

**TEXAS ANTIQUITIES COMMITTEE**

*Archeology Permit # 8525*

This permit is issued by the Texas Historical Commission, hereafter referred to as the Commission, represented herein by and through its duly authorized and empowered representatives. The Commission, under authority of the Texas Natural Resources Code, Title 9, Chapter 191, and subject to the conditions hereinafter set forth, grants this permit for:

**Intensive Survey**

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To be performed on a potential or designated landmark or other public land known as:

**Title:** Archeological Investigations of the Proposed El Paso Multipurpose Performing Arts Center

**County:** El Paso

**Location:** Downtown City of El Paso

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Owned or Controlled by: (hereafter known as the Permittee):

**City of El Paso**

**City #2 218 N. Campbell**

**El Paso TX, 79901**

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Sponsored by (hereafter known as the Sponsor):

**City of El Paso**

**City #2 218 N. Campbell**

**El Paso TX, 79901**

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The Principal Investigator/Investigation Firm representing the Owner or Sponsor is:

**Richard Weinstein**

**Coastal Environments, Inc.**

**1260 Main St.**

**Baton Rouge, LA 70802**

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This permit is to be in effect for a period of:

**0 Years and 0 Months**

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And will expire on:

**10/15/2028**

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During the preservation, analysis, and preparation of a final report or until further notice by the Commission, artifacts, field notes, and other data gathered during the investigation will be kept temporarily at:

**Moore Archeological Consulting, Inc.**

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Upon completion of the final permit report, the same artifacts, field notes, and other data will be placed in a permanent curatorial repository at:

**Centennial Museum, UT of El Paso**

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Scope of Work under this permit shall consist of:

**Remote Sensing and Mechanical Survey of Project Area (See Application scope of work and research design for additional details)**


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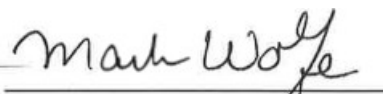
**This permit is granted on the following terms and conditions:**

1. This project must be carried out in such a manner that the maximum amount of historic, scientific, archeological, and educational information will be recovered and preserved and must include the scientific, techniques for recovery, recording, preservation and analysis commonly used in archeological investigations. All survey level investigations must follow the state survey standards and the THC survey requirements established with the projects sponsor(s).
2. The Principal Investigator / Investigation Firm, serving for the Owner/ Permittee and / or the Project Sponsor, is responsible for insuring that specimens, samples, artifacts, materials and records that are collected as a result of this permit are appropriately cleaned, and cataloged for curation. These tasks will be accomplished at no charge to the Commission, and all specimens, artifacts, materials, samples, and original field notes, maps, drawings, and photographs resulting from the investigations remain the property of the State of Texas, or its political subdivision, and must be curated at a certified repository. Verification of curation by the repository is also required, and duplicate copies of any requested records shall be furnished to the Commission before any permit will be considered complete.
3. The Principal Investigator / Investigation Firm serving for the Owner/ Permittee, and / or the Project Sponsor is responsible for the publication of results of the investigations in a thorough technical report containing relevant descriptions, maps, documents, drawings, and photographs. A draft copy of the report must be submitted to the Commission for review and approval. Any changes to the draft report requested by the Commission must be made or addressed in the report, or under separate written response to the Commission. Once a draft has been approved by the Commission, one(1) printed, unbound copy and one bound copy of the final report containing at least one map with the plotted location of any and all sites recorded and two copies of the report in tagged PDF format shall be furnished to the commission. One PDF copy must include the plotted location of any and all sites recorded and the other should not include the site location data. An electronic copy of the completed Abstracts in Texas Contract Archeology Summary Form must also be submitted with the final report to the Commission.
4. If the Owner / Permittee, Project Sponsor or Principal Investigator / Investigation Firm fails to comply with any of the Commission's Rules of Practice and Procedure or with any of the specific terms of this permit, or fails to properly conduct or complete this project within the allotted time, the permit will fall into default status. A notification of Default status shall be sent to the Principal Investigator/ Investigation Firm and the Principal Investigator will not be eligible to be issued any new permits until such time that the conditions of this permit are complete or, if applicable, extended.
5. The Owner/ Permittee, Project Sponsor, and Principal Investigator/ Investigation Firm, in the conduct of the activities hereby authorizes, must comply with all laws, ordinances and regulations of the State of Texas and of its political subdivisions including, but not limited to, the Antiquities Code of Texas; they must conduct the investigation in such a manner as to afford protection to the rights of any and all lessees or easement holders or other persons having an interest in the property and they must return the property to its original condition insofar as possible, to leave it in a state which will not create hazard to life nor contribute to the deterioration of the site or adjacent lands by natural forces.
6. Any duly authorized and empowered representative of the Commission may, at any time, visit the site to inspect the fieldwork as well as the field records, materials, and specimens being recovered.
7. For reasons of site security associated with historical resources, the Project Sponsor(if not the Owner/ Permittee), Principal Investigator, Owner, and Investigation Firm shall not issue any press releases, or divulge to the news media, either directly or indirectly, information regarding the specific location of, or other information that might endanger those resources, or their associated artifacts without first consulting with the Commission and the State agency or political subdivision of the State that owns or controls the land where the resource has been discovered.
8. This permit may not be assigned by the Principal Investigator/ Investigation Firm, Owner / Permittee, or Project Sponsor in whole, or in part to any other individual, organization, or corporation not specifically mentioned in this permit without the written consent of the Commission.
9. Hold Harmless: The Owner/ Permittee hereby expressly releases the State and agrees that Owner / Permittee will hold harmless, indemnify, and defend(including reasonable attorney's fees and cost of litigation) the State, its officers, agents, and employees in their official and/or individual capacities from every liability, loss, or claim for damages to persons or property, direct or indirect of whatsoever nature arising out of, or in any way connected with, any of the activities covered under this permit. The provisions of this paragraph are solely for the benefit of the State and the Texas Historical Commission and are not intended to create or grant any rights, contractual or otherwise, to any other person or entity.
10. Addendum: The Owner/Permittee, Project Sponsor and Principal Investigator/Investigation Firm must abide by any addenda hereto attached.

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Upon a finding that it is in the best interest of the State, this permit is issued on 10/15/2018

  
Brad Jones,  
Archeology Division Director

  
Mark Wolfe,  
Executive Director