309 Yellowstone Place
Spearfish, SD 57783
January 4, 2011

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MINERALS & MINING PROGRAM

Department of Environment and Natural Resources
Attn: Mr. Mike Cepak, Minerals & Mining Program
523 E. Capitol - Joe Foss Building
Pierre, SD 57501

Dear Mr. Cepak:

I understand that Wharf Resources (USA), Inc. has filed documents with the Department of Environment and Natural Resources indicating their intent to expand mining operations in Lawrence County and that such expansion includes Terry Cemetery.

Please consider this letter a nominating petition for including land occupied by the Terry Cemetery as **special, exceptional, critical, or unique lands**, as referenced in South Dakota Codified Laws (SDCL 45-6B-33.3.) The cemetery is located along the eastern edge of Section 1, TWSP 4 North, Range 2 East. Attached are two maps that further identify this land.

My ancestors came to the Black Hills region in the 1880's. They loved the Hills, as do I. My interests in genealogy and history have only enhanced my appreciation for this region, and I believe it would be a travesty to see even more of our rich South Dakota history lost.

Unlike some places in the world, the United States has always provided for perpetual burial plots. Relatives and descendants have a perpetual right to visit and maintain those graves. While statutes may vary from state to state and county to county, I believe there is a clear moral obligation to treat burial sites with respect and dignity, and I am heartened by historical societies, scouts, and others who increasingly are working to restore and maintain historic cemeteries like the one at Terry.

While there may or may not be "ecologic fragility" and "ecosystem" issues regarding the Terry Cemetery site, it is clear that the cemetery is protected by paragraph 3 of SDCL 45-6B-33.3, due to its inherent **historic, archaeological, ethnological**, and **cultural significance**. I would have included "scenic," but mining operations have already destroyed much that was scenic in this vicinity, and I doubt that any meaningful reclamation will ever be effected.

It was revealing that Wharf Resources (USA) excluded any mention of Terry Cemetery in its September 27, 2010 filing with DENR. I applaud DENR for its diligence in recognizing this and other deficiencies in Wharf's initial filing.

I hope you'll move decisively to include Terry Cemetery as "**special, exceptional, critical, or unique lands**" and prevent further decimation of our rich Black Hills history. Thank you.

Sincerely,

Larry Miller

Larry Miller

Marianne Wilczynski
NOTARY
Seal
PUBLIC
STATE OF SOUTH DAKOTA

Marianne Wilczynski
8-14-2015

Attachments: (2) Maps identifying boundaries of Terry Cemetery
Copy: Lawrence County Commission

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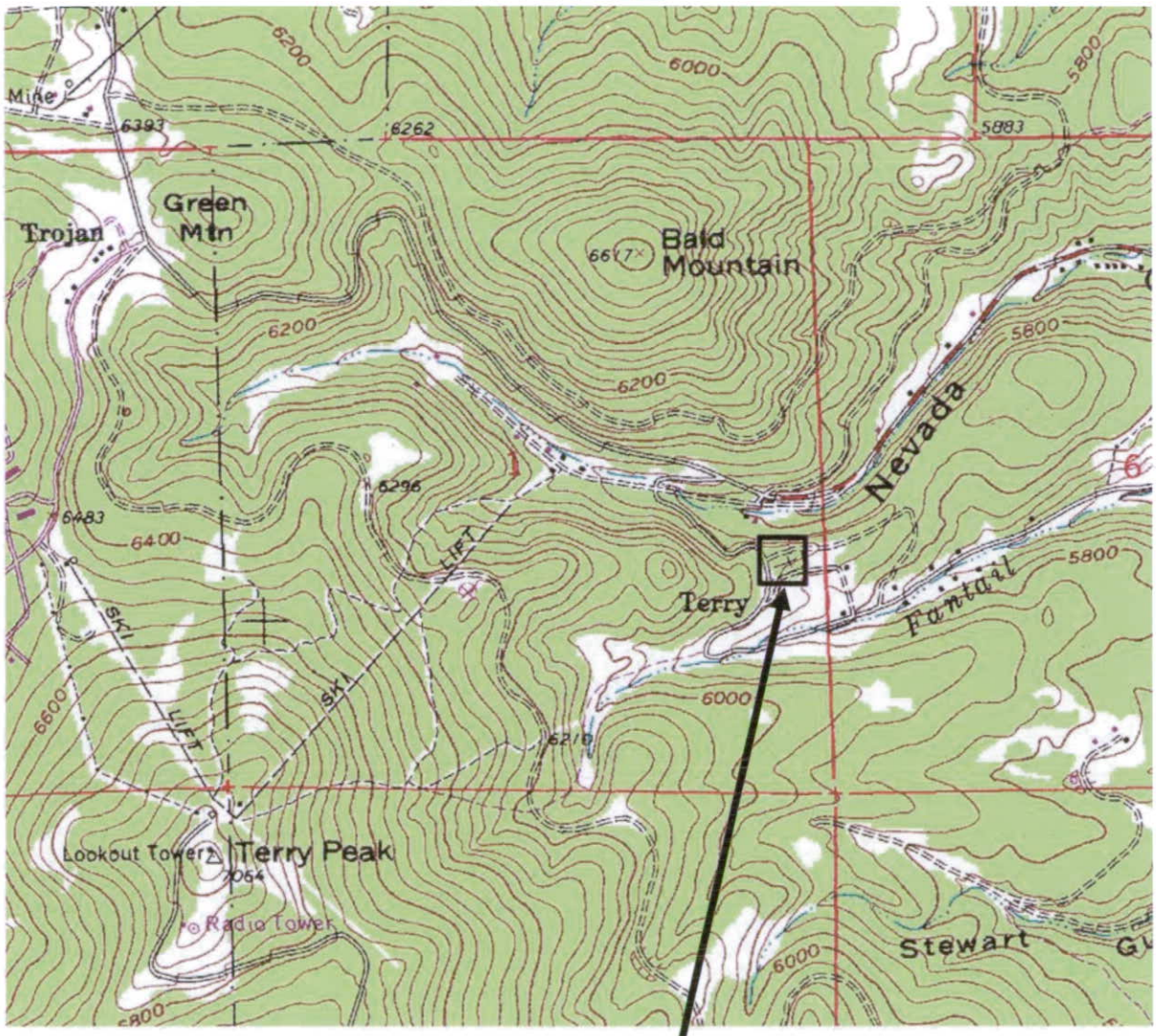
Terry Cemetery

Lawrence County - South Dakota
Approximately 4 miles west of Lead
Sec 1 T4N R2E



Terry Cemetery is shown in rectangular box

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Lawrence County GIS *Geographic Information System*

Query Results - Google Chrome

www2.lawrence.sd.us:45500/chameleon/widgets/Query/QueryP

Terry Cemetery

Parcels	
PARCEL_ID	26340-00989-000-10
PLAT	2008-7006
OWNER	GOLDEN REWARD MINING CO
OWNER_2	A LIMITED PARTNERSHIP A DELAWARE LP
STREET_ADD	10928 WHARF RD
CITY_ST	LEAD SD
ZIP	57754
LEGAL	M.S. 989 TERRY CEMETERY
SITUS	1-4-2 & 6-4-3
SUBDIVISION	MINERAL 759 THRU 1034
ACRES	1.34
S_T_R	01-004-02
SCHOOL_DISTRICT	40-1

Sections	
SEC	1
TWP	T4N
RNG	R2E
TWPRNG	T4N R2E
SECTWPRNG	1 T4N R2E
STR	142
SHAPE_INDEX	422
TILE_INDEX	-1
LAYER_INDEX	18

Close

Terry Cemetery (Parcel is shown in red)

Help GIS Home

GIS w-parcel labels.gif

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