

Native Perspective “Outreach, Collaboration, and Consultation”

Presentation for
California Department of Conservation

February 18, 2009

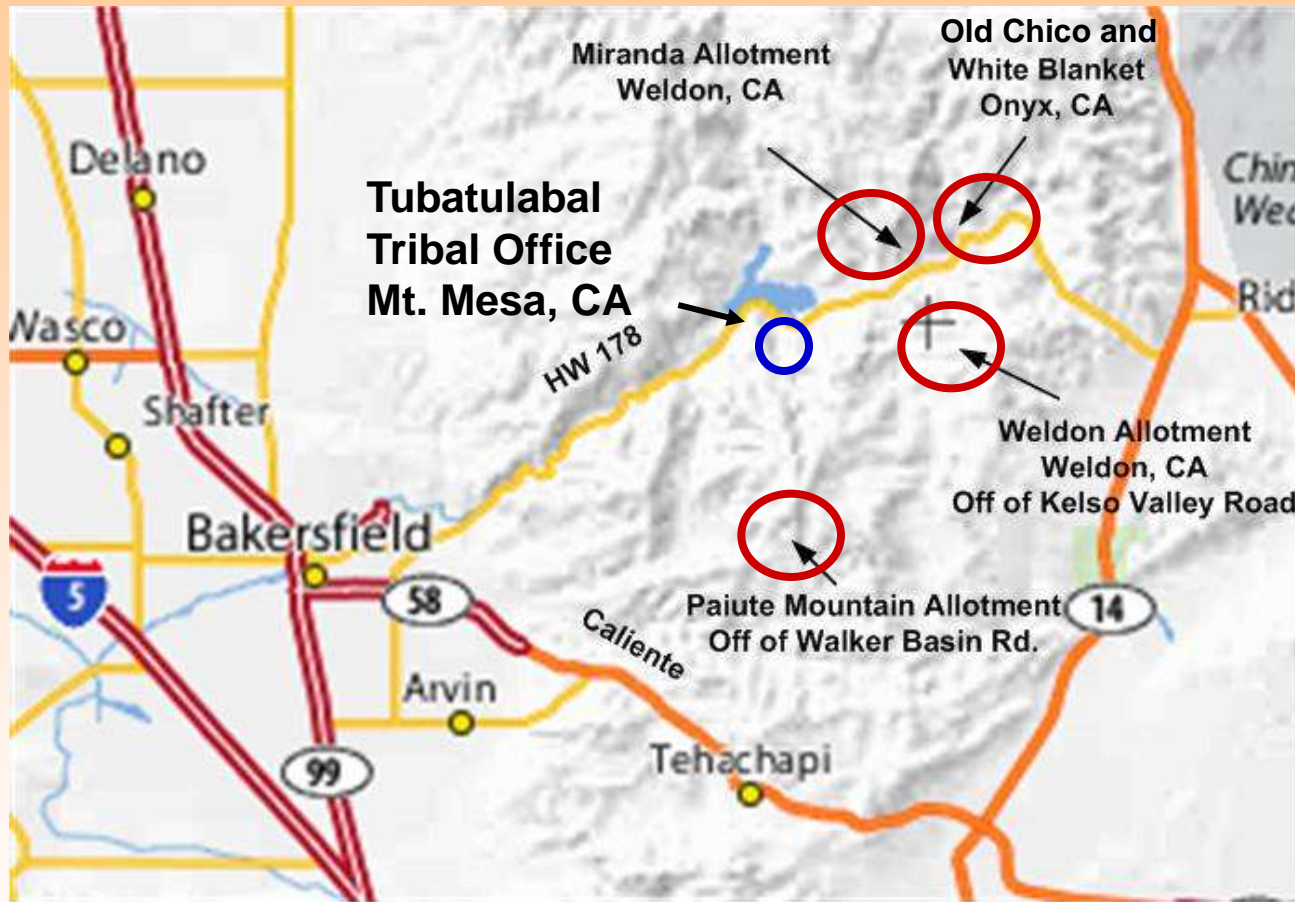


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www.waterplan.water.ca.gov/tribal2

Tubatulabal Tribal Allotments (4 of 10)



Needs for allotments (160 acres/each) – water, housing, utilities (electricity/phones), roads, and access to health and social services

Outreach – initial contact

Federal – U.S. Bureau of Indian Affairs

California – Pacific Region Office

Three Area offices – Northern, Central, and Southern

Federally Recognized Tribes / Allotments

State – Native American Heritage Commission
(both federally and non-federally recognized Tribes)

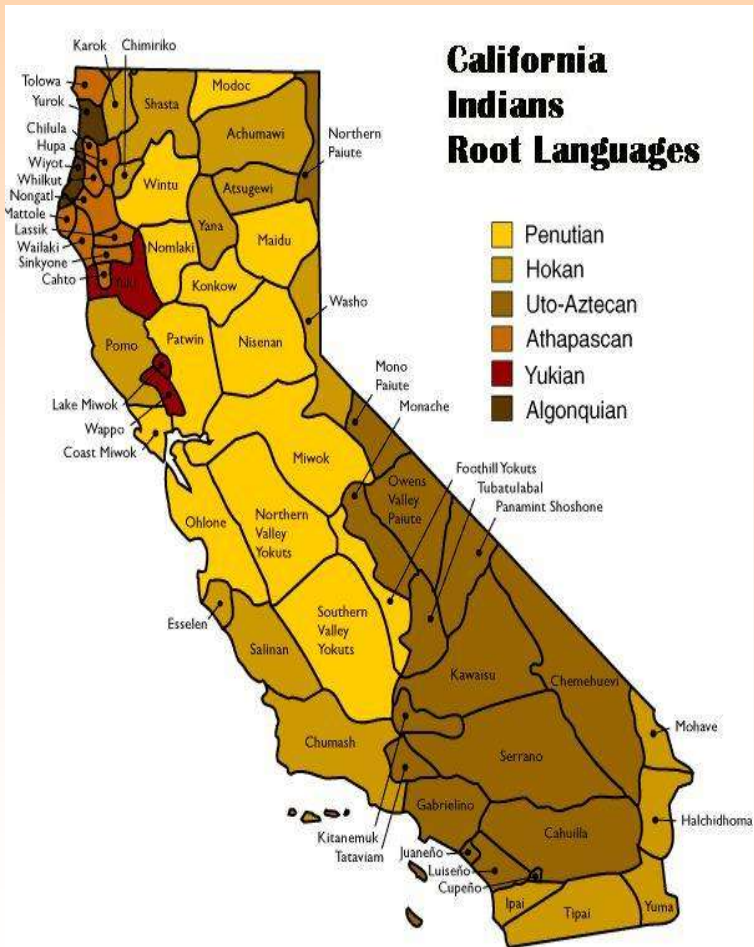
Tribal – 108 Federally Recognized and 50+ Tribes seeking their federal recognition

Tribal Organizations - non-profits, associations

California Indians Root Languages



Before 1850 – CA Tribal Groups

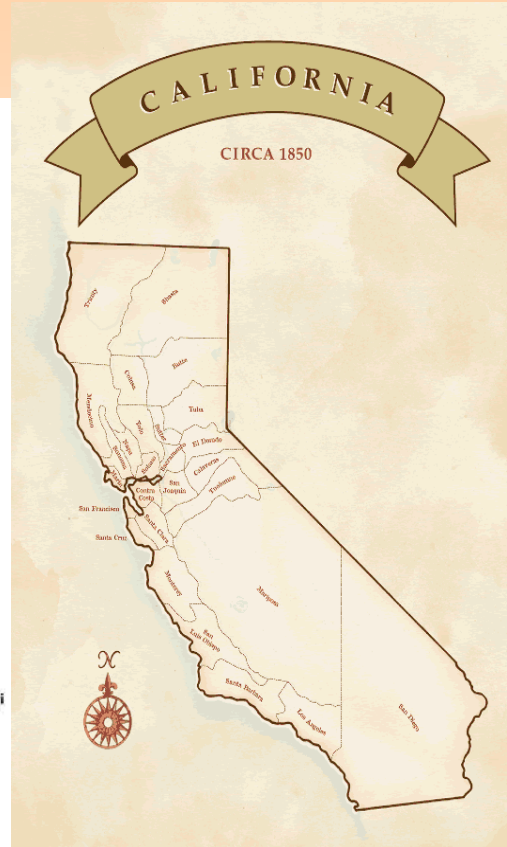


1850 – CA Counties

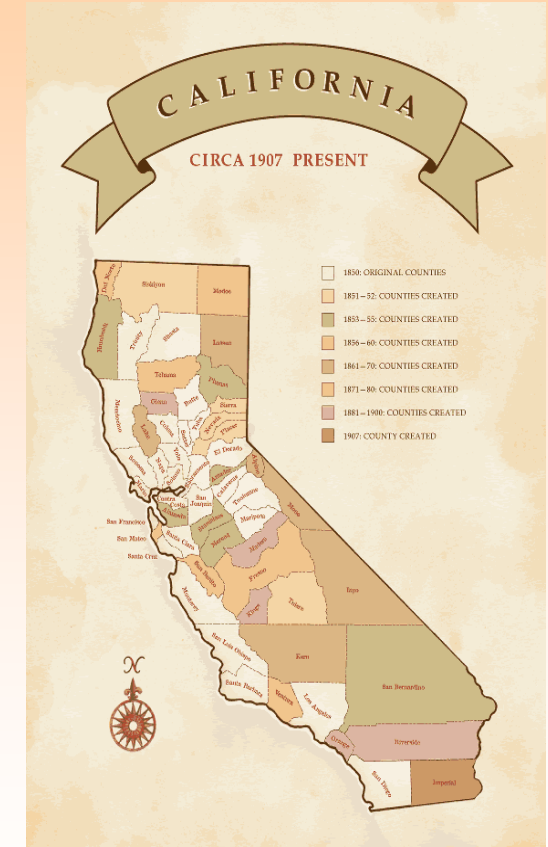


Historically, California Indians have not been included in development of California and Local Government “Blue Print” plans. This project will provide a change in the understanding and methods of working with Tribal Governments and addressing their Tribal Environmental Justice Transportation issues.

Pre-European CA Tribal Groups

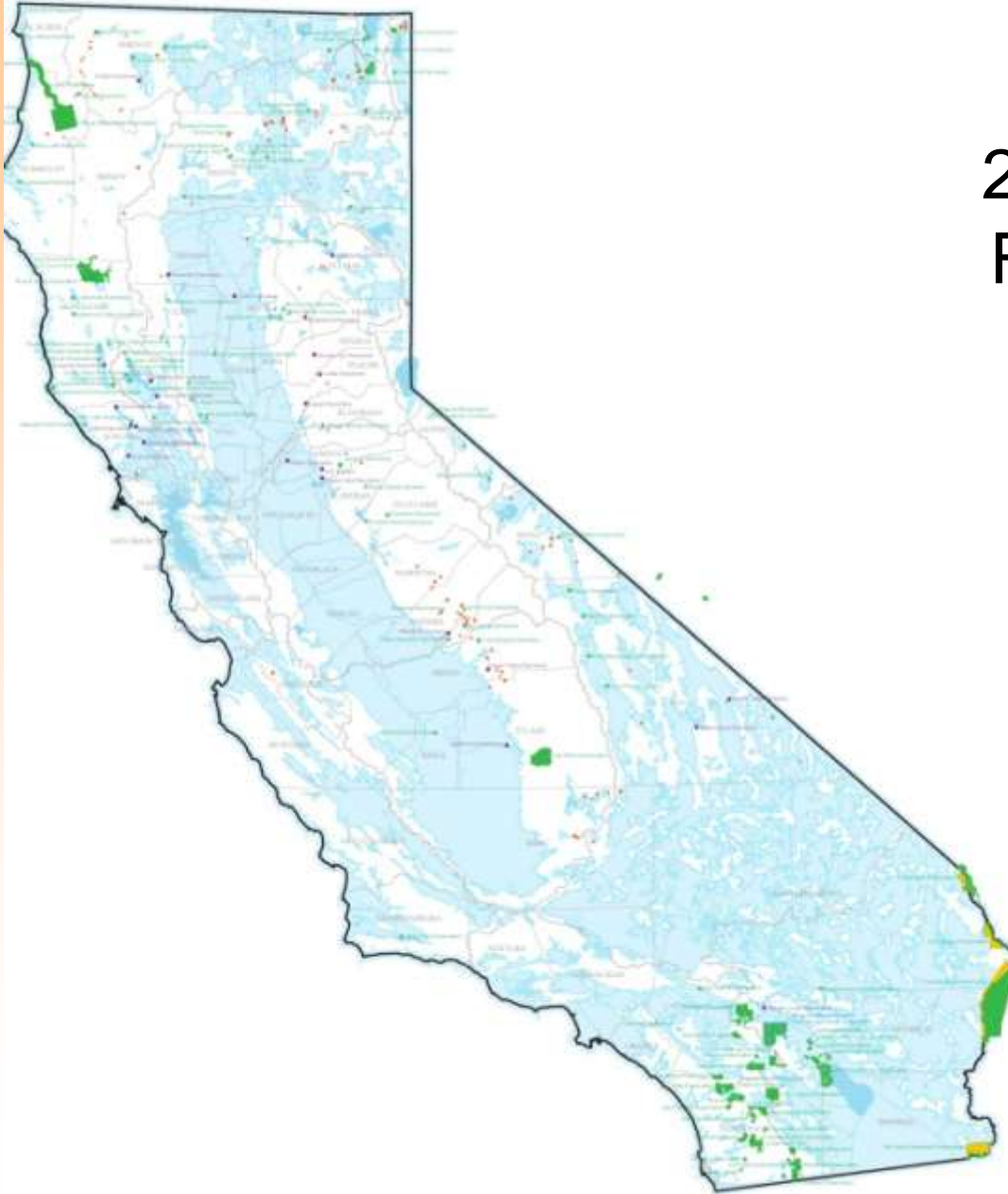


1850 CA Counties



1907 and Present
CA Counties

U.S. BIA Map
2009 – Indian Lands
Federal Recognized
Tribes



Collaboration – with Tribes

- Hosting meetings – invites / meet greet
- NOT Replacement for CONSULTATION
- Involvement
- Advisory – non-formal
- Review of proposed policies or plans

Consultation

- **Formal Government to Government**
- **Each Tribe has Tribal Council and process for “G to G” Consultation**
- **Non-federally Recognized Tribes – may also have a process for formal consultation**
- **Forming a Tribal Consultation process – involve Tribe, seek other State Agencies in developing this process**
- **Good State models for Tribal Consultation – Cal-Tran Native American Liaison Branch, Native American Heritage Commission, and Governor’s Office of Research and Planning – SB 18 (Burton, 2004)**

Tribal Water Planning in California

TRIBAL COMMUNICATION COMMITTEE (TCC)

WORKING DRAFT

TRIBAL COMMUNICATION PLAN

Summer 2008

California State Water Plan 2009

Tribal Water Summit – July 2009

Tribal Communication Committee

Tribal Communication Plan

Tribal, Local, Regional, and State Water
Planning

Environmental Justice, Tribal Water Rights,
Stewardship, Cultural Uses, and Sacred –
new terms for CA Water plan

Partners – U.S. Bureau of Reclamation,
Flood Management Association, U.S. BIA,
U.S. Corps of Engineers, CSU, UC, and
others.



Developed in support of the

CALIFORNIA WATER PLAN UPDATE 2009



Non-Federally Recognized Tribal View

- NAGPRA (Native American Graves Protection and Repatriation Act) – **does not** include non-federally recognized Tribes
- California – SB 18 (2004) “Traditional Tribal Cultural Places” **does** include non-federally recognize Tribes (public lands development)
- State and Local governments are also providing our Tribe with SB18 required notification

Tribal Responsibility

- Identify Cultural Preservation person/committee
- Get educated on NAGRPA and SB18 (2004)
- Letters of Notification
 - A) U.S. Bureau of Indian Affairs – Pacific Region and Area Office – Identifying your Tribal Contact Information and “most lineal decent” Representative/Committee members
 - B) California Native American Heritage Commission - “most lineal decent” Representative/Committee members

Tribal Responsibility

- Be Prepared to respond to NAGPRA and SB 18 related letters from local and state government.
- Tribal Form Letter – For NAGPRA – provide Tribal Territory description, Cultural Preservation and Tribal NAGPRA Coordinator contact information. For SB 18 - stating area is not of your traditional territory **or** stating area is of your traditional territory – would like to be involved.
- Keep spreadsheet or record of your response – all interaction with state and local government strengthens your stance for federal recognition.
- Develop “good” working relationship with state and local governments and with public institutions – this can be hard, if there is historic injustice or non-fair treatment by these governments or institutions – *Note: good leaders can make a positive differences.*

Tribal Chairwoman's View

1. Work with Tribal Council in determining your Tribal NAGPRA process and reporting.
2. Determine where you “put to rest” any human remains or burial related artifacts and type of ceremony to provide.
3. Determine where you place any cultural artifacts (safe, secure and climate control).
4. Support your NAGPRA Tribal Representative – Travel Costs, Resources, and Political support
5. Make sure NAGPRA Tribal Representative(s) know their responsibilities (responding to NAGPRA related issues, on-site monitoring, and reporting timely to Tribal Council)
6. Don't spread your NAGPRA Tribal Representative(s) out too thin – avoid burn out.
7. Network with other neighboring federally recognized Tribes regarding NAGPRA issues and process.

Tribal Allotments – Public Domain Lands
“lands in trust with federal government”
(Dawes Act 1883)

Over 1,000 Allotments in California

Not mapped out

BIA limited resources

U.S. Indian Health Services basic support for
septic tanks, water systems, and other
environmental support

Entrance to Miranda Road Access



Chief Steban Miranda – awarded land from
BIA in late 1800's, Last Tubatulabal Tribal Chief
Miranda Allotment – 160 Acres



- 19 Tubatulabal families reside on Miranda Allotment
- Environmental needs: water system, land clean-up, fencing, cattle guards, waste management program, access to utilities and road maintenance service.
- Some assistance received from U.S. BIA – Housing and Roads, U.S. Indian Health Services, and local TANF (social service program).

Miranda Allotment



Southern Sierra / Tehachapi area, natural water springs, and high desert mountains

Environmental Challenges

“waste and land management”



BIA does not allow for permanent housing structures – there are 10 abandon trailer homes on Miranda allotment and about 25 abandon vehicles.

White Blanket Allotment – 160 Acres Tubatulabal Tribal Families

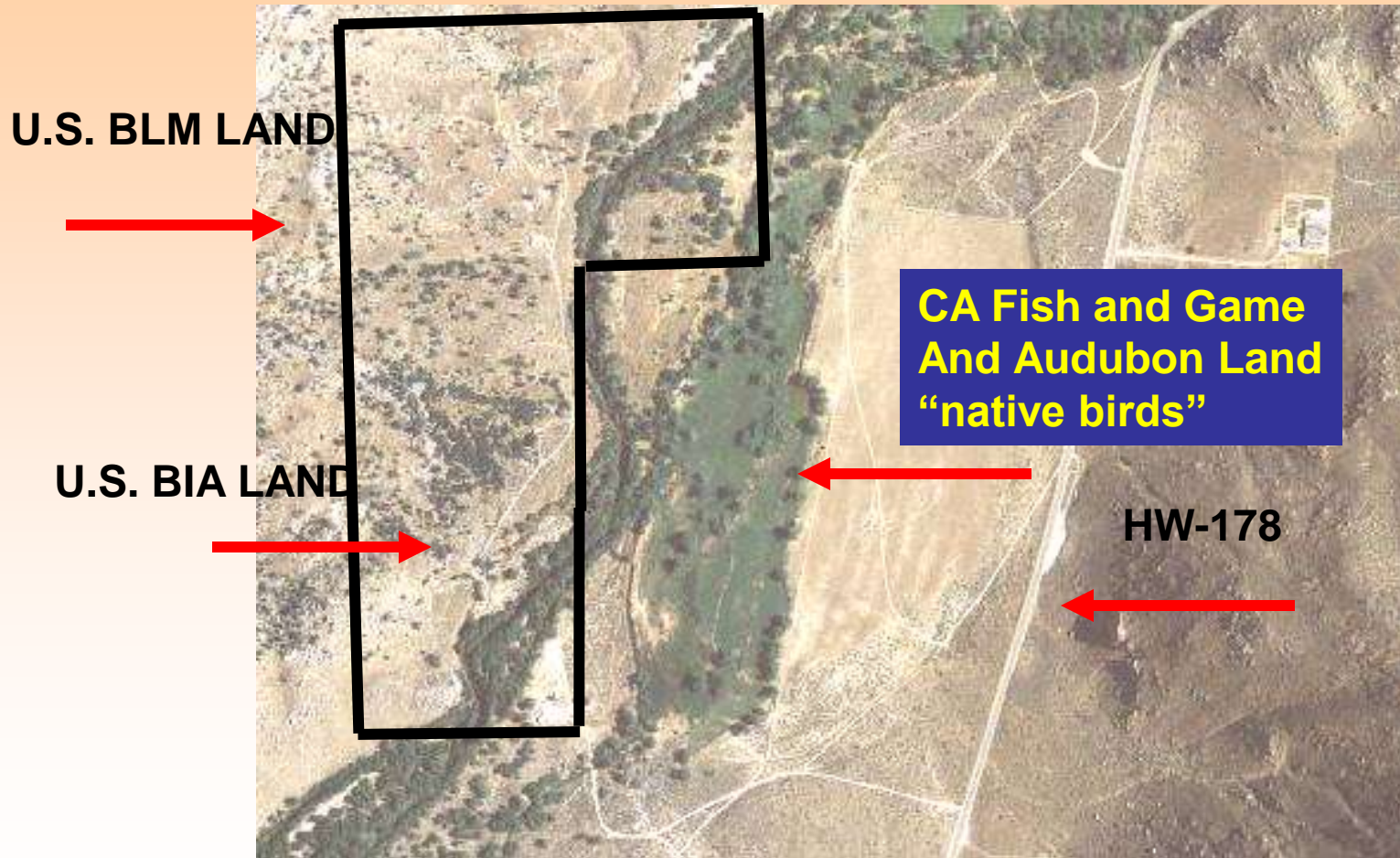




- 4 Tubatulabal families reside on White Blanket Allotment
- Environmental needs: water system, clean-up, fencing, cattle guards, waste management program, access to utilities (**no electricity** at this time) and road maintenance service.
- Some assistance received from BIA – Housing and Roads, U.S. Indian Health Services, and local TANF (social service program).

White Blanket Allotment

160 Acres – S. Fork Kern River, Onyx, CA – HW 178
MULTI-JURISDICTIONAL ISSUES



White Blanket – need improve housing and waste management. There is no electricity or phone service on White Blanket. Political challenges in getting these utility services



Non-Federally Recognized Tribes by County – (Listing work-in-progress 10/2007)

Amador County

Sierra Native American Council

Butte County

197 Konkow Valley Band of Maidu

Butte Tribal Council

Calaveras County

240 Calaveras Band of Miwok Indians

Colusa County

185 Calusa-Seminole Nation

Del Norte County

085 Tolowa Nation

Melochundum Band of Tolowa Indians

El Dorado County

El Dorado Miwok Tribe

El Dorado Tract

Fresno County

090 North Fork Band of Mono Indians

092 Dunlap Band of Mono Indians (aka Mono Tribal Council of Dunlap)

106 Wukchumni Council

209 Sierra Foothill Wuksachi Yokuts Tribe

222 Traditional Choinuymni Tribe

249 Dumna Wo-Wah Tribal Government

302 Northern Band of Mono-Yokuts

Dumma Tribal Government

Wukshumni Tribe

Glenn County

276 Choctaw Allen Tribe

Humboldt County

Alderpoint Indian Community

Eel River Nation of Sovereign Wailaki

Kern County

047 Kern Valley Indian Community

230 Tejon Indian Tribe

294 Chumash Council of Bakersfield

Kawaiisu Tribe aka Kern Valley Indian Council

Tubatulabals of Kern Valley

Tehachapi Indian Tribe

Salinan-Chumash Nation

Lake County

193 The Displaced Elem Lineage Emancipated members (aka Delema)

Lassen County

024 United Maidu Nation

159 Wadatkata Band of the Northern Paiutes of the Honey Lake Valley

223 Honey Lake Maidu

Northern Maidu

Los Angeles County

140 Gabrielino/Tongva Nation

140A Gabrielino/Tongva Indians of California Tribal Council

158 Fernandeno/Tataviam Tribe

163 San Fernando Band of Mission Indians

165 Tinoqui-Chalola Council of Kitanemuk and Yowlumne Tejon Indians

176 Coastal Gabrieleno Diegueno Band of Mission Indians

Gabrielino Band of Mission Indians of California

Kitanemuk & Yowlumne Tejon Indians

Tehachapi Indian Tribe

Madera County

099 Chuckchansi Yokotch Tribe

249 Dumna Wo-Wah Tribal Government

Chuckchansi Tribe

Mariposa County

082 Southern Sierra Miwuk Nation (formerly American Indian Council of Mariposa County, aka Yosemite)

136 Chukchansi Yokotch Tribe of Mariposa California

Mendocino County

104 Yokayo Tribe Indians

299 SheBelNa Band of Mendocino Coast Pomo Indians

Noyo River Indian Community

Mono County

021 Mono Lake Indian Community

022 Washoe/Paiute of Antelope Valley

022A Antelope Valley Paiute Tribe 295 Yosemite-Mono Lake Paiute Indian Community

Antelope Valley Paiute Tribe

Monterey County

110 Coastanoan Band of Carmel Mission Indians

116 Salinan Nation

131 Esselen/Coastanoan Tribe of Monterey County

132 Ohlone/Costanoan – Esselen Nation

139 Salinan Tribe of Monterey & San Luis Obispo Counties

143 Costanoan-Rumsen Carmel Tribe

242 Xolon Salinan Tribe

290 Eshom Valley Band of Michahai and Wuksachi

Costanoan Ohlone Indian Council

Wuksachi Tribe

Owl Clan

Salinan Nation Cultural Preservation Assoc.

Salinan-Chumash Nation

Nevada County

T'Si-akim Maidu

Yahmonee Maidu of Si Lom Kui'ya

Orange County

084a Juaneno Band of Mission Indians, Acjachemen Nation

Juaneno Band of Mission Indians (Interested Party)

084b Juaneno Band of Mission Indians

Placer County

Colfax/Todds Valley Consolidated Tribes

Plumas County

202 T'Si-akim Maidu

Plumas County Indians

Riverside County

201 Gabrieleno Band of Mission Indians of California

Serrano Band of Indians

Sacramento County

285 Nashville-Eldorado Miwok Tribe

Wilton Rancheria

San Benito County

112 Indian Canyon Band of Coastanoan/Mutsun Indians

210 Costanoan Tribe of Santa Cruz and San Juan Bautista Missions

Salinan Tribe of Monterey, San Luis Obispo & San Benito Counties

San Bernardino County

175 Ani Ywvi Yuchi

Serrano Band of Indians

San Diego County

096 San Luis Rey Band of Mission Indians

272 The Chiricahua Tribe of California

275 Diegueno Band of San Diego Mission Indians

281 Callattakapa-Choctaw Tribe

Kwaaymii Laguna Band of Mission Indians

San Joaquin County

109 Choinumni Council

229 North Valley Yokut Tribe

San Luis Obispo County

139 Salinan Tribe of Monterey & San Luis Obispo

294 Chumash Council of Bakersfield

Northern Chumash Tribal Council

Salinan-Chumash Nation

San Luis Obispo County Chumash Council

San Mateo County

120 Amah Mutsun Band of Ohlone/Costanoan Indians

Amah Mutsun Tribal Band

Santa Barbara County

080 Coastal Band of Chumash

Santa Clara County

111 Muwekma Ohlone Tribe

The Ohlone Indian Tribe

Santa Cruz County

147 Costoanoan Ohlone Rumsen-Mutsun Tribe

Amah Mutsun Tribal Band

Shasta County

097 Wintu Indians of Central Valley, California

098 Wintoon Indians

137 Wintu Tribe of Northern California

289 The Wintoon Tribe of Northern California

Winnemem Wintu Tribe

Nor-El-Muk Band of Wintu Indians

Sierra County

Strawberry Valley Rancheria

T'Si-akim Maidu

Siskiyou County

083 Shasta Nation

Sonoma County

Mishewal-Wappo Tribe of Alexander Valley

Tehama County

Tasmam Koyon

Trinity County

093 Nor-Rel-Muk Nation (formerly Hayfork Band;

formerly Nor-El-Muk Band of Wintu Indians

128 Tsnungwe Council

Tulare County

283 Monachi Indian Tribe

Wuksachi Tribe

Tuolumne County

298 Tuolumne Algerine Band of Yokut

Yuba County

Strawberry Valley Rancheria

Recommendations

- **Don't reinvent the wheel – network with DWR, Cal-Trans, Cal-EPA (Cynthia Gomez, Assist. Secretary – Environmental Justice, formerly from Cal-Trans)**
- **Get the Tribes on your maps – overlays**
- **Develop Tribal Brochure – how to work with Conservation**
- **Develop Tribal Liaison Position**
- **Promote Cabinet Level – CA Tribal Affairs Agency**
- **(policy, consultation, administration direction of working with all California Tribes.**