Exhibit 13



Nisqually Indian Tribe 4820 She-Nah-Num Dr. S.E. Olympia, WA 98513 (360) 456-5221

December 13, 2022

To: Alex Baruch, Associate Planner City of Tumwater Community Development 555 Israel Rd SW Tumwater, WA 98501

Re: TUM-22-0234

The Nisqually Indian Tribe's THPO has reviewed the notice of application and supplemental materials that you provided for the above-named project and requests that a cultural resources survey be required as a condition of permitting. Please keep us informed if there are any Inadvertent Discoveries of Archaeological Resources/Human Burials.

Sincerely,

Brad Beach, THPO Nisqually Indian Tribe 360-528-1084 360-456-5221 ext 1277 beach.brad@nisqually-nsn.gov

cc: Annette Bullchild, Director, Nisqually Indian Tribe

Alex Baruch

From: Sent: To: Cc: Subject: Brad Beach <beach.brad@nisqually-nsn.gov> Tuesday, December 13, 2022 3:01 PM Alex Baruch Annette Bullchild; Tami Merriman RE: TUM-22-0234

Hi Alex,

I have two main concerns with this project. First, is just the sheer size of the parcels that are to be developed; this is a significant amount of land to develop without some basic precautions to protect cultural resources connected to the Medicine Creek Treaty Tribes. My second concern is the projects proximity to the Union/Pioneer Calvary Cemetery and the uncertainty around the original boundaries of the cemetery. We know from other cemeteries dating to the mid to late 1800's that non-Christian persons were not always interred within the boundaries of the cemetery, often being relegated to spaces outside of the actual cemetery. These burials are often very hard to find because they lack the documentation that "traditional" burials would have had.

Thank you, Brad

From: Alex Baruch <ABaruch@ci.tumwater.wa.us>
Sent: Tuesday, December 13, 2022 2:38 PM
To: Brad Beach <beach.brad@nisqually-nsn.gov>
Cc: Annette Bullchild <bullchild.annette@nisqually-nsn.gov>; Tami Merriman <TMerriman@ci.tumwater.wa.us>
Subject: RE: TUM-22-0234

Hi Brad,

I hope you are doing well. Can you provide some additional information as to why the survey is being requested. I see the property is in the Moderate area on the WISAARD predictive map. We have required projects in the Survey Highly Advised areas (High and Very High Risk) to provide the cultural resource study in the past but only in limited situations when the map shows the area as Moderate. It would be helpful in our findings for the condition to have a reason in this circumstance.

Thank you for your help,

Alex Baruch | he/him Associate Planner, Community Development City of Tumwater 555 Israel Rd SW | Tumwater, WA 98501 (360) 754-4180 | <u>ABaruch@ci.tumwater.wa.us</u> www.ci.tumwater.wa.us

From: Brad Beach <<u>beach.brad@nisqually-nsn.gov</u>>
Sent: Tuesday, December 13, 2022 8:36 AM
To: Alex Baruch <<u>ABaruch@ci.tumwater.wa.us</u>>
Cc: Annette Bullchild <<u>bullchild.annette@nisqually-nsn.gov</u>>
Subject: TUM-22-0234

Hello Brittaney,

Thank you for contacting the Squaxin Island Tribe Cultural Resources Department regarding the above listed project for our review and comment. The project area has a high potential for the location of cultural resources. We recommend a cultural resources survey and report be completed for this project. We would prefer to receive an electronic copy by email once completed.



Shaun Dinubilo Archaeologist Cultural Resource Department Squaxin Island Tribe 200 S.E. Billy Frank Jr. Way Shelton, WA 98584 Office Phone: 360-432-3998 Cell Phone: 360-870-6324 Email: <u>sdinubilo@squaxin.us</u> Email is my perferred method of communication.

From: Brittaney Kelton <BKelton@ci.tumwater.wa.us>Sent: Monday, December 12, 2022 10:29 AMSubject: City of Tumwater Notice of Application TUM-22-0234

Good morning,

Click <u>here</u> to view the Notice of Application for Kingswood Commercial, TUM-22-0234. If you have any questions or would like additional information, please contact Alex Baruch, Associate Planner, at 360-754-4180 or <u>abaruch@ci.tumwater.wa.us</u>.

Thank you,

Brittaney Kelton | Department Assistant II

City of Tumwater Community Development 555 Israel Rd SW | Tumwater, WA 98501 (360) 754-4180 <u>bkelton@ci.tumwater.wa.us</u> | <u>www.ci.tumwater.wa.us</u>