Tab 42

STATE OF CALIFORNIA Edmund G. Brown, Jr., Governor

NATIVE AMERICAN HERITAGE COMMISSION
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March 28, 2012

The Honorable Joseph Tavaglione, Chairman
CALIFORNIA TRANSPORTATION COMMISSION
1120 "N" Street, Room 2221 (MS – 52)
Sacramento, CA 95814

Sent by e-mail to: dfrommer@mayerbrown.com
Sent by U.S. Mail to the CTC Address

Re: **Item No. 42, Page 5 of the Consent Calendar; March 28, 2012 Meeting of the California Transportation Commission; Orinda, California; Environmental Issues of Caltrans 'Easement' at State Route 76 near Interstate 15 junction; Horse Creek Ranch Road**

Dear Chairman Tavaglione and Honorable Commissioners:

The California Native American Heritage Commission (NAHC), hereby, requests the Commission's consideration to remove the above-referenced item from today's 'Consent Calendar' in order for additional environmental review and clearance to take place. The NAHC wishes to determine the exact parameters of the Caltrans 'easement.' We have been unable to obtain that information from Caltrans, Pardee Homes, or Palomar College Community College District. There have been archaeological resources discovered on this road as well as Native American human remains reported to the NAHC by the San Diego County Office of Medical Examiner. Therefore, the NAHC wishes to have clarity as to the location of the Caltrans easement with regard to the aforementioned resources.

The Native American Heritage Commission (NAHC) is the State Trustee Agency, pursuant to California Public Resources Code §21070, designated to protect California's Native American Cultural Resources. The NAHC is appreciative of your consideration.

Please feel free to contact me at (916) 653-4082 if you have any questions.

Sincerely,

ORIGINAL SIGNATURE ON FILE

Cynthia Gomez
Executive Secretary
Tribal Advisor to Governor