

**MEMORANDUM OF AGREEMENT
BETWEEN BUREAU OF LAND MANAGEMENT-
MT. LEWIS FIELD OFFICE,
THE NEVADA STATE HISTORIC PRESERVATION OFFICER,
AND
NEVADA VANADIUM, LLC.
REGARDING THE
GIBELLINI MINE PROJECT, EUREKA COUNTY, NEVADA**

WHEREAS, DOI Bureau of Land Management (BLM) plans to permit Nevada Vanadium, LLC. (NVV) to conduct mining operations within the Gibellini Mine Plan of Operations (Mine) in Eureka County, Nevada, and the Mine, partly located on public lands managed by BLM Battle Mountain District, is an undertaking pursuant to Title 54 U.S.C. § 300101, et. seq., commonly known as the National Historic Preservation Act of 1966, as amended (NHPA), and Title 54 U.S.C. § 306108, commonly known as Section 106 of the NHPA (Section 106), and its implementing regulations, 36 Code of Federal Regulations (CFR) Part 800; and

WHEREAS, NVV proposes to construct and operate an open pit mine in the southern extent of the Fish Creek Range. Facilities associated with the Mine include development of an open pit mine, rock disposal area, crushing facilities and stockpile, heap leach pad, process facility, process and make-up water ponds, borrow areas, mine and access roads, water and power supply lines, and ancillary facilities. The estimated project life consists of 1.5 years of construction, 7 years of operation, 4 years of active reclamation and closure, and up to 30 years of post-closure monitoring. In addition, NVV would complete exploration activities as part of the proposed Mine project. The project area consists of a total of 6,456 acres of BLM-administered land, of on which approximately 806 acres of surface disturbance would occur due to project-related activities. No state or private lands are included in the Mine area. Surface disturbances resulting from the Mine, with the exception of the 85-acre open pit, would be reclaimed by NVV with the intent to reclaim areas within the project area to a beneficial post-mining land use, prevent unnecessary degradation of the environment, and reclaim disturbed areas to ensure visual and functional compatibility with surrounding areas. The 85-acre open pit would not be reclaimed. Final reclamation of the project area would occur at the end the project although every effort would be made to identify concurrent reclamation opportunities during the life of the operation; and

WHEREAS, BLM has defined the Mine's area of potential effects (APE) as all geographic areas within which the Mine may have effects on historic properties (Attachments B1 and B2). BLM has determined that the direct physical effects area is the area of land within the Plan of Operations Boundary, and the visual, audible, and atmospheric effects area is a variable boundary extending up to five (5) miles from the Mine; and

WHEREAS, BLM, in consultation with the Nevada State Historic Preservation Office (SHPO), has determined that the Mine has the potential to adversely affect nine (9) historic properties and one (1) unevaluated cultural resource within the APE (Attachment C); and

WHEREAS, BLM has consulted with the Te-Moak Tribe of Western Shoshone, Ely Shoshone Tribe, Yomba Shoshone Tribe, Timbisha Shoshone Tribe, the South Fork Band of Western Shoshone, and the Duckwater Shoshone Tribe concerning the Mine, and has invited all six Bands or Tribes (hereinafter collectively referred to as Tribes) to participate in the Memorandum of Agreement (MOA) as Concurring Parties; and

WHEREAS, BLM has consulted with NVV regarding the effects of the Mine on historic properties and has invited them to sign this MOA; and

WHEREAS, BLM has not invited the Advisory Council on Historic Preservation (ACHP) to participate in consultation because the Mine does not meet the requirements for their participation as specified in Component 5 of the 2012 *Programmatic Agreement Among the Bureau of Land Management, the Advisory Council on Historic Preservation, and the National Conference of State Historic Preservation Officers Regarding the Manner in Which BLM Will Meet Its Responsibilities Under the National Historic Preservation Act*; and

WHEREAS, the Signatories and Invited Signatory (referred to collectively as Parties or individually as Party) agree that it is in the public interest to expend funds to recover significant information and to mitigate those historic properties that will be adversely affected by the Mine; and

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

STIPULATIONS

BLM shall ensure the following measures are carried out:

I. HISTORIC PROPERTIES TREATMENT PLAN (HPTP) DEVELOPMENT AND IMPLEMENTATION

- A. NVV, through a cultural resource management (CRM) firm meeting BLM's and the Secretary of the Interior's Professional Qualifications standards, will prepare an HPTP. This document will be consistent with the Secretary of the Interior's Standards and Guidelines for Archaeology and Historic Preservation (48 CFR 44716-37), the guidance provided in the ACHP's Section 106 Archaeology Guidance (www.achp.gov/archguide) (2009), and the documentation requirements of Appendix F of the *State Protocol Agreement between the Bureau of Land Management, Nevada, and the Nevada State Historic Preservation Officer for Implementing the National Historic Preservation Act* (December 2014) (State Protocol) as appropriate.

The HPTP will contain a testing plan for the unevaluated resource and a mitigation strategy for the historic properties. BLM is considering 26Eu9726 to be eligible for the National Register of Historic Places (NRHP) until an eligibility determination can be made by BLM, in consultation with the SHPO, in accordance with the testing plan described in the HPTP. BLM will amend the HPTP, as needed, if 26Eu9726 is determined eligible to include mitigation strategies for that historic property.

1. BLM will ensure the NVV provides funds to support a CRM firm and qualified persons in the implementation of the HPTP, including, but not limited to, documentation and testing of unevaluated cultural resources to determine effects and mitigation needs, mitigation of archaeological site(s) and other historic properties, artifact processing, writing a summary report of findings or other materials required by the HPTP, writing the draft and final report(s) of findings, and curation of artifacts as set forth in the HPTP.
- B. NVV shall submit the draft HPTP to BLM. BLM will review the draft HPTP and provide comment to NVV within thirty (30) calendar days of receipt.
- C. NVV, through their CRM firm, shall revise the draft HPTP to address BLM comments.
- D. Upon BLM approval of the draft HPTP, BLM shall submit the draft HPTP to the SHPO for review and comment.
- E. The SHPO will review the draft HPTP within thirty (30) calendar days of receipt. If the SHPO does not respond within thirty (30) days, BLM may finalize the HPTP.
- F. BLM shall provide all SHPO comments to NVV to revise the HPTP.
- G. BLM shall provide the revised draft final HPTP to the SHPO review and comment.
- H. The SHPO will review the revised draft final HPTP within fifteen (15) calendar days of receipt. If the SHPO does not respond within fifteen (15) calendar days, BLM may finalize the HPTP.
- I. Upon final approval of the HPTP by BLM, the document shall become Attachment E to this MOA.
- J. If BLM determines, in consultation with the SHPO, that 26Eu9726 is eligible for the NRHP, the Parties will revise Attachment E, as needed.
 1. Review of any revisions will occur in the same manner as the original HPTP (Stipulation I.B through Stipulation I.F).
 2. Revisions to Attachment E will not require an amendment to the MOA per Stipulation VIII below.

II. Notices to Proceed (NTP)

Upon execution of the MOA, NVV shall complete or implement all BLM approved avoidance measures to avoid effects to the historic properties (e.g., fencing, archaeological monitoring) before BLM may authorize NVV to conduct mining operations in areas outside of established avoidance buffer zones. NVV shall avoid any intrusions into the historic property boundaries until BLM issues an NTP to NVV.

A. NTP Process for Testing Plans

1. The CRM firm hired by NVV will provide BLM with a summary of fieldwork after that phase of testing at 26Eu9726 has been performed in accordance with the HPTP.
2. BLM shall review the summary within two (2) working days of receipt and shall notify NVV that BLM either accepts or rejects the summary.
3. If BLM approves the summary, BLM shall provide a copy of the summary, along with BLM's determination of NRHP eligibility, to the SHPO for review.
4. The SHPO may review the fieldwork summary and BLM's determination of eligibility within fifteen (15) calendar days of receipt. If the SHPO does not respond within fifteen (15) calendar days, BLM may finalize the HPTP by completing the following:
 - a) BLM may begin preparing an amendment to Attachment E in accordance with Stipulation I.J, above if 26Eu9726 is determined eligible for the NRHP.
 - b) BLM may issue the NTP to NVV for work within 26Eu9726 if determined not eligible for the NRHP.
5. BLM shall provide the SHPO's comments on the fieldwork summary to NVV to revise.
6. BLM shall provide the revised fieldwork summary to the SHPO for review and comment.
7. The SHPO will review the revised fieldwork summary within fifteen (15) working days from receipt. If the SHPO does not respond in a timely fashion, BLM may finalize the HPTP in accordance with Stipulation II.A.4.a above.

B. NTP Process for Mitigation

BLM may provide NVV with an NTP after BLM, in consultation with the SHPO, has the opportunity to review the fieldwork portion of the mitigation to ensure compliance with the HPTP. To ensure compliance, the following will be carried out:

1. The CRM firm hired by NVV will provide BLM with a summary of fieldwork after that phase of mitigation for the historic property has been performed in accordance with the HPTP.
2. BLM shall review the fieldwork summary within two (2) working days of receipt and shall notify NVV that BLM either accepts or rejects the fieldwork summary.
3. If BLM approves of the fieldwork summary, BLM shall provide a copy of the fieldwork summary to the SHPO for review.

4. SHPO shall review the fieldwork summary within fifteen (15) calendar days of receipt. If the SHPO does not respond in a timely fashion, BLM may issue an NTP to NVV for work within the avoidance area.
5. BLM shall provide all timely SHPO comments on the fieldwork summary to NVV to revise.
6. BLM shall provide the revised fieldwork summary to the SHPO for review and comment.
7. The SHPO will review the revised fieldwork summary within fifteen (15) working days from receipt. If the SHPO does not respond in a timely fashion, BLM may finalize the HPTP in accordance with Stipulation II.A.4.a above.

III. DURATION

This MOA will expire when the stipulations are completed or five (5) years from the date of its execution, whichever comes first. BLM may consult with all Parties prior to expiration in order to re-examine the terms of the MOA, determine if those terms remain acceptable, and renew the MOA for another period of time not to exceed five (5) years.

If any historic property remains unmitigated at the time of expiration, and work is planned to continue on the Mine that would adversely affect any historic properties, BLM shall either (a) execute a new 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, BLM may consult with the other Parties to reconsider the terms of the MOA and amend it in accordance with Stipulation VIII below. BLM shall notify the Parties as to the course of action it will pursue.

IV. POST-REVIEW DISCOVERIES

NVV will notify BLM of all post-review discoveries in accordance with stipulations in Attachment D. If possible historic properties are discovered or unanticipated effects on historic properties found, BLM shall implement additional treatment according to the approved plan(s). NVV shall avoid all post-review discoveries until BLM issues an NTP in accordance with Stipulation II of this MOA.

V. MONITORING AND REPORTING

- A. The CRM firm hired by NVV to implement the HPTP, or to provide monitoring, will submit progress reports to BLM as each phase is completed. This report shall include any scheduling changes proposed, any problems encountered, and any disputes and objections received in BLM's efforts to carry out the terms of this MOA.
- B. BLM shall provide all Parties with a summary report detailing work carried out pursuant to its terms once each year until all of the stipulations of the MOA have been met. Such report shall include any scheduling changes proposed, any problems encountered, and any disputes and objections received in BLM's efforts to carry out the terms of this MOA.

VI. DISPUTE RESOLUTION

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

- A. Forward the documentation relevant to the dispute, including BLM's proposed resolution, to the ACHP. The ACHP shall provide BLM 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, BLM shall prepare a written response that takes into account any timely advice or comments regarding the dispute from the ACHP and the Parties and provide them with a copy of this written response. BLM 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, BLM may make a final decision on the dispute and proceed accordingly. Prior to reaching a final decision, BLM shall prepare a written response that takes into account any timely comments regarding the dispute from the Parties, and provide them and the ACHP with a copy of such written response.

BLM's responsibilities to carry out all other actions subject to the terms of the MOA that are not the subject of the dispute remain unchanged.

VII. ANNUAL COORDINATION MEETING

On or about each anniversary of the effective date of this MOA, the Parties will confer and, if it is proposed by a Party, will meet to discuss activities described in this MOA. A Party may invite others to participate in the discussion and meetings.

VIII. AMENDMENT

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

IX. TERMINATION

If any Party to this MOA determines that its terms will not or cannot be carried out, that Party shall immediately consult with the other Parties to attempt to develop an amendment per Stipulation VIII above. If within thirty (30) days (or another time period agreed to by all Parties) an amendment cannot be reached, any Party may terminate the MOA upon written notification to the other Parties.

Once the MOA is terminated, and prior to work that has been found to have an adverse effect on a historic property, and for which an NTP has not been issued, BLM 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. BLM shall notify the Parties as to the course of action it will pursue.

X. TRANSFER

If the Mine is sold or otherwise transferred to another operator or entity, all provisions of this MOA will remain in effect unless the MOA is amended or terminated following the stipulated processes. BLM shall notify the SHPO of any sale or transfer within sixty (60) days of the event.

EXECUTION of this MOA by BLM and the SHPO and implementation of its terms is evidence that BLM has taken into account the effects of this undertaking on historic properties.

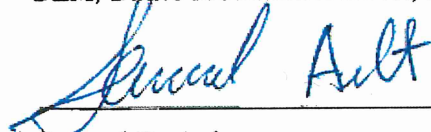
This MOA may be executed in counterparts, each of which shall constitute an original, and all of which shall constitute one and the same agreement.

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REGARDING THE
GIBELLINI MINE PROJECT, EUREKA COUNTY, NEVADA**

SIGNATORIES:

BLM, Battle Mountain District, Mount Lewis Field Office



5/17/2023

Saumel D. Ault
Acting Field Manager, Mount Lewis Field Office

Date

State Historic Preservation Office



5/18/2023

Rebecca Lynn Palmer
Nevada State Historic Preservation Officer

Date

INVITED SIGNATORIES:

Nevada Vanadium, LLC.

Ron Espell
President, Nevada Vanadium, LLC

Date

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CONCURRING PARTIES:

Te-Moak Tribe of Western Shoshone

Joseph Holley, Chairman
Te-Moak Tribe of Western Shoshone

Date

Ely Shoshone Tribe

Diane Buckner, Chairwoman
Ely Shoshone Tribe

Date

Yomba Shoshone Tribe

Darryl Brady, Chairman
Yomba Shoshone Tribe

Date

Timbisha Shoshone Tribe

Jimmy-John Thompson, Chairman
Timbisha Shoshone Tribe

Date

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CONCURRING PARTIES (contd.):

South Fork Band of Western Shoshone

Duane Garcia Sr., Chairman
South Fork Band of Western Shoshone

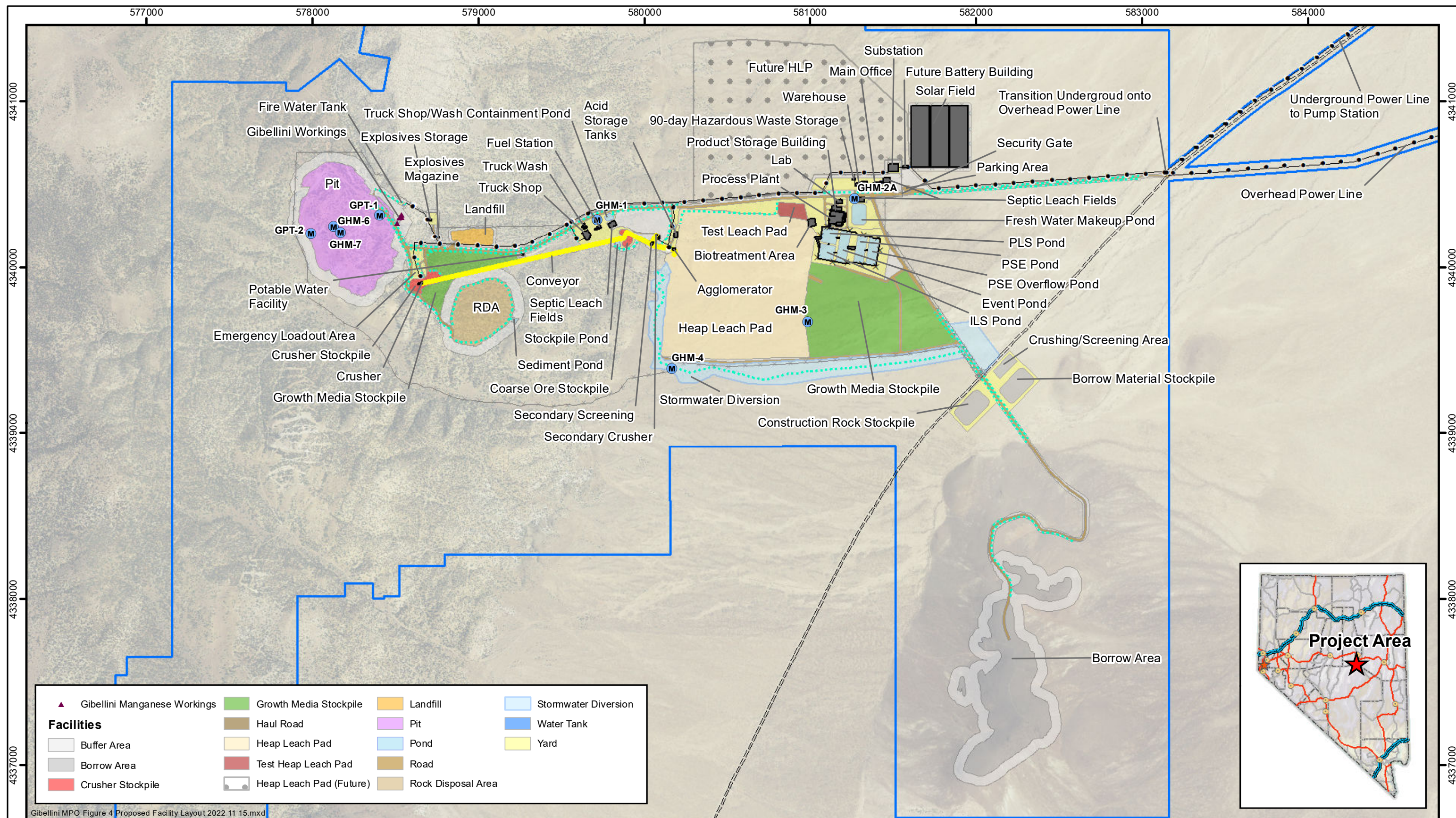
Date

Duckwater Shoshone Tribe

Warren Graham
Duckwater Shoshone Tribe

Date

ATTACHMENT A: MAP OF THE GIBELLINI MINE PROPOSED FACILITIES



Gibellini Manganese Workings

Facilities

Buffer Area

Borrow Area

Crusher Stockpile

Growth Media Stockpile

Haul Road

Heap Leach Pad

Test Heap Leach Pad

Heap Leach Pad (Future)

Landfill

Pit

Pond

Road

Rock Disposal Area

Stormwater Diversion

Water Tank

Yard

Gibellini MPO Figure 4 Proposed Facility Layout 2022 11 15.mxd

Monitoring Well

Gibellini Project Boundary

Stormwater Diversion Channel

Fence

Process Pond Fence

Power Line

Conveyor

Structures

Gibellini Project

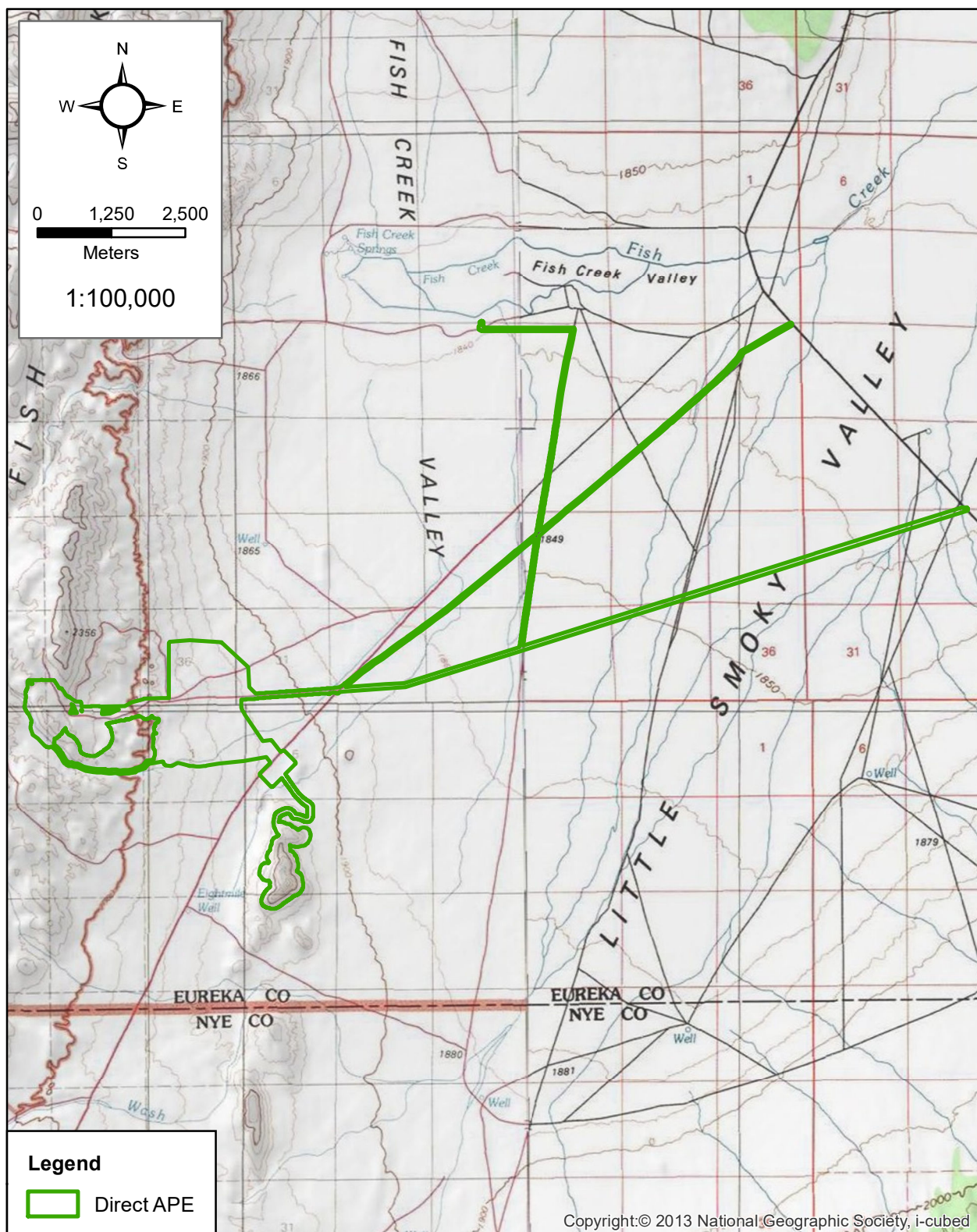
Proposed Facility Layout

Attachment A

Date: 11/15/2022

Drawn by: M.S.

ATTACHMENT B1: MAP OF THE GIBELLINI MINE PHYSICAL EFFECTS AREA



Attachment B1: Gibellini Mine Direct APE

Base Map: USGS 1:100,000 *Mount Hamilton, Nev., 1979* and *Summit Mountain, Nev., 1978*. T.15-16N., R.52-54E., Sections 1-3, 34-36, 6-7, 18, 9, 13-16, 23-23, 25-28, 31-35, 20 and 29-30, Datum (NAD 83, meters)

Project: Class III for Prophecy Development's Gibellini Project, Eureka County, Nevada (KEC-1319)

Report No. BLM6-3274(P)

Author: Kautz Environmental Consultants, Inc.

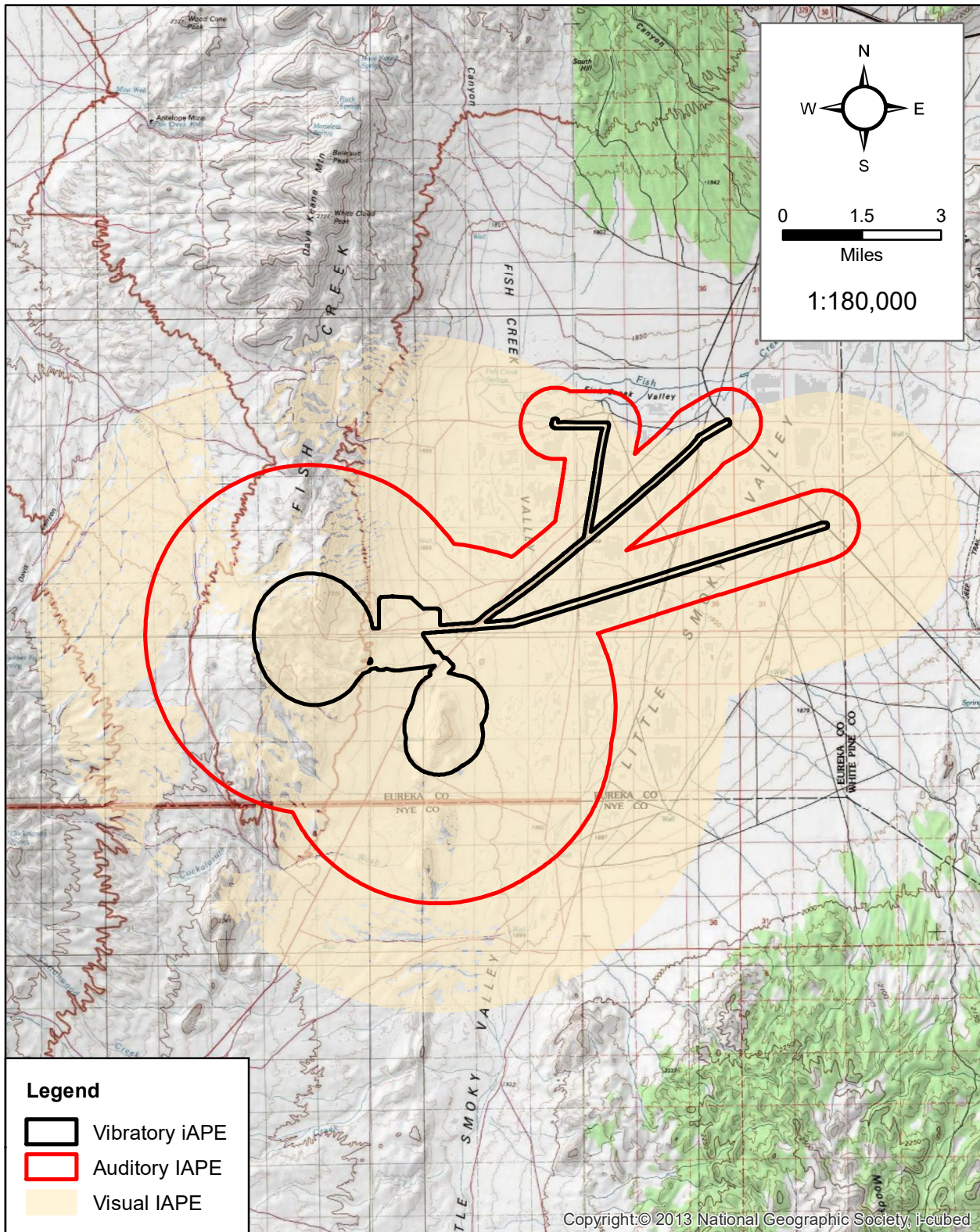
Date: 02/16/2023

kautz

ENVIRONMENTAL CONSULTANTS, INC.



**ATTACHMENT B2: MAP OF THE GIBELLINI MINE VISUAL, AUDIBLE, AND
ATMOSPHERIC AREA**



Attachment B2: Gibellini Mine Indirect APE
 Base Map: USGS 1:100,000 *Mount Hamilton, Nev.*, 1979 and *Summit Mountain, Nev.*, 1978. T.15-16N., R.52-54E., Datum (NAD 83, meters)
 Project: Class III for Prophecy Development's Gibellini Project, Eureka County, Nevada (KEC-1319)
 Report No. BLM6-3274(P)
 Author: Kautz Environmental Consultants, Inc.
 Date: 2/21/2023

kautz
 ENVIRONMENTAL CONSULTANTS, INC.



**ATTACHMENT C: LIST OF HISTORIC PROPERTIES AND UNEVALUATED
RESOURCES ADVERSELY AFFECTED BY THE GIBELLINI MINE PROJECT**

State Resource Number	Agency Resource Number CrNV-	NRHP
26Eu4981	63-14663	Eligible, Criterion D
26Eu5043	63-15203	Eligible, Criterion D
26EU5078	63-15233	Eligible, Criteria B and D
26Eu9714	63-22105	Eligible, Criterion D
26Eu9718	63-22109	Eligible, Criterion D
26Eu9719	63-22110	Eligible, Criterion D
26Eu9721	63-22112	Eligible, Criterion D
26Eu9726	63-22117	Unevaluated
D172	Fish Creek Carbonari District	Eligible, Criteria A, C and D
D349	Fish Creek Ranch District	Eligible, Criterion A

ATTACHMENT D: POST-REVIEW DISCOVERIES PLAN

Discoveries Plan for the Gibellini Mine Project

1. Discoveries of previously unidentified historic properties or unanticipated adverse effects to known historic properties are not anticipated, however if there is a post-review discovery or unanticipated effect, BLM will ensure that the following stipulations are met. These provisions will be included in all construction, operations, and maintenance plans and project managers will brief field personnel.
2. Prior to the implementation of the Mine, NVV will provide the Parties to this MOA with a list of employees with the authority to halt activities in a post-review discovery or unanticipated effect situation, and who will be responsible for notifying BLM of any discoveries or unanticipated effects. At least one of these authorized persons will be available via telephone during all ground-disturbing undertaking activities.
3. Post-Review Discovery/Unanticipated Effect:
 - a. Cultural resources not previously identified which are discovered during the undertaking are subject to the terms outlined in the State Protocol Agreement. If, at any point, such resources that are not defined in V.B.1.a of the State Protocol Agreement as categorically not eligible for the NRHP are discovered or an unanticipated effect occurs, all ground-disturbing activities within fifty (50) meters of the initial location of discovery or effect will cease immediately (except as outlined in Section 3.h below) and NVV shall take adequate steps to ensure the protection of the discovered resource or affected site. Activity within this 50-meter buffer area will remain halted until BLM agency official issues an NTP following the procedure outlined in Stipulation II.
 - b. BLM shall notify the Parties and any community that ascribes significance to the affected property through email, or phone call, within 48 hours of the discovery or unanticipated effect. This notification shall describe the nature of the discovery or unanticipated effect, describe the plan to protect the discovery or the resource(s) subject to an unanticipated effect in order to reduce/minimize effects to the extent practicable, and provide a timeline for carrying out the rest of the provisions in this section.
 - c. Upon notification of a discovery or unanticipated effect (with the exception of human remains in Section 4 below) BLM will ensure that adequate documentation is acquired from NVV or NVV's CRM contractor to facilitate a determination of NRHP eligibility and effect upon a discovery; or a determination of effect upon a known historic property (no effect, no adverse effect, or adverse effect) followed by recommended treatment measures for any effect to a historic property determined to be adverse.

- d. BLM shall ensure that all post-review discoveries or unanticipated effects are documented in accordance with the current Guidelines and Standards. Reports shall be submitted by BLM to the SHPO, and other consulting Parties in accordance with the State Protocol.
- e. BLM shall make a determination of NRHP eligibility for all post-review discoveries and a determination of effect for all unanticipated effects. BLM shall also make a determination of what actions must be taken to avoid, minimize, or mitigate any identified adverse effects.
- f. BLM shall provide the Parties, and Concurring Parties, with its NRHP eligibility and effects determination of the property and any proposed action to resolve adverse effects. BLM shall afford the Parties and Concurring Parties five (5) working days from receipt to review and comment. Following the 5-day consultation period, BLM shall address any comments provided by the Parties and Concurring Parties regarding NRHP eligibility and, if appropriate, actions to be taken in resolving adverse effects, and proceed. If BLM receives no timely response, BLM shall proceed with implementation.
- g. If a mitigation/treatment plan or other measures are adopted, undertaking activities in the 50-meter buffer, or other appropriate distance determined by BLM, will remain suspended until NVV is notified by BLM agency official via an NTP that they may resume.
- h. If the location/existence of a Traditional Cultural Place (TCP) is revealed to BLM post-review, BLM shall follow the procedures below. A TCP is a historic property because of its association with the cultural practices or beliefs of a living community that are rooted in that community's history and are important in maintaining the continuing cultural identity of that community (NRHP Bulletin 38).
 - i. BLM shall afford the community that ascribes significance to the property thirty (30) working days to provide BLM agency official with the following information:
 - a) A clear and tangible property boundary; and
 - b) a clear and concise statement that shows why the property is important to the development and maintenance of the community's cultural identity, cultural practices, or beliefs; and
 - c) a justification for why the property was not known or revealed during earlier efforts to identify historic properties.
 - ii. If the community that identified a previously undisclosed TCP fails to provide information within the allotted time, and there are no other unanticipated discoveries or unanticipated effects associated with the undertaking, the undertaking may proceed without further review.

- iii. Upon receipt of information regarding the TCP set forth in Section 3.h.i above, BLM, in consultation with the SHPO and any community that may attach significance to the TCP, shall make a determination of eligibility for the NRHP and a determination of effect. The BLM agency official will also determine of what actions must be taken to avoid, minimize, or mitigate any identified adverse effects, including the spatial extent of any temporary shutdown, if appropriate.
 - iv. BLM shall provide the Parties and Concurring Parties with its NRHP eligibility and effects determination for the TCP and any proposed actions to resolve adverse effects. The Parties and Concurring Parties will have five (5) working days to review and comment on the submission. BLM shall take into account and address any timely comments provided by the Parties and affected community regarding eligibility and, if appropriate, actions to be taken in resolving adverse effects, and proceed. If the Parties or the affected community do not respond in a timely fashion, BLM shall proceed with implementation.
- 4. Human remains and associated funerary objects may be discovered during development or during controlled archaeological investigations. BLM and NVV and its contractors will follow the requirements of 43 CFR 10.4 (Inadvertent Discoveries) of the regulations implementing the Native American Graves Protection and Repatriation Act (NAGPRA) for human remains discovered on public land, and NRS 383.150 to 383.190 for human remains discovered on state and private land. This MOA is intended to meet the terms found in NRS 383.121 as amended, for an “existing agreement with a federal agency that was executed pursuant to federal law and that related to the discovery of prehistoric native Indian human remains or a funerary object.” Execution of this MOA means that the provisions for notification found in NRS 383.121, as amended, do not apply. Standard notification requirements found in NRS 383.150 to NRS 383.190, as amended, do apply.
 - a. In all cases of a discovery of human remains and associated funerary objects, NVV’s representative will immediately notify BLM agency official, the relevant county coroner or sheriff, and the SHPO. Contact will be by phone or in person, followed by written notification, of any discoveries of human remains, associated or unassociated funerary objects, sacred objects, or objects of cultural patrimony. If requested by BLM or law enforcement, NVV’s CRM contractor, in consultation with the above Parties, will assess age, affiliation, and circumstances of burial, and will notify BLM agency official. BLM will notify the Tribes within three (3) working days. Direction for treatment of human remains will be address in compliance with 43 CFR 10.4 or NRS 383.
 - b. Immediately upon discovery of human remains, all activity will cease within a 50-meter perimeter of the discovery. NVV’s authorized representative will act appropriately to ensure the protection and security of the location. It may be necessary for NVV to provide 24-hour onsite security for NAGPRA associated

discoveries or other discoveries as directed by BLM up to a maximum of 48 hours, at which time BLM or law enforcement shall take over site security or take custody of the remains or artifacts. This protection and avoidance will remain in effect until such time as BLM agency official has approved the appropriate disposition of the remains in accordance with applicable local, state, and federal statutes.