

# ***APPENDIX R***

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*Supplemental Cultural Resource Consultation Letters*



ANALYTICAL ENVIRONMENTAL SERVICES

February 1, 2012

**Nora McDowell, Cultural Resources Coordinator**  
**Fort Mojave Indian Tribe**  
**500 Merriman Ave**  
**Needles, CA 92363**

RE: Barstow Casinos Project: Barstow Alternative

Dear Mrs. McDowell;

Analytical Environmental Services (AES) is conducting a cultural resources assessment in support of Section 106 for the above referenced project. We would like to request any information you may have regarding cultural resources within the project site.

The overall project area is located in the incorporated boundaries of the City of Barstow, San Bernardino County, California. State Highways 58 and 247 and Interstate 40 are located nearby. The site is bounded on the north by Mercantile Way; on the west by Lenwood Road and commercial/light industrial development; on the south by vacant Bureau of Land Management land; and on the east by vacant land. The subject property is located within Section 27 of Township 9 North and Range 2 West of the San Bernardino Base Meridian U.S. Geological Survey 7.5 Quad.

If you have any questions or concerns, or need more information, please feel free to contact me directly. Thank you for your assistance in this matter. Results may be faxed to the number below.

Sincerely,

Tobin Rodman  
Cultural Resources Specialist

enc.



## United States Department of the Interior

BUREAU OF INDIAN AFFAIRS  
Pacific Regional Office  
2800 Cottage Way  
Sacramento, California 95825

MAY 04 2012

Dr. Milford Wayne Donaldson, FAIA  
State Historic Preservation Officer  
Office of Historic Preservation  
Department of Parks and Recreation  
1725 23<sup>rd</sup> Street, Suite 100  
Sacramento, CA 95816

Dear Dr. Donaldson:

The Bureau of Indian Affairs (BIA), Pacific Regional Office, wishes to initiate Section 106 consultation with the State Historic Preservation Office (SHPO) concerning the proposed fee-to-trust transfer of 23.1 acres for the Los Coyotes Band of Cahuilla and Cupeño Indians (Tribe) in Barstow, San Bernardino County, California. The area of potential effects (APE) for this undertaking is an approximately 23-acre area of undeveloped land in the city of Barstow. The Tribe desires to bring this parcel into trust status as a means of increasing its land base and to develop a Class III gaming facility and hotel. The implementation of this proposed action, pursuant to 25 CFR 151 (Land Acquisitions), is contingent in part on the BIA meeting its obligations under Section 106 of the National Historic Preservation Act (NHPA) as amended.

On May 3<sup>rd</sup> and 4<sup>th</sup> of 2006, Analytical Environmental Services (AES), of Sacramento, California performed a cultural resources inventory of the subject parcel. This survey identified no cultural resources within the APE. The resulting report: *Cultural Resources Study, Los Coyotes Casino Project Barstow Site*, March 2012 is enclosed for your review.

Since no cultural resources were identified in this APE, the BIA has determined that **No Historic Properties will be affected** by this proposed federal action. Your concurrence with this determination pursuant to 36 CFR 800.4(d)(1) shall constitute satisfactory evidence of BIA compliance with Section 106 for this undertaking.

If you should require further clarification or need additional information concerning this federal action, please contact Dan Hall, Regional Archeologist, at (916) 978-6041 or Jennifer Lavris, Assistant Regional Archeologist, at (916) 978-6044.

Sincerely,

Regional Director

Enclosure

cc: **Regional Environmental Protection Specialist (without enclosure)**  
**Superintendent, Southern California Agency (without enclosure)**  
**Tribal Chairman, Los Coyotes Band of Cahuilla and Cupeño Indians (without enclosure)**

**OFFICE OF HISTORIC PRESERVATION**  
**DEPARTMENT OF PARKS AND RECREATION**  
1725 23<sup>rd</sup> Street, Suite 100  
SACRAMENTO, CA 95816-7100  
(916) 445-7000 Fax: (916) 445-7053  
calshpo@parks.ca.gov / www.ohp.parks.ca.gov

Reg Adm. Dir. \_\_\_\_\_  
Route BPM DEKMS  
Response NO  
Date \_\_\_\_\_  
\_\_\_\_\_



June 5, 2012

Reply in Reference to: BIA120510A

Amy Dutschke - Regional Director  
United States Department of Interior  
Bureau of Indian Affairs - Pacific Regional Office  
2800 Cottage Way  
Sacramento, CA 95825

PACIFIC REGIONAL OFFICE  
2012 JUN - 7 PM 2:01  
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RE: Section 106 consultation for the fee-to-trust transfer of 23.1 acres for the Los Coyotes Band of Cahuilla and Cupeno Indians (Tribe)

Dear Ms. Dutschke:

Thank you for consulting pursuant to Section 106 of the National Historic Preservation Act (NHPA) of 1966 (16 U.S.C. 470f), as amended, and its implementing regulation found at 36 CFR Part 800. You are requesting concurrence on a finding of "No Historic Properties Affected."

BIA has proposed a fee-to-trust conveyance of 23.1 acres of undeveloped land for the Los Coyotes Band of Cahuilla and Cupeno Indians. As described, the tribe desires to bring the land into trust status as a means of increasing its land base and for future development of a Class III gaming facility and hotel. No discussion on the latter was provided in the submittal. BIA determined the Area of Potential (APE) for the fee-to-trust undertaking consists of the above-mentioned acreage, located within the incorporated boundary of Barstow. The APE is depicted in Figures 2 and 3 of the following study you provided as evidence of historic property identification and evaluation work:

- *Cultural Resources Study, Los Coyotes Casino Project, Barstow Site (AES 2012)*

The above study documents historic property identification work completed in 2006 which involved CHRIS and Native American Heritage Commission (NAHC) searches, consultation with NAHC contacts, and a (15.0-m spaced transect) field-survey of the APE. The work identified no historic properties in the APE.

After reviewing submitted documents, I have the following comments:

1. I have no objections to the APE.
2. I find the *Level of Effort* identifying historic properties for the undertaking appropriate but with the following two remarks:
  - Please be advised BIA should conduct additional consultation with Native American contacts prior to implementing the undertaking as such work has not been conducted in the past six years.

- Also, please be aware that although it is the general policy of my office to not accept results of field surveys completed in excess of five years, I find the reported work having been completed in 2006 falls within this general range and is acceptable for the proposed undertaking.

3. I **concur** with your finding of "*No Historic Properties Affected.*"

Be aware you may have additional future Section 106 responsibilities for the undertaking in the event of certain conditions such as a change in the project scope or an unanticipated discovery. Thank you for seeking my comments and considering historic properties as part of your project planning. If you have any questions or concerns, please contact Jeff Brooke of my staff at (916) 445-7003 or [jbrooke@parks.ca.gov](mailto:jbrooke@parks.ca.gov).

Sincerely,



Jenan Saunders  
(for Milford Wayne Donaldson, FAIA  
State Historic Preservation Office