe.us>
**Subject:** Cultural monitor scheduling for Leviathan RI/FS field work

Hi Lynda –

Darrel is working on coordinating cultural monitors for this upcoming field season at Leviathan, and he had a few questions. I don't suspect you have all the answers to these questions, so if you could direct me to the correct person at ARCO, that would be great. We understand that the field work requiring cultural monitors is extending into this field season. These cultural monitor will provide for the compliance with NHPA, as part of the agreement that the NV SHPO, CA SHPO, and Washoe THPO developed.

1) What is the anticipated start date of field work that would require cultural monitors?

Atlantic Richfield Company estimates that tribal monitors will be needed for a total of 12 days during the Leviathan mine Site 2017 RI/FS field season for the following tasks:

| Task Name | Approximate Duration Tribal Monitor Needed (Days) | Approximate Start Date for Tribal Monitor | Approxima End Date for Tribal Monitor |
|---|---|---|---|
| Surface Water/Groundwater Interaction Investigation at Upper Leviathan Creek (On-Property Amendment No.11, Supplement No. 1) | 4 | May 16, 2017 | May 19, 2017 |
| Former Isbell Camp Area Hydrocarbon Investigation (On-Property Amendment No. 12, Supplement No. 1) | 5 | May 22, 2017 | May 26, 2017 |
| Record Cultural Resources Discovered During the 2016 Field Investigations | 3 | June 20, 2017 | June 22, 2017 |

These dates are preliminary and subject to change based on actual field implementation time, weather conditions, and contractor availability. As 2017 field activities progress, Atlantic Richfield Company will provide an updated schedule to Darrel Cruz approximately 2 weeks in advance of each task.

2) What is the anticipated length of that field season?

The length of the field season is dependent upon the weather and safe working conditions; however, it is currently anticipated to begin in mid- to late-April and last through late-October to early-November. However, we currently anticipate only needing tribal monitors for the three tasks listed in the table above.

3) Would one or two monitors be needed? (Will there be concurrent ground disturbance work being conducted, that would necessitate monitors at two sites?)

We only anticipate needing one monitor. We do not have any ground disturbing activities scheduled that would require concurrent monitors at two sites.

4) The existing escrow account was set up for last year. Can it extend into this year, or does a new escrow account need to be set up?

The existing Escrow Agreement remains in effect. Section 3.f states that the Agreement will terminate when all of the funds in the escrow account have been distributed or when Atlantic Richfield determines that all of the Tribe's work has been completed. Since funds still remain in the account (see next response) and additional monitoring is still needed in 2017, the Agreement has not been terminated.

5) Darrel believes there are funds left over in the current Escrow account – would this cover the additional cultural monitor work that ARCO is expecting needs to be completed?

The current balance in the account is about $12,513. Atlantic Richfield estimates that 12 days of tribal monitoring are needed for 2017 field activities. A typical day of 8 hours of monitoring plus mileage charges costs $450 -- 12 days would be $5,400. So, even including the monthly Tribal Admin charge (~$500), there should be more than sufficient funds in the account to cover the remaining 2017 work. If we start to run short, Atlantic Richfield can always add funds to the account.

Please let me know, or direct these questions to the correct person. Darrel, if you have additional questions or clarifications, please let us know. Thanks!

*Michelle Hochrein*

*Environmental Program Coordinator*

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