

KPB

NATIVE AMERICAN HERITAGE COMMISSION

915 CAPITOL MALL, ROOM 364
SACRAMENTO, CA 95814
(916) 653-4082
(916) 657-5390 - Fax

**RECEIVED**

April 2, 2009

APR - 6 2009

COUNTY OF SAN LUIS OBISPO
DEPARTMENT OF PUBLIC WORKS

Mark Hutchinson
Environmental Programs Manager
San Luis Obispo County
Department of Public
County Government Center, Room 207
San Luis Obispo, CA 93408

RE: Most Likely Descendent (MLD) status, Los Osos Wastewater Project; San Luis Obispo County.

Dear Mr. Hutchinson:

This letter is being sent in response to your March 17, 2009 letter requesting clarification of the Most Likely Descendent (MLD) designation for the Los Osos Wastewater Project in San Luis Obispo County. The original project, the Los Osos Sewer Project no longer exists as the proponents have changed from the Los Osos Community Services District to San Luis Obispo County. The new project is the Los Osos Wastewater Project. Based upon newly received documentation, the MLD designated for the Los Osos area proper as well as a twelve mile circumference from the Los Osos area would be John Burch, a Salinan tribal member. He is able to trace his ancestry to a village site called Chano. Therefore, the Commission determines him to be the Most Likely Descendent (MLD). If any Native American human remains are found outside this perimeter and depending upon the location, we may designate other MLDs as the need arises.

As to your question regarding the authority over the Los Osos Wastewater Project, the Commission considers the area between Los Osos and Paso Robles to be overlapping territory for both the Salinan and Chumash tribes and as such, both are to be consulted. Neither tribe has the authority to approve, disapprove or require any mitigation.

If you have any questions, please contact Katy Sanchez of my staff at (916) 653-4040.

Sincerely,

A handwritten signature in black ink, appearing to read "Larry Myers".

Larry Myers
Executive Secretary

cc: John Burch, Salinan Tribe
Cookie Hirn, State Water Resources Control Board
Paavo Ogren, Director of SLO County Public Works
Pat Mikkelson, Far Western Anthropological Research Group
Clinton Blount, Albion Environmental
Ken Lord, Michael Brandman Associates
✓ Kate Ballantyne, Archaeologist
Lei Lynn Odom, Chumash Tribe
Mona Tucker, Chumash Tribe