

**MEMORANDUM OF AGREEMENT
AMONG
THE BUREAU OF RECLAMATION
AND
THE NEVADA STATE HISTORIC PRESERVATION OFFICER
FOR THE INSTALLATION OF A SHADE CANOPY ON THE SOUTH WALL OF THE
EXHIBIT BUILDING AT HOOVER DAM, CLARK COUNTY, NEVADA**

WHEREAS, the Bureau of Reclamation, Lower Colorado Dams Office (Reclamation) is proposing to install a triangular-shaped, high-density polyethylene mesh shade canopy measuring approximately 25 feet by 25 feet by 38 feet, that will be a solid tan color, on the southern elevation of the Hoover Dam Exhibit Building (the "Undertaking"), which will occur within the Undertaking's area of potential effect (APE) as depicted in Figures A.1, A.2, and A.3; and

WHEREAS, the mounting system for the shade canopy consists of stainless eyebolts and supporting hardware that will be screwed into four anchors to be installed in holes drilled into the southern elevation of the Exhibit Building approximately 12 inches below the parapet, and in three anchors drilled installed in to the natural rock wall that is perpendicular to the building's southern elevation; and

WHEREAS, the shade canopy would be installed on a seasonal basis, primarily from April 1st to September 30th in consideration of public health and safety to provide shade and shelter to the visiting public at Hoover Dam during the periodic season of excessively hot weather; and

WHEREAS, Reclamation, in consultation with the Nevada State Historic Preservation Officer (SHPO) have previously determined that the Hoover Dam Exhibit Building (26CK7113/ HAER No. NV-27-Z) is eligible for listing in the National Register of Historic Places under Criterion "A" for its association with tourism at Hoover Dam, and Criterion "C" for its representation of Art Deco or Style Modern architecture of the 1920s and 1930s, and that the Exhibit Building is also a contributing element to the Hoover Dam National Historic Landmark and the future Hoover Dam National Historic District; and

WHEREAS, Reclamation has found the Undertaking will have an adverse effect on the historic fabric of the Exhibit Building and the integrity of the building's setting and feeling through the introduction of a non-historic, and non-compatible, visual element and has consulted with the SHPO pursuant to 36 C.F.R. § 800 of the regulations implementing Section 106 of the National Historic Preservation Act (NHPA; 54 U.S.C. § 306108) concerning its finding; and

WHEREAS, in accordance with 36 CFR § 800.6(a)(1) Reclamation has notified the Advisory Council on Historic Preservation (ACHP) of its adverse effect finding and provided the ACHP with the documentation specified at 36 CFR § 800.11(e) and the ACHP has chosen not to participate in the consultation pursuant to 36 CFR § 800.6(a)(1)(iii); and

NOW, THEREFORE, Reclamation and the SHPO agree that the Undertaking shall be implemented in accordance with the following stipulations in order to take into account the effect of the Undertaking on historic properties.

Stipulations

Reclamation shall ensure the following stipulations are carried out:

1. Installation of historic display to be present only when the shade canopy is in use:
 - A. Reclamation will develop an educational information display (display) that will convey information to the visiting public about the construction history and architectural design of the Exhibit Building. Reclamation will submit the draft format of the display to the SHPO for review and comment. The SHPO will have 15 calendar days from their receipt to review the information and respond to Reclamation about its adequacy. If the SHPO does not respond within 15 calendar days, the Reclamation shall assume approval and develop the display. If SHPO requests changes, Reclamation will make the recommended revisions.
 - B. Reclamation will fabricate and assemble the display for installation at the Exhibit Building within twelve (12) months after the installation of the shade canopy. Reclamation will ensure that the display will not be attached in any manner to the Exhibit Building or any other historic architectural element associated with Hoover Dam. Reclamation shall electronically notify the SHPO when the shade canopy is installed.

2. Post Implementation Photo Documentation

Reclamation shall electronically submit a series of photographs to the SHPO of the installed shade canopy within twelve (12) months of its installation.

3. Duration of This Agreement

This MOA will expire if its stipulations are not carried out within five (5) years from the date of its execution. At such time, and prior to work continuing on the Undertaking, Reclamation shall either (a) execute a MOA pursuant to 36 CFR § 800.6, or (b) request, take into account, and respond to the comments of the ACHP under 36 CFR § 800.7. Prior to such time, Reclamation may consult with the SHPO to reconsider the terms of the MOA and amend it in accordance with Stipulation 5 below. Reclamation shall notify the SHPO as to the course of action it will pursue.

4. Dispute Resolution

Should any Signatory to this MOA object at any time to any actions proposed or the manner in which the terms of this MOA are implemented, Reclamation shall consult with such party to resolve the objection. If Reclamation determines that such objection cannot be resolved, Reclamation will:

- A. Forward all documentation relevant to the dispute, including Reclamation's proposed resolution, to the ACHP. The ACHP shall provide Reclamation with its advice on the

resolution of the objection within thirty (30) days of receiving adequate documentation. Prior to reaching a final decision on the dispute, Reclamation shall prepare a written response that takes into account any timely advice or comments regarding the dispute from the ACHP, the SHPO, and other consulting parties, and provide them with a copy of this written response. Reclamation will then proceed according to its final decision.

- B. If the ACHP does not provide its advice regarding the dispute within the thirty (30) day time period; Reclamation may make a final decision on the dispute and proceed accordingly. Prior to reaching such a final decision, Reclamation shall prepare a written response that takes into account any timely comments regarding the dispute from the SHPO and other consulting parties to the MOA, and provide them and the ACHP with a copy of such written response.
- C. Reclamation's responsibilities to carry out all other actions subject to the terms of this MOA that are not the subject of the dispute remain unchanged.

5. Amendments

This MOA may be amended when such an amendment is agreed to in writing by all Signatories. The amendment will be effective on the date a copy signed by all of the Signatories is filed with the ACHP.

6. Termination

If any Signatory to this MOA determines that its terms will not or cannot be carried out, that party shall immediately consult with the other party to attempt to develop an amendment per Stipulation 5, above. If within thirty (30) days an amendment cannot be reached, any Signatory may terminate the MOA upon written notification to the other Signatory.

Once the MOA is terminated, and prior to work continuing on the Undertaking, Reclamation must either (a) execute an MOA pursuant to 36 CFR § 800.6, or (b) request, take into account, and respond to the comments of the ACHP under 36 CFR § 800.7. Reclamation shall notify the SHPO as to the course of action it will pursue.

EXECUTION of this MOA by Reclamation and the SHPO, and the implementation of its terms, will evidence that Reclamation has afforded the ACHP an opportunity to comment on the Undertaking and that Reclamation has taken into account the effects of the Undertaking on historic properties.

SIGNATORY PARTIES

BUREAU OF RECLAMATION

By: Robert Skordas
Robert Skordas, Area Manager, Lower Colorado Dams Office

Date: 08/15/16

NEVADA STATE HISTORIC PRESERVATION OFFICER

By: Rebecca L. Palmer
Rebecca L. Palmer, Nevada Historic Preservation Officer

Date: 8/15/16

Appendix A
1:24,000 USGS Map, Aerial Photograph and Exhibit Building Photograph showing location of
the Hoover Dam Exhibit Building Area of Potential Effect

Hoover Dam Exhibit Building

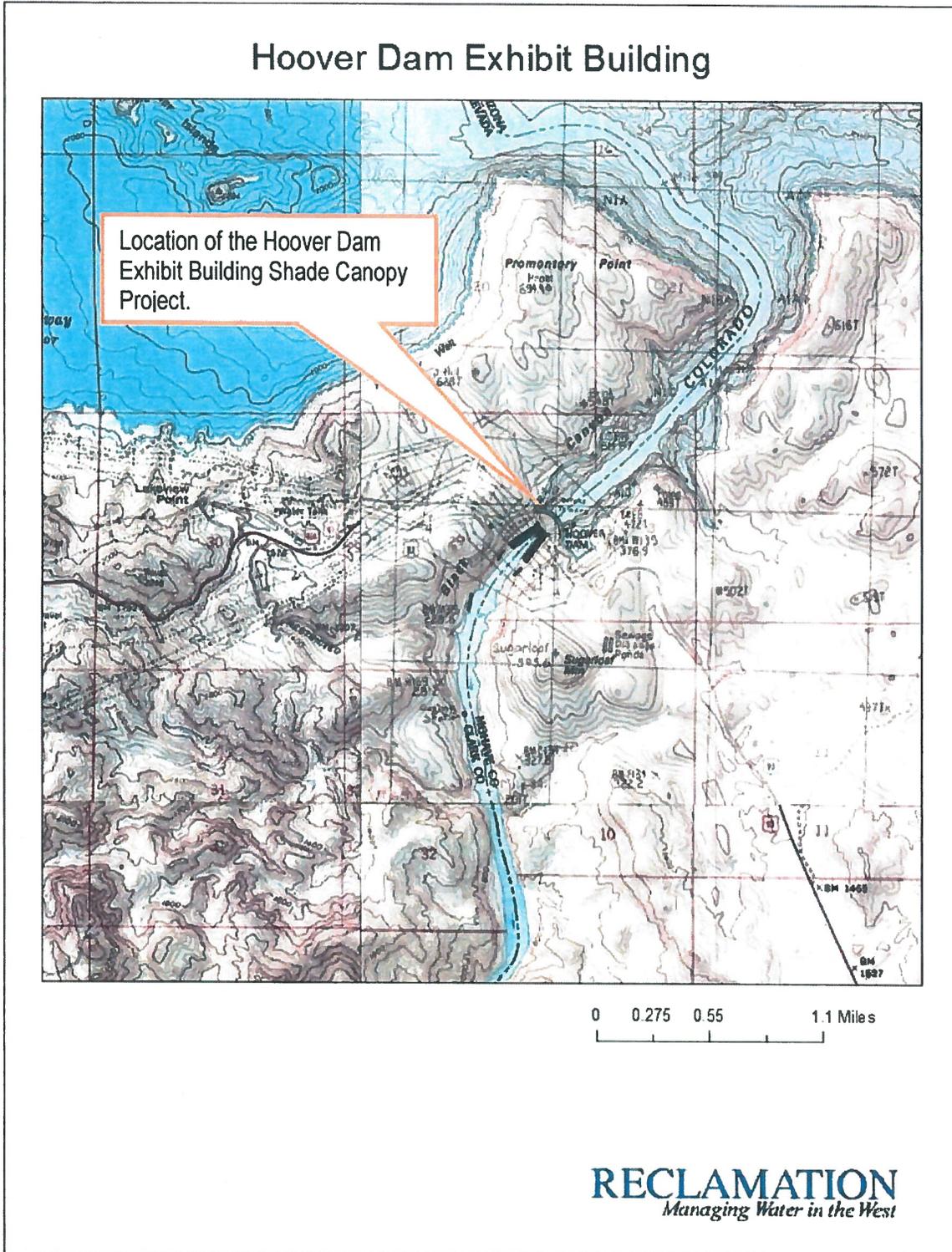


Figure A 1. USGS Hoover Dam Quad showing the location of the Hoover Dam Exhibit Building APE at T22S, R65E, Section 29.

Memorandum of Agreement for the Installation of a Shade Canopy on the South Wall of the Exhibit Building At Hoover Dam, Clark County, Nevada

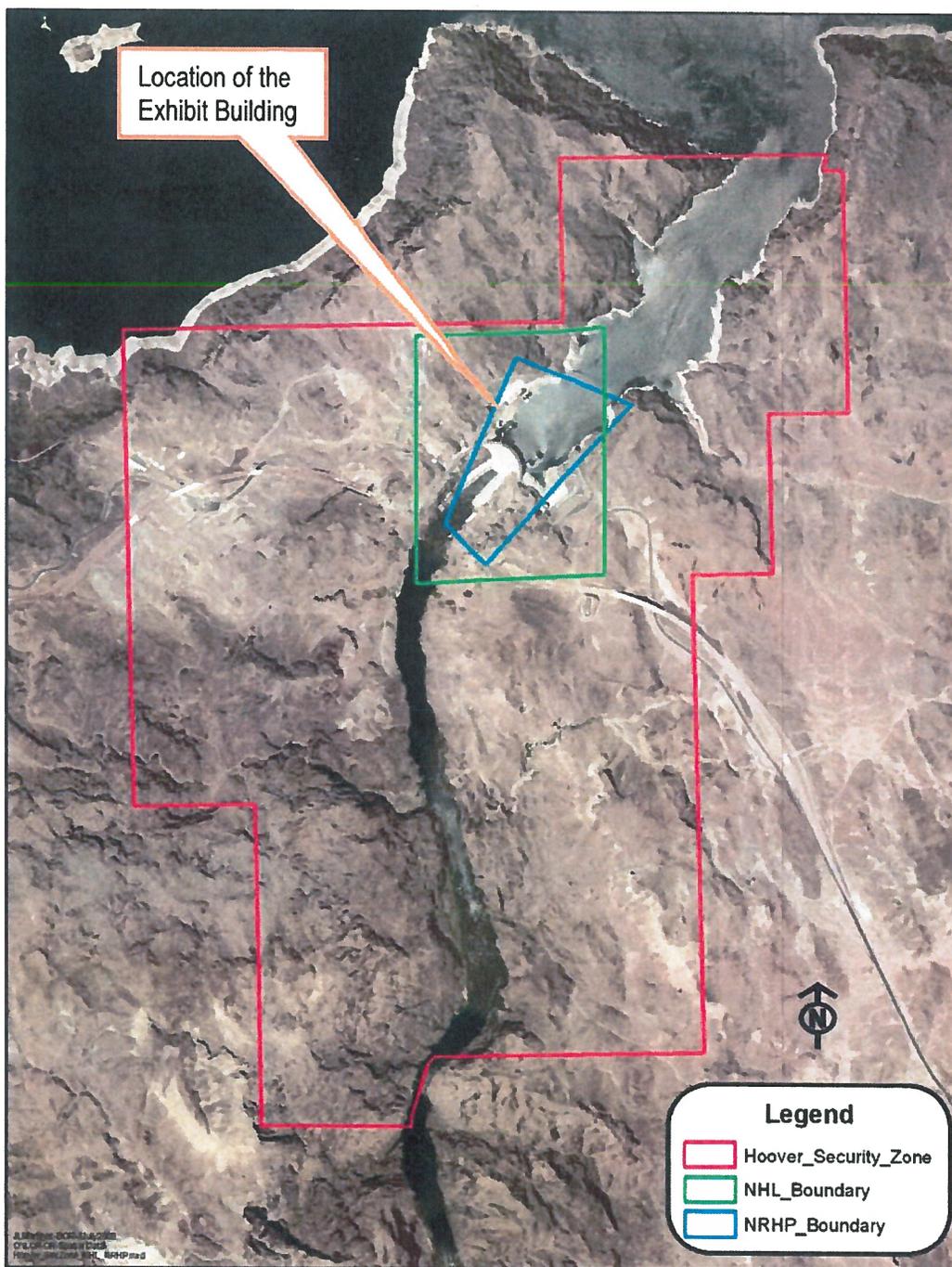


Figure A 2. Aerial photo showing the location of the Exhibit Building in relation to the Hoover Dam NHL Boundary and the NRHP Boundary.



Figure A 3. Photo showing the south elevation of the Hoover Dam Exhibit Building and the Shade Cover Installation Project Area.