

**From: GRIFFIN Dennis \* OPRD**  
**Sent: Thursday, August 07, 2014 10:08 AM**  
**To: Mike**

**[Mike Walker, Education Chair]**  
**[Hugo Neighborhood Association & Historical Society]**  
[P.O. Box 1318]  
[Merlin, Oregon 97532]  
[541-471-8271]  
[Email: hugo@jeffnet.org]

Cc: GILL Kuri \* OPRD; ROPER Roger \* OPRD; Boling Jean; Nederheiser Leta; Neiderheiser Joe; McStravog Larry; Wytcherley Chris; Rarey Kelly; Black Bob HNAHS; Drake Malcolm; Bryan Connie; Makepeace John Hugo Land Use Committee; Butowitsch Mike & Liz HNAHS; Rose Karen HNAHS; Rouse Steve, RA Director; Lovinger Nena Goal 1 Director; Pittock Henry NW OCTA; Ford Jim and Rene Ford

**Subject: RE: Request for Assistance On Laws & Regulations For Oregon Graves & Applegate Trail**

Mike,

Any site that is over 75 years of age and that contains archaeological objects (e.g., abandoned cemetery, remain of a historic homestead, prehistoric encampment) would constitute an archaeological site under state law (ORS 358.905). Burial areas are specifically noted as examples of archaeological sites in ORS 358.905(1)(c)(B). Protection for such sites can be found in ORS 358.920, ORS 390.235, and ORS 97.740. If the cemetery in question has been abandoned more than 75 years ago than it indeed would be recognized as an archaeological site. However, I do not believe that a Smithsonian trinomial has been assigned to this site since an archaeological site form has yet to be completed. Regarding what is listed in the Oregon Commission on Historic Cemeteries' Records, you should contact Kuri Gill, the coordinator for the Commission. I do not have a copy of their records to confirm the status of the cemetery you have noted. Our office has talked with you in the past regarding historic trails such as the Applegate Trail and no new legislation has been signed into law since the early 1990s.

/Dennis /

**Dennis Griffin, Ph.D, RPA**  
**State Archaeologist**  
**Oregon State Historic Preservation Office**  
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Please note: My address has changed and it is now @Oregon.gov rather than the earlier @state.or.us<http://state.or.us>.