

# SAMPLE

## List of Unclaimed Cultural Items in the Possession or Control of the First Federal Agency

In accordance with Section 3(b) of the Native American Graves Protection and Repatriation Act (25 U.S.C. 3002(b)) and 43 CFR 10.7 (b)(1), Federal agencies must submit a list of unclaimed cultural items to the Manager, National NAGPRA Program that describes:

- A. The general place of discovery or excavation, and removal;
- B. The nature of the unclaimed cultural items; and
- C. A summary of consultation efforts under 43 CFR 10.5.

*Unclaimed cultural items* means Native American human remains, funerary objects, sacred objects, or objects of cultural patrimony that have been excavated or discovered on, and removed from, Federal lands after November 16, 1990, and whose disposition under 25 U.S.C. 3002(a) and 43 CFR 10.6 has not occurred because either:

- 1. Within one year after publication of a notice under 43 CFR 10.6(c), no Indian tribe or Native Hawaiian organization has sent a written claim for the cultural items to the appropriate Federal agency, or no lineal descendant has responded to a notice for human remains and associated funerary objects (43 CFR 10.2 (h)(2)(i)); or
- 2. Within two years after knowing or having reason to know that cultural items were excavated or discovered, and removed, the appropriate Federal agency could not reasonably identify any Indian tribe or Native Hawaiian organization or lineal descendant as a potential claimant (43 CFR 10.2 (h)(2)(ii)).

The purpose of this list is to provide information adequate to allow lineal descendants, Indian tribes, or Native Hawaiian organizations to determine their interest in the cultural items under these regulations.

The template provided below and the attached spreadsheet satisfy the content requirements for the list.

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### A. Place of discovery or excavation, and removal

*Site Name:* 40ZZ79

*Geographical Location:* Zane County, Kentucky

### B. Nature of Unclaimed Items

*MNI (minimum number of individuals):* 1

*Description:* The human remains that are the subject of this notice comprise the remains of one individual that was recovered from archeological site 40ZZ79 adjacent to Zebra Reservoir in August 1996.

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Accession #: none

Catalogue #: none

## C. Summary of Consultation

*Initiated Consultation under 43 CFR 10.5 with:* Cherokee Nation; Eastern Band of Cherokee Indians; United Keetoowah Band of Cherokee Indians in Oklahoma

*Conducted Actual Consultation under 43 CFR 10.5 with:* Cherokee Nation; Eastern Band of Cherokee Indians

*Potential Claimants Identified under 43 CFR 10.6:* Cherokee Nation; Eastern Band of Cherokee Indians

## A. Place of discovery or excavation, and removal

*Site Name:* 4BB142

*Geographical Location:* Bora County, Ohio

## B. Nature of Unclaimed Items

*MNI (minimum number of individuals):* **24**

*Description:* The human remains that are the subject of this notice comprise the remains of twenty-four individuals from site 4BB142 intentionally excavated in Bora County, Ohio, in 2001.

*Accession #:* none

*Catalogue #:* none

*AFO (associated funerary objects):* **5**

*Description:* 1 shell-tempered ceramic pot, 1 lot of 5,250 shell beads, 3 fragmentary bird bones

*Accession #:* none

*Catalogue #:* none

## C. Summary of Consultation

*Initiated Consultation under 43 CFR 10.5 with:* Cherokee Nation; Eastern Band of Cherokee Indians; United Keetoowah Band of Cherokee Indians in Oklahoma

*Conducted Actual Consultation under 43 CFR 10.5 with:* Cherokee Nation; Eastern Band of Cherokee Indians; United Keetoowah Band of Cherokee Indians in Oklahoma

*Potential Claimants Identified under 43 CFR 10.6:* None

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## List of Unclaimed Cultural Items in the Possession or Control of the U.S. Department of Places, Second Agency

The purpose of this list is to facilitate the disposition of unclaimed human remains, funerary objects, sacred objects, or objects of cultural patrimony excavated or discovered on, and removed from, Federal lands after November 16, 1990. It implements Section 3(b) of the Native American Graves Protection and Repatriation Act (25 U.S.C. 3002(b)).

*Unclaimed cultural items* means Native American human remains, funerary objects, sacred objects, or objects of cultural patrimony that have been excavated or discovered on, and removed from, Federal lands after November 16, 1990, and whose disposition under 25 U.S.C. 3002(a) and 43 CFR 10.6 has not occurred because either:

1. Within one year after publication of a notice under 43 CFR 10.6(c), no Indian tribe or Native Hawaiian organization has sent a written claim for the cultural items to the appropriate Federal agency, or no lineal descendant has responded to a notice for human remains and associated funerary objects (43 CFR 10.2(h)(2)(i)); or
2. Within two years after knowing or having reason to know that cultural items were excavated or discovered, and removed, the appropriate Federal agency could not reasonably identify any Indian tribe or Native Hawaiian organization or lineal descendant as a potential claimant (43 CFR 10.2(h)(2)(ii)).

In accordance with 43 CFR 10.7(b)(1), Federal agencies must submit a list of unclaimed cultural items to the Manager, National NAGPRA Program that describes:

- A. The general place of discovery or excavation, and removal;
- B. The nature of the unclaimed cultural items; and
- C. A summary of consultation efforts under 43 CFR 10.5.

The list provided below and the attached spreadsheet satisfy the requirement for such a list.

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### A. Place of discovery or excavation, and removal

*Site Name:* 3BA40

*Geographical Location:* Barbara County, Arkansas

### B. Nature of Unclaimed Items

*MNI (minimum number of individuals):* 3

*Description:* Removed by Ralph Harron from site 3BA40 in Barbara County, Arkansas, in 2000. The location of the site is within the historical range of the Osage Nation.

*Accession #:* none

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*Catalogue #: none*

## **C. Summary of Consultation**

*Initiated Consultation under 43 CFR 10.5 with: The Osage Nation*

*Conducted Actual Consultation under 43 CFR 10.5 with: The Osage Nation*

*Potential Claimants Identified under 43 CFR 10.6: The Osage Nation*

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## **A. Place of discovery or excavation, and removal**

*Site Name: 3ST64*

*Geographical Location: Steward County, Arkansas*

## **B. Nature of Unclaimed Items**

*MNI (minimum number of individuals): 1*

*Description: Removed by Gregory Knapp from site 3ST64 in Steward County, Arkansas, in 1999. The location of the site is within the historical range of the Osage Nation.*

*Accession #: none*

*Catalogue #: 1999-01*

## **C. Summary of Consultation**

*Initiated Consultation under 43 CFR 10.5 with: The Osage Nation*

*Conducted Actual Consultation under 43 CFR 10.5 with: The Osage Nation*

*Potential Claimants Identified under 43 CFR 10.6: The Osage Nation*