

**AMENDMENT TO  
PROGRAMMATIC AGREEMENT**

**AMONG  
NAVAL AIR STATION, FALLON, NEVADA,  
THE NEVADA STATE HISTORIC PRESERVATION OFFICER AND  
THE ADVISORY COUNCIL ON HISTORIC PRESERVATION  
REGARDING THE IDENTIFICATION, EVALUATION AND TREATMENT OF  
HISTORIC PROPERTIES ON LANDS MANAGED BY  
NAVAL AIR STATION, FALLON  
(AGREEMENT)**

**WHEREAS**, the Agreement was executed in August 2011; and

**WHEREAS**, NAS Fallon proposes to modernize the Fallon Range Training Complex (FRTC) and reconfigure operations to meet mission requirements; and

**WHEREAS**, NAS Fallon proposes to amend the Agreement to address undertakings associated with the proposed modernization that may have the potential to affect historic properties; and

**WHEREAS**, NAS Fallon has consulted with the Fallon Paiute Shoshone Tribe, the Walker River Paiute Tribe, the Lovelock Paiute Tribe, the Pyramid Lake Paiute Tribe, the Yerington Paiute Tribe, the Yomba Shoshone Tribe, the Winnemucca Indian Colony of Nevada, the Te-Moak Tribe of Western Shoshone, the Battle Mountain Shoshone Tribe, the Duckwater Shoshone Tribe, the Fort McDermitt Paiute and Shoshone Tribes, the Reno-Sparks Indian Colony, the South Fork Band Council, the Washoe Tribe of Nevada and California, the Wells Band Council, the Summit Lake Paiute Tribe, the Inter-Tribal Council of Nevada, Churchill County, Lander County, the City of Fallon, the Executive Board the Bureau of Land Management, the Oregon California Trails Association, the Lincoln Highway Association, the Churchill County Museum, and the public.

**NOW THEREFORE**, in accordance with Stipulation X of the Agreement, NAS Fallon, the Nevada State Historic Preservation Officer, and the Advisory Council on Historic Preservation agree to amend the Agreement as follows:

1. Amend the first WHEREAS clause so it reads as follows:

WHEREAS, Naval Air Station Fallon, Nevada (NAS Fallon), provides for the air operations and training programs and related support activities, for the fleet, within the FRTC in the State of Nevada; and

AND

2. Amend the NOW THEREFORE clause so it reads as follows:

NOW THEREFORE, NAS Fallon, the Council, and SHPO agree that NAS Fallon undertakings within the FRTC shall be administered in accordance with the stipulations and definitions (Appendix 1) of this Agreement to satisfy NAS Fallon's responsibilities for individual undertakings, as defined at 36 CFR Part 800.16(y).

AND

3. Amend the statement under STIPULATIONS so it reads as follows:

NAS Fallon undertakings within the FRTC will be carried out in accordance with NAS Fallon's ICRMP, the 2009 State Protocol Agreement and the stipulations of this Agreement. When a conflict exists between the ICRMP or the 2009 State Protocol Agreement and the terms of this Agreement, this Agreement shall prevail.

AND

4. Amend Stipulation II.E to read as follows:

For all NAS Fallon undertakings that have the potential to affect historic properties on tribal lands in the State of Nevada, NAS Fallon will carry out its responsibilities pursuant to Section 106 of the NHPA in accordance with 36 CFR 800.

AND

5. Amend Stipulation XII.B to read as follows:

This PA shall expire on December 31, 2024. At least one year prior to the expiration date, NAS Fallon shall initiate consultation with the signatories to review the PA for renewal and/or possible amendment and extension.

AND

6. Amend Stipulation XIII to read as follows:

Execution and implementation of this Agreement evidences that NAS Fallon has satisfied its Section 106 responsibilities with respect to its undertakings within the FRTC.

AND

7. Amend Appendix 1 to include the following definition:

**Fallon Range Training Complex:** For the purpose of this Agreement, all lands under the control and jurisdiction of the Department of the Navy and the associated Special Use Airspace in the State of Nevada.

NAVAL AIR STATION, FALLON, NEVADA

By: \_\_\_\_\_ Date: \_\_\_\_\_  
CAPT Evan Morrison, United States Navy  
Commanding Officer

NEVADA STATE HISTORIC PRESERVATION OFFICER

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Rebecca L. Palmer  
State Historic Preservation Officer

ADVISORY COUNCIL ON HISTORIC PRESERVATION

By: \_\_\_\_\_ Date: \_\_\_\_\_  
John M. Fowler  
Executive Director