

WYOMING ASSOCIATION of PROFESSIONAL ARCHEOLOGISTS

8(2) 1986

WAPA SPRING MEETING 1986 MINUTES

The 1986 spring meeting of the Wyoming Association of Professional Archeologists was called to order at 7:45 p.m., on April 4, 1986 by president Julie Francis.

ANNOUNCEMENTS

Julie Francis announced that WAPA now has new stationery.

TREASURER'S REPORT

Judy Rose reported the following:

Previous balance:	\$1399.89
Total deposits	650.00
Total expenditures	943.91
Total balance	624.29

The Fall meeting was the major expense costing \$711.80 with printing costs running \$57.17 and the Spring newsletter costing \$151.93. Also a \$30.31 error in the account was corrected.

MEMBERSHIP AND ETHICS COMMITTEE

John Albanese reported that in regards to the conflict of interest discussion during the fall meeting, there is a Code of Ethics in the by-laws, but they don't specifically deal with this issue. Therefore, the committee, with the aid of the attorney, came up with an amendment to the by-laws. This will be mailed out to the members during the next officer election.

RESOURCE BASE COMMITTEE

Mary Hopkins drafted a position paper to the IMACS Council. This was initiated when Ray Leicht from the BLM told the IMACS council that WAPA had endorsed the new

IMACS bubble form. WAPA has not given such an endorsement. David Reiss mentioned that the committee would like to receive some input from the membership concerning their opinions on IMACS forms. There was some discussion concerning how the contractors can get IMACS updates. Evidently some contractors have not been getting them. It is apparently unclear as to who has the responsibility for making sure the contractors get the updates.

Brian Aivazian noted that there is a problem with the IMACS forms when recording large linear sites such as trails. Julie Francis mentioned that there is a problem with getting updated information such as the results of testing on the IMACS forms. David Reiss said the committee felt that the biggest weakness of the IMACS form is that it does not address the archeology (i.e., the type of artifacts) in sufficient detail. Mark Miller noted that until we know what the management plans are for the IMACS, we will have little idea on how to evaluate the forms. Judy Rose asked about the time lag was between recording a site and getting it on the computer. Rhoda Lewis said about 6-8 months. Julie Francis summed up saying that she will include some of these comments into the letter which will be sent to the IMACS Council, the BLM, the Wyoming Congressional delegation, SHPO, and the Forest Service. If there is no progress towards a solution to this problem in the near future, we will have to go to higher authorities. A motion was made that such a letter be sent. It received a second and was ap-

proved on a voice vote.

OLD BUSINESS

Proposed Changes in 36CFR800

The executive committee was charged with writing comments on these changes. These comments are in the newsletter. A copy of these comments was sent to the Petroleum Organization. They responded by thanking WAPA for the comments and sent along their comments which called for complete withdrawal of the proposed changes.

Split Estate/Landowner Denial

There was some discussion on this subject, especially about what would happen if a 106 was sent to the National Advisory Council with assumed adverse affects on unverified property. It was decided to take a wait and see attitude towards this subject.

Oregon California Trails Assoc.

An article was published in the OCTA journal about a reinternment of a female pioneer eroding out of a bank near the Oregon Trail. No professional archeologists were involved with this project. Julie Francis suggested WAPA send a letter to the organization expressing the WAPA viewpoint. David Vlcek wrote the letter and read it to the membership. The letter points out that other professional groups should have been involved. A motion was made to send the letter with amendments. There was a second and approved on a voice vote.

Agency Reports

Judy Rose from the Forest Service mentioned that reality is hitting home on the 30 day Indian consultation. Jude Carino from the BLM said if there are any questions on the new regulations they should be addressed to the Cheyenne Office. David Vlcek said we need to

improve our National Register eligibility statements. Brian Aivazian pointed out that testing on every site is not practical especially if the site can be avoided. Mark Miller said that at the meeting with the BLM in Lander it was agreed to send these new regulations out as drafts for comments from the permit holders. However, these regulations were adopted without comments.

It was moved that WAPA send a letter of protest concerning the procedure used to adopt these regulations. Also this letter should be sent to Ray Leicht and his supervisor. A second was obtained. A voice vote approved the motion. The BLM employees present abstained from the vote.

Steve Creasman said these new regulations gives the BLM up to two years for compliance checks. He thinks this is unfair and these should be done sooner.

NEW BUSINESS

The Executive Committee served as an ad hoc nomination committee for new officers. The proposed slate was presented and nominations were solicited from the floor for all the offices. No new nominations were made. Ballots will be sent out for the Fall meeting.

Wyoming Centennial

Julie Francis suggested that WAPA get involved with the centennial and wrote the Governors State Planning Office stating that we would like to discuss the potential involvement of WAPA and perhaps WAS. A motion was made that we try to get involved with the Wyoming Centennial. There was a second. The motion was passed on a voice vote.

External Affairs

Brian Aivazian discussed the fact that the BLM has sent out

correspondence to industry which has caused some confusion and could be interpreted by industry as putting archeology in a bad light. Julie Francis asked for copies of these letters so WAPA can respond.

A motion was made to adjourn. There was a second and the meeting was adjourned at 9:30 p.m.

NEW EDITOR APPOINTED

After several years of putting out the WAPA Newsletter, Russ Tanner has resigned as editor. Russ is currently working for the BLM in rock Springs. Danny Walker, of the State Archaeologist's Office, more or less volunteered to take on the project, and the Executive Committee appointed him as editor after the spring meeting in Cody. To Russ, we say thank you for all your hard work over the years, and to Danny, we look forward to many newsletters.

STATE BUDGET CUTBACKS AFFECT PUBLICATIONS

Publication of The Wyoming Archaeologist and Occasional Papers on Wyoming Archaeology has been seriously curtailed by state budgetary shortfalls. The State Archaeologist's Office, under the direction of Mark Miller, assumes printing costs of the first of these publications for the Wyoming Archaeological Society. Miller's publications budget was reduced by nearly 25% after the appropriations session and restrictions ordered by the Governor last spring. As a result there is sufficient funding for only one more issue of the Archaeologist for this fiscal year. The WAS Executive Committee is

exploring means of alternative funding.

IMACS UPDATE

In response to our comments to the IMACS council, we have been invited to attend the next council meeting in early October in Las Vegas. This is really short notice, but as I understand from Ray Leicht, it would be more productive to send a representative to the following meeting in January in Salt Lake City. We need to delegate a representative to this meeting at our fall gathering. It is imperative that we send someone, as this will be our initial first-hand contact with the council. We need to establish how conducive the council will be to addressing the needs of Wyoming archeology. I have written the council requesting the appropriate information on the Salt Lake meeting.

1987 ELECTIONS

Ballots for the 1987 officer elections and the proposed Conflict-of-Interest by-law amendment (see discussion below) can be found at the end of this issue of the Newsletter. All paid-up members are reminded to vote; if you haven't paid recently (see attached list), you can vote and pay all at the same time. Send filled in ballots to Julie Francis, OWSA, Box 3431, University Station, Laramie, 82071. Or bring your vote to the meeting.

PROPOSAL FOR ADDITION TO THE CONSTITUTION AND BY-LAWS OF THE WYOMING ASSOCIATION OF PROFESSIONAL ARCHEOLOGISTS

Section XIV -- CODE OF ETHICS

10) A member shall avoid participation in any activity which may result or does result in a conflict of interest, including, but not limited to those circumstances where the member's own economic interest may be affected by his professional duties and responsibilities to an employer or client. In those circumstances in which a conflict of interest is unavoidable, or when the conflict arises after an activity has been undertaken, a member shall make full disclosure of his interests to all participants as soon as is feasible.

Considerations

1. An obvious conflict of interest arises in those circumstances where a professional archeologist is called upon in the course of his duties to review proposals or projects of entities in which he may have a direct economic interest: A professional archeologist employed by a governmental agency should never, under any circumstances, allow himself to be placed in the position of conducting reviews or evaluations of projects conducted by or proposals submitted by, private companies in which he owns an interest, or from which he will receive compensation in any form.

2. Similarly, a professional should not allow himself to be placed in the position of conducting such reviews or evaluations of projects or proposals in which members of his family or close personal friends may receive a benefit as a result of his review or evaluation. In such instances, the professional archeologist should withdraw from the review procedure.

3. A less obvious conflict of interest may arise, with potential liability for the archeologist or the entity by which he is employed, when the archeologist has an interest in private companies or agencies which may be competing with the company whose projects or proposals are under review or evaluation. In such cases, an adverse decision by the professional may be suspect. In such cases, the professional archeologist should withdraw from the review procedure.

4. Another area in which a conflict may arise concerns those instances in which a professional, by virtue of his governmental or other employment, may become privy to information not otherwise available to competitors, which can be used to the advantage of private entities in which he has a personal interest. In such cases, the private entity in which the archeologist has an interest should not be considered for any economic advantage.

5. In those circumstances in which a conflict of interest is unavoidable or where a conflict arises after the professional archeologist has undertaken the activity in question, some mitigation of the conflict of interest may be made through full disclosure of the area of possible conflict and the conflicting interest to all participants, including the archeologist's supervisor, competing companies whose interests are likely to be affected, and employers and clients of the archeologist.

6. Under all circumstances, the reviewing archeologist should place all interested persons and companies on notice if a bias or prejudice held by the archeologist against an individual, company or entities under review may in any

way whatsoever affect the interests of the individual, company or entities under consideration.

UNPAID MEMBERSHIP

The following, somewhat extensive, list of people have not paid 1986 WAPA dues. Dues are still a non-inflationary \$10.00 per year, payable at the spring meeting (but we'll accept it at any time). Send dues or bring to the fall meeting to Judy Rose, 1718 Garfield, Laramie, Wyoming 82070.

- | | |
|-----------------|------------------|
| Deb Angulski | Kerry Lippincott |
| John Benko | Charlie Love |
| Craig Bromley | Tom Marceau |
| Tim Burchett | Dave McGuire |
| Rick Carrasco | Bill Metz |
| Steve Chomko | Jeanne Moe |
| Rhoda Lewis | Asa Nielson |
| Cary Craig | Robert H. Nykamp |
| Al Darlington | Jana Pastor |
| Dan Eakin | Tom Peebles |
| Dick Enders | Ann Peebles |
| George Frison | Bill Prentiss |
| Mike Gear | Paul Sanders |
| Kathy Gear | Jack Savini |
| Terry Girouard | Jamie Schoen |
| Sallyu Greiser | Robert Schuyler |
| Weber Greiser | Steve Sigstad |
| Todd Guenther | Alan Skinner |
| Jeff Hauff | Greg Smith |
| Barbara Hickman | Carl Spath |
| Paul Hokenstad | Steve Sutter |
| Mary Hopkins | Russ Tanner |
| Dona Hough | Jim Truesdale |
| Rick Hubbard | Willy Tibesar |
| Ed Jess | Jim Welch |
| Dianne Berrigan | Chuck Wheeler |
| Josie Kantner | Steve Whissen |
| Tom Larson | George Zeimens |
| Bill Latady | Chris Zier |
| Tom Lennon | |

FALL MEETING TO INCLUDE ROUNDTABLE DISCUSSION ON RECENT PITHOUSE DISCOVERIES

The 1986 Fall WAPA meeting will be held at the Holiday Inn in Thermopolis on October 31 and November 1, 1986. A meeting announcement with all appropriate information is included in the newsletter. The business meeting will convene at 1:30 p.m. on the 31st. Saturday morning will involve a roundtable discussion of pithouses and structural remains recently found throughout the state. Short, informal presentations by several working on such sites are planned. This is to be followed by an open forum on research questions, methodological approaches, etc. Bring your bod, your ideas, and your swimwear.

PRESIDENT'S REPORT

As you can see by the minutes, over the last year there have been many issues on which WAPA has taken action. Most important of these were the proposed changes to 36CFR800, the nuts and bolts of the 106 compliance process, proposed by the Advisory Council. There will be a workshop in Denver on October 7 and 8 for agency personnel to discuss the new regulations. I have heard that changes, suggested by WAPA and many others, so that the Advisory Council does not have to comment on ALL actions have been incorporated into the new version of the regulations. We will get a run-down on the new regulations from Tom Marceau at the Thermopolis meeting, and I encourage all to attend, as this process affects all of us.

Other matters to which we have addressed ourselves includes the IMACS form (again), BLM guidelines issued with no public comment, and

YOUR CONTINUED SUPPORT OF WAPA IS APPRECIATED!!

the Oregon-California Trails Association reburial. Letters on behalf of the membership are included in this issue of the Newsletter. This last issue has generated quite a bit of correspondence, including letters from irate ladies in California. I have written both OCTA and National Geographic expressing our concerns. The OCTA response makes for most interesting reading.

We also received responses from the entire Wyoming congressional delegation concerning lack of professional comment on the BLM guidelines issued earlier this year. Malcolm Wallop has been the most interested in this issue and is currently making inquiries in our behalf.

After a year as WAPA President, I feel that it is possible for our organization to have an increasingly strong voice in matters affecting archeologists and the practice of archeology in Wyoming. I feel we can help bring about productive change in regulatory matters and that our future directions should include enhancing the image and reputation of archeologists in Wyoming. I look forward to seeing WAPA grow in strength.

PROPOSED AGENDA FOR
1986 FALL WAPA MEETING

Officer's Reports

- Secretary -- approval of minutes
- Vice-President -- membership and ethics
- Treasurer

Committee Reports

- Research Design -- RP3
- Resource Base -- IMACS

Agency Reports

- SHPO -- new 36CFR800
- BLM
- USFS

Old Business

- OCTA update
- Actions on BLM regs
- Wyoming centennial

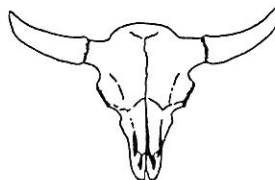
New Business

- Proposed reburial legislation
- Announcement of service award
- Spring meeting
- Letters from Brian Aivazian
- Election results
- ? ? ? ? ? ? ?

Advisory
Council On
Historic
Preservation

The Old Post Office Building
1100 Pennsylvania Avenue, NW, #809
Washington, DC 20004

Reply to: 703 Simms Street, Room 450
Golden, Colorado 80401



WYOMING ASSOCIATION of
PROFESSIONAL ARCHEOLOGISTS

P.O. Box 3431
University Station
Laramie, Wyoming 82071
307-766-5301

March 28, 1986

Julie Francis, Ph.D.
President, Wyoming Association
of Professional Archeologists
Box 3431, University Station
Laramie, WY 82071

Dear Dr. Francis:

On behalf of the Council, thank you for taking the time to submit your comments on proposed revisions to the Council's Section 106 regulations, published on October 15, 1985, for public comment. When the comment period closed on January 15, 1986, the Council had received over 240 individual comment letters. The comments represented the views of Federal agencies, State Historic Preservation Officers, units of State and local government, businesses, historic preservation groups, professionals, and the public across the country.

The Council appreciates your concern with the Section 106 process. Many meaningful suggestions were addressed in the comments and shall be considered in the revisions of the regulations. Each member of the Council was provided a set of all the comments received, and their review of these materials generated a thoughtful discussion of regulatory issues at our Council meeting held on February 24, 1986.

A Task Force comprised of Council members is currently reviewing your comments as they consider the proposed regulations, and the Council is moving forward to conclude the regulatory reform process. You will receive a copy of the final regulations when they are published; this is anticipated by the early fall.

Again, thank you for your interest and contribution to the process. The involvement of concerned agencies, organizations, and individuals is key to the success of historic preservation and the Section 106 process.

Sincerely,

Cynthia Grassby Baker
Chairman

August 7, 1986

IMACS Council
Department of Anthropology
University of Utah
Salt Lake City, Utah 84112

Dear Council Members:

The Wyoming Association of Professional Archeologists would like to notify you of our concern about the IMACS form and its administration. In your Fall, 1985 newsletter, there was a report of our acceptance of the 'bubble' form. We have not yet tested this form or made any type of formal comment. Ray Leicht, Wyoming BLM State Archeologist, is not a member of our organization and is not a spokesman. The mailings and updates of the forms have not been sent out on a regular basis to any Wyoming consultants, and many have had to search out their own information. The SHPO's office is a member of the IMACS system, but is not included in the distribution of the materials. We are unclear as to whose responsibility it is to send out updates and would like a clarification of this matter.

Our group has solicited comment on the form for some time. Most of these have been channeled through Wyoming BLM. Given the statements in your newsletter, we wonder if you have ever received these. We have enclosed a list of some of our comments and questions.

Our primary concern is that the data base is not being adequately addressed. Sites are being pigeon-holed into categories which do not fit Wyoming sites. The form does not allow for the complexity and detail that is necessary to adequately record a site. We feel that valuable information is being lost. With the current Wyoming BLM policies, very little artifact collection is being conducted. Many sites can never be addressed again, unless adequate documentation occurs in the field.

Overall, the membership of WAPA feels that we have not had input on the development of the Wyoming version of the IMACS site form. Now, the opscan bubble form is being implemented. It has been in development for several years, and we have not had the opportunity to comment. An initial concern is that it will only increase the paperwork already required by the Bureau. At present, it is difficult to fill out the IMACS forms in the field and end up with a clean, neatly-coded copy. We do not see how the bubble form will remedy this problem.

IMACS Council
Page 2
August 7, 1986

We feel the basic problem is one of communication. Wyoming BLM originally chose to adopt the IMACS system, yet they have not served as adequate spokesmen for the archeologists using the form in Wyoming. We would like to work towards a solution to some of the problems discussed in the enclosure, particularly the lithics coding. We would also like to send a representative to your next meeting. We hope that your main concern is the same as ours, the preservation of quality data from archeological sites.

We look forward to hearing from you.

Sincerely,



Julie Francis, Ph.D.
President

Enclosure

cc: Hillary Oden, Wyoming BLM
Robert Burford, BLM Washington, D.C.
Dr. Robert D. Bush, SHPO
Senator Malcolm Wallop

1. Inadequate recording of debitage in the lithics section. Most of our sites are debitage scatters with a few tools. The form does not call for a detailed analysis of debitage, but estimates only. Without a detailed analysis, much valuable information is lost. This is particularly critical with the increase in in-field analysis, with very little collection. We would like to work on a solution to the lithics coding problem to adequately address the nature of sites in Wyoming.

2. Also on lithics - large and/or complex sites are difficult to record. Variation in the numbers of tool types is lost, as many are just coded as '9'. It is also important to distinguish between actual surface collections and in-field analysis. With coding as it presently is, a computer user has no way of knowing what kind of lithic analysis was conducted. In addition, are the numbers and types of tools recorded designed to document estimates for the site as a whole, are they supposed to be based on a sample, or are they for artifacts actually collected.

3. The form only codes surface manifestations and does not deal with sub-surface materials. The coding does not appear to be updated after excavation, testing, or any other further investigations. We will only have a data base of surface sites in an areas where the criteria for significance are often based on subsurface potential.

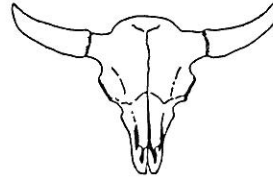
4. There are redundancies between site descriptions on the administrative and prehistoric and historic site forms. One large block for a verbal description would be more useful. In this same vein, many aspects of the form are not conducive to eliciting text to accompany the coded data. More space for verbal comment is needed.

5. There is little concern for variability within sites. What happens when a site has varying elevations? Do you code the average, highest, or lowest? The same is true with aspect. The legal locations are also hardly adequate for management purposes. For large sites, how do you code the UTM coordinates?

6. There is very little logic behind the architectural vs. non-architectural features. Why is a stone circle non-architectural, but a cairn is architectural? One master list of features would be easier. Codes are also confusing: for example, cairns in the Northwest Plains are most often piles of unmodified rock. They are not masonry.

7. Long, linear sites, such as trails, railroad grades, etc. are very difficult to record.

8. There have been rumors that the landforms have been changed. We have not yet received any of these changes and would like the opportunity to comment. The main problem in Wyoming is that the present codes are not applicable to the Powder River Basin. Also, there is no ability to code multiple landforms. Many large sites in Wyoming extend from hilltop to drainage bottom. If there have been updates, please inform us.



WYOMING ASSOCIATION of
PROFESSIONAL ARCHEOLOGISTS

P.O. Box 3431, University Station, Laramie, WY 82071

April 21, 1986

Comments
Page 2

9. According to Wyoming BLM, many areas of our state now have computerized soil and vegetation data available. If this is the case, why bother to code the environmental data. Consistent coding done by the experts accompanied by our own verbal description of the site setting would be far superior.

10. Are errors in coding checked? Are BLM personnel or consultants being checked for consistency and quality of coding? In other words, how reliable is the data base. You know the saying - garbage in, garbage out. What is the turn around time for getting information on line? As anyone attempted to use the data base for research purposes?

11. We would also like to see the ability to make some types of recommendations for further work. The field person should have some knowledge of what type and amount of work needs to be conducted to adequately evaluate a site for the National Register. Many times, several consultants have become involved in the same projects, and it would be helpful to have some input from the original field investigator. It is also critical to know what types of impacts, as a result of the proposed development, will occur to the site.

Hillary Oden
Bureau of Land Management
Wyoming State Office
P.O. Box 1828
Cheyenne, WY 82003

Dear Mr. Oden:

As discussed at our spring meeting, we are writing in response to the new procedures for NRHP eligibility evaluation and data recovery programs issued by your office on March 31, 1986.

As we understood from several people who attended the Lander meeting, these new regulations were supposed to be issued for public comment prior to their implementation. Instead they were issued "effective immediately". We feel that there are several points upon which our comment would be most useful and that together, the professional community and land managing agency can produce a more useful set of regulations.

We have been denied an opportunity to comment upon the latest Wyoming cultural resource management regulations. Without a public comment period, we question their validity. We are calling for withdrawal of the new procedures, and respectively request that they be re-issued as draft procedures with a 30-day comment period.

Your prompt attention to this matter would be appreciated. If you have any questions, please do not hesitate to call.

Sincerely,

Julie Francis
Julie Francis, Ph.D.
President

cc: Ray Leicht
Robert Burfort
Wyoming SHPO
Advisory Council on Historic Preservation
The Honorable Dick Cheney
Senator Alan Simpson
Senator Malcolm Wallop

If, as you indicate in your letter, there are several points upon which WAPA comment would be useful, we would welcome such comments at your earliest convenience. Any comments from WAPA or any other concerned individuals or organizations will be taken into consideration in future revisions of the procedures in question.

We appreciate your interest in the recent procedures and hope we can work together with WAPA to protect an important part of our cultural heritage for future generations. Should you have any questions, please call Ray Leicht (307) 772-2535, or Ranel Stephenson (307) 772-2229.

Sincerely,

Ronald L. Jensen
 in Hillary A. Oden
 State Director



United States Department of the Interior

Bureau of Land Management
 Wyoming State Office
 P.O. Box 1828
 Cheyenne, Wyoming 82003

IN REPLY REFER TO:

8100 (931)

MAY 07 1986

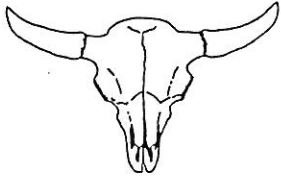
Dr. Julie Francis
 President
 Wyoming Association of Professional
 Archaeologists
 P. O. Box 3431, University Station
 Laramie, Wyoming 82071

Dear Dr. Francis:

This is a reponse to your recent letter regarding the Bureau of Land Management's (BLM) new procedures for National Register eligibility evaluation and data recovery programs. In your letter, you express disapproval over being "... denied an opportunity to comment upon the latest Wyoming cultural resource management regulations."

Please note that the procedures in question are not "regulations" but are internal requirements that we are placing on archaeologists working on public land in Wyoming, in an effort to achieve consistency and efficiency. As with much of BLM procedure issued at the State level, there is no obligation to formally or informally solicit public comments, or otherwise involve the public in the drafting of such procedures. As a courtesy, we occasionally invite comments from those to be affected by an impending procedure; however, this is not a requirement, although such procedures are quite valid and fall within the purview of our statutory responsibilities.

You are correct in your understanding that the BLM did originally intend to seek comments from the Wyoming Association of Professional Archaeologists (WAPA), before issuing the new procedures. However, because of a greater-than-planned amount of time spent developing the procedures and coordinating them with our Districts, and because of a rapidly approaching field season, we believed it would be in the best interest of the resource to issue the procedures without requesting comments from WAPA. We felt and still do feel that this decision was the appropriate one given the unanimous agreement over the initial proposed procedures by 11 BLM archaeologists and the Wyoming State Historic Preservation Office staff at our Lander coordination meeting in November 1985.



WYOMING ASSOCIATION of
PROFESSIONAL ARCHEOLOGISTS

P.O. Box 3431
University Station
Laramie, Wyoming 82071
307-766-5301

August 7, 1986

Senator Malcolm Wallop
United States Senate
Washington, D.C. 20510

Dear Senator Wallop:

11
On behalf of our membership, I would like to thank you for your time and efforts concerning issues affecting Wyoming archeologists in Wyoming. First, for your inquiries regarding the BLM National Register eligibility guidelines. I received a reply from the State Director stating that BLM wished to issue the guidelines prior to field season. They were issued on March 31, 1986, and even with a 30 day comment period and 30 days for revision, the guidelines could have been out by June 1, 1986, in plenty of time for most fieldwork. BLM originally had five months to put the guidelines together. If initial agreement was unanimous, as indicated in Mr. Oden's letter, I fail to see why BLM could not have sent them out earlier.

Although I felt the guidelines were an accomplished feat when issued, our organization feels that there has been a violation of a "gentleman's agreement" between the Bureau and practicing professionals, and that you should be informed of such. We do appreciate your efforts. I've enclosed another letter which also illustrates some of the problems we have encountered with Wyoming BLM.

Secondly, we appreciate your efforts in support of Wyoming archeologists with regards to the National Park Service Jackson Lake project. There are many similarities, in principle, between the NPS actions and those of the Wyoming BLM. It is unfortunate that the project has been postponed, but we appreciate your efforts to see that Wyoming archeologists can practice archeology in Wyoming.

Thank you again. If the membership of our organization can ever provide any services or information to your office, please do not hesitate to contact us.

Sincerely,

Julie Francis, Ph.D.
President

MALCOLM WALLOP
WYOMING

United States Senate
WASHINGTON, DC 20510

COMMITTEES
ENERGY AND NATURAL RESOURCES
FINANCE
LABOR AND HUMAN RESOURCES
COMMISSION ON SECURITY
AND COOPERATION IN
EUROPE

August 12, 1986

Julie Francis, Ph.D.
President
Wyoming Association
of Professional Archeologists
P.O. Box 3431, University Station
Laramie, Wyoming 82071

Dear Julie:

Thanks very much for your letter regarding the BLM's delay in issuing National Register eligibility guidelines. I understand your concern since State Director Hillary Oden did indicate in his May 7th letter to you that the entire BLM archeology staff and the SHPO staff were in unanimous agreement about the guidelines.

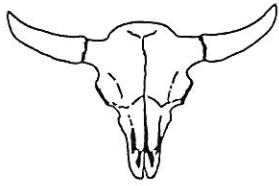
I have written to Director Oden, requesting an explanation as to why the guidelines have been delayed. I'll apprise you of the response I receive.

Sincerely,


Malcolm Wallop
United States Senator

MW:kdc

P.S. Thanks for your words of support regarding my efforts on the Jackson Lake project and your kind offer of assistance. Rest assured I'll not hesitate to contact the WAPA should the need arise.



WYOMING ASSOCIATION of
PROFESSIONAL ARCHEOLOGISTS
Box 3431 University Station Laramie, Wyoming 82071 307-766-5301

August 1, 1986

Members Forum
National Geographic Magazine
Box 37448
Washington, D.C. 20013

It is most regrettable that Geographic has chosen to publicize the OCTA excavation of the pioneer woman along the Wyoming section of the Oregon Trail (August, 1986). This action has created a bit of a controversy out West. First, alternatives for in-situ preservation and stabilization should have been explored. Judging from your photographs and discussion, I seriously question whether reburial was necessary at this time. Secondly, the excavation was done without the involvement of professional archeologists or physical anthropologists. According to OCTA, Dr. Seed, M.D. possessed sufficient academic qualifications to conduct the excavation. By extension, are professional archeologists qualified to practice medicine? One or two phone calls were all that would have been necessary to assure professional involvement. In fact, assistance in the excavation was offered by an employee of the Wyoming State Archeologist Office, but was not taken advantage of. I have no doubts that information retrieval would have been enhanced had the excavation been conducted with the cooperation of professionals.

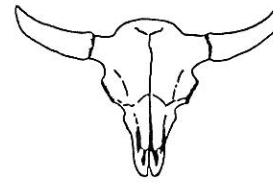
More importantly, much of your article seemingly condones what could ultimately be illegal activities. Removal of artifacts from federal land without the appropriate permits is a felony under the Archeological Resources Protection Act of 1979. And, crossing private land, much less removal of artifacts, without the permission of the landowner is otherwise known as trespassing. I'm afraid your article gives the impression to many un-informed, but well-intentioned, citizens that they have free license to travel the Oregon Trail, collect artifacts, and excavate without appropriate permits, clearances, or documentation of findings.

The interests of professional archaeologists and historians are not at odds with OCTA. It is unfortunate that there is not more cooperation between these groups to learn more about the valuable cultural heritage of the Oregon Trail.

Sincerely,

Julie Francis
Julie E. Francis, Ph.D.
President

cc. Gregory M. Franzwa, OCTA
Don Fowler, President, SAA



WYOMING ASSOCIATION of
PROFESSIONAL ARCHEOLOGISTS
Box 3431 University Station Laramie, Wyoming 82071 307-766-5301

August 1, 1986

Gregory M. Franzwa, Editor
Overland Journal
P.O. Box 42
Gerald, Missouri 63037

Dear Mr. Franzwa:

We recently read the articles in the Overland Journal and National Geographic concerning the excavation of the pioneer woman along the Oregon Trail in Wyoming. We greatly appreciate your concern over preservation of the burial, but we do have several questions and concerns.

First, were alternatives to reinterment, such as stabilization, considered? Judging from the photographs and texts in both articles, this site appears to have been a good candidate for in-situ preservation.

Secondly, why were professional archeologists and physical anthropologists not involved? I've been told by Dave Eckles, of the Wyoming State Archeologist Office, that he did offer assistance at the June, 1985 Wyoming Historic Preservation Association meeting in Evanston. It is indeed unfortunate that this did not happen. I'm sure that much additional information could have been recorded at the time of excavation and that arrangements could have been made for timely study and reburial of the remains.

Third, we must take exception to the statement that Dr. Seed possesses sufficient academic qualifications to conduct an archeological excavation. Does this mean that I'm sufficiently qualified to practice medicine?

Finally, we are concerned about the tone of the Geographic article. It certainly gives the impression that just anyone can travel the Oregon Trail with metal detectors to excavate and collect artifacts or excavate burials. As you are well aware, without proper documentation, this can result in irreparable loss of valuable information. I have enclosed my letter to National Geographic about these concerns.

I believe the interests and ultimate concerns for preservation of our cultural heritage are shared by the professional community and OCTA alike. I hope we will be able to cooperate on future endeavors.

Sincerely,

Julie Francis
Julie E. Francis, Ph.D.
President

cc. Don Fowler, SAA



OREGON-CALIFORNIA TRAILS ASSOCIATION

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- 2 -

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Julie E. Francis, Ph.D
Wyoming Association of
Professional Archeologists
Box 3431, University Station
Laramie WY 82071

Dear Julie:

Ordinarily our president would respond to your letter, but he is now busy with far more important matters, concerning our national convention which will up held in Carson City in less than two weeks.

Yes, we considered stabilization and the opinion of those who live and work in those deserts it would have only forestalled the inevitable.

Dave Eckles did not offer to help in the excavation. He did, however, urge me to contact George Gill of the University of Wyoming. Since I had assigned the project to Dr. Seed I recommended he contact Gill. He and the others directly involved with the dig elected not to do so, I think generally because of the bad popular reputation held by many in the archeological field. We were advised that the body would have been kept out of the grave for osteological studies for up to three years. Since this was a humanitarian and not a scientific act, our people declined to involve archeologists.

I have since been advised that, in efforts to live down their reputation, some of your people even have offered to work on site, without taking the remains in for study. I think this is commendable, and had Dr. Seed known of this at the time you might have been invited to the dig.

For awhile I felt that I, as then-president, made an error in not overriding the wishes of the excavation group. However, the barrage of arrogant and abusive correspondence from some of your colleagues indicates that I made no error at all.

There has been a lot a bad feelings between OCTA and some of the archeologists. President Hunt has appointed a committee of distinguished archeologists who care enough about these things to belong to OCTA, and we are together working out a policy which we feel will be in the best interests of all

concerned. The keynote address of our 1986 convention is being delivered by one of California's leading archeologists.

The second paragraph of your letter to National Geographic exemplifies the silliness of your professional posture. You are kind enough to inform the magazine readers that "removal of artifacts from federal land without the appropriate permits is a felony under the Archeological Resources Protection Act of 1979." Had you done any homework of all before rushing to you Underwood in such a high dudgeon you would have learned that we were not on federal land. Your next sentence is even more sophomoric: "and, crossing private land, much less removal of artifacts, without the permission of the landowner is otherwise know as trespassing." We, of course, had both the permission and goodwill of the landowner.

I am however, in complete agreement with the next paragraph of your letter to National Geographic. Indeed our interests are not at odds and indeed there should be more cooperation within our groups. A more mature attitude on your part would be an important first step toward achieving this goal.

Sincerely,

Gregory M. Franzwa

cc: Randolph W. Seed, M.D., Ph.D.
Thomas H. Hunt
Reader's Forum, National Geographic

W A P A 1 9 8 7 O F F I C E R E L E C T I O N B A L L O T

PROPOSAL FOR ADDITION TO THE CONSTITUTION AND BY-LAWS OF THE WYOMING
ASSOCIATION OF PROFESSIONAL ARCHEOLOGISTS

Section XIV -- CODE OF ETHICS

10) A member shall avoid participation in any activity which may result or does result in a conflict of interest, including, but not limited to those circumstances where the member's own economic interest may be affected by his professional duties and responsibilities to an employer or client. In those circumstances in which a conflict of interest is unavoidable, or when the conflict arises after an activity has been undertaken, a member shall make full disclosure of his interests to all participants as soon as is feasible.

APPROVE _____ NOT APPROVE _____ ABSTAIN _____

SLATE OF OFFICERS --- VOTE FOR ONE IN EACH CATEGORY!!

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Jim Welch _____

Executive Committee Member-at-large

Craig Bromley _____

Mark Miller _____

Carl Spath _____

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Julie Francis
OWSA
Box 3431
University Station
Laramie, Wyo 82071

SIGNATURE _____

JULIE FRANCIS
OWSA
BOX 3431
UNIVERSITY STATION
LARAMIE, WY 82071

FALL WAPA MEETING

OCTOBER 31 - NOVEMBER 1

HOLIDAY INN
THERMOPOLIS

BUSINESS MEETING

1:30 p.m.
Oct. 31

FORUM ON PITHOUSES

9:30 a.m.
NOV. 1.

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