

**NEGATIVE CULTURAL RESOURCES
SURVEY REPORT
for the
LONE OAK ROAD PROJECT,
SAN DIEGO COUNTY, CALIFORNIA**

Lead Agency:

County of San Diego
Planning & Development Services
Contact: Donna Beddow
5510 Overland Ave, Suite 110
San Diego, California 92123

Prepared by:

Brad Comeau, M.Sc., RPA and Micah J. Hale, Ph.D., RPA



DUDEK

605 Third Street
Encinitas, California 92024

Prepared for:

*Dan Rehm
Hunsaker & Associates San Diego, Inc.
9707 Waples St.
San Diego, California 92121*

OCTOBER 2014

NATIONAL ARCHAEOLOGICAL DATA BASE INFORMATION

Authors: Brad Comeau, M.Sc., RPA and Micah J. Hale, Ph.D., RPA

Firm: Dudek

Client/Project Proponent: Hunsaker & Associates San Diego, Inc.

Report Date: 6/15/14

Report Title: Negative Cultural Resources Survey Report for the Lone Oak Road Project, San Diego County, California

Type of Study: Cultural Resources Inventory

New Sites: None

Updated Sites: None

USGS Quad: San Pasqual and Ramona 7.5-minute

Acreage: 14.15 acres

Key Words: Negative survey; prehistoric, disturbed; Luiseño resource

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April 8, 2014

Mr. Dan Rehm
Hunsaker & Associates San Diego, Inc.
9707 Waples Street
San Diego, California 92121

**RE: Lone Oak Road Project; Cultural Resources Survey Report -
Negative Findings**

Dear Mr. Rehm:

Please be advised that a cultural resource survey has been conducted on the above referenced project. It has been determined that there are no cultural resources present on this property. The Project has been plotted on the attached USGS 7.5 minute topographical map for your reference (Figure 1; Figure 2).

PROJECT LOCATION

County: San Diego
USGS 7.5' Quad: Rancho Santa Fe, California (1996)/Township: 17S, Range: 3W, Sections 28 and 33
Address: 535 Lone Oak Road
Vista, California 92065
Assessor Parcel Number(s): APN 181-162-06 and 184-080-01
UTM: 481,264 mE/ 3,671,622 mN – (West Project Corner; NAD 83, Zone 11).
Elevation: 520 ft. amsl.
Owner and Address: GH 2, LLC
1530 Industrial Ave
Escondido, California 92029
Survey Type: Intensive Pedestrian
Date of Survey: 3/21/2014
Field Crew: Joshua Tansey
Native American Monitor: Shelley Nelson (La Jolla Band of Mission Indians; Saving Sacred Sites, Inc.)

SURVEY DESCRIPTION

The intensive pedestrian field survey was conducted using standard archaeological procedures and techniques. Continuous parallel transects (15 meter intervals) were walked in a north/south direction. Survey conditions in the majority of the site were poor, as the ground surface was almost completely obscured by dense vegetation and leaf litter at the northwestern end of the site and extensive wood chip/mulch throughout the majority of the remainder of the site. Two modern structures are present in the southern portion of the site; imported gravel and other items associated with the residences are present in this area, which also obscure the ground surface. As the ground surface visibility was so severely limited, survey methodology was altered as necessary to inspect clearings and trails and to facilitate the inspection of bedrock outcrops. No artifacts or features were identified during this survey.

This project proposes to develop 24 residential lots, two open space lots, a trail lot, a private drive lot, and two water quality/detention basin lots. Primary project access is off Lone Oak Road through a proposed gated entrance. Secondary emergency access is provided through connection to the existing Cleveland Trail drive which connects to Buena Creek Road. Due to the limited visibility during the survey, it is recommended that archaeological and Native American monitors be present for initial ground disturbing activities during project construction in case cultural resources are obscured beneath vegetation or mulch, or are present below ground.

RECORDS SEARCH

A records search of the project area and a 0.5 mile radius around the project was conducted by staff at the California Historic Resources Inventory System (CHRIS) South Coast Information Center (SCIC) at San Diego State University. A 0.5 mile radius was chosen for the records search as Dudek has extensive documentation on file and direct knowledge of resources in the area from previous projects. Seven previous studies (Clifford and Smith 2004; Fink 1973a, 1973b; Murray and Robins-Wade 2005; Polan 1978; Rosenberg et al. 2007; Toupes 1979) have been performed in the records search area, two of which have covered a portion of the project area (Fink 1973a; Fink 1973b). Both studies were linear surveys conducted along Buena Creek Road which covered less than 10% of the current project area. One site (SDI-662) was identified in the records search radius, 0.5 mile to the northwest of the subject property. It was recorded by Wallace in 1958 as a small campsite consisting of four bedrock milling stations.

NATIVE AMERICAN CONSULTATION

Dudek staff requested a search of the Native American Heritage Commission (NAHC) Sacred Lands File on March 13, 2014 for the proposed project area. The NAHC responded the same

Mr. Dan Rehm

RE: Lone Oak Road Project; Cultural Resources Survey Report – Negative Findings

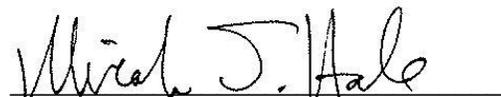
day, indicating that the search did not identify the presence of Native American traditional cultural place(s) within this area, or the surrounding 0.5 mile buffer. Staff contacted the Native American groups and individual provided by the NAHC to further investigate whether they have knowledge of Sacred Lands occurring on the subject parcels. Two response letters were received; one from the Pala Band of Mission Indians and one from the Rincon Band of Luiseno Indians. Neither provided any information relating to Sacred Lands or cultural resources in the project area, but did request to be kept informed of updates, reports, and other documentation as the project progresses.

SUMMARY

This letter has provided the results of a cultural resources survey conducted for the Lone Oak Road Project. No cultural resources were identified within the project area. Based on the conditions encountered during the survey (very limited visibility), and the apparent suitability of the terrain to hold cultural resources, it is recommended that archaeological and Native American monitors be present during initial ground disturbing activities during project construction in order to ensure that if cultural resources are discovered, that they are properly treated in accordance with state laws and county guidelines.

Should you have any questions relating to this report and its findings please contact me.

Respectfully Submitted,



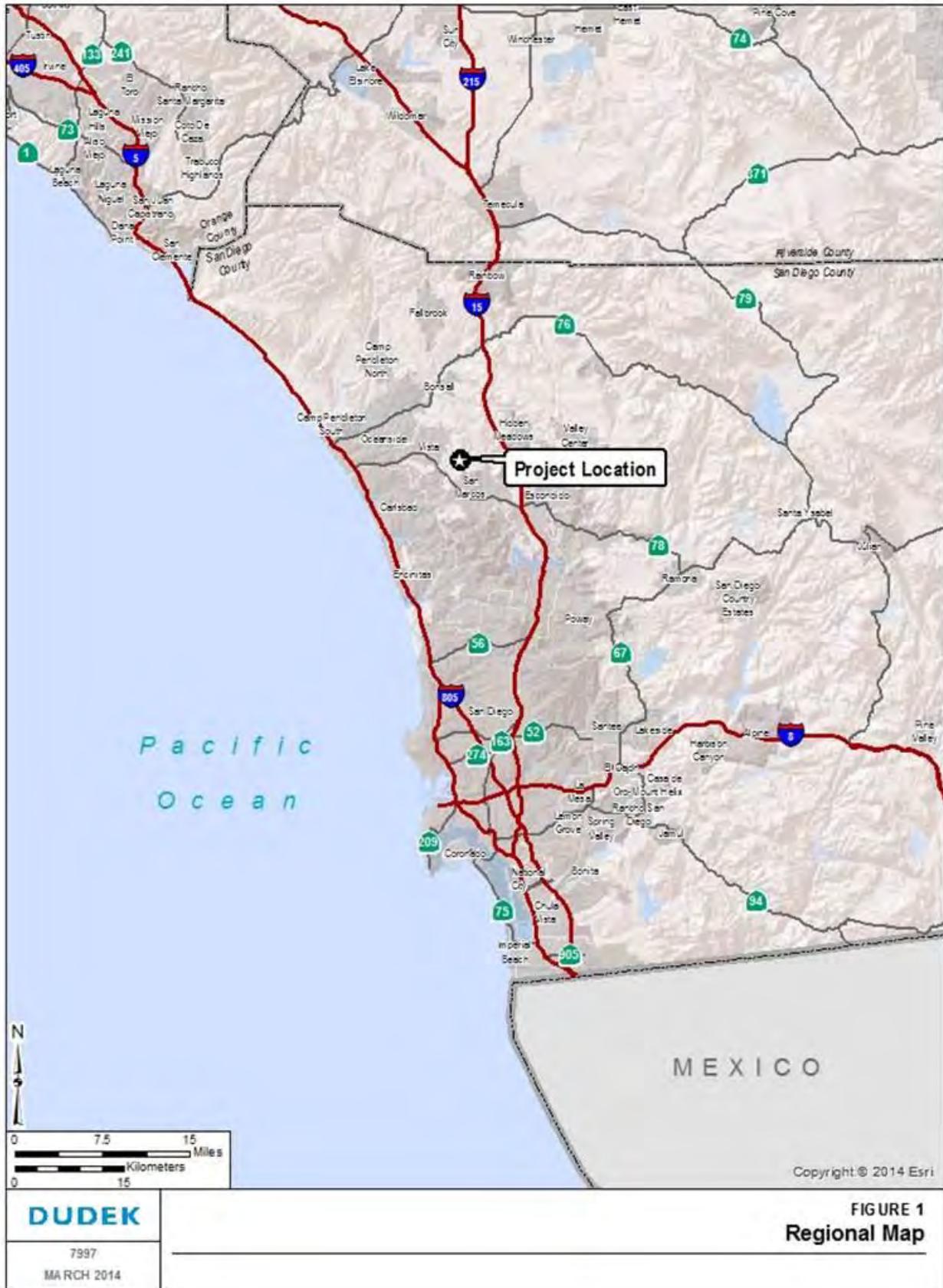
Micah J. Hale, Ph.D., RPA

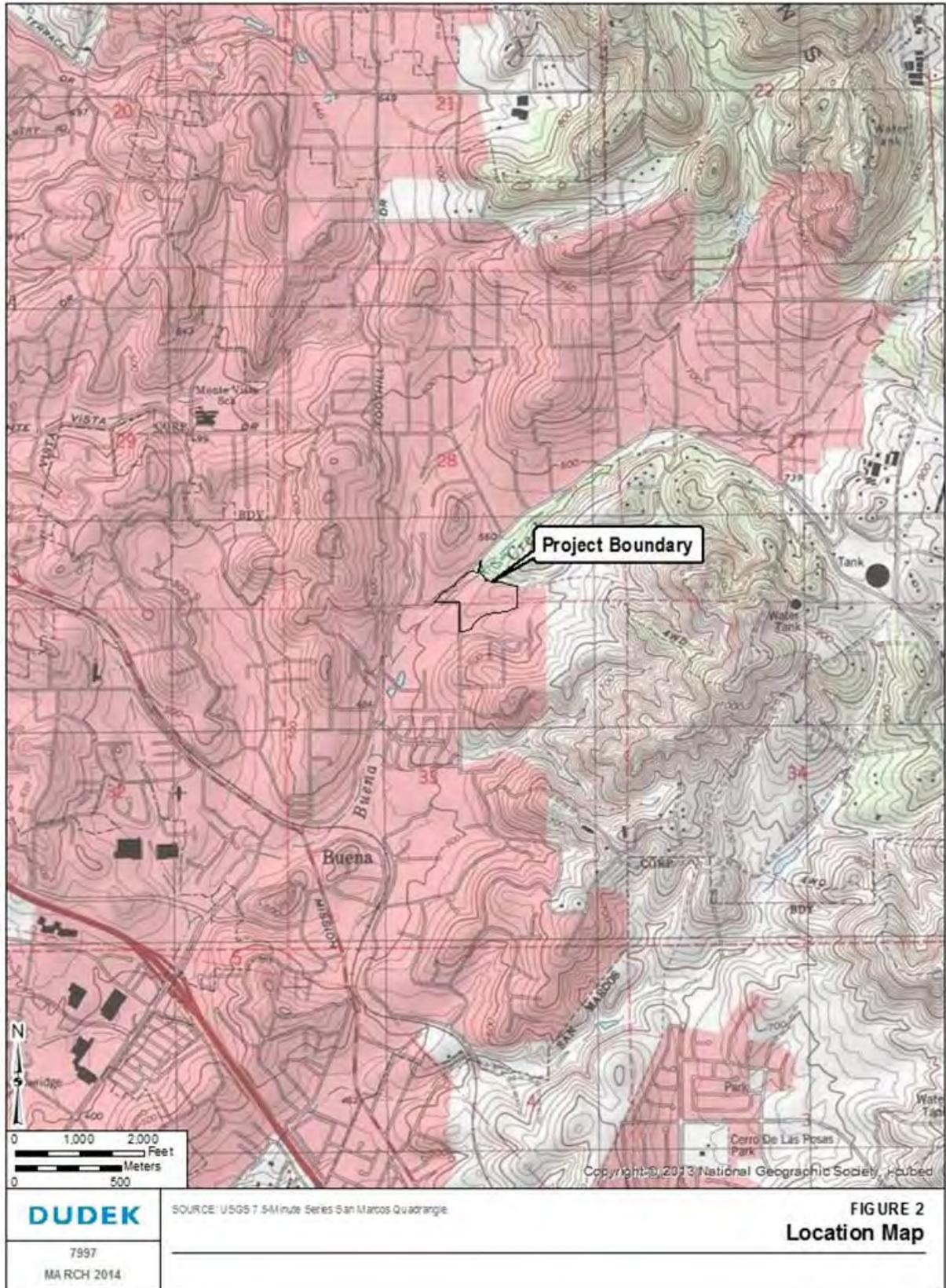
Archaeologist/Cultural Resource Practice Manager

DUDEK

*cc: Brad Comeau, Dudek
Anita Hayworth, Dudek*

*Att: Figure 1. Regional Map
Figure 2. USGS Topographic Map
Appendix A: Tribal Consultation Documents
Confidential Appendix B: Records Search Documents (bound separately)*





APPENDIX A

NAHC Sacred Lands File Search Results

March 12, 2014

Dave Singleton
Native American Heritage Commission
915 Capitol Mall, Room 364
Sacramento, CA 95814

Subject: NAHC Sacred Lands Records Search Request for the Lone Oak Residential Subdivision Project, San Diego County, California

Dear Mr. Singleton,

The Marker Company is proposing a 14 acre residential development along Lone Oak Road in northern San Diego County, California (Figure 1). The proposed project is located to the east/northeast of the intersection of Lone Oak Road and Buena Creek Road, approximately 1.5 miles northeast of Highway 78. In total, the area of potential effect (APE) includes the entire 14 acres which is comprised of Assessor Parcel Numbers (APNs) 184-080-01-00 and 181-162-06-00 This project falls in Township 11 South, Range 3 West, Sections 28 and 33, of the San Marcos, CA 1:24,000 USGS Quadrangle. Dudek is requesting an NAHC search for any sacred sites, traditional cultural properties, or other Native American cultural resources that may fall within a one-half mile buffer of the proposed project location (Figure 2). Please provide contact information for any Native American tribal representatives that should be consulted regarding these project activities. This information can be faxed to 760-632-0164.

If you have any questions about this investigation, please contact me directly by email or phone.

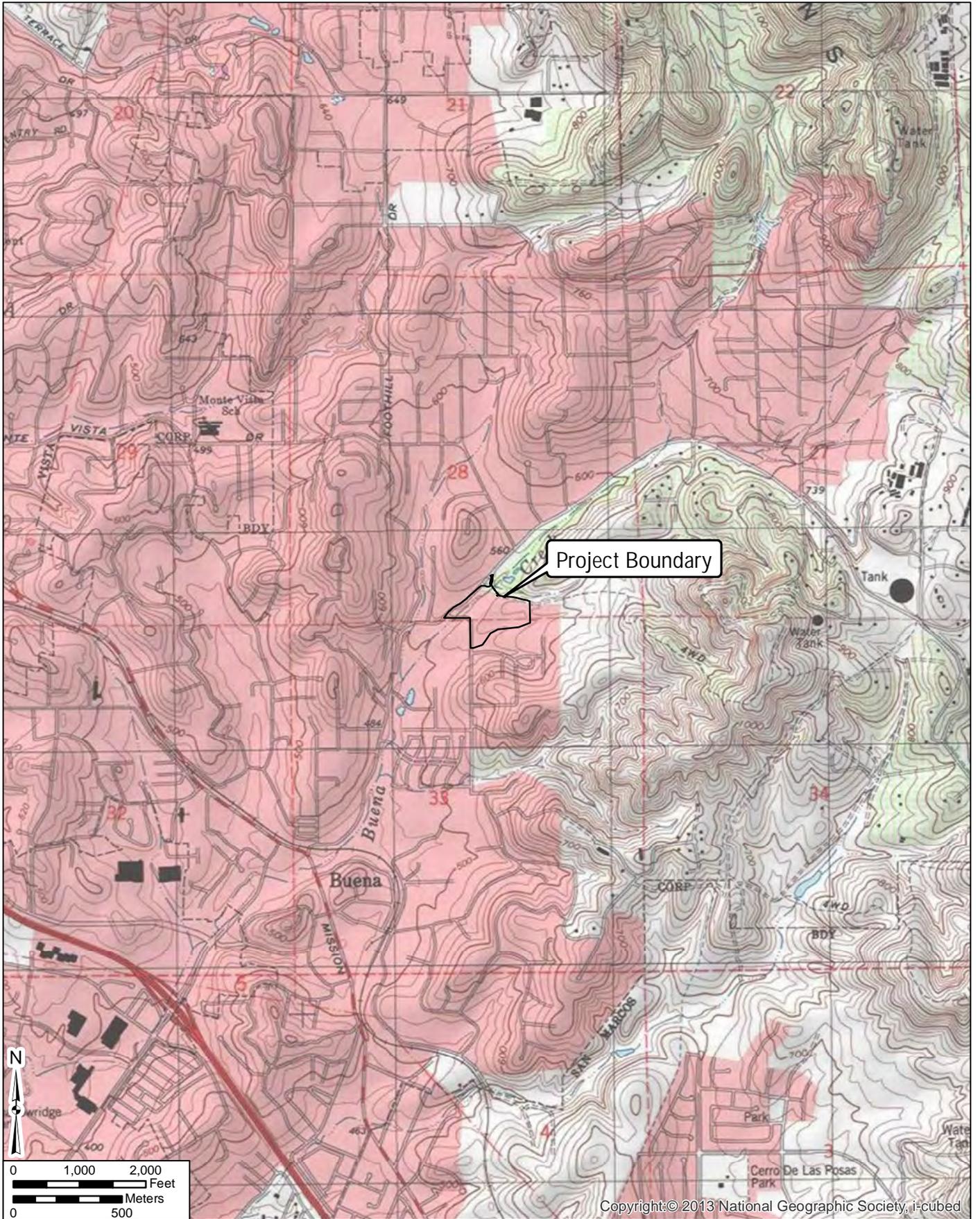
Regards,



Brad Comeau. MSc, RPA
Archaeologist
DUDEK
Phone: (760) 479-4211
Cell: (760) 213-0581
Email: bcomeau@dudek.com

Attachments:

Figure 1. Regional project map.
Figure 2. Project location map.



Copyright:© 2013 National Geographic Society, i-cubed

SOURCE: USGS 7.5-Minute Series San Marcos Quadrangle.

FIGURE 2
Location Map

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MARCH 2014

NATIVE AMERICAN HERITAGE COMMISSION

1550 Harbor Boulevard, Suite 100
West Sacramento, CA 95691
(916) 373-3715
Fax (916) 373-5471
Web Site www.nahc.ca.gov
Ds_nahc@pacbell.net



March 13, 2014

Mr. Brad Comeau MSc. RPA

DUDEK

605 Third Street
Encinitas, CA 92024

Sent by FAX to: 760-632-0164
No. of Pages: 3

RE: Sacred Lands File Search and Native American Contacts list for the "**Lone Oak Road Project;**" located in the City of Vista; San Diego County, California

Dear Mr. Comeau:

A record search of the NAHC Sacred Lands Inventory failed to indicate the presence of Native American traditional cultural places in the Project site(s) or 'areas of Potential effect' (APE), submitted to this office. This area is considered culturally sensitive by local tribes. Note also that the absence of archaeological and/or Native American cultural resources does not preclude their existence at the subsurface level.

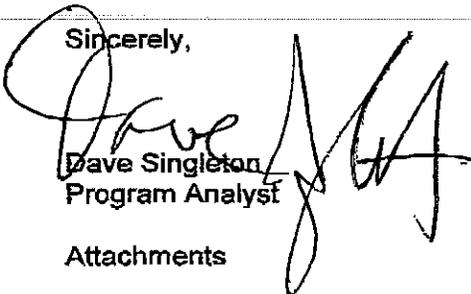
In the 1985 Appellate Court decision (170 Cal App 3rd 604), the Court held that the NAHC has jurisdiction and special expertise, as a state agency, over affected Native American resources impacted by proposed projects, including archaeological places of religious significance to Native Americans, and to Native American burial sites.

Attached is a list of Native American tribes, Native American individuals or organizations that may have knowledge of cultural resources in or near the proposed project area (APE). As part of the consultation process, the NAHC recommends that local government and project developers contact the tribal governments and native American individuals on the list in order to determine if the proposed action might impact any cultural places or sacred sites. If a response from those listed on the attachment is not received in two weeks of notification, the NAHC request that a follow-up telephone call be made to ensure the project information has been received.

California Government Code Sections 65040.12(e) defines 'environmental justice' to provide "fair treatment of people...with respect to the development, adoption, implementation, and enforcement of environmental laws, regulations and policies." Also, Executive Order B-10-11 requires that state agencies "consult with Native American tribes, their elected officials and other representatives of tribal governments in order to provide meaningful input into...the development of legislation, regulations, rules and policies on matter that may affect tribal communities."

If you have any questions or need additional information, please contact me at
(916) 373-3715.

Sincerely,


Dave Singleton
Program Analyst

Attachments

**Native American Contacts
San Diego County California
March 13, 2014**

Pala Band of Mission Indians
Historic Preservation Office/Shasta Gaughen
35008 Pala Temecula Road, PMB Luiseno
Pala , CA 92059 Cupeno
PMB 50
(760) 891-3515
sgaughen@palatribe.com
(760) 742-3189 Fax

Pauma & Yuima Reservation
Randall Majel, Chairperson
P.O. Box 369 Luiseno
Pauma Valley CA 92061
paumareservation@aol.com
(760) 742-1289
(760) 742-3422 Fax

Pechanga Band of Mission Indians
Paul Macarro, Cultural Resources Manager
P.O. Box 1477 Luiseno
Temecula , CA 92593
(951) 770-8100
pmacarro@pechanga-nsn.
gov
(951) 506-9491 Fax

Rincon Band of Mission Indians
Vincent Whipple, Tribal Historic Preservation Officer
1 West Tribal Road Luiseno
Valley Center, CA 92082
jmurphy@rincontribe.org
(760) 297-2635
(760) 297-2639 Fax

Pauma Valley Band of Luiseño Indians
Bennae Calac
P.O. Box 369 Luiseno
Pauma Valley CA 92061
bennaecalac@aol.com
(760) 617-2872
(760) 742-3422 - FAX

Rincon Band of Mission Indians
Bo Mazzetti, Chairperson
1 West Tribal Road Luiseno
Valley Center, CA 92082
bomazzetti@aol.com
(760) 749-1051
(760) 749-8901 Fax

San Luis Rey Band of Mission Indians
Cultural Department
1889 Sunset Drive Luiseno
Vista , CA 92081 Cupeno
760-724-8505
cjmojado@slrmissionindians.
org
760-724-2172 - fax

La Jolla Band of Mission Indians
Lavonne Peck, Chairwoman
22000 Highway 76 Luiseno
Pauma Valley CA 92061
rob.roy@lajolla-nsn.gov
(760) 742-3796
(760) 742-1704 Fax

This list is current only as of the date of this document.

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

This list is only applicable for contacting locative Americans with regard to cultural resources for the proposed Lone Oak Road Project; located in the City of Vista; San Diego county, California for which a Sacred Lands file search and Native American Contacts list were requested.

March 12, 2014

Ms. Bennae Calac, Tribal Council Member
Pauma Valley Band of Luiseno Indians
P.O. Box 369
Pauma Valley, CA 92061

Subject: Tribal Information Request for the Lone Oak Road Project, San Diego County, California

Dear Ms. Calac,

The Marker Company is proposing to subdivide two parcels for residential lots on Lone Oak Road in northern San Diego County, California (Figure 1). The proposed project is located to the east/northeast of the intersection of Lone Oak Road and Buena Creek Road, approximately 1.5 miles northeast of Highway 78. In total, the area of potential effect (APE) includes the 14 acres which comprise Assessor Parcel Numbers (APNs) 184-080-01-00 and 181-162-06-00. The project falls in Township 11 South, Range 3 West, Sections 28 and 33, of the San Marcos, CA 1:24,000 USGS Quadrangle (Figure 2).

The Native American Heritage Commission conducted a Sacred Lands file search. No Native American cultural resources were identified within a one-half mile radius of the proposed project. I am writing to you in order to find out if you, or your tribal community, have any knowledge of cultural resources or places that may be impacted by the proposed project.

If you have any information or concerns pertaining to such information, please contact me by phone or email.

Respectfully,

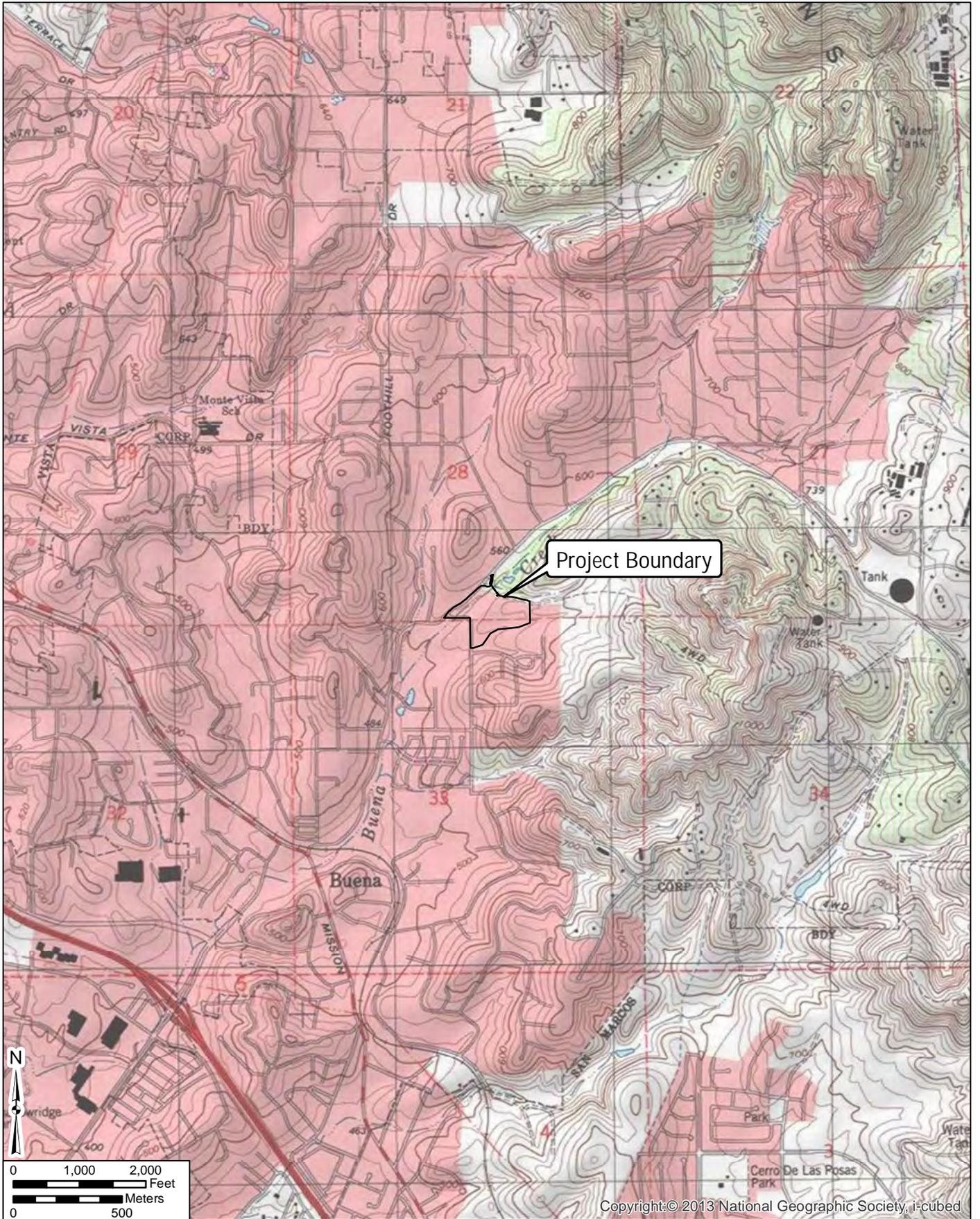


Brad Comeau, MSc, RPA
Archaeologist
Phone: (760) 479-4211
Email: bcomeau@dudek.com

Attachments:

Figure 1. Regional project map.

Figure 2. Project location map.



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SOURCE: USGS 7.5-Minute Series San Marcos Quadrangle.

FIGURE 2
Location Map

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March 12, 2014

Cultural Department,
San Luis Rey Band of Mission Indians
1889 Sunset Dr.
Vista, CA 92081

Subject: Tribal Information Request for the Lone Oak Road Project, San Diego County, California

Dear Cultural Department,

The Marker Company is proposing to subdivide two parcels for residential lots on Lone Oak Road in northern San Diego County, California (Figure 1). The proposed project is located to the east/northeast of the intersection of Lone Oak Road and Buena Creek Road, approximately 1.5 miles northeast of Highway 78. In total, the area of potential effect (APE) includes the 14 acres which comprise Assessor Parcel Numbers (APNs) 184-080-01-00 and 181-162-06-00. The project falls in Township 11 South, Range 3 West, Sections 28 and 33, of the San Marcos, CA 1:24,000 USGS Quadrangle (Figure 2).

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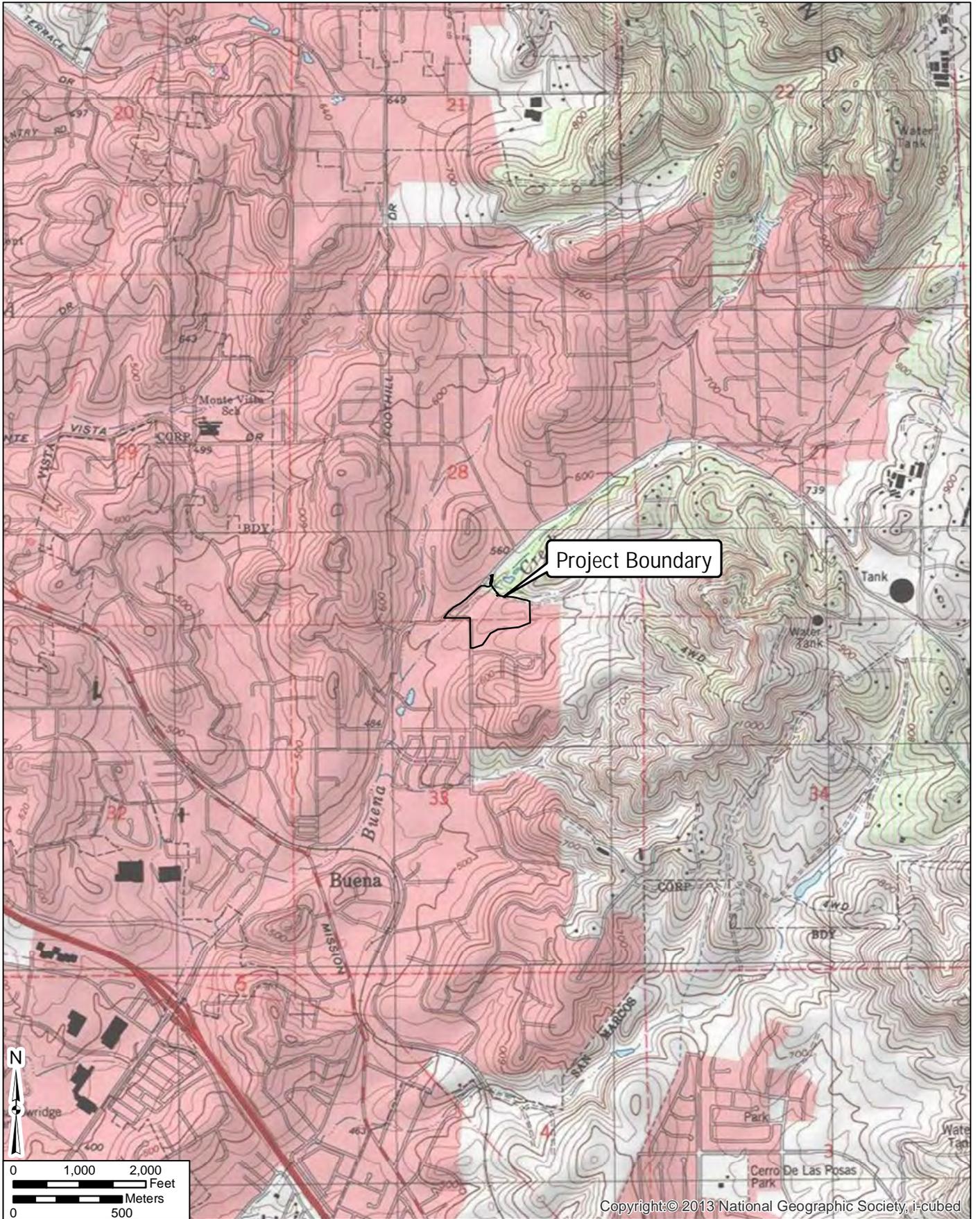
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March 12, 2014

Ms. Shasta Gaughen, Tribal Historic Preservation Officer
Pala Band of Mission Indians
35008 Pala Temecula Rd.
Pala, CA 92059

Subject: Tribal Information Request for the Lone Oak Road Project, San Diego County, California

Dear Ms. Gaughen,

The Marker Company is proposing to subdivide two parcels for residential lots on Lone Oak Road in northern San Diego County, California (Figure 1). The proposed project is located to the east/northeast of the intersection of Lone Oak Road and Buena Creek Road, approximately 1.5 miles northeast of Highway 78. In total, the area of potential effect (APE) includes the 14 acres which comprise Assessor Parcel Numbers (APNs) 184-080-01-00 and 181-162-06-00. The project falls in Township 11 South, Range 3 West, Sections 28 and 33, of the San Marcos, CA 1:24,000 USGS Quadrangle (Figure 2).

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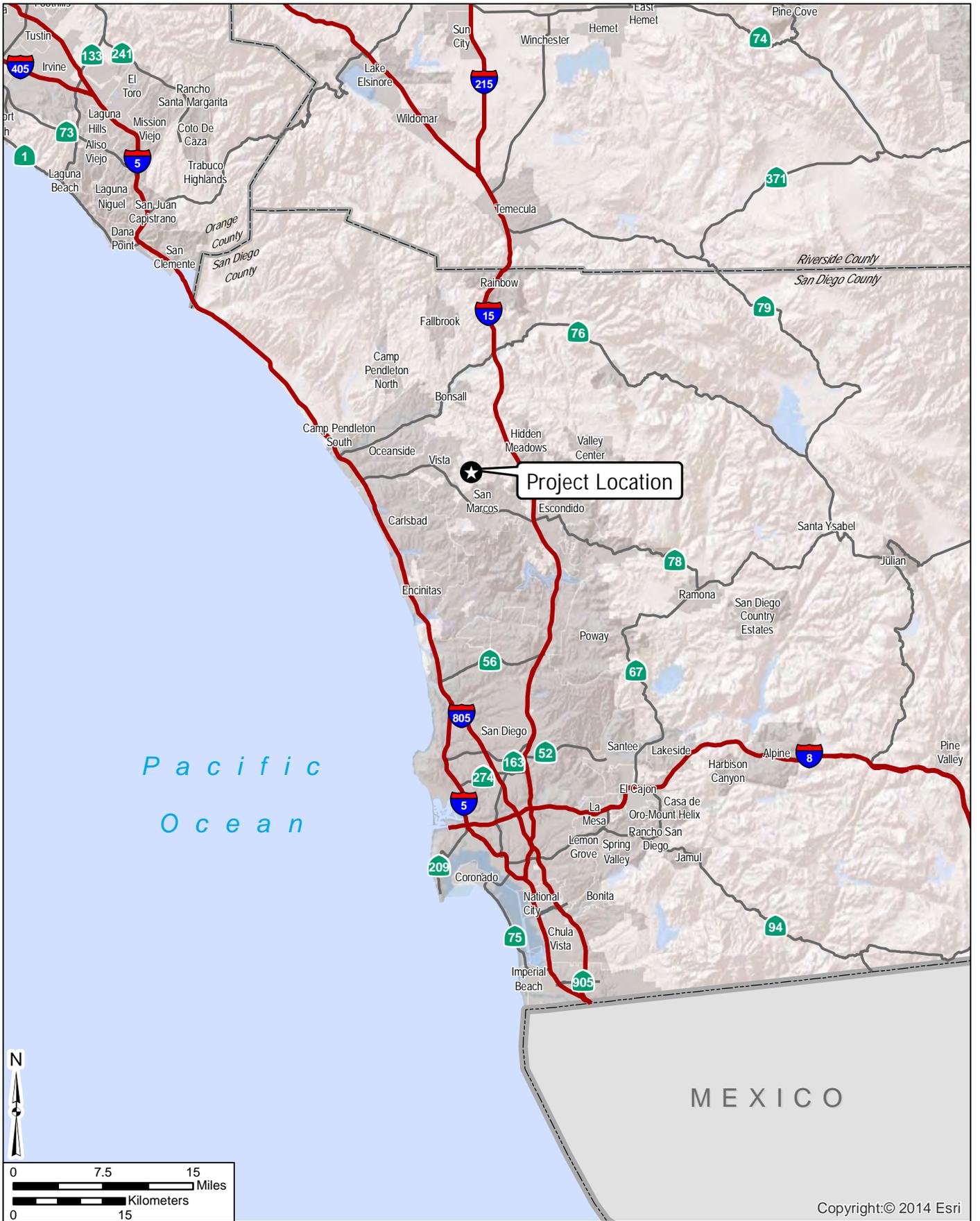
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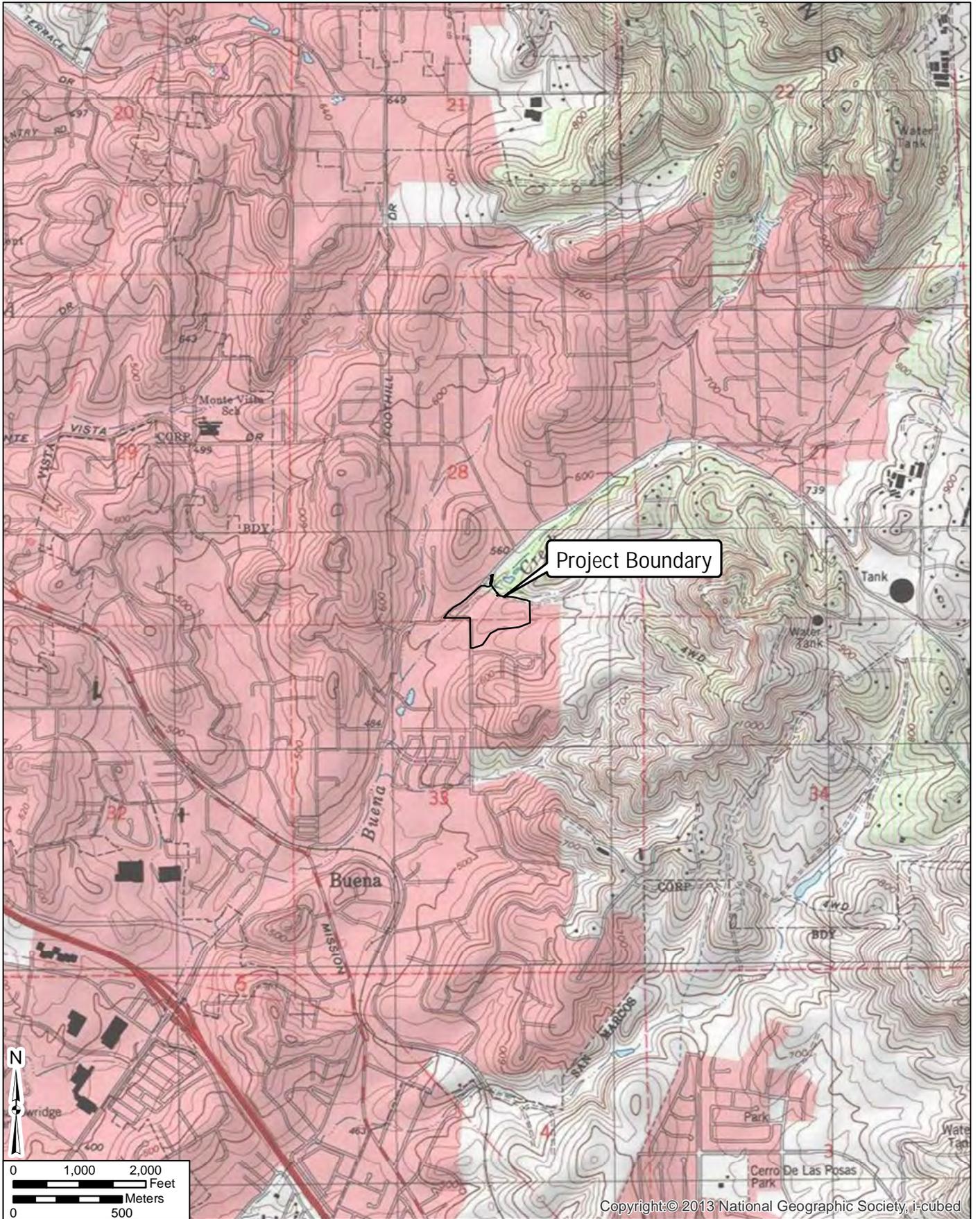


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Mr. Paul Macarro, Cultural Resources Manager
Pechanga Band of Mission Indians
P.O. Box 1477
Temecula, CA 92593

Subject: Tribal Information Request for the Lone Oak Road Project, San Diego County, California

Dear Mr. Macarro,

The Marker Company is proposing to subdivide two parcels for residential lots on Lone Oak Road in northern San Diego County, California (Figure 1). The proposed project is located to the east/northeast of the intersection of Lone Oak Road and Buena Creek Road, approximately 1.5 miles northeast of Highway 78. In total, the area of potential effect (APE) includes the 14 acres which comprise Assessor Parcel Numbers (APNs) 184-080-01-00 and 181-162-06-00. The project falls in Township 11 South, Range 3 West, Sections 28 and 33, of the San Marcos, CA 1:24,000 USGS Quadrangle (Figure 2).

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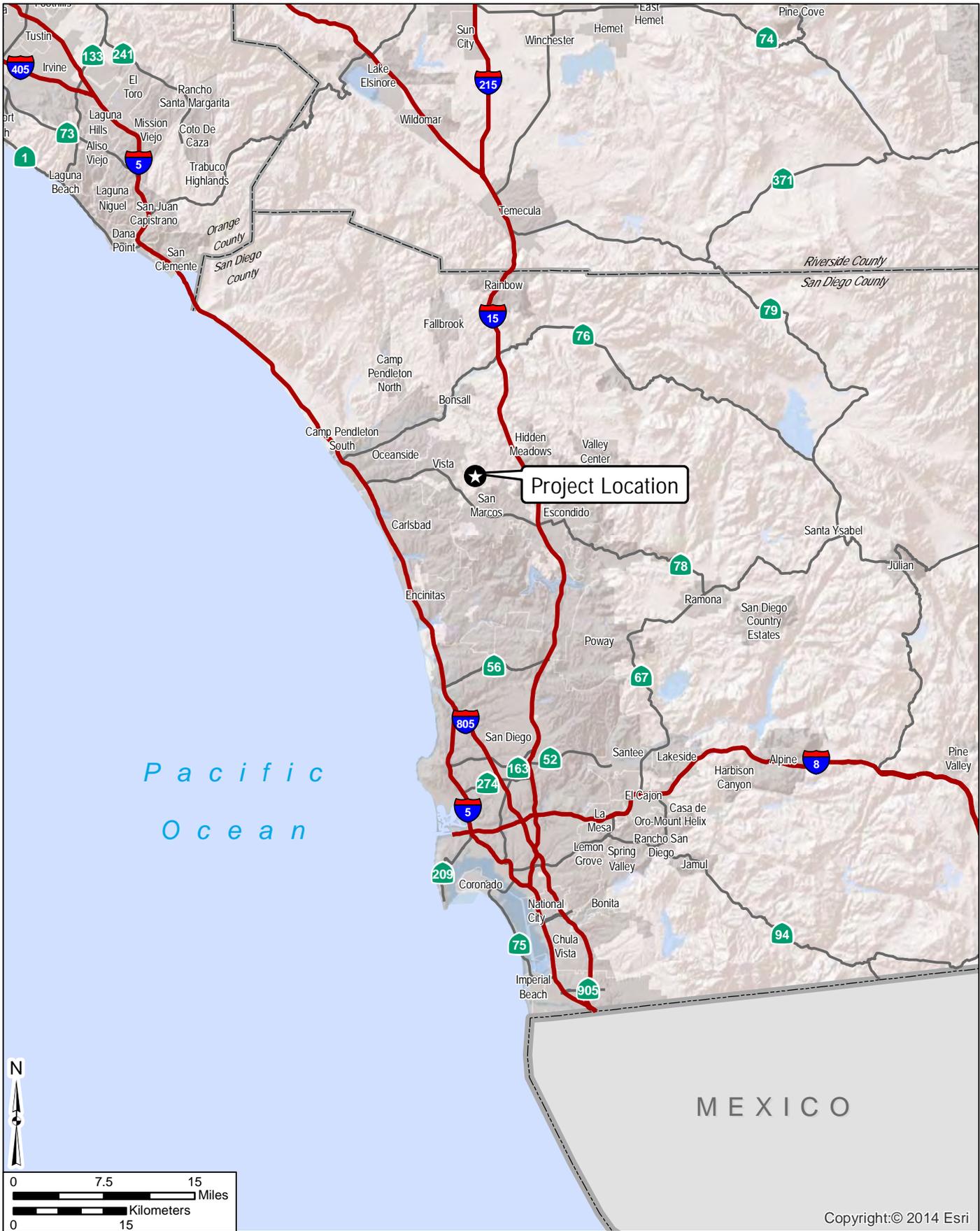
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Respectfully,



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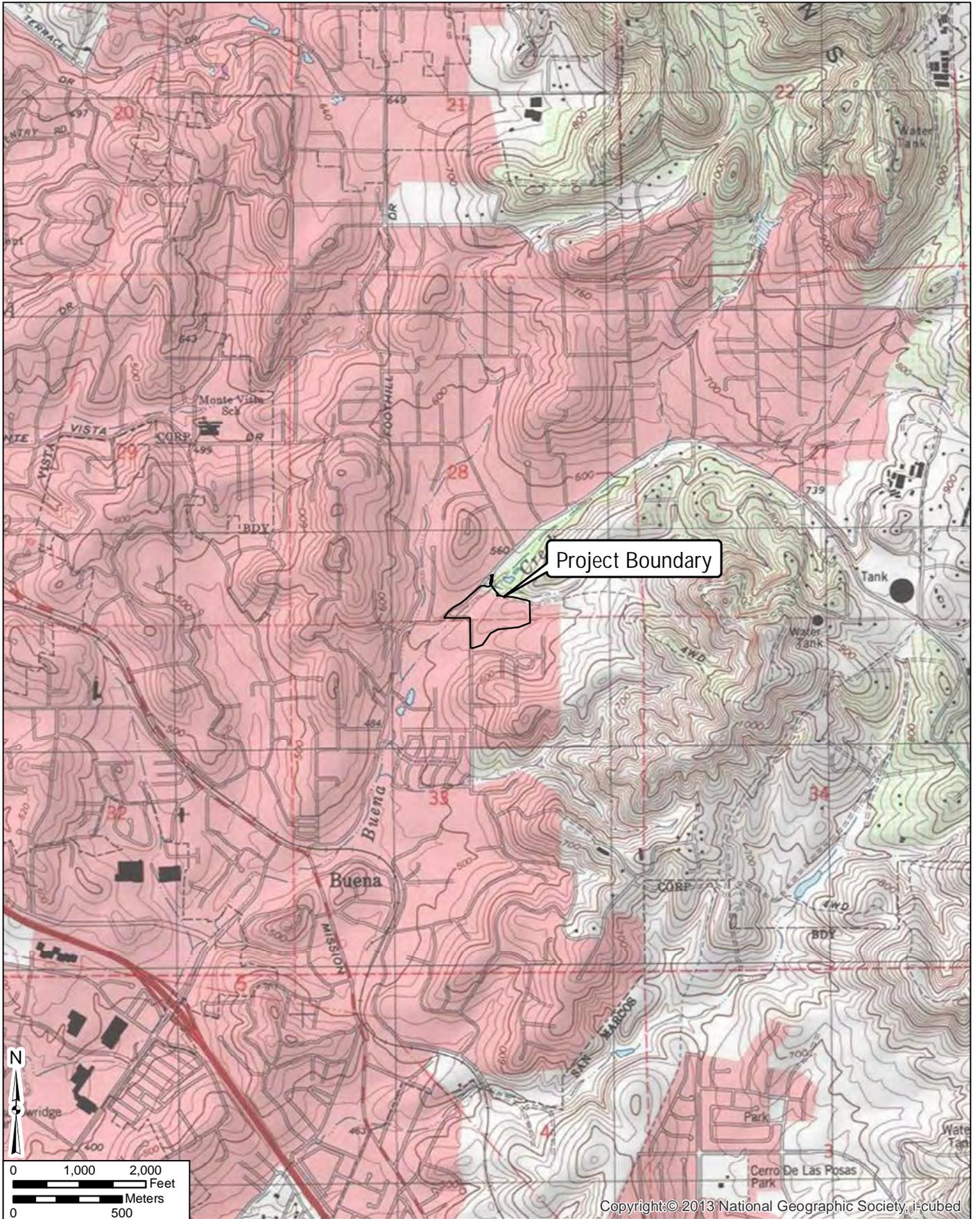


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FIGURE 2
Location Map

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March 12, 2014

Mr. Randall Majel, Chairperson
Pauma & Yuima Reservation
P.O. Box 369
Pauma Valley, CA 92061

Subject: Tribal Information Request for the Lone Oak Road Project, San Diego County, California

Dear Mr. Majel,

The Marker Company is proposing to subdivide two parcels for residential lots on Lone Oak Road in northern San Diego County, California (Figure 1). The proposed project is located to the east/northeast of the intersection of Lone Oak Road and Buena Creek Road, approximately 1.5 miles northeast of Highway 78. In total, the area of potential effect (APE) includes the 14 acres which comprise Assessor Parcel Numbers (APNs) 184-080-01-00 and 181-162-06-00. The project falls in Township 11 South, Range 3 West, Sections 28 and 33, of the San Marcos, CA 1:24,000 USGS Quadrangle (Figure 2).

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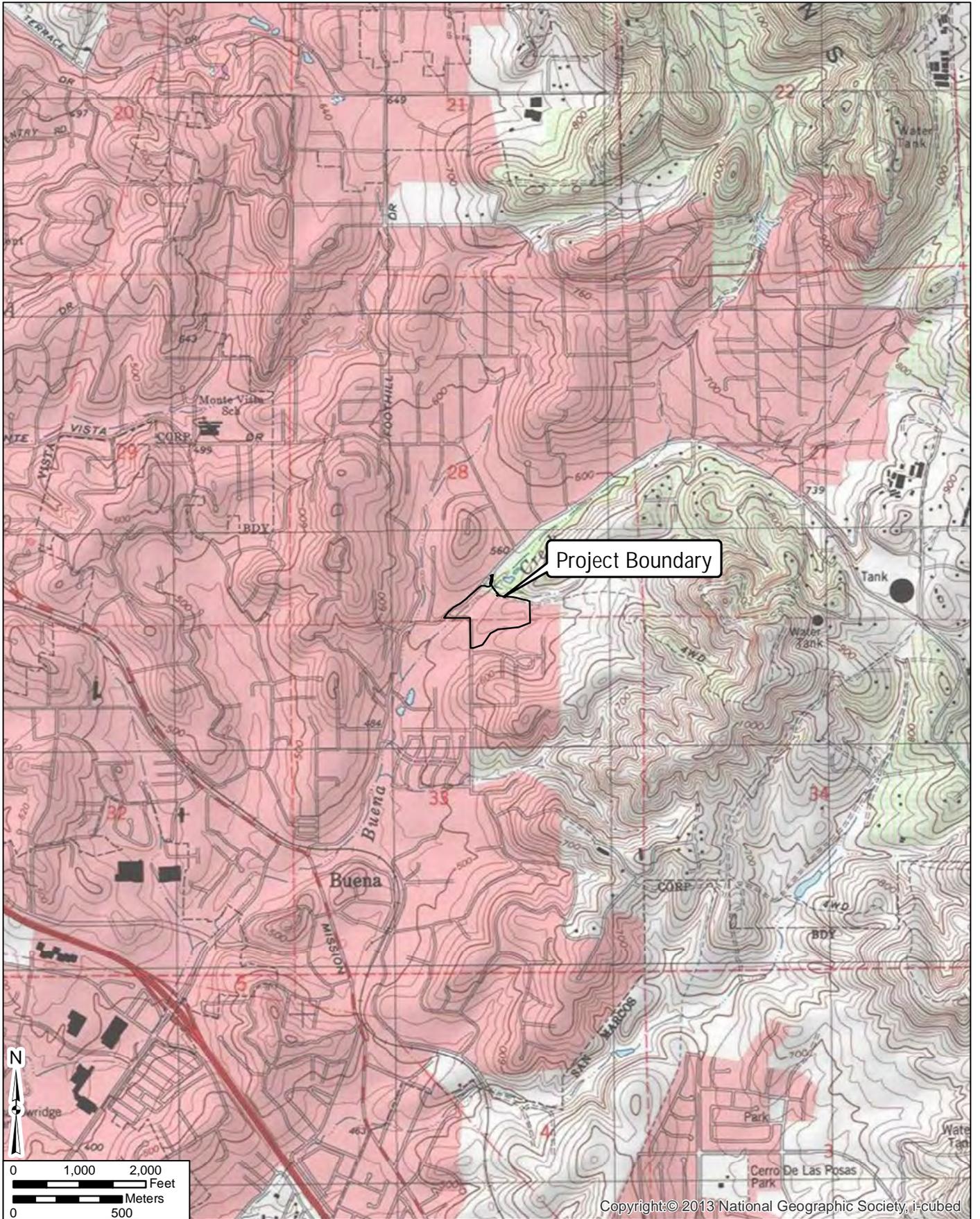
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Mr. Bo Mazzetti, Tribal Chairman
Rincon Band of Mission Indians
1 W. Tribal Road
Valley Center, CA 92082

Subject: Tribal Information Request for the Lone Oak Road Project, San Diego County, California

Dear Mr. Mazzetti,

The Marker Company is proposing to subdivide two parcels for residential lots on Lone Oak Road in northern San Diego County, California (Figure 1). The proposed project is located to the east/northeast of the intersection of Lone Oak Road and Buena Creek Road, approximately 1.5 miles northeast of Highway 78. In total, the area of potential effect (APE) includes the 14 acres which comprise Assessor Parcel Numbers (APNs) 184-080-01-00 and 181-162-06-00. The project falls in Township 11 South, Range 3 West, Sections 28 and 33, of the San Marcos, CA 1:24,000 USGS Quadrangle (Figure 2).

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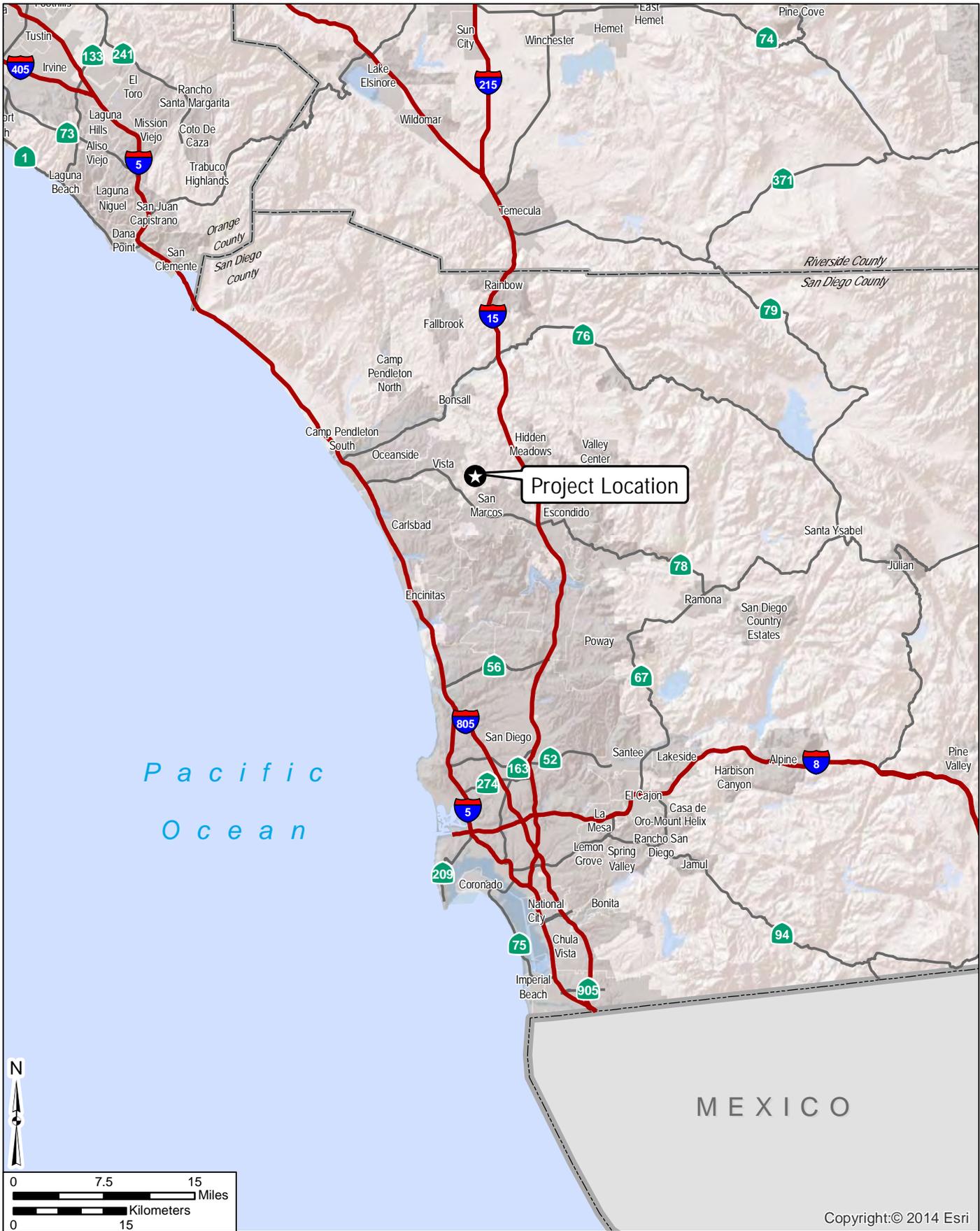
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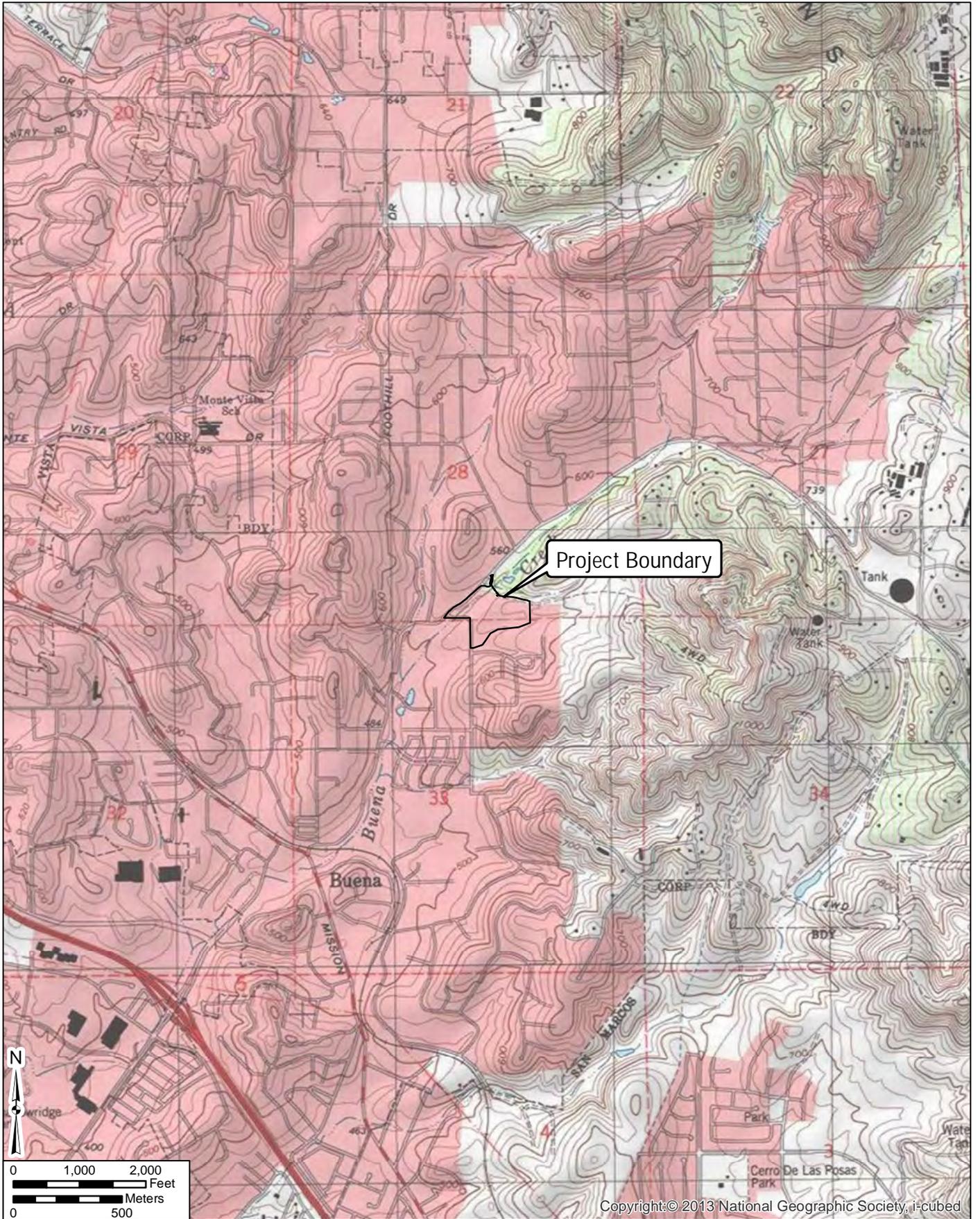


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FIGURE 2
Location Map

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March 12, 2014

Ms. Lavonne Peck, Chairwoman
La Jolla Band of Mission Indians
22000 Highway 76
Pauma Valley, CA 92061

Subject: Tribal Information Request for the Lone Oak Road Project, San Diego County, California

Dear Ms. Peck,

The Marker Company is proposing to subdivide two parcels for residential lots on Lone Oak Road in northern San Diego County, California (Figure 1). The proposed project is located to the east/northeast of the intersection of Lone Oak Road and Buena Creek Road, approximately 1.5 miles northeast of Highway 78. In total, the area of potential effect (APE) includes the 14 acres which comprise Assessor Parcel Numbers (APNs) 184-080-01-00 and 181-162-06-00. The project falls in Township 11 South, Range 3 West, Sections 28 and 33, of the San Marcos, CA 1:24,000 USGS Quadrangle (Figure 2).

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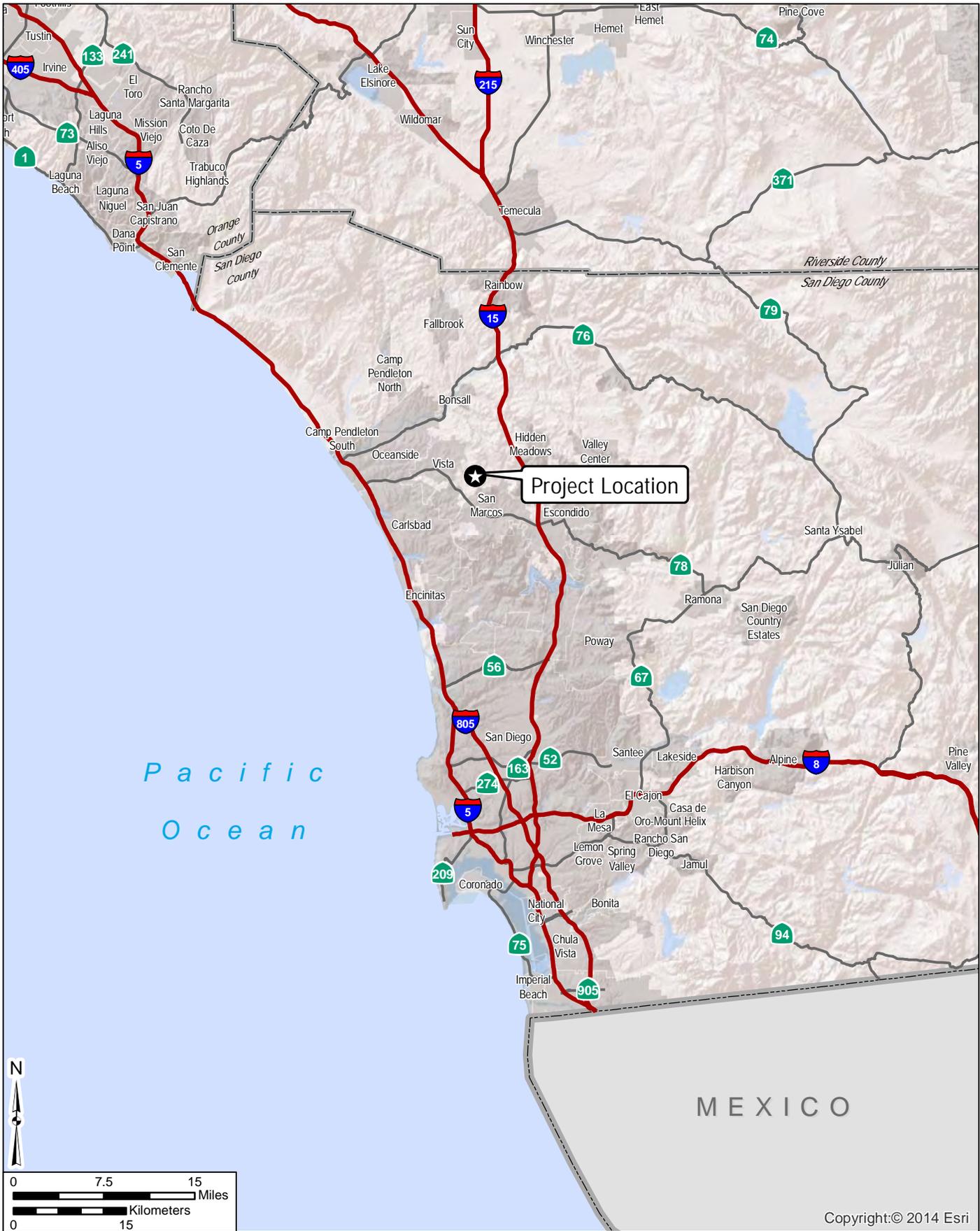
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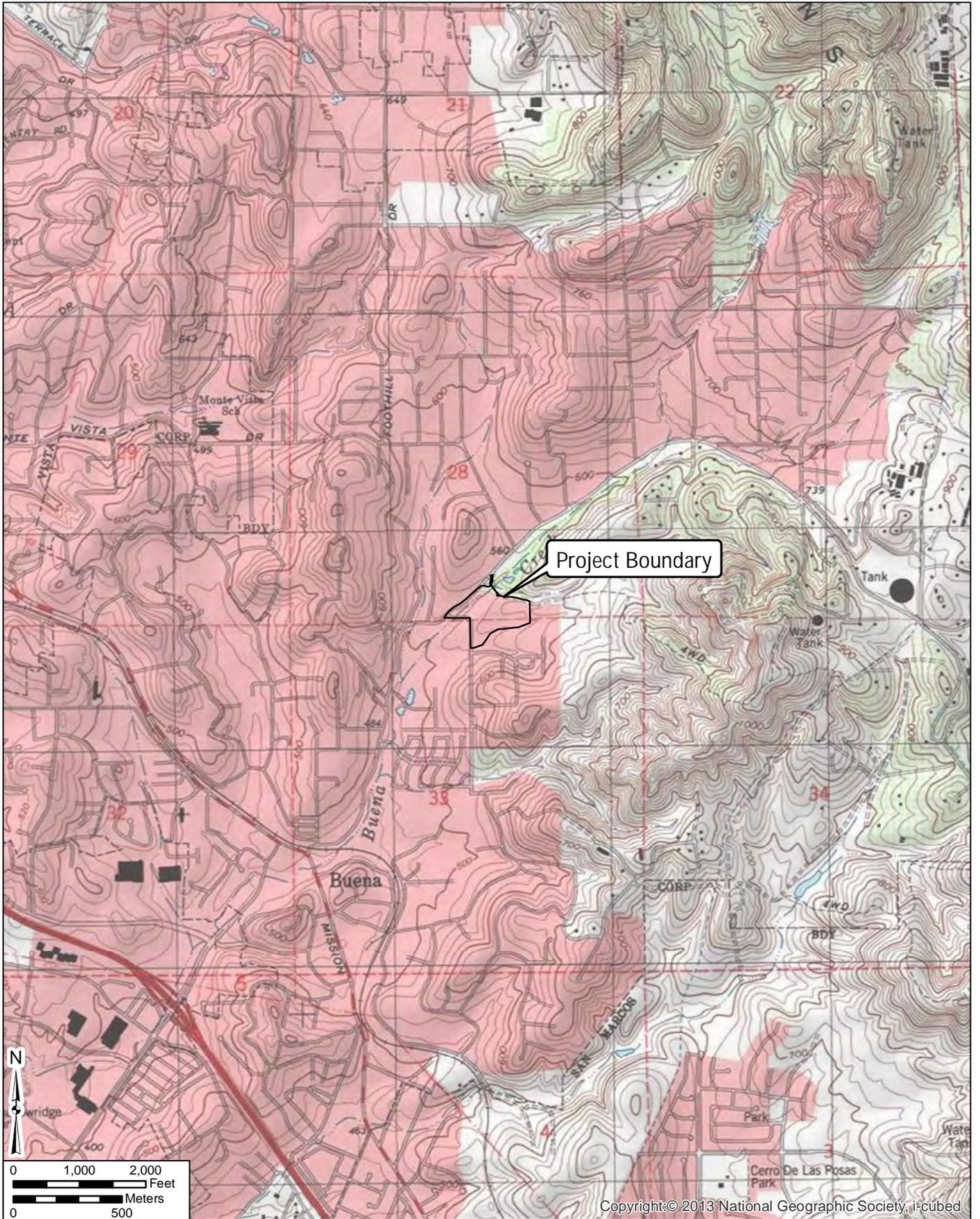


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March 12, 2014

Mr. Vincent Whipple, Tribal Historic Preservation Officer
Rincon Band of Mission Indians
1 W. Tribal Road
Valley Center, CA 92082

Subject: Tribal Information Request for the Lone Oak Road Project, San Diego County, California

Dear Mr. Whipple,

The Marker Company is proposing to subdivide two parcels for residential lots on Lone Oak Road in northern San Diego County, California (Figure 1). The proposed project is located to the east/northeast of the intersection of Lone Oak Road and Buena Creek Road, approximately 1.5 miles northeast of Highway 78. In total, the area of potential effect (APE) includes the 14 acres which comprise Assessor Parcel Numbers (APNs) 184-080-01-00 and 181-162-06-00. The project falls in Township 11 South, Range 3 West, Sections 28 and 33, of the San Marcos, CA 1:24,000 USGS Quadrangle (Figure 2).

The Native American Heritage Commission conducted a Sacred Lands file search. No Native American cultural resources were identified within a one-half mile radius of the proposed project. I am writing to you in order to find out if you, or your tribal community, have any knowledge of cultural resources or places that may be impacted by the proposed project.

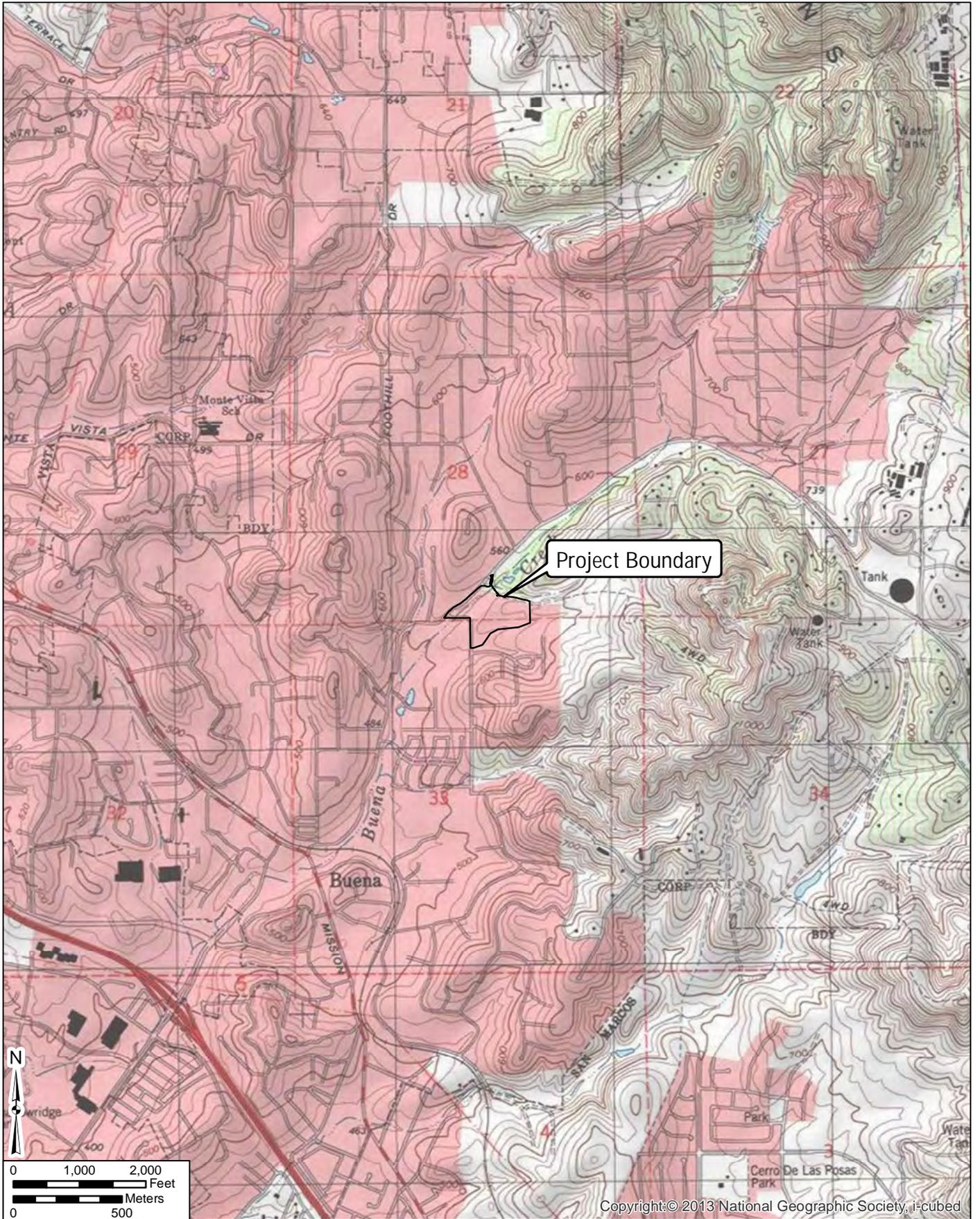
If you have any information or concerns pertaining to such information, please contact me by phone or email.

Respectfully,



Brad Comeau, MSc, RPA
Archaeologist
Phone: (760) 479-4211
Email: bcomeau@dudek.com
Attachments:

Figure 1. Regional project map.
Figure 2. Project location map.



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SOURCE: USGS 7.5-Minute Series San Marcos Quadrangle.

FIGURE 2
Location Map

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7997
MARCH 2014

**PALA TRIBAL HISTORIC
PRESERVATION OFFICE**

PMB 50, 35008 Pala Temecula Road
Pala, CA 92059
760-891-3510 Office | 760-742-3189 Fax



March 18, 2014

Brad Comeau
DUDEK
605 Third Street
Encinitas, CA 92024

Re: Lone Oak Road Project

Dear Mr. Comeau:

The Pala Band of Mission Indians Tribal Historic Preservation Office has received your notification of the project referenced above. This letter constitutes our response on behalf of Robert Smith, Tribal Chairman.

We have consulted our maps and determined that the project as described is not within the boundaries of the recognized Pala Indian Reservation. The project is also beyond the boundaries of the territory that the tribe considers its Traditional Use Area (TUA). It is, however, situated in close proximity to the Reservation and information generated would likely be useful in better understanding regional culture and history. Therefore, we request as a courtesy to be kept in the information loop as the project progresses and would appreciate being maintained on the receiving list for project updates, reports of investigations, and/or any documentation that might be generated regarding previously reported or newly discovered sites. Further, if the project boundaries are modified to extend beyond the currently proposed limits, we do request updated information and the opportunity to respond to your changes.

We appreciate involvement with your initiative and look forward to working with you on future efforts. If you have questions or need additional information, please do not hesitate to contact me by telephone at 760-891-3515 or by e-mail at sgaughen@palatribe.com.

Sincerely,

Shasta C. Gaughen, PhD
Tribal Historic Preservation Officer
Pala Band of Mission Indians

ATTENTION: THE PALA TRIBAL HISTORIC PRESERVATION OFFICE IS RESPONSIBLE FOR ALL REQUESTS FOR CONSULTATION. PLEASE ADDRESS CORRESPONDENCE TO **SHASTA C. GAUGHEN** AT THE ABOVE ADDRESS. IT IS NOT NECESSARY TO ALSO SEND NOTICES TO PALA TRIBAL CHAIRMAN ROBERT SMITH.

RINCON BAND OF LUISEÑO INDIANS

Culture Committee

1 W. Tribal Road · Valley Center, California 92082
(760) 297-2621 or (760) 297-2622 & Fax: (760) 749-8901



April 22, 2014

Brad Coneau
DUDEK
605 Third Street
Encinitas, CA 92024

Re: Lone Oak Road Project

Dear Brad Coneau:

This letter is written in response to a letter received dated March 12, 2014 in regards to the Lone oak Road Project. Rincon is submitting these comments concerning your projects potential impact on Luiseño cultural resources.

The Rincon Band has concerns for impacts to historic and cultural resources and the finding of items of significant cultural value that could be disturbed or destroyed and are considered culturally significant to the Luiseño people. This is to inform you, your identified location is within the Luiseño Aboriginal Territory and the tribe is concerned with the overall impact this project could have on the protection and preservation of Luiseño cultural resources. The Rincon Band of Luiseño Indians would like to remain informed of any and all updates and changes in regards to this project.

If there are any questions or concerns please do not hesitate to contact the Rincon Cultural Resources Department at (760) 297-2635 and they will be happy to assist you.

Thank you for the opportunity to protect and preserve our cultural resources.

Sincerely,

Rose Duro
Rincon Culture Committee Chairman