DOCKETED	
Docket Number:	23-OPT-01
Project Title:	Fountain Wind Project
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Document Title:	NAHC Letters
Description:	N/A
Filer:	Caitlin Barns
Organization:	Stantec Consulting Services, Inc.
Submitter Role:	Applicant Consultant
Submission Date:	1/3/2023 2:27:51 PM
Docketed Date:	1/3/2023

NATIVE AMERICAN HERITAGE COMMISSION

Environmental and Cultural Department 1550 Harbor Blvd., ROOM 100 West SACRAMENTO, CA 95691 (916) 373-3710 Fax (916) 373-5471



September 19, 2017

Erin Sherlock Stantec

Email to: erin.sherlock@stantec.com

RE: Fountain Wind Project, Shasta County

Dear Erin,

A record search of the Native American Heritage Commission (NAHC) Sacred Lands File (SLF) was completed for the information you have submitted for the above referenced project. The results indicate Native American cultural sites are present. Please contact the Pit River Tribe of California. Other sources for cultural resources should also be contacted for information regarding known and/or recorded sites.

Enclosed is a list of Native American tribes who may also have knowledge of cultural resources in the project area. I suggest you contact all of those indicated, if they cannot supply information, they might recommend others with specific knowledge. By contacting all those listed, your organization will be better able to respond to claims of failure to consult with the appropriate tribe. If a response has not been received within two weeks of notification, the Commission requests that you follow-up with a telephone call to ensure that the project information has been received.

If you receive notification of change of addresses and phone numbers from any of these tribes, please notify me. With your assistance we are able to assure that our lists contain current information. If you have any questions or need additional information, please contact me at frank.lienert@nahc.ca.gov.

Sincerely

Frank Lienert Associate Governmental Program Analyst

Native American Heritage Commission Native American Contacts 9/19/2017

Pit River Tribe of California Mickey Gemmill, Jr., Chairperson 36970 Park Ave. Pit River Burney , CA 96013 Wintun (530) 335-5421

(530) 335-3140 Fax

Greenville Rancheria Kyle Self, Chairperson P.O. Box 279 Maidu Greenville , CA 95947 kself@greenvillerancheria.com (530) 284-7990 (530) 284-6612 Fax

Quartz Valley Indian Community Frieda Bennett, Chairwoman 13601 Quartz Valley Road Karuk Fort Jones CA 96032 Shasta frieda.bennett@qvir-nsn.gov Upper Klamath (530) 468-5907

(530) 468-5908 Fax

Wintu Tribe of Northern California Kelli Hayward P.O. Box 995 Wintu Shasta Lake , CA 96019

Nor-Rel-Muk Nation Marilyn Delgado,Chairperson P.O. Box 1967 W Weaverville CA 96093 norermuk@com-pair.net (530) 623-4940 (877) 534-3109 Fax

Wintu

Pit River Tribe of California - Madesi Band Brandon Harrison, Cultural Resource Representative 36968 Park Avenue #R Pit River Burney , CA 96013 (209) 597-7469

Pit River Tribe of California Historical Preservation Morning Star Gali 36970 Park Ave Pit River Burney , CA 96013 Wintun THPO@pitrivertribe.org (530) 335-5421x-1205

Winnemem Wintu Tribe Caleen Sisk, Chief 14840 Bear Mountain Road Wintu Redding , CA 96003 winnememwintutribe@gmail.com

Redding Rancheria Jack Potter, Jr., Chairperson 2000 Redding Rancheria Road Wintu Redding , CA 96001 Pit River (530) 225-8979 Yana (530) 241-1879 Fax

Pit River Tribe of California - Atsuge Band Bill George P.O. Box 216 Pit River Burney , CA 96013 (530) 410-4786

This list is current only as of the date of this document and is based on the information available to the Commission on the date it was produced.

Distribution of this list does not relieve any person of statutory responsibility as defined in Section 7050.5 of the Health and Safety Code, Section 5097.94 of the Public Resource Section 5097.98 of the Public Resources Code.

This list is only applicable for contacting local Native Americans with regard to cultural resources assessments for the Fountain Wind Project, Shasta County

Native American Heritage Commission Native American Contacts 9/19/2017

Pit River Tribe of California- Ajumawi Band Mary Mike, Cultural Resource Representative P.O. Box 3 Pit River Fall River Mills , CA 96028 (530) 917-9687

Pit River Tribe of California, Aporige Band Everado Dela Torre P.O. Box 125 Nubieber, CA 960101 (530) 249-6678 Contact Council if no answer

Redding Rancheria James Hayward Sr., Cultural Resources Program 2000 Redding Rancheria Road Wintu Redding , CA 96001 Pit River jamesh@redding-rancheria.com Yana (530) 242-4543 (530) 410-2873 Cell (530) 241-1879 Fax

Shasta Nation Roy V. Hall, Jr, Chairperson P.O. Box 1054 Shasta Yreka , CA 96097 (530) 468-2314

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This list is only applicable for contacting local Native Americans with regard to cultural resources assessments for the Fountain Wind Project, Shasta County



November 29, 2018 File: 18573743

Attention: Kyle Self, Chairperson Greenville Rancheria P.O. Box 279 Greenville, CA 95947

Dear Chairperson,

Reference: Fountain Wind Energy Project

The Fountain Wind Project (Project), is a renewable wind energy generation development to be constructed and operated in eastern Shasta County, California, by Pacific Wind Development, LLC (PWD or Applicant), a subsidiary of Avangrid Renewables, LLC. Stantec Consulting, Inc. is assisting in environmental compliance for this project.

The Project would consist of wind turbines and associated infrastructure, with a nameplate generating capacity of up to approximately 347 megawatts (MW). The Project would be located west of the existing Hatchet Ridge Wind Farm, approximately 6 miles west of Burney, 35 miles northeast of Redding, and immediately north and south of State Route 299 (Figure 1). It would be constructed within an area of approximately 37,436 acres of private land, distributed over 94 tax assessor parcels, owned by Oxbow Timber I, LLC.

The Project would consist of up to 100 turbines, each having a generating capacity of 2 to 4 MW. The Project would also include ancillary facilities such as construction laydown areas, temporary batch plant(s), access roads, underground and overhead collector lines, an operations and maintenance (O&M) facility, storage sheds, and substation components. The Project layout presented in Attachment 1 represents proposed locations of Project infrastructure based on information available at the time of the preparation of this Use Permit application. The Project is subject to compliance with the California Environmental Quality Act (CEQA).

A records search performed at the Northeast Information Center (NEIC) of the California Historical Resources Information System (CHRIS) identified 18 prehistoric cultural resources within the archaeological Area of Potential Effects (APE).

The Native American Heritage Commission (NAHC) performed a Sacred Lands File search for the APE, and this search did identify traditional cultural properties in the vicinity of the APE. Your name appears on the NAHC list of individuals who may know more about the cultural resources of the area. Stantec respectfully requests any specific information you can provide on the location and nature of resources that may be within or immediately adjacent to the Project area, especially prehistoric archaeological sites and features, historic-era resources, and any sacred lands or locations of importance or continuing use to the Native American community. Any information you have would greatly assist in our efforts to identify all areas concern. We recognize that the nature and location of these resources is sensitive information, and it will be treated accordingly.

November 29, 2018 Kyle Self, Chairperson Page 2 of 2

Reference: Fountain Wind Energy Project

Please send written comment to me at 1383 North McDowell Blvd. 250 Petaluma, CA 94954, or by email to erin.sherlock@stantec.com. I can also be reached by phone at 707-782-3059.

Regards,

Stantec Consulting Services Inc.

Erin Sherlock MA, RPA Archaeologist Phone: 707-765-1660 ext 735



November 29, 2018 File: 18573743

Attention: Marilyn Delgado, Chairperson Nor-Rel-Muk Nation P.O. Box 1967 Weaverville, CA 96093

Dear Chairperson,

Reference: Fountain Wind Energy Project

The Fountain Wind Project (Project), is a renewable wind energy generation development to be constructed and operated in eastern Shasta County, California, by Pacific Wind Development, LLC (PWD or Applicant), a subsidiary of Avangrid Renewables, LLC. Stantec Consulting, Inc. is assisting in environmental compliance for this project.

The Project would consist of wind turbines and associated infrastructure, with a nameplate generating capacity of up to approximately 347 megawatts (MW). The Project would be located west of the existing Hatchet Ridge Wind Farm, approximately 6 miles west of Burney, 35 miles northeast of Redding, and immediately north and south of State Route 299 (Figure 1). It would be constructed within an area of approximately 37,436 acres of private land, distributed over 94 tax assessor parcels, owned by Oxbow Timber I, LLC.

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November 29, 2018 Marilyn Delgado, Chairperson Page 2 of 2

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November 29, 2018 File: 18573743

Attention: Mary Mike, Cultural Resource Representative Pit River Tribe of California – Ajumawi Band P.O. Box 3

Fall River Mills, CA 96028

Dear Chairperson,

Reference: Fountain Wind Energy Project

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November 29, 2018 Mary Mike, Cultural Resource Representative Page 2 of 2

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Erin Sherlock MA, RPA Archaeologist Phone: 707-765-1660 ext 735



November 29, 2018 File: 18573743

Attention: Everado Dela Torre Pit River Tribe of California – Aporige Band P.O. Box 125 Nublebar, CA 96010

Dear Chairperson,

Reference: Fountain Wind Energy Project

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November 29, 2018 File: 18573743

Attention: Bill George, Chairperson Pit River Tribe of California – Atsuge Band P.O. Box 216 Burney, CA 96013

Dear Chairperson,

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November 29, 2018 File: 18573743

Attention: Mickey Gemmill, Jr., Chairperson Pit River Tribe of California 36970 Park Ave, Burney, CA 96013

Dear Chairperson,

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Erin Sherlock MA, RPA Archaeologist Phone: 707-765-1660 ext 735



November 29, 2018 File: 18573743

Attention: Brandon Harrison, Cultural Resource Representative Pit River Tribe of California 36968 Park Ave, #R Burney, CA 96013

Dear Chairperson,

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November 29, 2018 File: 18573743

Attention: Morningstar Gali, Chairperson Pit River Tribe of California Historical Preservation 36970 Park Ave, Burney, CA 96013

Dear Chairperson,

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November 29, 2018 File: 18573743

Attention: Frieda Bennett, Chairwoman Quartz Valley Indian Community 13601 Quartz Valley Road, Fort Jones, CA 96032

Dear Chairwoman,

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November 29, 2018 Frieda Bennett, Chairwoman Page 2 of 2

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Attention: Jack Potter Jr. Chairperson Redding Rancheria 2000 Redding Rancheria Road, Redding, CA 96001

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November 29, 2018 Jack Potter Jr. Chairperson Page 2 of 2

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Regards,

Stantec Consulting Services Inc.

Erin Sherlock MA, RPA Archaeologist Phone: 707-765-1660 ext 735



November 29, 2018 File: 18573743

Attention: James Hayward Sr., Cultural Resources Program Redding Rancheria 2000 Redding Rancheria Road, Redding, CA 96001

Dear Chairperson,

Reference: Fountain Wind Energy Project

The Fountain Wind Project (Project), is a renewable wind energy generation development to be constructed and operated in eastern Shasta County, California, by Pacific Wind Development, LLC (PWD or Applicant), a subsidiary of Avangrid Renewables, LLC. Stantec Consulting, Inc. is assisting in environmental compliance for this project.

The Project would consist of wind turbines and associated infrastructure, with a nameplate generating capacity of up to approximately 347 megawatts (MW). The Project would be located west of the existing Hatchet Ridge Wind Farm, approximately 6 miles west of Burney, 35 miles northeast of Redding, and immediately north and south of State Route 299 (Figure 1). It would be constructed within an area of approximately 37,436 acres of private land, distributed over 94 tax assessor parcels, owned by Oxbow Timber I, LLC.

The Project would consist of up to 100 turbines, each having a generating capacity of 2 to 4 MW. The Project would also include ancillary facilities such as construction laydown areas, temporary batch plant(s), access roads, underground and overhead collector lines, an operations and maintenance (O&M) facility, storage sheds, and substation components. The Project layout presented in Attachment 1 represents proposed locations of Project infrastructure based on information available at the time of the preparation of this Use Permit application. The Project is subject to compliance with the California Environmental Quality Act (CEQA).

A records search performed at the Northeast Information Center (NEIC) of the California Historical Resources Information System (CHRIS) identified 18 prehistoric cultural resources within the archaeological Area of Potential Effects (APE).

The Native American Heritage Commission (NAHC) performed a Sacred Lands File search for the APE, and this search did identify traditional cultural properties in the vicinity of the APE. Your name appears on the NAHC list of individuals who may know more about the cultural resources of the area. Stantec respectfully requests any specific information you can provide on the location and nature of resources that may be within or immediately adjacent to the Project area, especially prehistoric archaeological sites and features, historic-era resources, and any sacred lands or locations of importance or continuing use to the Native American community. Any information you have would greatly assist in our efforts to identify all areas concern. We recognize that the nature and location of these resources is sensitive information, and it will be treated accordingly.

November 29, 2018 James Hayward Sr., Cultural Resources Program Page 2 of 2

Reference: Fountain Wind Energy Project

Please send written comment to me at 1383 North McDowell Blvd. 250 Petaluma, CA 94954, or by email to erin.sherlock@stantec.com. I can also be reached by phone at 707-782-3059.

Regards,

Stantec Consulting Services Inc.

Erin Sherlock MA, RPA Archaeologist Phone: 707-765-1660 ext 735



November 29, 2018 File: 18573743

Attention: Roy V. Hall Jr. Chairperson Shasta Nation P.O.Box 1054, Yreka, CA 96097

Dear Chairperson,

Reference: Fountain Wind Energy Project

The Fountain Wind Project (Project), is a renewable wind energy generation development to be constructed and operated in eastern Shasta County, California, by Pacific Wind Development, LLC (PWD or Applicant), a subsidiary of Avangrid Renewables, LLC. Stantec Consulting, Inc. is assisting in environmental compliance for this project.

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November 29, 2018 Roy V. Hall Jr. Chairperson Page 2 of 2

Reference: Fountain Wind Energy Project

Please send written comment to me at 1383 North McDowell Blvd. 250 Petaluma, CA 94954, or by email to erin.sherlock@stantec.com. I can also be reached by phone at 707-782-3059.

Regards,

Stantec Consulting Services Inc.

Erin Sherlock MA, RPA Archaeologist Phone: 707-765-1660 ext 735



November 29, 2018 File: 18573743

Attention: Caleen Sisk, Chief Winnemem Wintu Tribe 14840 Bear Mountain Road Redding, CA 96003

Dear M. Sisk,

Reference: Fountain Wind Energy Project

The Fountain Wind Project (Project), is a renewable wind energy generation development to be constructed and operated in eastern Shasta County, California, by Pacific Wind Development, LLC (PWD or Applicant), a subsidiary of Avangrid Renewables, LLC. Stantec Consulting, Inc. is assisting in environmental compliance for this project.

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The Native American Heritage Commission (NAHC) performed a Sacred Lands File search for the APE, and this search did identify traditional cultural properties in the vicinity of the APE. Your name appears on the NAHC list of individuals who may know more about the cultural resources of the area. Stantec respectfully requests any specific information you can provide on the location and nature of resources that may be within or immediately adjacent to the Project area, especially prehistoric archaeological sites and features, historic-era resources, and any sacred lands or locations of importance or continuing use to the Native American community. Any information you have would greatly assist in our efforts to identify all areas concern. We recognize that the nature and location of these resources is sensitive information, and it will be treated accordingly.

November 29, 2018 Caleen Sisk, Chief Page 2 of 2

Reference: Fountain Wind Energy Project

Please send written comment to me at 1383 North McDowell Blvd. 250 Petaluma, CA 94954, or by email to erin.sherlock@stantec.com. I can also be reached by phone at 707-782-3059.

Regards,

Stantec Consulting Services Inc.

Erin Sherlock MA, RPA Archaeologist Phone: 707-765-1660 ext 735



November 29, 2018 File: 18573743

Attention: Kelli Hayward Wintu Tribe of Northern California P.O. Box 995 Shasta Lake, CA 96019

Dear Chairperson,

Reference: Fountain Wind Energy Project

The Fountain Wind Project (Project), is a renewable wind energy generation development to be constructed and operated in eastern Shasta County, California, by Pacific Wind Development, LLC (PWD or Applicant), a subsidiary of Avangrid Renewables, LLC. Stantec Consulting, Inc. is assisting in environmental compliance for this project.

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The Native American Heritage Commission (NAHC) performed a Sacred Lands File search for the APE, and this search did identify traditional cultural properties in the vicinity of the APE. Your name appears on the NAHC list of individuals who may know more about the cultural resources of the area. Stantec respectfully requests any specific information you can provide on the location and nature of resources that may be within or immediately adjacent to the Project area, especially prehistoric archaeological sites and features, historic-era resources, and any sacred lands or locations of importance or continuing use to the Native American community. Any information you have would greatly assist in our efforts to identify all areas concern. We recognize that the nature and location of these resources is sensitive information, and it will be treated accordingly.

November 29, 2018 Kelli Hayward Page 2 of 2

Reference: Fountain Wind Energy Project

Please send written comment to me at 1383 North McDowell Blvd. 250 Petaluma, CA 94954, or by email to erin.sherlock@stantec.com. I can also be reached by phone at 707-782-3059.

Regards,

Stantec Consulting Services Inc.

Erin Sherlock MA, RPA Archaeologist Phone: 707-765-1660 ext 735



Greenville Rancheria

P.O. Box 279 / 410 Main Street • Greenville, CA 95947 • 530.284-7990 • Fax 530.284-7299

December 19, 2018

Erin Sherlock MA, RPA Archaeologist 1383 North McDowell Boulevard Suite 250 Petaluma CA, 94954-7118

Project: Fountain Wind Project

Dear Erin Sherlock,

The Greenville Rancheria has reviewed your letter dated November 29th 2018 for the Fountain Wind Project. We have no comments or objections with your project. If at any time during your project things change, please advise us via mail for our review.

Sincerely,

Kyle Self Tribal Chairman Greenville Rancheria

ptal Rios

Crystal Rios Tribal Chairwoman Greenville Rancheria



Agnes Gonzalez Tribal Chairperson <u>Mickey Gemmill Jr.</u> Tribal Vice–Chairperson <u>Tracy Eleck</u> Tribal Secretary



<u>Pit River Tribe</u> 36970 Park Ave. Burney, CA. 96013 Phone: (530) 335-5421 Fax: (530) 335-3140 www.pitrivertribe.org

ELEVEN AUTONOMUS BANDS

AJUMAWI – APORIGE – ASTARIWI – ATSUGEWI – ATWAMSINI – HAMMAWI – HEWISEDAWI – ILLMAWI – ITSATAWI – KOSEALEKTE – MADESI

January 4, 2019

RE: Invitation to Comment

Attention: Erin Sherlock, Archaeologist

Stantec Consulting Services Inc. 1383 North McDowell Blvd. Suite 250 Petaluma CA. 94954

Dear: Erin Sherlock,

The Pit River Tribe thanks you for the opportunity to review the proposed project; Fountain Wind Energy Project, Shasta County, California.

The Pit River Tribe is a tribe comprised of eleven (11) autonomous bands; Ajumawi, Atsugewi, Atwamsini, Ilmawi, Astariwi, Hammawi, Hewisedawi, Itsatawi, Aporige, Kosealekte and Madesi, that since time immemorial have resided in the area known as the 100-mile square, located in parts of Shasta, Siskiyou, Modoc, and Lassen Counties in the State of California.

The tribe's Tribal Historic Preservation Office received notification on December 5, 2018 regarding the above referenced project. This letter constitutes a formal request for tribal consultation under the provisions of the California Environmental Quality Act (CEQA) (Public Resources Code section 21080.3.1 subdivisions (b), (d) and (e)) for the mitigation of potential project impacts to tribal cultural resource for the above referenced project.

Pit River Tribe requests consultation on all the following topics checked below, which shall be included in consultation if requested (Public Resources Code section 21080.3.2, subd. (a)):

 \underline{X} Alternatives to the project

<u>X</u> Recommended mitigation measures

X Significant effects of the project

Pit River Tribe also requests consultation on the following discretionary topics below (Public Resources Code section 21080.3.2(, subd. (a):

<u>X</u> Type of environmental review necessary

___X___ Significance of tribal cultural resources, including any regulations, policies or standards used by your agency to

determine significance of tribal cultural resources

- X _____ Significance of the project's impacts on tribal cultural resources
- X Project alternatives and/or appropriate measures for preservation or mitigation that we may recommend, including, but not limited to:
 - Avoidance and preservation of the resources in place, pursuant to Public Resources Code section 21084.3, including, but not limited to, planning and construction to avoid the resources and protect the cultural and natural context, or planning greenspace, parks or other open space, to incorporate the resources with culturally appropriate protection and management criteria;
 - (2) Treating the resources with culturally appropriate dignity taking into account the tribal cultural values and meaning of the resources, including but not limited to the following:
 - a. Protecting the cultural character and integrity of the resource;
 - b. Protection the traditional use of the resource; and
 - c. Protecting the confidentiality of the resource.
 - (3) Permanent conservation easements or other interests in real property, with culturally appropriate management criteria for the purposes of preserving or utilizing the resources or places.
 - (4) Protecting the resource.

Additionally, Pit River Tribe would like to receive any cultural resources assessments or other assessments that have been completed on all or part of the project's potential "area of project effect" (APE), including, but not limited to:

- 1. The results of any record search that may have been conducted at an Information Center of the California Historical Resources Information System (CHRIS), including, but not limited to:
 - A listing of any and all known cultural resources have already been recorded on or adjacent to the APE;
 - Copies of any and all cultural resource records and study reports that may have been provided by the Information Center as part of the records search response;
 - If the probability is low, moderate, or high that cultural resources are located in the APE.
 - Whether the records search indicates a low, moderate or high probability that unrecorded cultural resources are located in the potential APE; and
 - If a survey is recommended by the Information Center to determine whether previously unrecorded cultural resources are present.
- 2. The results of any archaeological inventory survey that was conducted, including:
 - Any report that may contain site forms, site significance, and suggested mitigation measures. All information regarding site locations, Native American human remains, and associated funerary objects should be in a separate confidential addendum, and not be made available for public disclosure in accordance with Government Code Section 6254.10.

- 3. The results of any Sacred Lands File (SFL) check conducted through Native American Heritage Commission. The request form can be found at http://www.nahc.ca.gov/slf_request.html. USGS 7.5-minute quadrangle name, township, range, and section required for the search.
- 4. Any ethnographic studies conducted for any area including all or part of the potential APE; and
- 5. Any geotechnical reports regarding all or part of the potential APE.

We would like to remind your agency that CEQA Guidelines section 15126.4, subdivision (b)(3) states that preservation in place is the preferred manner of mitigating impacts to archaeological sites. Section 15126.4, subd. (b)(3) of the CEQA Guidelines has been interpreted by the California Court of Appeal to mean that "feasible preservation in place must be adopted to mitigate impacts to historical resources of an archaeological nature unless the lead agency determines that another form of mitigation is available and provides superior mitigation of impacts." *Madera Oversight Coalition v. County of Madera* (2011) 199 Cal.App.4th 48, disapproved on other grounds, *Neighbors for Smart Rail v. Exposition Metro Line Construction Authority* (2013) 57 Cal.4th 439.

Pit River Tribe expects to begin consultation within 30 days of your receipt of this letter. Please contact Pit River Tribe's lead contact person as identified below.

Name:Natalie Forrest-PerezTitle:Tribal Historic Preservation Officer (THPO)Address:Pit River Tribe36970 Park Ave.Burney, Ca. 96013Phone:(530) 335-5421 ext.1205Fax:(530) 335-3140Email:thpo@pitrivertribe.org

Sincerely,

Natalii fut - 12

Natalie Forrest-Perez THPO thpo@pitrivertribe.org

cc: Agnes Gonzalez; Pit River Tribal Chairwomen Agnesgonzalez1010@gmail.com

Mickey Gemmill Jr., Tribal Vice Chairman Resistanceresistance@outlook.com

Charles White, Tribal Administrator Cwhite@pitrivertribe.org