

**NATIVE AMERICAN HERITAGE COMMISSION**

January 9, 2020

William Leonard
Tribal Chairperson
Southern Sierra Miwuk Nation
P.O. Box 186
Mariposa, CA 95338

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Submitted via USPS Mail**Re: Response to Mailed Inquiry Dated December 20, 2019**

Dear Chairperson Leonard:

The Southern Sierra Miwuk Nation is a listed tribe in the Native American Heritage Commission Consultations List, which is used for SB 18 and AB 52.

Attached is the criteria used to include Non-Federally Recognized California Native American Tribes on the NAHC Tribal Consultation List.

As for the counties that fall in your culturally affiliated territory, the following counts pertain to projects in our system from 2015 to current for those counties:

- Mariposa County – 100 projects
- Madera County – 190 projects
- Merced County – 237 projects
- Stanislaus County – 284 projects

Please understand that not all projects in each county may fall within your culturally affiliated territory.

If you have any questions or need additional information, please contact me at my email address: Sarah.Fonseca@nahc.ca.gov.

Sincerely,

Sarah Fonseca
Associate Governmental Program Analyst

Attached

**Documentation for Inclusion of Non-Federally Recognized
California Native American Tribes
On the
Native American Heritage Commission
Tribal Consultation List**

The Native American Heritage Commission (NAHC) is responsible for providing Tribal Consultation Lists pursuant to Chapter 905 of the 2004 Statutes of California and Public Resources Code Sections 5097.94(m) and 21080.3.1 for the purposes of mitigating adverse impacts to tribal cultural resources.

In order to be listed on the NAHC Tribal Consultation List, a tribe must provide documentation that their members are descended from a historical California tribe and currently operate as a tribal governmental body that carries out general governmental functions for its members.

Documentation must be provided for both criterion A and B below. All information submitted must be under the tribe's seal or letterhead.

A. Evidence to prove that tribal members are descended from a historical California Native American tribe. This is best done using certified birth or death certificates issued by the State of California or the county in which they were born. Evidence may include:

- Proof that tribal members are either listed on or direct relatives of an individual on the California Indian Census Rolls of 1928 or 1933, or on the California Judgment Fund Rolls (CJFR) of 1953 or 1972. Individuals on the CJFR rolls were issued Certificates of Degree of Indian Blood (CDIB) by the Bureau of Indian Affairs (BIA).
- Proof that tribal members can trace their ancestry to an individual on California Mission rolls.
- Proof that tribal members are descendant(s) from one or more individuals who received allotted land held in trust by the Federal government.
- Evidence that the tribe is or was formerly recognized by the Federal government.
- Evidence that the tribe has continually resided on land previously held in trust by the Federal Government.
- Documentation that the tribe is descended from a tribe that was a signatory of one of the eighteen California unratified treaties of 1852.

B. Evidence to prove that your tribe operates as a tribal government, as follows:

- The basis of your tribal government organization, such as a Constitution and Bylaws, Tribal Ordinance, or Articles of Association. The evidence submitted must be duly adopted, ratified, dated, and signed by the entity officially authorized to act on behalf of the tribal membership, such as the Tribal Council, Chief, Chairperson, President, or Captain, as appropriate.
 - The NAHC also recognizes that there may be many variations in the ways tribes are organized and operate, such as custom and tradition. If that is the case, please provide a written description of how your tribe is organized and carries out its governmental functions.
- Evidence of a tribal roll and a description of the requirements to be a tribal member.
- Certified election results for current tribal council members and their terms of office.

- Evidence of tribal government activities, such as certified, signed, and dated meeting minutes, signed and dated council resolutions, or any government actions or decisions made by the tribe.
- A completed petition package submitted for recognition by the Federal Government. A letter of intent to petition for federal recognition alone is not sufficient.
- Evidence that your tribe is eligible to receive federal services as an Indian tribe.
- Evidence of a non-profit organization dedicated to general tribal community sustainability.
- Evidence that your tribe is recognized as a Native American tribe by the surrounding community, including other tribes.
- Evidence that your tribe is recognized by Federal, State, and local government agencies, documented through such things as letters, tribal resolutions, references in environmental documents, consultation agreements, legislative resolutions, etc.
- Evidence of community activities undertaken by the tribe.

Please include a map describing the tribe's traditional and culturally affiliated territory, including the California counties by which the tribe would like to be contacted for the purposes of formal consultation.

Rev. January 16, 2018