

TEMPLATE: NOTICE OF INTENDED DISPOSITION
(Source: National NAGPRA Program, National Park Service)

Notice of Intended Disposition

1. Notice is here given in accordance with the Native American Graves Protection and Repatriation Act (NAGPRA), 43 CFR 10.6 (c), of the intent to transfer custody of Native American [*human remains/funerary objects/sacred objects/objects of cultural patrimony*] in the control of the [*name of Federal agency*].

A detailed assessment of the [*human remains/funerary objects/sacred objects/objects of cultural patrimony*] was made by [*Federal agency*] officials in consultation with representatives of [*consulted Indian tribes and Native Hawaiian organizations*].

2. In [*date of removal*], [*human remains/funerary objects/sacred objects/objects of cultural patrimony*] were removed from [*name of site, county, state*]. [*Include information regarding the circumstances surrounding the removal*]. [*No known individuals were identified/This individual has been identified as . . .*].
3. Officials of [*Federal agency*] have determined that, pursuant to 43 CFR 10.2 (d)(1), the human remains described above represent the physical remains of [*total number in notice*] individuals of Native American ancestry.

and/or

Officials of [*Federal agency*] have determined that, pursuant to 43 CFR 10.2 (d)(2), the [*number*] items described above are reasonably believed to have been placed with or near individual human remains at the time of death or later as part of a death rite or ceremony and are believed, by a preponderance of the evidence, to have been removed from a specific burial site of a Native American individual.

and/or

Officials of [*Federal agency*] have determined that, pursuant to 43 CFR 10.2 (d)(3), the [*number*] items described above are specific ceremonial objects needed by traditional Native American religious leaders for the practice of traditional Native American religions by present-day adherents.

and/or

Officials of [*Federal agency*] have determined that, pursuant to 43 CFR 10.2 (d)(4), the [*number*] items described above have ongoing historical, traditional, or cultural importance central to the Native American group or culture itself rather than property owned by any individual.

4. Lastly, officials of the [*Federal agency*] have determined that, pursuant to 43 CFR 10.6 (a) – [*choose the applicable category*]:
 - [*name of claimant*] can trace [*his/her*] ancestry directly and without interruption to [*name of known Native American individual*].

- the [*human remains/funerary objects/sacred objects/objects of cultural patrimony*] were removed from land within the exterior boundary of [*name of reservation*].

or

the [*human remain/funerary objects/sacred objects/objects of cultural patrimony*] were removed from [*name of land unit*], a dependent Indian community as defined at 18 U.S.C. 1151.

or

the [*human remains/funerary objects/sacred objects/objects of cultural patrimony*] were removed from lands administered for the benefit of Native Hawaiians pursuant to the Hawaiian Home Commission Act of 1920.

- a relationship of shared group identity can be reasonably traced between the [*human remains/funerary objects/sacred objects/objects of cultural patrimony*] and the [*culturally affiliated Indian tribes or Native Hawaiian organizations*].
- the [*human remains/funerary objects/sacred objects/objects of cultural patrimony*] were removed from lands that are recognized as the aboriginal land of [*Indian tribe*].

or

while the [*human remains/funerary objects/sacred objects/objects of cultural patrimony*] were removed from lands that are recognized as the aboriginal land of the [*Indian tribe #1*], the preponderance of the evidence shows that the [*Indian tribe #2*] has a stronger cultural relationship.

Representatives of any other Indian tribe or Native Hawaiian organization that wishes to claim ownership or control of the [*human remains/funerary objects/sacred objects/objects of cultural patrimony*] should contact [responsible official], [Federal agency, Street, City, State Zip], telephone (XXX) XXX-XXXX, before [insert date 30 days after second publication]. Disposition of the [*human remains/funerary objects/sacred objects/objects of cultural patrimony*] to the [lineal descendant/Indian tribe(s)/Native Hawaiian organization] may proceed after that date if no additional claimants come forward.

[*Federal agency*] is responsible for notifying [*consulted lineal descendants/Indian tribe(s)/Native Hawaiian organization*] that this notice has been published.