

Appendix A:
Notice of Intent

FOR FURTHER INFORMATION CONTACT: Daniel Marquez, Fish and Wildlife Biologist, see **ADDRESSES**, (telephone: 760-431-9440; fax: 760-431-9624).

SUPPLEMENTARY INFORMATION: The following applicants have applied for scientific research permits to conduct certain activities with endangered species pursuant to section 10(a)(1)(A) of the Endangered Species Act (16 U.S.C. 1531 *et seq.*). The U.S. Fish and Wildlife Service ("we") solicits review and comment from local, State, and Federal agencies, and the public on the following permit requests. Before including your address, phone number, e-mail address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Permit No. TE-168924

Applicant: Jeff E. Gurule, North Fork, California.

The applicant requests a permit to take (capture, and collect and kill) the Conservancy fairy shrimp (*Branchinecta conservatio*), the longhorn fairy shrimp (*Branchinecta longiantenna*), the Riverside fairy shrimp (*Streptocephalus wootoni*), the San Diego fairy shrimp (*Branchinecta sandiegonensis*), and the vernal pool tadpole shrimp (*Lepidurus packardii*) in conjunction with surveys throughout the range of each species in California for the purpose of enhancing their survival.

Permit No. TE-168923

Applicant: Randall L. Stringer, Carmichael, California.

The applicant requests a permit to take (capture, and collect and kill) the Conservancy fairy shrimp (*Branchinecta conservatio*), the longhorn fairy shrimp (*Branchinecta longiantenna*), the Riverside fairy shrimp (*Streptocephalus wootoni*), and the vernal pool tadpole shrimp (*Lepidurus packardii*) in conjunction with surveys throughout the range of each species in California for the purpose of enhancing their survival.

Permit No. TE-043630

Applicant: San Francisco Estuary Institute, Oakland, California

The applicant requests an amendment to take (harass by survey) the California clapper rail (*Rallus longirostris obsoletus*) in conjunction with

ecological research in San Francisco, Contra Costa, Sacramento, Solano, Napa, Sonoma, and Marin Counties for the purpose of enhancing its survival.

Permit No. TE-066621

Applicant: Naval Base Ventura County Point Mugu, Point Mugu, California.

The permittee requests and amendment to take (harass by survey) the light footed clapper rail (*Rallus longirostris levipes*) and take (band chicks) the California least tern (*Sterna antillarum brownii*) in conjunction with surveys and population monitoring at Naval Base Ventura County Point Mugu, California, for the purpose of enhancing their survival.

Permit No. TE-110373

Applicant: Eric F. Kline, San Diego, California.

The applicant requests an amendment to take (survey by pursuit) the Quino checkerspot butterfly (*Euphydryas editha quino*) in conjunction with surveys throughout the range of the species in California for the purpose of enhancing its survival.

Permit No. TE-168927

Applicant: Drew C. Stokes, San Diego, California.

The permittee requests a permit to take (harass by survey, capture, handle, tag, collect tissue, mark by toe-clipping, and release) the arroyo southwestern toad (*Bufo microscaphus californicus*) in conjunction with surveys throughout the range of the species in California for the purpose of enhancing its survival.

Permit No. TE-839480

Applicant: Richard Zembal, Laguna Hills, California.

The applicant requests an amendment to take (harass by survey and monitor) the California least tern (*Sterna antillarum brownii*) in conjunction with population monitoring and other life history studies in Orange County California for the purpose of enhancing its survival.

Permit No. TE-168926

Applicant: Kailash K. Mozumder, Encinitas, California.

The applicant requests a permit to take (survey by pursuit) the Quino checkerspot butterfly (*Euphydryas editha quino*) in conjunction with surveys throughout the range of the species in California for the purpose of enhancing its survival.

Permit No. TE-168957

Applicant: Virginia M. VonBerg, San Luis Obispo, California.

The applicant requests a permit to take (capture, and collect and kill) the Conservancy fairy shrimp (*Branchinecta conservatio*), the longhorn fairy shrimp (*Branchinecta longiantenna*), the Riverside fairy shrimp (*Streptocephalus wootoni*), the San Diego fairy shrimp (*Branchinecta sandiegonensis*), and the vernal pool tadpole shrimp (*Lepidurus packardii*) in conjunction with surveys throughout the range of each species in California for the purpose of enhancing their survival.

Permit No. TE-142435

Applicant: Debra Shier, Topanga, California.

The applicant requests an amenment to take (capture, handle, mark, translocate, and release) the Stephens' kangaroo rat (*Dipodomys stephensi*) in conjunction with surveys and population monitoring throughout the range of the species in California for the purpose of enhancing its survival.

We solicit public review and comment on each of these recovery permit applications. Comments and materials we receive will be available for public inspection, by appointment, during normal business hours at the address listed in the **ADDRESSES** section of this notice.

Dated: December 10, 2007.

Michael Fris,

Acting Regional Director, Region 8, Sacramento, California.

[FR Doc. E7-24246 Filed 12-13-07; 8:45 am]

BILLING CODE 4310-55-P

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

Notice of Intent To Prepare an Environmental Impact Statement for the Soboba Band of Luiseño Indians' Proposed Trust Acquisition and Casino/Hotel Project, City of San Jacinto, Riverside County, CA

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice.

SUMMARY: This notice advises the public that the Bureau of Indian Affairs (BIA), in cooperation with the Soboba Band of Luiseño Indians (Tribe), intends to gather information necessary for preparing an Environmental Impact Statement (EIS) for a proposed fee-to-trust land acquisition and casino and hotel project (Proposed Action) located within the City of San Jacinto, Riverside County, California. The purpose of the Proposed Action is to improve the tribal economy in order to better enable the

Tribe to provide governmental services, perform governmental functions, create jobs and career opportunities for tribal members and develop programs that would assist tribal members to attain economic self-sufficiency. This notice also announces a public scoping meeting to identify potential issues, alternatives and content for inclusion in the EIS.

DATES: Written comments on the scope of the EIS must arrive by January 22, 2008. The public scoping meeting will be held January 8, 2008, from 6 p.m. to 8 p.m., or until all those who register to make statements have been heard.

ADDRESSES: You may mail or hand carry written comments to Ms. Amy Dutschke, Acting Regional Director, Pacific Regional Office, Bureau of Indian Affairs, 2800 Cottage Way, Sacramento, California 95825.

The public scoping meeting will be held at the Hemet Public Library, 2nd floor, 300 E. Latham, Hemet, California 92543.

FOR FURTHER INFORMATION CONTACT: John Rydzik, (916) 978-6042.

SUPPLEMENTARY INFORMATION: The Tribe proposes that 289.88± acres of land located within the City of San Jacinto, Riverside County, California, be acquired into trust for the Tribe. The land is located in the foothills on the west side of the San Jacinto Mountains that separate the San Jacinto River Basin to the west from the Coachella Valley to the east, and adjacent to the San Jacinto River.

Of the 289.88± acres, 35 to 40 acres are proposed for development. The remaining acreage would remain in its current state, which consists of an existing golf course (156.36 acres) and maintenance facility, and on-going club house development. The proposed new development would consist of a 90,000± square foot casino facility with 70,000± square foot gaming floor, various food and beverage establishments, conference space, spa, and four retail establishments; a 300-room, 224,000± square foot hotel; a multi-level, 2200 space parking garage; a tribal fire station; a wastewater treatment plant; and supporting facilities. The new gaming facility would replace the existing one located on reservation lands.

Access to the site would be via Lake Park Drive and Soboba Road, by way of a new access point/driveway. The proposed hotel and casino complex would be generally located at the intersection of Soboba Road and Lake Park Drive and abut the existing golf course. The proposed wastewater treatment plant and fire station would

be on the southern side of Lake Park Drive.

The Soboba Band of Luiseño Indians is a federally recognized Indian tribe governed by a tribal council consisting of five members, under a federally approved constitution. The Tribe currently has a federally approved tribal-state gaming compact with the State of California.

Public Comment and Solicitation

Comments, including names and addresses of respondents, will be available for public review at the BIA address shown in the **ADDRESSES** section, during business hours, 8 a.m. to 4:30 p.m., Monday through Friday, except holidays. Before including your address, phone number, e-mail address or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Authority

This notice is published in accordance with section 1501.7, 1506.6 and 1508.22 of the Council on Environmental Quality Regulations (40 CFR parts 1500 through 1508) implementing the procedural requirements of the National Environmental Policy Act of 1969, as amended (42 U.S.C. 4371 *et seq.*), and the Department of the Interior Manual (516 DM 1-6), and is in the exercise of authority delegated to the Assistant Secretary—Indian Affairs by 209 DM 8.1.

Dated: November 9, 2007.

Carl J. Artman,

Assistant Secretary—Indian Affairs.

[FR Doc. E7-24293 Filed 12-13-07; 8:45 am]

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[AK-010-08-1410-PN]

Notice of Closure of Aviation Areas at Campbell Tract Facility Administrative Site

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of Closure.

SUMMARY: In the interest of public and operational safety, the Bureau of Land

Management is closing four areas used by aircraft at its Campbell Tract Facility in Anchorage, Alaska, to public or private entry, access or use. The four areas are: The Campbell Airstrip and the Campbell Tract Facility heliport, aircraft ramp, and aircraft taxiway between the airstrip and aircraft ramp areas.

Recreational uses authorized on other portions of the Campbell Tract and the adjacent Municipality of Anchorage Far North Bicentennial Park are prohibited within the four areas named above. This order is issued under the authority of 43 CFR 8364.1 and affects the following public lands:

Seward Meridian, Alaska.

T. 12 N., R. 3 W.

Portions of Sections 2 and 3.

DATES: The closure is effective upon publication of this notice and will remain in effect year-round until amended or rescinded by the authorized officer.

ADDRESSES: Maps of the affected area and closure information are available at the BLM Anchorage Field Office, 6881 Abbott Loop Road, Anchorage, Alaska.

FOR FURTHER INFORMATION, CONTACT: Mike Zaidlicz, Field Manager, Anchorage Field Office, 6881 Abbott Loop Road, Anchorage, Alaska 99507, (907) 267-1246 or toll free (800) 478-1263.

SUPPLEMENTARY INFORMATION: Pursuant to 43 CFR 8364.1, the following areas within the 730-acre administrative site known as the Campbell Tract Facility, located in Anchorage, Alaska, and managed by the Bureau of Land Management Anchorage Field Office, are closed to all public and private access, use and entry: (1) Campbell Airstrip, (2) Campbell Tract Facility heliport, (3) Campbell Tract Facility aircraft ramp, and (4) Campbell Tract Facility aircraft taxiway between the airstrip and aircraft ramp. These affected areas are actively used by aircraft on an intermittent basis. This closure is necessary to ensure public safety, as well as operational management and safety.

Within the areas described above:

1. No person shall use, remain on, occupy, or access any land unless specifically authorized by the BLM.
2. All private or public use, including recreational use allowed on other portions of the Campbell Tract Facility and adjacent Municipality of Anchorage Far North Bicentennial Park lands, is prohibited.
3. All access or use by people and domestic animals, including, but not limited to, dogs and horses, is prohibited.

Appendix B:

Scoping Report of the DEIS of the Horseshoe Grande Project

Scoping Report for the Draft Environmental Impact Statement (DEIS) of the Soboba Horseshoe Grande Project

Scoping Report for the DEIS of the Soboba Horseshoe Grande Project

***Soboba Band of Luiseño Indians
Horseshoe Grande Project***

Lead Agency

**U.S. Department of the Interior
Bureau of Indian Affairs
Pacific Region
2800 Cottage Way
Room W-2820
Sacramento, CA 95825-1846**

Prepared by

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April 8, 2008

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1.0 Background

1.1 Introduction

The Bureau of Indian Affairs (BIA), in coordination with the Soboba Band of Luiseño Indians (Tribe), is preparing an Environmental Impact Statement (EIS) for a proposed fee-to-trust land transfer (the Proposed Action). The subject property, known as the Horseshoe Grande property, consists of 34 parcels, totaling 534.91± acres of land, located in the City of San Jacinto, Riverside County, California. In addition to the land transfer, the Proposed Action also includes the relocation of the Tribe's existing casino, which presently resides on trust lands which are adjacent to the subject property. Furthermore, the Proposed Action includes the development of a 300 room hotel complex that would be connected to the proposed casino. Within the proposed casino-hotel complex, various food and beverage services, conference center, spa and fitness center, and four retail establishments are also proposed. The other proposed developments on the subject property would include a Tribal fire station and gas station/convenience store. The purpose of the Proposed Action is to improve the tribal economy in order to better enable the Tribe to provide governmental services, perform governmental functions, create jobs and career opportunities for tribal members and develop programs that would assist tribal members to attain economic self-sufficiency.

As part of the review and approval process for the fee-to-trust action and Section 20 determination, the Department of the Interior (DOI), through the BIA, must comply with the National Environmental Policy Act (NEPA). Pursuant to NEPA requirements, BIA has determined that an EIS is necessary to assess the potential environmental effects of the Tribe's land use proposal and alternatives to that proposal. The EIS will be prepared in accordance with NEPA; Council on Environmental Quality (CEQ) Implementing Regulations, 40 CFR 1500-1508; DOI Departmental Manual 516, 1-7; BIA Manual, Supplement 1 (The NEPA Handbook), 2004; and other relevant statutes, regulations, and DOI and BIA requirements.

1.2 Purpose of this Report

The NEPA process is intended to ensure that environmental information is available to public officials and citizens before decisions are made and actions are taken. CEQ regulations at 40 CFR 1501.7 require an early and open process to determine the scope of issues to be addressed in an EIS and to identify significant issues related to a Proposed Action. This process is termed “scoping.” Scoping is used early in the NEPA process to identify the scope of the environmental analysis to be conducted. This report is intended to summarize the scoping process and results for the Soboba Band of Luiseño Indians Horseshoe Grande Fee-to-Trust Project EIS. This report describes the Proposed Action and federal actions; the program for agency and public involvement; the results of scoping, including the issues identified; the purpose and need for the Proposed Action; alternatives to the Proposed Action; and the EIS schedule and future opportunities for public involvement. Included as appendices are comment letters from tribal governments, elected officials, and government agencies, as well as a compilation of input from public scoping meetings.

1.3 Proposed Action

The Proposed Action consists of the conveyance of thirty-four parcels (534.91± acres) located contiguous to the existing Reservation boundary to Federal trust status on behalf of the Tribal Government. The land transfer would be made in accordance with the procedures set forth in 25 C.F.R. Part 151. In addition to the land transfer, the Proposed Action also includes the relocation of the Tribe’s existing casino, which presently resides on trust lands, to the Horseshoe Grande property. Furthermore, the Proposed Action includes the development of a 300 room hotel complex that would be connected to the proposed casino. Within the proposed casino-hotel complex, various food and beverage services, conference center, spa and fitness center, and four retail establishments are also proposed. Other proposed developments on the subject property would include a Tribal fire station and gas station/convenience store,

1.3.1 Proposed Developments

This section provides detail of each of the proposed developments. **Table 1-1** shows the approximate square footage for each of the proposed developments. Brief descriptions of each element follow **Table 1-1**. Construction build-out is expected to occur in one phase of development.

**Table 1-1
Proposed Developments by Approximate Square Footage**

Proposed Development	Total Ft ²
Casino	112,000±
Hotel	210,000±
Conference Center/Meeting Space	44,000±
Food & Beverage Facilities	190,000±
Recreational Facilities	27,500±
Retail	6,000±
Parking	1,470,000±
Back-of-the-House	140,000±
Fire Station	13,000±
Gas Station & Convenience Store	6,000±
Total Development (without Parking)	748,000±
Total Development (with Parking)	2,218,00±

1.3.1.1 Hotel Complex

The multistoried hotel would include 300-rooms, conference center, spa, four retail businesses, and various food and beverage establishments (buffet, coffee shop, steakhouse, specialty restaurant, Chinese restaurant, night club, sports bar, and lounge). The hotel itself is estimated to be approximately 210,000 square feet, with a conference center expected to be approximately 44,000 square feet, food and beverage establishments to be approximately 190,000 square feet, and spa and fitness center to be approximately 27,000 square feet, for a total of approximately 471,000 square feet. The hotel complex would be accessed via Lake Park Drive and Soboba Road. The proposed casino would be connected to the hotel. Landscaping of the hotel would be integrated with that of the adjacent golf course to extend the park-like setting. Trees and shrubs would be planted in irregular groups to break up the outline of the building and parking areas, avoiding the use of tall linear hedges and tree plantings that would result in visual barriers. Lighting of the building and parking area would consist of shielded downcast lighting to reduce the spillover of light into adjacent areas. This facility would use the Tribe's existing water supply network and proposed wastewater facility.

1.3.1.2 Casino

The existing gaming operation, which resides approximately one mile south of the Horseshoe Grande property, would be relocated from its present location to the proposed 112,000 square foot facility. Access to the casino would be provided via Soboba Road and Lake Park Drive, and would be attached to the hotel. The “back of the house” is expected to be approximately 140,000 square feet and comprised of administrative offices, storage, security, loading/unloading delivery zones, and general space. In addition to the casino, the Tribe also proposes to include four retail establishments in the greater complex. These businesses are expected to occupy a total space of 6,000 square feet.

1.3.1.3 Gas Station/Convenience Store

A gas station and convenience store would be developed near the intersection of Soboba Road and Lake Park Drive. Access to the gas station and convenience store would be provided via Lake Park Drive; direct access would not be provided to Soboba Road due to the embankment located along the western side of Soboba Road. The convenience store/fueling station would consist of a 6,000 square foot facility with approximately 12 gas pumps. This facility would have a maximum height of 25 feet above grade. Twenty parking spaces would be provided on-site for the convenience store. Typical commercial landscaping would be provided near the convenience store and along the street frontages. Lighting of the building and parking area would consist of shielded downcast lighting.

1.3.1.4 Police & Fire Station

A 13,000± square foot tribal fire station would be developed on Soboba Road, towards the southeasterly corner of the Horseshoe Grand property. This station would serve the project site along with the entire Soboba Reservation and any other responsibilities derived from consultation with San Jacinto Fire Department and the California Fire Code. The two-story building would have a maximum height of 40 feet above grade, and sufficient pavement and parking would be provided to maneuver and house the necessary fire equipment and fire trucks, and to provide for employee and visitor parking. The fire station would include apparatus storage bays, equipment storage rooms, restrooms and office space.

1.3.1.5 Wastewater Treatment Plant

The Tribe intends to construct an on-Reservation tertiary sequencing batch reactor wastewater treatment plant capable of handling 1.2 million gallons per day. This facility will service the entire Reservation and the proposed Horseshoe Grande developments but will be located within the existing Reservation borders. The plant would meet California Title 22

requirements for reuse of treated effluent. System reuse of the effluent could include agricultural irrigation, landscape irrigation, and fire control. Wastewater would be delivered to the wastewater treatment plant by force main from a pump station located on the Project Site.

1.4 Decision Processes

To develop the Proposed Action, one federal action is required:

1. Fee-to-Trust Approval

Pursuant to 25 U.S.C. § 465 and 25 CFR Part 151, the second federal action would be the acquisition of a 534.91±-acre parcel of fee land in trust status for purposes of enabling the Tribe to relocate the existing casino and diversify the Tribe's economic enterprises in order to promote economic growth; provide additional land for Tribal operations; reacquire former reservation lands; preserve cultural resources; and to exercise complete sovereign powers over land that is owned by the Tribal government.

As part of the review and approval process for the fee-to-trust action and Section 20 determination, compliance with NEPA is required. The BIA, federal lead agency, has determined that an EIS is needed to assess the potential effects of the Tribe's proposal and alternatives to that proposal. The purpose of the EIS is to document the environmental, social, and economic consequences of constructing the proposed hotel/casino complex and associated facilities. The EIS is not a decision document. Following completion of a Final EIS, a recommended fee-to-trust action will be forwarded by the BIA Regional Director to the Assistant Secretary for Indian Affairs for a final decision and documented in a Record of Decision (ROD).

2.0 Scoping Process

2.1 Summary

The first formal step in EIS preparation is publication of a Notice of Intent (NOI) to prepare an EIS. The BIA published the NOI for the Proposed Action in the Federal Register on December 14, 2007 (**Appendix A**). The NOI describes the Proposed Action and its purpose and need. The NOI also announced the initiation of the formal scoping process with a 43-day public comment period that concluded on January 25, 2008.

As detailed below, multiple opportunities were provided for public and agency involvement during the scoping phase. Highlights of the scoping process include:

- The public comment period, totaling 43 days.
- Invitations to six cooperating agencies to participate in the preparation of the EIS.
- A press release to *The Press-Enterprise* on December 22 and 23, 2007.
- Notices posted in surrounding libraries. Notice was posted in the Hemet Public Library, Valle Vista Library, and Riverside County Library – San Jacinto branch, as of December 27, 2007.
- Notices were also distributed to the local communities of Hill Community, Lake Park Mobile Home, Soboba Springs Homes on January 4, 2008.
- A public notice was posted on the City of San Jacinto's web site on January 3, 2008. The posting was available for viewing at: http://www.ci.san-jacinto.ca.us/public_notices.html
- A large notice sign was posted on January 4, 2007 at the corner of Soboba Road and Lake Park Drive, the proposed project site, alerting local residents.

- During the public comment period, a public scoping meeting was held at Hemet Public Library in the City of Hemet (January 8, 2008), California, attended by approximately 225 persons.
- Sixty-one comment letters were received by the BIA from individuals.
- Two comment letters were received by the BIA from cooperating agencies.

A wide range of issues for consideration in the EIS has been identified in the scoping comments. The majority of both the verbal and written comments focused on current traffic, noise, light, and crime levels and concerns that the Proposed Action would exacerbate these issues. **Table 3-1** in Section 3 contains a summary of the type and frequency of expressed concerns.

2.2 Agency Coordination

The lead agency (BIA) may request that another agency having jurisdiction by law or having special expertise with respect to anticipated environmental issues be a “cooperating agency.” Cooperating agencies participate in the scoping process and, on the lead agency’s request, may develop information to be included in the EIS. A cooperating agency is defined in 40 CFR section 1501.6 as any other Federal agency which has jurisdiction by law shall be cooperating agency. In addition, any other Federal agency which has special expertise with respect to any environmental issue, which should be addressed in the statement may be a cooperating agency upon request of the lead agency.

On December 12, 2007, the BIA sent out Cooperating Agency letters to the following cooperating agencies: Riverside County; U.S. Environmental Protection Agency (EPA), the National Indian Gaming Commission (NIGC), City of San Jacinto, U.S. Fish and Wildlife Service (FWS), and the California Department of Transportation (Caltrans). The City of San Jacinto and EPA both agreed to participate as Cooperating Agencies. The NIGC declined the invitation on the basis that the NIGC does not have a federal action (approval of a management contract) requiring compliance with NEPA because the subject gaming facility will be managed by the Tribe. Riverside County, FWS, and Caltrans have not yet responded.

2.3 Public Involvement

As with agency coordination, a variety of public involvement opportunities were provided during scoping. These included the public comment period from December 14, 2007 through January 25, 2008 and the public scoping meeting held on January 8, 2008.

2.3.1 Public Notice

Notice of scoping public involvement activities was provided through publication of the NOI to prepare the EIS, press releases, notice and sign postings, and the City of San Jacinto's web site. The NOI was published on December 14, 2007 in the *Federal Register*. A press release announcing the public scoping meeting was placed in *The Press-Enterprise* newspaper issued on December 22 and 23, 2007, and on January 3 and 4, 2008. Notices were posted on December 27 in the Hemet Public Library, Valley Vista Library, and the Riverside Library, San Jacinto Branch. Notices were also posted on January 4, 2008 in the following neighboring communities: Hill Community, Lark Park Mobile Home, and Soboba Springs Homes. On the same day, a sign was posted at the intersection of Lake Park Drive and Soboba Road. Finally, the City of San Jacinto provided information about the public scoping meeting as a public notice on its Web site.

2.3.2 Scoping Meeting

A public scoping meeting was conducted by the BIA to receive information on the Proposed Action and to solicit public input. This meeting was intended to obtain early input in the NEPA process on issues and potential effects to be assessed in the EIS. The meeting was conducted as a public hearing, with public comments recorded. A list of public input and scoping meeting minutes are provided as **Appendix F**. Approximately 225 persons attended the public meeting. Not counting BIA or tribal representatives, seventeen individuals, including the Mayor of San Jacinto, gave oral testimony. **Appendix E** contains the sign-in sheet and **Table 2-1** below lists the persons who spoke at the meeting.

**Table 2-1
Speakers at the Public Scoping Meeting**

Speaker	Type
Patrick O'Mallan	Lead Agency
Robert Salgado	Tribal Representative
Karl Johnson	Tribal Representative
Jim Ayres, Mayor of the City of San Jacinto	Cooperating Agency
Robert Betancourt Jr.	Individual
Harold Retzlaff	Individual
Leonard Souza	Individual
Maritza Mariel Weckmann	Individual
Donald Leslie	Individual
Edwin J. Evans	Individual
Ken Brass	Individual
Clyde Osborn	Individual
Myrna Kephart	Individual
Emil Knodell	Individual
Anthony S. Azares	Individual
Ruth Pabst	Individual
Henry and Joanne Pirelli	Individual
Patricia Vincent	Individual
Michael Adams	Individual
Al Campbell	Individual

3.0 Results of Scoping

This section provides a compilation of the amount and type of input received during scoping and categorizes the issues identified. **Table 2-1** found in Section 2 lists the individuals who submitted verbal comments at the January 8, 2008 scoping meeting. **Appendix G** includes a list of individuals and agencies that submitted written comments, as well as copies of the comments themselves.

3.1 Compilation of Input

Seventeen verbal comments were received at the January 8, 2008 Public Scoping meeting. Of these speakers, thirteen (76%) also submitted written comments during the scoping period. A total of sixty-three (63) written comment letters were received during the public comment period. Two (3%) of these comments were received from Cooperating Agencies: one from the EPA and the other from the City of San Jacinto. The authors of two written comments requested confidentiality; their identifying information has been removed from the public comment letters and the list of persons commenting included in **Appendix G**.

The majority of both the verbal and written comments focused on current traffic, noise, light, and crime levels and concerns that the Proposed Action would exacerbate these issues. **Table 3-1** contains a summary of the type and frequency of expressed concerns.

Table 3-1
Type and Frequency of Concerns Expressed in Comments Received

Concern	Frequency
Traffic due to congestion	40
Noise	29
Altering peaceful and quiet rural community that is essential to retirement	23
Crime in reservations affects public safety	22
Light pollution	22
Air pollution	16
Concern about decline in property values/marketability of homes	15
Obstruction of scenic views and disruption of general ambiance	13
Emergency response delay due to traffic/being in middle of reservation	9
Potential impact of lost revenue and tax base to City	9
Litter	7
Coverage of public services (police, fire, etc) due to being in middle of reservation	7
Concerns for safety of cars leaving residential community (or at other intersections) due to traffic	7
Concern for wildlife well-being	6
General concern of casino environment and gaming affecting quality of life	6
General health and safety concerns	5
Impact on water resources	5
Sacrifices economic availability of this land for other potential uses that would also spur economic growth and would be better for community	4
Concerns about dealing with mudslides, floods and seismic activity	4
Unlimited hours of operation	4
Generally against but w/o specific complaints	4
Being an island inside a reservation	4
LAFCO- contiguous boundaries impact	4
Concerns about alcohol	3
Project is too close to residential area without “buffer zone”	3
Normal ordinances do not apply to Tribes	3
Concern about jurisdiction in project area after land placed into trust	3
Inadequate advance (60 days) notice to community	3
Tribe has not been forthright about their intentions	2

Concern	Frequency
Concerned about saving energy	2
Road damage	2
Tribe should buy out the residents who want to move from the mobile home park	2
Ramona Expressway will need to be re-routed	2
Not compatible with single family homes with children	2
Pedestrian traffic	1
Concern about accidents	1
Burglaries	1
Construction emissions mitigation	1
Biological resources	1
Recommend use LEED standard for green building	1
Project to be built with local money lost by gamblers	1
Effects on farmland of local importance	1
Attract wrong kind of people into the neighborhood	1
Other locations for this casino that would be less harmful	1
Class III gaming prohibited on land acquired and placed into trust after October 17, 1988, according to 25 U.S.C. Section 2719 of IGRA	1
Prevailing winds would bring odors to park community	1
Tribal members frequently trespass into Riverside County property	1
Pursuits between police and Tribal members end up in reservations	1
Job openings will be minimal and will not offset negatives	1
Environmental impact study should be initiated with maximum disclosure to neighboring communities	1
Tribe has done little to mitigate existing negative effects such as crime, traffic, etc.	1
This plans should have been known to people who bought homes in area	1
Plans of Tribe to acquire mobile home park	1
Proposal to use the land for a sailing program	1
Concerned about levee being destroyed	1
Concern about emergency exit out of park in case of disaster	1
Notice in Federal Register dated December 14, 2007 incorrectly stated number of acres that are requested to be put into trust by the Tribe	1
Other options available that do not require trust	1

Concern	Frequency
Land has not been used historically or culturally by Tribe as other reservation land has	1
When originally voted to approve Indian Gaming were told that gaming would only take place on the existing reservation land	1
Don't have the ability (financially or physically) to relocate	1
Concern of smoking in public areas	1
Inadequate infrastructure	1
Inappropriate land use	1
At a meeting 3 months ago residents were told that there was no plan for a hotel, shops, or casino	1
Do not want desperate people who have lost money close to home	1
No benefits	1
Cumulative Effects	1
Generally in favor of project	1
Good for local economy	1
Will generate needed taxes	1
Notice of Intent did not make it clear that development will take place near several residential communities	1
Requested to be added to the mailing list	1
Potential impacts to municipal supply production wells and groundwater recharge facilities should be analyzed in EIS	1

3.2 Scoping Issues

The list of scoping issues that follows is based on public and agency comments received during the public scoping comment period. It is a consolidation/representation of the comments and is not intended to be all inclusive.

While the comments identify numerous sub-issues associated with the major issues, as well as suggestions for approaches to addressing the issues (e.g., mitigation), the list of issues that follows is limited to those that identify potential effects of the Proposed Action. *The comments have been paraphrased as issues to be addressed in the EIS and ROD.*

All issues addressed in the EIS will be analyzed for potential positive and negative effects, including: short and long-term positive and negative effects; direct, indirect and cumulative effects; and unavoidable adverse effects. Mitigation measures to reduce or avoid potential

effects will also be identified. Issues related to satisfying federal, state, and local requirements and standards (e.g., threatened and endangered species, water quality, sewage treatment) will automatically be analyzed, even if not specifically listed as significant issues.

3.2.1 Significant Issues

NEPA requires federal agencies to focus analysis and documentation on the significant issues related to a Proposed Action. The following issues have been identified by BIA as significant issues to be assessed in the EIS. These significant issues will serve as the basis for developing and comparing alternatives. While the EIS will focus on these significant issues, all issues identified through scoping will be considered.

Air Quality

The EIS will assess potential effects on air quality due to construction and operation emissions. Emission inventories will be developed for construction and operation activities related to the Proposed Action and alternatives. Specific air quality issues and questions during the scoping include:

- The EIS should provide a detailed description of ambient air conditions (baseline or existing conditions), National Ambient Air Quality Standards (NAAQS), criteria pollutant nonattainment areas, and potential air quality effects of the projects (including cumulative and indirect effects) for the Proposed Action and its alternatives. Construction related effects should also be considered.
- The project site is located within the South Coast Air Basin, which is nonattainment for ozone and particulate matter. The South Coast Air Quality Management District promulgates rules and regulations designed to bring the Basin into attainment. The EIS must include an analysis of the project's consistency with the recently adopted 2007 Air Quality Management Plan and consideration of applicable mitigation measures.
- The EIS should include a Construction Emissions Mitigation Plan (CEMP) for fugitive dust and diesel particulate matter (DPM).
- The EIS should disclose the available information about the health risks associated with vehicle emissions and mobile source air toxics (see <http://epa.gov/otaq/toxics.htm>). The EIS should give special consideration to the effects on public health of construction dust and carbon monoxide resulting from vehicles idling along Soboba Road and Lake Park Drive.
- Would the Proposed Action affect or be affected by nuisance odors? If so, the EIS should specify the emissions and evaluate their effects.

Water Resources

The EIS will address issues related to water resources. Available hydrogeological studies will be reviewed, and other information on the water resources of the area will be obtained. Water resources of the area will be evaluated for potential adverse effects as a result of the Proposed Action and its alternatives. Specific water resource issues and questions raised during scoping include:

Water Supply

- The potential water use associated with the project could be significant. The EIS should examine the Tribe's sources of water supply to determine the long-term adequacy of that supply to meet the demands of current and future users.

Water Quality

- The EIS should address potential effects to water quality from construction of the proposed facilities, including how erosion, sedimentation, and other construction-related water quality effects will be avoided. Specific best management practices should be included in the EIS for evaluation.
- The EIS should assess any potential water quality effects resulting from operation of the proposed facilities, particularly in association with run-off from paved areas, underground storage tanks, and the proposed on-Reservation wastewater treatment plant. The EIS should identify ways to minimize the project footprint and reduce impervious surfaces.
- The EIS should describe all waters of the U.S. that could be affected by the project and include maps that clearly identify all waters within the project area.
- If the U.S. Army Corps of Engineers determine that the Proposed Action requires a Section 404 permit under the Clean Water Act (CWA), the EIS should review the project for compliance with 40 CFR 230.
- The project site is located in close proximity to a riverbed. The EIS should analyze the vulnerability of groundwater tables to any effluent generated by the Proposed Action and propose mitigation measures. Special attention should be paid to the risks of leakage from the proposed gas station into groundwater supplies.

Tribal Issues

Tribal issues will be addressed in the EIS to the extent required under the NEPA process. Other tribal issues may be addressed in the project application. Specific tribal issues and questions raised during scoping include:

- Does the Tribe have a historical claim to the subject property?
- Would the Tribe be required to adhere to traffic, noise, health and safety, or environmental regulations upon the transfer of the land from fee-to-trust?
- How will enforcement of mitigation measures be ensured?
- Could the Tribe build the Proposed Action on its existing reservation land?

Visual Resources

The EIS will identify if the Proposed Action or alternatives would adversely impact visual resources. Specific issues and questions raised during scoping include:

- The Proposed Action facilities have the potential to obstruct views of the San Jacinto Mountains. The EIS should therefore address the potential impact of the project on aesthetic values.
- Light sources from the Proposed Action may interfere with views of the night sky. The EIS should assess potential mitigation measures.

Noise

The EIS will address issues related to construction noise and operational noise. Specific issues and questions raised during scoping include:

- Would noise levels from the operation of the Proposed Action result in a permanent increase over pre-project levels?
- The EIS should address the noise effects related to both the construction and the operation of the project site and identify mitigation measures. In particular, the EIS should assess noise effects due to traffic and casino special events.
- Will landscape barriers (composed of trees and bushes) or a wall to mitigate both sound and light effects to neighboring users be constructed as part of the proposed development?

- How would noise complaints be resolved once the subject property is placed into trust?

Traffic

The EIS will provide an estimate of the total daily trips and peak hour trips generated by the Proposed Action and the alternatives and future levels of service will be analyzed. Effects to roadways will be studied to assess traffic effects as related to the Proposed Action and its alternatives. Specific traffic issues and questions raised during scoping include:

Traffic Circulation

A traffic analysis should be performed including trip generation, trip distribution, mode choice, and trip assignment, to determine which streets and intersections will be impacted and how much they will be impacted in terms of traffic congestion and delay. The analysis should include the roadways and their intersections listed in **Table 3-2**.

**Table 3-2
Roads and Intersections for Analysis**

Roads	Intersections
State Street	State Street (NS) at: Ramona Expressway (EW)
Soboba Road	San Jacinto Street (NS) at: Ramona Boulevard/Main Street (EW), Esplanade (EW), and Florida Ave. (EW)
Ramona Blvd	Ramona Expressway (NS) at: Main Street/Lake Park Drive (EW), 7th Street (EW)
Main Street	Mountain Avenue (NS) at: Esplanade Ave (EW)
San Jacinto Street	Soboba Street (NS) at: Mountain Avenue (EW)
Ramona Expressway	Soboba Road (NS) at: Lake Park Drive (EW)
Mountain Ave	
Soboba Street	
Lake Park Dr.	
Esplanade Ave.	
7 th Street	
Florida Ave.	

- The traffic analysis should give special consideration to the traffic conditions likely to occur during a special event at the casino.

- The traffic analysis should consider which intersections require traffic signals to improve traffic circulation.
- Would increased traffic resulting from the Proposed Action and its alternatives cause a significant increase in travel time for residents? Would an increase in traffic from the Proposed Action and its alternatives impact the travel time of commuters within the project vicinity?
- The traffic analysis should evaluate the need for appropriate signage to guide patrons to and from the proposed hotel/casino complex.

Traffic Safety

- The EIS should discuss how the operation of the proposed hotel/casino complex would impact traffic circulation and safety on local roadways. Specific attention should be paid to the safety of local residents entering and exiting their communities.
- Would serving alcohol at the proposed casino increase the incidence of alcohol related automobile accidents? The EIS should discuss mitigation measures aimed at decreasing traffic accidents related to drunk driving.
- The EIS should discuss how the operation of the proposed hotel/casino complex would affect local law enforcement and ambulance service providers.

Pedestrian Traffic

- How would pedestrian safety be addressed in and around the property?

Roadway Infrastructure

- What improvements to roadway infrastructure are necessary to accommodate the expected traffic demand under the Proposed Action and its alternatives?
- Are the current widths of Soboba Road and Lake Park Drive sufficient to meet traffic demand?
- Will the traffic generated by the Proposed Action require the widening or extension of roads in the surrounding area?
- Who will be responsible for maintaining the roads within the project area?

Biological Resources

The EIS will assess potential effects on vegetation, wildlife, and threatened/endangered species. Specific biology issues and questions raised during scoping include:

- Would the Proposed Action have an adverse impact on endangered or sensitive plant and animal species or critical habitat? The EIS should analyze potential effects to the endangered species known to be located in the project vicinity.
- If threatened or endangered species may be impacted by the Proposed Action, the EIS should include a biological assessment, as well as a description of the outcome of consultation with the FWS under Section 7 of the Endangered Species Act.
- The EIS should address potential effects to biological resources such as riparian habitat and wildlife corridors.
- The project site is located within or within close proximity to several criteria cells identified in the Western Riverside County Multiple Species Habitat Conservation Plan (MSHCP). The EIS should analyze how the project could affect the species protected in the MSHCP as well as implementation of the Plan itself.
- Executive Order 13112 on Invasive Species calls for the restoration of native plant and tree species. If the Proposed Action will entail new landscaping, the EIS should describe how the project will meet the requirements of Executive Order 13112.

Land Use Planning

The EIS will assess the potential effects that the Proposed Action and its alternatives would have on land use planning for the City of San Jacinto and Riverside County. Specific land planning issues and questions raised during scoping include:

- The project site is in a rural area designated in the City of San Jacinto's General Plan as low density residential and open space. The proposed uses could cause many land use conflicts resulting from increased lighting, noise, traffic, and other effects. The EIS should analyze the potential land use effects resulting from the proposed uses.
- Once the project site is transferred from fee to trust status, the City of San Jacinto will no longer have the ability to regulate future uses of the property. The EIS should address how future land use on the project site will be regulated and future land use conflicts avoided.

Community Character

To the extent required by NEPA, the EIS will assess if the Proposed Action and its alternatives would adversely impact the area's community character. The EIS will assess the potential effects that the Proposed Action and its alternatives would have on socioeconomic issues such as taxes, local economy, business revenue, employment and housing, property values, crime rates, and poverty issues. Specific community character issues and questions raised during scoping include:

- How will construction noise affect the quality of life for area residents?
- Would operation of the Proposed Action dramatically alter the character of the community?
- Will the commercial activity generated by the Proposed Action disrupt the residential character of the area?
- Will the Proposed Action dramatically alter the scenic views or drive away wildlife that residences currently enjoy?

Emergency Response

The EIS will assess the potential effects that the Proposed Action will have on emergency response time and availability. Specific emergency response issues and questions raised during scoping include:

- Does the Tribe have an adequate evacuation plan in case of an emergency?
- Will traffic generated by the Proposed Action cause delays in emergency service response to the nearby residential communities or to patrons of the Tribe's facilities?
- Will the California Department of Forestry and Fire Protection (CDF) require an escort to enter the reservation? If so, would that delay services to off-reservation communities or to patrons utilizing the proposed facilities?

Public Services

The EIS will assess the potential effects that the Proposed Action will have on public services. Specific public services issues and questions raised during scoping include:

- What impact will the land annexation and the Proposed Action have on local services (police, fire department, etc)?

- Will the California Department of Forestry and Fire Protection (CDF) require an escort to enter the reservation? If so, would that delay services to off-reservation communities or to patrons utilizing the proposed facilities?
- How will the Tribe address security concerns on the property once it is taken into trust? Will the Tribe employ its own armed guards?
- Who will have jurisdiction in the case of legal disputes?

Utilities

- Will the Proposed Action affect the City of San Jacinto's potable water supplies?
- Does the proposed wastewater treatment plant pose any risk of intruding treated wastewater into groundwater supplies?
- The EIS should identify water conservation methods to be used in the Proposed Action.
- The EIS should consider potential effects on other utilities associated with project operation, including wastewater and power services.
- The EIS should consider the implementation of energy conservation measures in the Proposed Action.

Socioeconomic

The EIS will assess the potential effects that the Proposed Action and its alternatives would have on socioeconomic issues such as local business revenue, property value and crime rates. Specific socioeconomic issues and questions raised during scoping include:

Local Economy

- Would the fee to trust transfer result in a significant tax loss to the City of San Jacinto? If so, would the transfer result in tax increases for the residents of the City of San Jacinto?
- Would the Proposed Action result in the need for increased public services at the same time that the subject property is removed from taxation?
- How would the Proposed Action affect local businesses?

- How would the Proposed Action affect property values of the surrounding communities? Would the Proposed Action affect the marketability of residential properties?
- The subject property is currently located within the City of San Jacinto's Soboba Springs Redevelopment Project Area (the "Redevelopment Area") that was established for the construction of the Lake Park Bridge over the San Jacinto River. In order to fund the construction of the bridge, the City's redevelopment agency issued tax allocation bonds (the "Bonds") which were secured solely by tax increment received from the Redevelopment Area. The Bonds are currently outstanding. The fee-to-trust transfer of any portion of property located within the Redevelopment Area would significantly reduce the amount of tax increment received for repayment of the Bonds and would result in violation of covenants of the Bond documents. As such, prior to the fee-to-trust transfer of the subject property, the Bonds will need to be defeased. Because these sources of revenue enable the provision of vital services to the City and the surrounding community, revenue loss may potentially cause adverse effects on the human environment. The EIS should assess the impact of lost revenue to the City and on existing debt obligations of the City caused by the Proposed Action.
- What effect will the Proposed Action have on local employment? How would the type of jobs offered by the Proposed Action affect the median income of the local economy?
- Will gambling cause local people to lose a significant share of their income?

Crime

- Would the Proposed Action impact the crime rate in the project vicinity?
- Would the Proposed Action increase the incidence of littering?
- Would the Proposed Action result in security effects such as vandalism, trespassing, and burglary to the surrounding communities?
- Would the Proposed Action increase the incidence of drunk driving or the firing of weapons?
- Would fugitives seek protection from law enforcement in the subject property once it becomes part of a reservation?
- What entity will have criminal jurisdiction over the subject property?
- Would the Proposed Action result in delays to police services to the surrounding communities?

- Would the Proposed Action increase the burden on police services?

Environmental Justice

The EIS will assess the potential effects of the Proposed Action and its alternatives on minority populations and low-income populations. Specific environmental justice issues and questions raised during scoping include:

- Would the Proposed Action cause a disproportionately high and adverse human health or environmental effect on minority or low-income groups?

Cultural Resources

The EIS will contain a cultural resources analysis that identifies and mitigates any effects to paleontological, historical, and archeological resources located within the project area. The EIS process will include a cultural records search and consultation with the Native American Heritage Commission and consultation under Section 106 of the National Historic Preservation Act (NHPA). Specific cultural resource issues and questions raised during scoping include:

- The EIS should include an analysis of potential paleontological, historical, and archeological resources, and should also identify potential mitigation measures to address both known resources and the discovery of resources during project construction.

Hazards and Hazardous Materials

The EIS will contain Phase 1 hazardous materials surveys for all project parcels that will disclose any incidences of past and current hazardous materials incidents and involvements, if any, with respect to the project parcels. The EIS will also discuss construction and operational hazardous materials usage, if any, as it relates to the Proposed Action and its alternatives. Specific hazards and hazardous materials issues and questions raised during scoping include:

- The project site is located within an area that is subject to wildfire and flooding dangers. Would a natural disaster cause the release of hazardous materials that would affect or be generated from the project site?
- The EIS should address any threats to groundwater wells from hazardous materials associated with the Proposed Action, including underground storage tanks associated

with the gas and service station and wastewater treatment plant. The EIS should identify safety mechanisms to protect area groundwater resources.

- Once the land is placed into trust, who will be responsible for regulatory oversight over activities that may affect hazardous materials?

Soils and Geology

The EIS will assess the potential effects related to geology, topography, seismicity, mineral resources, and soils. Specific geologic issues and questions raised during scoping include:

- The project site itself is located within a known fault zone. The EIS should analyze the potential effects related to seismic activity and related hazards.
- Potential geological hazards in the project area also include mudslide activity and non-uniform subsidence. The EIS should evaluate risks to the project area associated with these geological hazards.
- Will the Proposed Action exacerbate the current risks of mudslides and flooding?
- The EIS must analyze emergency evacuation routes and emergency services in the event of severe seismic activity.

Cumulative Effects

The EIS will address the cumulative effects of the Proposed Action and its alternatives. Specific issues raised during scoping include:

- The EIS should define the geographic boundary for each resource to be addressed in the cumulative impact analysis and describe its current health and historic context.
- The EIS should identify all other on-going, planned, and reasonably foreseeable projects in the study area that may contribute to cumulative effects.
- When cumulative effects are identified, mitigation measures should be proposed. The EIS should clearly state BIA's mitigation responsibilities, the mitigation responsibilities of the Tribe and other entities, and the mechanism to be used for implementation.

3.2.2 Procedural and Other Legal Issues

- The Notice of Intent published in the Federal Register on December 14, 2007 incorrectly stated the number of acres the Tribe is requesting to place into trust. What measures have been taken to correct this statement?
- According to 25 U.S.C. Section 2719 of the Indian Gaming Regulatory Act (IGRA), gaming regulated by the Act shall not be conducted on lands placed into trust after October 17, 1988, with some exceptions. Would this affect the Proposed Action?
- Did the scoping process provide adequate advance notice to the community?
- When will detailed conceptual site plans be available for the community to view?
- As recorded on December 31, 1981 and February 5, 1982 in Riverside County, the owners of the Soboba Springs Mobile Estates and the Daon Corporation entered into easement agreements. The agreements allowed for a secondary ingress and egress, land for RV storage, and a 10' perimeter strip on what was then the Daon Property adjacent to the Soboba Springs Mobile Estates. The Tribe now holds the land title to the former Daon Property, and thus is bound by the easement agreements. These title restrictions must be addressed through negotiations by the Tribe and BIA with the owners of the Soboba Springs Mobile Estates before the land is placed into trust.
- The Soboba Springs Mobile Home Estates community will be an “island” in the middle of the reservation once the land is placed into trust. Does this affect Local Agency Formation Commissions?

4.0 Proposed Action and Alternatives

4.1 Purpose and Need for the Proposed Action

4.1.1 Purpose

The purpose of the Proposed Action is to improve the tribal economy in order to better enable the Tribe to provide governmental services, perform governmental functions, create jobs and career opportunities for tribal members and develop programs that would assist tribal members to attain economic self-sufficiency.

The purpose of the proposed hotel/casino complex is to diversify the economic enterprises of the Tribe. An integrated complex offers customers many possible activities in one location. Thus, the proposed development will act as a destination center for tourists and businesses while also catering to local interests. The intent of the Tribe is to differentiate its hotel, casino, golf course, and related facilities from those of nearby competing tribes.

Companies seeking to hold professional conferences or retreats are a good example of potential clients. The hotel/casino complex would provide new recreational opportunities other than gaming, such as a pool, spa, and fitness center, as well as easy access to the golf club. In addition to providing more opportunities for tourists and businesses, the proposed hotel/casino complex would better provide for the health and safety of patrons. The project would create a permanent structure for the Tribe's gaming operations, in place of the existing sprung structures, and provide for enhanced air quality control and patron health. Other advantages include the ability of guests to walk from the hotel to the casino or golf course rather than traveling by automobile. Traffic on Soboba Road south of its intersection with Lake Park Drive will be reduced significantly.

4.1.2 Need

The Tribe's need for this property exists for manifold reasons. The Tribe seeks to relocate its existing casino in order to promote economic growth; provide additional land for Tribal operations; reacquire former reservation lands; preserve cultural resources; and to exercise complete sovereign powers over land that is owned by the tribal government.

First and foremost, the present gaming parcel is insufficient. There is a need for additional parking to accommodate high demand and for a permanent structure to house gaming activities and provide for improved air quality control. The Horseshoe Grande property will provide the acreage necessary to meet these needs. The location of the proposed hotel/casino complex near the intersection of Soboba Road and Lake Park Drive would also allow easier access to and from the facilities relative to the existing casino and would increase customer safety in case of an emergency.

In addition to the relocation of the casino, the Tribe recognizes the need for additional land, given both increases in the adult membership and the growing needs of emerging young families in the foreseeable future. The Tribe has utilized most of its usable acreage for community services, such as recreation, public works, economic development, housing, and perhaps most importantly, education and cultural enrichment.

It is documented fact that Tribal ancestors once inhabited this area. As established by the General Land Office surveyor, this property was an Indian settlement as early as the 1890s. The Tribe considers the protection of the land and resources as vital to the Tribal community. Accordingly, the Tribe acquired fee-title interest in the subject properties from June 22, 2001 through January 4, 2007. The Tribe's primary goal is the complete preservation and reacquisition of all aboriginal land and it recognizes the Horseshoe Grande property as aboriginal territory. Trust status will allow the Tribe to fully accomplish its goal of controlling its cultural resources through the exercise of jurisdiction over the lands.

4.2 Alternatives

While the Tribe's proposal is the basis for initiating the NEPA process, the EIS will identify and objectively evaluate a reasonable range of alternatives, including a "No Action" alternative. The following identifies alternatives to be analyzed in detail and alternatives considered but eliminated from inclusion in the EIS for detailed analysis. The Tribe's proposal is considered to be the Proposed Action. A preferred alternative, however, will not be documented by BIA (as lead agency) until completion of the environmental analysis. If it is clearly known at the time, a preferred alternative may be identified in the Draft EIS; otherwise, BIA will do so in the Final EIS. NEPA defines a preferred alternative as the

alternative that the lead federal agency believes would fulfill its statutory mission and responsibilities, giving consideration to economic, environmental, technical, and other factors. The conveyance of the 34 parcels owned by the Tribe in fee title to federal trust status is assumed to be incorporated for each alternative below except the No Action alternative.

4.2.1 Proposed Action

The Tribe proposes the relocation of its existing casino, which presently resides on trust lands, to the Horseshoe Grande property. In addition to the fee-to-trust action and casino relocation, the Proposed Action also includes the development of a 300 room hotel, four restaurants, four retail establishments, events center, convention space, and spa and fitness center, all within the same complex. The casino will be part of this larger development. The other proposed developments will not be attached to the hotel/casino facility and include a fire and police station, 12-pump gas station & convenience store. These developments will likely be constructed south of the present Lake Park Drive. .

Alternative 1: No Realignment of Lake Park Drive

The composition and size of the facilities and businesses in the Proposed Action would not be different under this alternative. However, Lake Park Drive will not be realigned under this alternative and the locations of the proposed developments are accommodated around the street's existing alignment.

Alternative 2: Reduced Hotel and Casino

This alternative would include the same composition of establishments as the Proposed Action, but the scale of the hotel and casino would be reduced by a magnitude of 20 percent. The hotel would include 240 rooms under this alternative. The casino would still include 2,000 gaming devices, but the table games, poker tables, and multipurpose space would be reduced. In total, this alternative would reduce the hotel and casino complex by approximately 155,000 square feet. The gas station and convenience store, and tribal fire station would remain the same as in the Proposed Action.

Alternative 3: Hotel Development, No Casino Relocation

A 200-300 room hotel with two or three restaurants and convention center would be developed under this alternative. The casino would not be relocated from its existing location on the Reservation. The gas station and convenience store, and tribal fire station would remain the same as in the Proposed Action.

Alternative 4: Commercial Enterprise

Under this alternative, the Tribe would seek to develop an RV-Park, and also include a community/neighborhood Retail Shopping Center in the vicinity of where Soboba Road and Lake Park Drive intersect. More specifically, one main retail building, immediately south of the intersection of Lake Park Drive and Soboba Road, would provide space for a major retail business, such as Albertson's or Ralph's grocery stores. In addition, five other facilities would host a variety of local-serving retail and office businesses such as restaurants, a coffee shop, a barber/beauty salon, drug store, hardware store, rental center, clothing stores, and professional offices. The two-story buildings would provide approximately 120,000 sf of space and have a height of approximately 35 feet above grade. The gas station and convenience store, and tribal fire station would remain the same as in the Proposed Action.

Alternative 5: No Action

The No Action alternative would not result in a fee-to-trust action by BIA for the 34 parcels. The land would remain held in fee-title by the Tribe. The Tribal Government would continue to use the property in its current state. Any plans or improvements to the property would be subject to approval by the City of San Jacinto. Under this alternative, the Tribal Government would not be allowed to exercise its sovereign power of rule for issues associated with the Horseshoe Grande property.

5.0 EIS Schedule and Public Review

It is anticipated that the DEIS will be available for public review in July, 2008. A 45-day public comment period and public hearings will be provided by BIA to seek comments on the DEIS. Comments received on the DEIS will be considered in the preparation of a Final EIS, which is scheduled for completion in January 2009.

Appendix A – Notice of Intent (NOI): December 14, 2007

FOR FURTHER INFORMATION CONTACT: Daniel Marquez, Fish and Wildlife Biologist, see **ADDRESSES**, (telephone: 760-431-9440; fax: 760-431-9624).

SUPPLEMENTARY INFORMATION: The following applicants have applied for scientific research permits to conduct certain activities with endangered species pursuant to section 10(a)(1)(A) of the Endangered Species Act (16 U.S.C. 1531 *et seq.*). The U.S. Fish and Wildlife Service ("we") solicits review and comment from local, State, and Federal agencies, and the public on the following permit requests. Before including your address, phone number, e-mail address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Permit No. TE-168924

Applicant: Jeff E. Gurule, North Fork, California.

The applicant requests a permit to take (capture, and collect and kill) the Conservancy fairy shrimp (*Branchinecta conservatio*), the longhorn fairy shrimp (*Branchinecta longiantenna*), the Riverside fairy shrimp (*Streptocephalus wootoni*), the San Diego fairy shrimp (*Branchinecta sandiegonensis*), and the vernal pool tadpole shrimp (*Lepidurus packardii*) in conjunction with surveys throughout the range of each species in California for the purpose of enhancing their survival.

Permit No. TE-168923

Applicant: Randall L. Stringer, Carmichael, California.

The applicant requests a permit to take (capture, and collect and kill) the Conservancy fairy shrimp (*Branchinecta conservatio*), the longhorn fairy shrimp (*Branchinecta longiantenna*), the Riverside fairy shrimp (*Streptocephalus wootoni*), and the vernal pool tadpole shrimp (*Lepidurus packardii*) in conjunction with surveys throughout the range of each species in California for the purpose of enhancing their survival.

Permit No. TE-043630

Applicant: San Francisco Estuary Institute, Oakland, California

The applicant requests an amendment to take (harass by survey) the California clapper rail (*Rallus longirostris obsoletus*) in conjunction with

ecological research in San Francisco, Contra Costa, Sacramento, Solano, Napa, Sonoma, and Marin Counties for the purpose of enhancing its survival.

Permit No. TE-066621

Applicant: Naval Base Ventura County Point Mugu, Point Mugu, California.

The permittee requests and amendment to take (harass by survey) the light footed clapper rail (*Rallus longirostris levipes*) and take (band chicks) the California least tern (*Sterna antillarum brownii*) in conjunction with surveys and population monitoring at Naval Base Ventura County Point Mugu, California, for the purpose of enhancing their survival.

Permit No. TE-110373

Applicant: Eric F. Kline, San Diego, California.

The applicant requests an amendment to take (survey by pursuit) the Quino checkerspot butterfly (*Euphydryas editha quino*) in conjunction with surveys throughout the range of the species in California for the purpose of enhancing its survival.

Permit No. TE-168927

Applicant: Drew C. Stokes, San Diego, California.

The permittee requests a permit to take (harass by survey, capture, handle, tag, collect tissue, mark by toe-clipping, and release) the arroyo southwestern toad (*Bufo microscaphus californicus*) in conjunction with surveys throughout the range of the species in California for the purpose of enhancing its survival.

Permit No. TE-839480

Applicant: Richard Zembal, Laguna Hills, California.

The applicant requests an amendment to take (harass by survey and monitor) the California least tern (*Sterna antillarum brownii*) in conjunction with population monitoring and other life history studies in Orange County California for the purpose of enhancing its survival.

Permit No. TE-168926

Applicant: Kailash K. Mozumder, Encinitas, California.

The applicant requests a permit to take (survey by pursuit) the Quino checkerspot butterfly (*Euphydryas editha quino*) in conjunction with surveys throughout the range of the species in California for the purpose of enhancing its survival.

Permit No. TE-168957

Applicant: Virginia M. VonBerg, San Luis Obispo, California.

The applicant requests a permit to take (capture, and collect and kill) the Conservancy fairy shrimp (*Branchinecta conservatio*), the longhorn fairy shrimp (*Branchinecta longiantenna*), the Riverside fairy shrimp (*Streptocephalus wootoni*), the San Diego fairy shrimp (*Branchinecta sandiegonensis*), and the vernal pool tadpole shrimp (*Lepidurus packardii*) in conjunction with surveys throughout the range of each species in California for the purpose of enhancing their survival.

Permit No. TE-142435

Applicant: Debra Shier, Topanga, California.

The applicant requests an amendment to take (capture, handle, mark, translocate, and release) the Stephens' kangaroo rat (*Dipodomys stephensi*) in conjunction with surveys and population monitoring throughout the range of the species in California for the purpose of enhancing its survival.

We solicit public review and comment on each of these recovery permit applications. Comments and materials we receive will be available for public inspection, by appointment, during normal business hours at the address listed in the **ADDRESSES** section of this notice.

Dated: December 10, 2007.

Michael Fris,

Acting Regional Director, Region 8, Sacramento, California.

[FR Doc. E7-24246 Filed 12-13-07; 8:45 am]

BILLING CODE 4310-55-P

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

Notice of Intent To Prepare an Environmental Impact Statement for the Soboba Band of Luiseño Indians' Proposed Trust Acquisition and Casino/Hotel Project, City of San Jacinto, Riverside County, CA

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice.

SUMMARY: This notice advises the public that the Bureau of Indian Affairs (BIA), in cooperation with the Soboba Band of Luiseño Indians (Tribe), intends to gather information necessary for preparing an Environmental Impact Statement (EIS) for a proposed fee-to-trust land acquisition and casino and hotel project (Proposed Action) located within the City of San Jacinto, Riverside County, California. The purpose of the Proposed Action is to improve the tribal economy in order to better enable the

Tribe to provide governmental services, perform governmental functions, create jobs and career opportunities for tribal members and develop programs that would assist tribal members to attain economic self-sufficiency. This notice also announces a public scoping meeting to identify potential issues, alternatives and content for inclusion in the EIS.

DATES: Written comments on the scope of the EIS must arrive by January 22, 2008. The public scoping meeting will be held January 8, 2008, from 6 p.m. to 8 p.m., or until all those who register to make statements have been heard.

ADDRESSES: You may mail or hand carry written comments to Ms. Amy Dutschke, Acting Regional Director, Pacific Regional Office, Bureau of Indian Affairs, 2800 Cottage Way, Sacramento, California 95825.

The public scoping meeting will be held at the Hemet Public Library, 2nd floor, 300 E. Latham, Hemet, California 92543.

FOR FURTHER INFORMATION CONTACT: John Rydzik, (916) 978-6042.

SUPPLEMENTARY INFORMATION: The Tribe proposes that 289.88± acres of land located within the City of San Jacinto, Riverside County, California, be acquired into trust for the Tribe. The land is located in the foothills on the west side of the San Jacinto Mountains that separate the San Jacinto River Basin to the west from the Coachella Valley to the east, and adjacent to the San Jacinto River.

Of the 289.88± acres, 35 to 40 acres are proposed for development. The remaining acreage would remain in its current state, which consists of an existing golf course (156.36 acres) and maintenance facility, and on-going club house development. The proposed new development would consist of a 90,000± square foot casino facility with 70,000± square foot gaming floor, various food and beverage establishments, conference space, spa, and four retail establishments; a 300-room, 224,000± square foot hotel; a multi-level, 2200 space parking garage; a tribal fire station; a wastewater treatment plant; and supporting facilities. The new gaming facility would replace the existing one located on reservation lands.

Access to the site would be via Lake Park Drive and Soboba Road, by way of a new access point/driveway. The proposed hotel and casino complex would be generally located at the intersection of Soboba Road and Lake Park Drive and abut the existing golf course. The proposed wastewater treatment plant and fire station would

be on the southern side of Lake Park Drive.

The Soboba Band of Luiseño Indians is a federally recognized Indian tribe governed by a tribal council consisting of five members, under a federally approved constitution. The Tribe currently has a federally approved tribal-state gaming compact with the State of California.

Public Comment and Solicitation

Comments, including names and addresses of respondents, will be available for public review at the BIA address shown in the **ADDRESSES** section, during business hours, 8 a.m. to 4:30 p.m., Monday through Friday, except holidays. Before including your address, phone number, e-mail address or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Authority

This notice is published in accordance with section 1501.7, 1506.6 and 1508.22 of the Council on Environmental Quality Regulations (40 CFR parts 1500 through 1508) implementing the procedural requirements of the National Environmental Policy Act of 1969, as amended (42 U.S.C. 4371 *et seq.*), and the Department of the Interior Manual (516 DM 1-6), and is in the exercise of authority delegated to the Assistant Secretary—Indian Affairs by 209 DM 8.1.

Dated: November 9, 2007.

Carl J. Artman,

Assistant Secretary—Indian Affairs.

[FR Doc. E7-24293 Filed 12-13-07; 8:45 am]

BILLING CODE 4310-W7-P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[AK-010-08-1410-PN]

Notice of Closure of Aviation Areas at Campbell Tract Facility Administrative Site

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of Closure.

SUMMARY: In the interest of public and operational safety, the Bureau of Land

Management is closing four areas used by aircraft at its Campbell Tract Facility in Anchorage, Alaska, to public or private entry, access or use. The four areas are: The Campbell Airstrip and the Campbell Tract Facility heliport, aircraft ramp, and aircraft taxiway between the airstrip and aircraft ramp areas.

Recreational uses authorized on other portions of the Campbell Tract and the adjacent Municipality of Anchorage Far North Bicentennial Park are prohibited within the four areas named above. This order is issued under the authority of 43 CFR 8364.1 and affects the following public lands:

Seward Meridian, Alaska.

T. 12 N., R. 3 W.

Portions of Sections 2 and 3.

DATES: The closure is effective upon publication of this notice and will remain in effect year-round until amended or rescinded by the authorized officer.

ADDRESSES: Maps of the affected area and closure information are available at the BLM Anchorage Field Office, 6881 Abbott Loop Road, Anchorage, Alaska.

FOR FURTHER INFORMATION, CONTACT: Mike Zaidlicz, Field Manager, Anchorage Field Office, 6881 Abbott Loop Road, Anchorage, Alaska 99507, (907) 267-1246 or toll free (800) 478-1263.

SUPPLEMENTARY INFORMATION: Pursuant to 43 CFR 8364.1, the following areas within the 730-acre administrative site known as the Campbell Tract Facility, located in Anchorage, Alaska, and managed by the Bureau of Land Management Anchorage Field Office, are closed to all public and private access, use and entry: (1) Campbell Airstrip, (2) Campbell Tract Facility heliport, (3) Campbell Tract Facility aircraft ramp, and (4) Campbell Tract Facility aircraft taxiway between the airstrip and aircraft ramp. These affected areas are actively used by aircraft on an intermittent basis. This closure is necessary to ensure public safety, as well as operational management and safety.

Within the areas described above:

1. No person shall use, remain on, occupy, or access any land unless specifically authorized by the BLM.
2. All private or public use, including recreational use allowed on other portions of the Campbell Tract Facility and adjacent Municipality of Anchorage Far North Bicentennial Park lands, is prohibited.
3. All access or use by people and domestic animals, including, but not limited to, dogs and horses, is prohibited.

Appendix B - Cooperating Agency Letters

**COOPERATING AGENCIES INVITED
TO PARTICIPATE IN THE PREPARATION
OF SOBOBA HORSESHOE GRANDE EIS**

**Riverside County, Board of Supervisors
County Administrative Center
4080 Lemon Street, 14th Floor
Riverside, California 92501**

**Karen Vitulano, CED-2
U.S. Environmental Protection Agency
Region IX
75 Hawthorne Street
San Francisco, CA 94105-39101**

**Brad Mehaffy, Environmental Coordinator
National Indian Gaming Commission
1441 L Street NW, Suite 9100
Washington, D.C. 20005**

**Tim Hults, Assistant City Manager
City of San Jacinto
248 East Main Street
San Jacinto, CA 92583**

**U.S. Fish & Wildlife Service
Carlsbad Fish & Wildlife Office
6010 Hidden Valley Road
Carlsbad, CA 92009**

**Mr. Jacob Armstrong,
Department of Transportation
Planning Division: MS 240
4050 Taylor Street,
San Diego, CA 92110**

The BIA intends to initiate the scoping process on December 14, 2007. The close of the scoping comment period is scheduled for January 22, 2008.

If you have any questions or need additional information, please contact Patrick O'Mallan, Environmental Protection Specialist, at (916) 978-6044, or John Rydzik, Chief, Division of Environmental, Cultural Resources Management and Safety, at (916) 978-6042.

Sincerely,

/s/ Amy L. Dutschke

Acting Regional Director

cc: Superintendent, Southern California Agency
Chairperson, Soboba Reservation



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX
75 Hawthorne Street
San Francisco, CA 94105-3901

RECEIVED
BY *KH* | DATE *1-10-08*

December 19, 2007

John Rydzik, Chief
Division of Environmental, Cultural
Resources Management and Safety
Bureau of Indian Affairs
2800 Cottage Way
Sacramento, CA 95825

Subject: Request for Cooperating Agency Participation in the Environmental Impact Statement (EIS) for the Soboba Band of Luiseno Indians proposed Fee-to-Trust Transfer and Casino/Hotel Project, San Jacinto, California

Dear Mr. Rydzik:

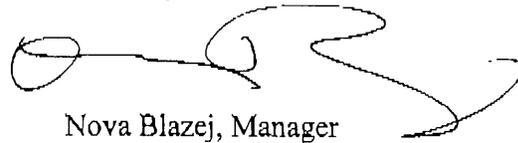
We are in receipt of your letter dated December 12, 2007 inviting the U.S. Environmental Protection Agency (EPA) to serve as a cooperating agency for the subject EIS. Since EPA is the permitting authority for Clean Water Act (CWA) permits required for the project, we accept your invitation. However, resource constraints limit our involvement to the review of selected administrative documents with a focus on our area of jurisdiction, in this case, impacts to water resources.

This letter serves to document the exact function that EPA will have in the preparation of the EIS, per EPA policy. In addition to the review of the water resources sections of the preliminary draft EIS, EPA intends to participate in scoping through the submittal of comments by the comment deadline.

Please be aware that EPA's status as a cooperating agency does not affect our independent responsibilities under Section 309 of the Clean Air Act to review and comment publicly on all Draft EISs. Participation as a cooperating agency does not imply endorsement of the proposed project, nor can it be used to obligate or commit funds or as the basis for the transfer of funds. Please reference or incorporate this acceptance letter into the Draft and Final EIS.

We appreciate the Bureau of Indian Affairs' interest in working with EPA. If you have any questions, please contact Karen Vitulano, the lead reviewer for this project, at (415) 947-4178.

Sincerely,

A handwritten signature in black ink, appearing to read "Nova Blazej". The signature is fluid and cursive, with a large loop at the end.

Nova Blazej, Manager
Environmental Review Office

cc: Robert J. Salgado, Sr., Chairman, Soboba Band of Luiseno Indians

received
12-31-07



Mr. Dir _____
Mr. Asst Dir _____
Route 302 _____
Response Received _____
Mr. [unclear] _____

December 20, 2007

Patrick O'Mallan
Bureau of Indian Affairs, Pacific Region
2800 Cottage Way
Sacramento, CA 95825

Dear Mr. O'Mallan:

The National Indian Gaming Commission (NIGC) has received your invitation to be a cooperating agency for Environmental Impact Statement (EIS) being prepared for the Soboba Band of Luiseno Indians Casino/Hotel project. At this time, the NIGC does not have a federal action (approval of a management contract) requiring compliance with the National Environmental Policy Act (NEPA) because the gaming facility will be managed by the Tribe. Therefore, the NIGC is declining the Bureau of Indian Affairs (BIA) invitation to be a cooperating agency.

If you have any questions or need additional information, please feel free to contact me at 202-632-7003 or in writing at the address listed below.

Sincerely,

Brad Mehaffy, REM, CIPS
NEPA Compliance Officer
National Indian Gaming Commission



 Dep Reg Dir _____ *F ad ✓*
 Reg Adm Offr _____
 Route *RM 121*
 Response Required *NO*
 Due Date _____
 Memo _____
 Tele _____
 _____ *DEC 15 - Has copy*

City of San Jacinto
 248 East Main Street
 San Jacinto, CA 92583
 (951) 654-7337
 Fax (951) 654-3728

January 4, 2008

United States Department of the Interior
 Bureau of Indian Affairs
 Attn: Amy Klutschke
 Pacific Regional Office
 2800 Cottage Way
 Sacramento, CA 95825

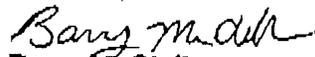
Via Fax: 916-978-6099

RE: Participation as a Cooperating Agency in the preparation of an Environmental Impact Statement (EIS) for the Soboba Band of Luiseno Indians for a proposed 534.91 acre Fee-to-Trust Transfer and development of a Casino/Hotel in the City of San Jacinto, CA.

Dear Ms. Klutschke:

Thank you for your letter of December 12, 2007, inviting the participation of the City of San Jacinto as a Cooperating Agency for the above project. The City of San Jacinto would be pleased to participate as a Cooperating Agency, and we look forward to participating in the process. Please contact Tim Hulst, Assistant City Manager (951-487-7330) to coordinate the City's involvement in this project.

Sincerely,


 Barry McClellan
 City Manager

C: Mayor and City Council
 Soboba Band of Luiseno Indians

RECEIVED
 RES
 1/9/08

Appendix C – Press Releases

Soboba Band of Luiseño Indians

Horseshoe Grande Fee-to-Trust Casino and Hotel Project

The Soboba Band of Luiseño Indians (Tribe) is proposing the transfer of 534.91 acres owned in fee title by the Tribe to federal trust status. (Please note that a Notice of Intent to perform an EIS was published in the Federal Register on December 14, 2007, and erroneously identified the project site as being 289.88 acres in size. The correct acreage is 534.91 acres). The new trust land would be used for a gaming and hotel project, which would include a new casino facility (replacing the existing casino) and 250-300 room hotel, four restaurants, four retail establishments, events center, convention space, and spa and fitness center. The other proposed developments will not be attached to the hotel/casino facility and include a tribal fire station, 12-pump gas station & convenience store, and 1.2± million gallon wastewater treatment plant and supporting facilities (i.e. parking garage). Of the 534.91± acres, 45 to 55 acres are proposed for development.

The Bureau of Indian Affairs (BIA) is the lead agency responsible for preparing an Environmental Impact Statement (EIS) that assesses the proposed action's effects on the immediate and surrounding environment. As part of the EIS process, a public meeting is held to allow citizens an opportunity to voice their opinions. These comments assist in shaping the draft EIS.

The public scoping meeting for this project is to be held on January 8, 2008 at the Hemet Public Library, 2nd Floor, 300 E. Latham, Hemet, CA from 6 to 8 p.m. Written comments can also be sent to Ms. Amy Dutschke, Acting Regional Director, Pacific Regional Office, Bureau of Indian Affairs, 2800 Cottage Way, Sacramento, CA 95825. To ensure proper consideration in preparation of the draft EIS, written comments should be received by January 22, 2008.

Individual commenters may request confidentiality. If you wish us to withhold your name and/or address from public review or from disclosure under the Freedom of Information Act [5 U.S.C. § 552 *et seq.*], you must state this prominently at the beginning of your written comment. Such requests will be honored to the extent allowed by law. Anonymous comments will not, however, be considered. All submission from organizations and business, and from individuals identifying themselves as representatives or officials of organizations and businesses, will be made available for public inspection in their entirety.

Appendix D- Public Scoping Meeting Handout

**Public Scoping Meeting
Environmental Impact Statement (EIS)
Soboba Band of Luiseño Indian's Proposed Hotel/Casino Project
January 8, 2008
Hemet Public Library, City of Hemet, Riverside County, California**

Proposed Action

The Tribe is requesting the BIA to convey 534.91 acres of land currently owned in fee title (the "Horseshoe Grande property") to federal trust status. In addition to the land transfer, the Tribe proposes the relocation of the existing casino to the Horseshoe Grande property and development of a 250-300 room hotel complex connected to the new casino. The hotel/casino complex would be accompanied by various food and beverage services, conference center, spa and fitness center, and retail establishments. Ancillary uses include a Tribal fire station, gas station/convenience store and surface and structured parking. Additionally, the Tribe would build an on-Reservation wastewater treatment plant to service the proposed development. The fire station would be located across Lake Park Drive, as well as the gas station/convenience store.

Access to the hotel/casino project site would be via Lake Park Drive and Soboba Road, by way of a new driveway. The hotel/casino complex would be generally located at the intersection of Soboba Road and Lake Park Drive and abut the existing golf course. Lake Park Drive may have to be realigned to situate the proposed development due to proximity to underlying fault lines. The Tribe is in consultation with the City of San Jacinto to address this and many more issues. The Environmental Impact Statement (EIS) will analyze conceptual site plans with and without Lake Park Drive realignment.

The general objective of the proposed development is to act as a destination center for tourists and businesses, while also catering to local interests. Companies seeking to hold professional conferences or retreats are a good example of potential clients. The hotel/casino complex would contain recreational opportunities other than gaming, such as a pool, spa, and fitness center. The casino would include 2,000 gaming machines, 50 table games, 30 poker tables, and a bingo hall. The existing casino has the same gaming operations.

Fee-to-Trust Process

Placement of lands into trust is essentially a real estate transaction, which creates Federal title on the lands involved. The process begins with the submission of a Trust Application to the Bureau of Indian Affairs (BIA). If the BIA determines that the proposal meets statutory requirements and the benefits of the proposed action outweigh the potential negative effects, it will consider approval of the Tribe's application and take the proposed lands into trust.

The BIA must consult to determine the effects and overall benefit of the project for the Tribe and local governments. Following receipt of an application to acquire land in trust, the BIA notifies the State of California and local governments having regulatory jurisdiction over the land.

The state and local governments are provided an opportunity to give comments on the acquisition's potential impacts on regulatory jurisdiction, real property taxes, and special assessments.

As part of the fee-to-trust process, the BIA must comply with the National Environmental Policy Act (NEPA). For gaming related fee-to-trust actions, the BIA must prepare an EIS to determine project related effects on the environment.

The Role of Public Involvement

This public scoping meeting is being held to allow citizens an opportunity to provide input to the environmental process. These comments (written and oral) assist in the identification of potential issues, alternatives, and content for inclusion in the EIS.

You may provide oral or written comments at today's public scoping meeting. To provide oral comments, you will need to complete a "Speaker Card" at the registration table at the meeting location. At each hearing, Federal, Tribal, State and local elected officials will be allowed to speak first, if such a request is made. Other speakers will be provided the opportunity to present their comments in the order in which their speaker card was received at the registration desk. Time limits may be imposed on oral comments based on the number of individuals requesting to speak.

Written comments can also be sent to:

**Ms. Amy Dutschke
Acting Regional Director
Pacific Regional Office
Bureau of Indian Affairs
2800 Cottage Way, Sacramento, CA 95825**

To ensure proper consideration in preparation of the draft EIS, written comments should be received by January 22, 2008.

Individual commenters may request confidentiality. If you wish us to withhold your name and/or address from public review or from disclosure under the Freedom of Information Act [5 U.S.C. § 552 *et seq.*], you must state this prominently at the beginning of your written comment. Such requests will be honored to the extent allowed by law. Anonymous comments will not, however, be considered. All submission from organizations and business, and from individuals identifying themselves as representatives or officials of organizations and businesses, will be made available for public inspection in their entirety.

Appendix E- Public Scoping Meeting Attendees

SIGN IN SHEET/ MAILING LIST

BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
 SOBOBA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

Hemet Library, Hemet, California
 January 8, 2008

NAME	ADDRESS	ORGANIZATION	INCLUDE ME ON THE MAILING LIST	
			YES	NO
AL Campbell	PO Box 1707 San Jacinto, Ca 92581	Homeowner	X	
Frank Johnson	P.O. 140 E Station Av #234	Hemet 92543	X	
Debra Nickse	2230 Lake Park Dr. #59	San Jacinto	X	
Roy Sanchez	1822 CARKERA DR	92583 SAN JACINTO	X	
DORA DAK	2230-9 LAKE PARK D	92583 SAN JACINTO	✓	
Linda Bassett	San Jacinto 42161 Granite View Dr		✓	
Jeff Ballinger	3750 University Ave, Suite 400 Riverside Ca 92501	City Attorney	X	
Leon Thormahlen	2230 Lake Park Dr #16C San Jacinto	San Jacinto	X	
Helen + Bob Lubelung	800 W. Corcoran, Colton, CA 92311	Refused	X	
Barbara Anderson	2230 Lake Park Dr		X	
Christopher Walker	3750 201 North Main St., Ste 390 Walnut Creek, CA 94596	City Attorney	X	

SIGN IN SHEET/ MAILING LIST

BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
SOBOBA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

Hemet Library, Hemet, California
January 8, 2008

NAME	ADDRESS	ORGANIZATION	INCLUDE ME ON THE MAILING LIST	
			YES	NO
Milton S. Maxwell III	2230 Lake Park Dr. Spc 1	Soboba Springs H.O.A.	✓	
Pete Weddell	42230 San Jose Dr		✓	
Jay Bryant	2230 W Park #184			
Mary Bryant	2230 Lake Park #184		+	
Cheryl D. Davis (Spina)	43160 N.W. Dr. Heatherly Hill		+	
Doreen Pat McKinnon	2230 Lake Park Dr #184		✓	
Julio Ocegvera	355 King Ct. Hemet	STGC		✓
Stewart Hill	22491 De Berry St. Grand Terrace	STGC		✓
Jane + Rosemary Brodeur	1830 Carretera Dr. San Jacinto	Soboba Springs	✓	
Emil Knodell	42251 Granite View Dr	Soboba Heights	✓	
Celine Abrams	2230 Lake Park Dr. #125	Soboba Spring	✓	

SIGN IN SHEET/ MAILING LIST

BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
 SOBOBA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

Hemet Library, Hemet, California
 January 8, 2008

NAME	ADDRESS	ORGANIZATION	INCLUDE ME ON THE MAILING LIST	
			YES	NO
MINIARES EMANUEL	SAN JACINTO, CA 92583		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Linda Busz	2230 LAKE PARK DR. SUITE 14 1773 Mesquite Dr. San Jacinto, Ca 92583		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Yutana Lairanahoon	468 E. 5th St. San Jacinto Ca 92583		<input checked="" type="checkbox"/>	<input type="checkbox"/>
MICHAEL ADAMS	42131 GRANITE VIEW DR S.J. 92583		<input checked="" type="checkbox"/>	<input type="checkbox"/>
DEL KEFHART	2230 LAKE PARK DR # 29 SAN JACINTO, CA. 92583		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Margie Frost	2230 Lake Park DR SP 245 SAN JACINTO CA 92583		<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Lange	773 Bergin Ave SAN JACINTO 92583		<input checked="" type="checkbox"/>	<input type="checkbox"/>
EVA Raleigh	1055 BORTEGA Way Placentia, Ca 92870	Soboba Springs Mobile Estates	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Wynn Hornburg	1055 Bortega Way Placentia, Ca 92870	Soboba Springs	<input checked="" type="checkbox"/>	<input type="checkbox"/>
ED EVANS	1055 Bortega Way Placentia, Ca 92870	Soboba Springs Mobile Estates	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Gerri Burger	610 E Florida Ste A	Coldwell Banker	<input checked="" type="checkbox"/>	<input type="checkbox"/>

SIGN IN SHEET/ MAILING LIST

BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
 SOBOBA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

Hemet Library, Hemet, California
 January 8, 2008

NAME	ADDRESS	ORGANIZATION	INCLUDE ME ON THE MAILING LIST	
			YES	NO
Rich McVay	SAN JACINTO, CA 92583		X	
DANIEL McLELLAN	2230 Lake Park Dr. spc 245		X	
BARRY Mc CLELLAN	40030 San Jose Dr. S.J. 248 E. MAIN ST SAN JACINTO		X	
Christine Kowalski	44284 Galicia dr. Hemet 92544		X	
HEATHER BRESS	5228 VERNON AVE S.J.		X	
Henry Pirelli	22770 Soboba Rd SJ		X	
JOANNE PIRELLI	22770 SOBEBARD SJ		X	
Sophia Pirelli	22770 Soboba Rd SJ		X	
DANIELA PIRELLI	22770 SOBORA RD. SJ		X	
S. COPELAND	606 TORINO AVE, SJ 92583		X	
Vinay Rao	4202 E Granite View Drive San Jacinto, CA 92583		X	

SIGN IN SHEET/ MAILING LIST

BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
SOBOBA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

Hemet Library, Hemet, California
January 8, 2008

NAME	ADDRESS	ORGANIZATION	INCLUDE ME ON THE MAILING LIST	
			YES	NO
Sally Moreno-Ditric	1084 Derby Ln. Hemet 92345		✓	
PANOMA JACOBSEN	2230 Lake Park #239 SAN JACINTO 92583		✓	
RITTY ELTON	1656 Puentes DA SAN JACINTO 92593		✓	
JANICE				
Steven Estrada	857 W. Stetson #301 Hemet CA 92343			✓
Bernice Calac	P.O. Box 471 Panama Valley CA 92061			
FREY GUTHRIE	665 SAN RAFAEL HEMET CA 92345		✓	
Dale Stubblefield	1227 DE ANITA DR SAN JACINTO, CA 92582		✓	
Judith Hernandez	2230 Lake Park Dr. #29		X	
Joye Hansen	4188 Westport Ct.		✓	
Myrna St. Ephraim	2230 Lake Park Dr. #29		✓	

SIGN IN SHEET/ MAILING LIST

BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
 SOBOBA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

Hemet Library, Hemet, California
 January 8, 2008

NAME	ADDRESS	ORGANIZATION	INCLUDE ME ON THE MAILING LIST	
			YES	NO
LINDA WARWICK	42106 San Jose Dr SJS	Home owner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
LARRY B. BELL	3600 W. FLORINA AVE, #200, HEMET CA CALIFORNIA 92345	HOME FREE HOME ASSOC	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Shirley Calabry	2230 Lake Park Dr. #116	Home Owner	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Ellie Childers	2136 Begonia, Hemet	Homeowner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Norm Wolbmann	2230 Lake Park Dr #8	Home owner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sydney Wall	975 Verona Ave.	Home Owner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Edward Starmer	2230 Lake Park Dr #196 San Jose, CA	Home own	<input type="checkbox"/>	<input checked="" type="checkbox"/>
MARTHA MEZA	2230 LAKE PARK DR. #246	" "	<input checked="" type="checkbox"/>	<input type="checkbox"/>
REGGIE KLEPPER	2230 LAKE PARK DR #60	Home Owner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Elizabeth Cruz	11506 PUEBLOS DR SAN JACINTO CA 92583		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Don LESLIE	1793 MESSINA DR SAN JACINTO CA 92583	Home owner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Denise LESLIE	" "	" "	<input type="checkbox"/>	<input checked="" type="checkbox"/>

SIGN IN SHEET/ MAILING LIST

BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
SOBOBA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

Hemet Library, Hemet, California
January 8, 2008

NAME	ADDRESS	ORGANIZATION	INCLUDE ME ON THE MAILING LIST	
			YES	NO
LEE WALTER	SAN JACINTO 2230 LAKE PARK DR		X	
GERARDINE TAYLOR	2230 LAKE PARK DR #98		X	
ROBERT TOKAN	1601		X	
PATRICIA TOBAR				
KENNETA MILLER	PO BOX 282 SAN JACINTO 92581			X
HELEN BELL	3600 W Florida #200 Hemet, CA 92345		X	
MARY WALDEZ	2230 LAKE PARK DR SAN JACINTO #116		X	
MARGORIE CUELLS	601 N. KIRBY #2511 Hemet 92344		X	
Monique Wood	2230 Lake Park Dr #116			
Loretta SACADO	San Jac	Soboba		
Jessy Starner	2230 Lake Park Dr #190			X

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SOBOBA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

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NAME	ADDRESS	ORGANIZATION	INCLUDE ME ON THE MAILING LIST	
			YES	NO
Soboba Sperry's Mobile Estates	2230 Lake Park Dr. San Jacinto	Mobile Home	X	
Jennie Hanks		Soboba Administration		
Lana Tyson	828 Torrance ^{mailing} 44942 Camino Alamosa		X	
DWANE BAKER	445 E. FLORIDA AVE, HEMET, CA 92343	City of Hemet	X	
DOROTHY BONES	822 BERGAMO S.J.		X	
John Mc Cleam	2230 Lake Park Dr #230		✓	
Tim Hulits	248 E. MAIN ST SJ 92583	CITY OF SJ	X	
Anthony Azare	1171 Huckleberry Ln San Jacinto 92582	Resident	X	
Dr. John A. Heulke	42031 San Jose Dr 92583	Resident	X	
Louise Van Bruckle	CITY OF HEMET 445 E FLORIDA, Hemet	Hemet Council Member	X	
Wayne Habegger	908 Verona Ave., San Jacinto 92583	Renter	X	

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BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
 SOBOBA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

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NAME	ADDRESS	ORGANIZATION	INCLUDE ME ON THE MAILING LIST	
			YES	NO
MICK JANZEKA				X
PATRICIA FINN	2230-194 LAKE AVE. DR., S.J.		X	
MARTY FINN	" " "			X
M. Carroll	#158 2230 LAKE PARK DR. S. J 92583		X	
P. Carrou	" " "		X	
Lynne Rice	" " #70		X	
Ken Souza	24600 Mtn Ave Hemet CA		X	
Sarah Torres	42051 San Jose Dr. S.J.		X	
Norm Fabus	42121 San Jose Dr. S.J.		X	
Jerry Uecker	2230 Lake Park Dr. #107 ST 92583		X	
Raices H. Anderson	2230 Lake Park Dr. #47		X	

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 January 8, 2008

NAME	ADDRESS	ORGANIZATION	INCLUDE ME ON THE MAILING LIST	
			YES	NO
Shirley Blain	2230 Lake Park Dr		✓	
Harry & Gwara	1 " " #106 San Jacinto CA		✓	
PAT + JIM GIBFORD	2230 LAKE PARK DR #162 P.O. BOX 1209	SAN JACINTO	✓	
JOSEPH & JACQUE LEDIGLE	42300 SAN JOSE DR	" " 92581	✓	
HARRY: BRENDA WAHL	789 TORINO AV.	SAN JACINTO	✓	
Shirley Blain	859 Bergamo Ave. San Jacinto		✓	
Vickie ^{E. DUBAIN} Roper	2530 Lake Park Dr. #196	S. J.	✓	
Rob Moore	4298 Main St. ⁹²⁵⁰⁷ Linsville CA	OCTS	✓	
Tom Landers	2230 Lake Park Dr. #134		✓	
Mawdue Long	2230 Lake Park Dr. #134			
HARRY WAHL	789 TORINO AVE San Jacinto			X

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BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
SOBOBA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

Hemet Library, Hemet, California
January 8, 2008

NAME	ADDRESS	ORGANIZATION	INCLUDE ME ON THE MAILING LIST	
			YES	NO
Brad Scott	San Jacinto 92583 412150 Sam Jose Dr	Home owner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Bernaine Maciel	Po Box 383 San Jacinto		<input checked="" type="checkbox"/>	<input type="checkbox"/>
DAVID CHRISTIAN	890 Verona Ave San Jacinto 92583		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mark Gray	42071 Granite View San Jacinto 92583		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Fish Arciniegua	850 Verona Ave	Home owner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sewa Rubio	615 N. San Jacinto Ave Hemet 92543	Chamber of Commerce	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mary Morgan	892 Bergamo Ave San Jacinto Calif	Home owner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
FRANCA DRS	Po 178 St	Soboba	<input checked="" type="checkbox"/>	<input type="checkbox"/>
RICK THOMSEN	2587 S. San Jacinto Ave. San Jacinto, CA 92583	TCI Survey	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Amanda Prael	2270 Soboba Rd / 1342 Hemet 92546		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Christopher Jackson	1822 Kaseborough Ln. Hemet		<input type="checkbox"/>	<input type="checkbox"/>

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Hemet Library, Hemet, California
January 8, 2008

NAME	ADDRESS	ORGANIZATION	INCLUDE ME ON THE MAILING LIST	
			YES	NO
Daniel Derry	2230 Lake Park Dr. #178 San Jacinto, CA 92583			
Tony SEBEK	2230 LAKE PARK DR #217 SAN JACINTO CA 92583			
Jack & Judy Wilkins	L - S #13		✓	
Manuel & Charlotte Armas	" " #161		✓	
Manuel & Emily Ricardo	#217 92583 2230 Lake Park Dr San Jacinto Ca		✓	
John & Doreen	#155 92583 2230 Lake Park Dr San Jacinto Ca		✓	
Bella Jackson	2230 Lake Park #141 S.J.			
Larry Linder	" " #136 "		✓	
Ray Shaw	794 BERGARD S.J.		✓	
John A. Fisher	2230 LAKE PARK DR, S.J.			
John Fitzgibbon	2230 LAKE PARK DR		✓	

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BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
SOBOBA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

Hemet Library, Hemet, California
January 8, 2008

NAME	ADDRESS	ORGANIZATION	INCLUDE ME ON THE MAILING LIST	
			YES	NO
<i>Gregory Mize</i>	<i>P.O. Box 127 San Jacinto, CA 92581</i>	<i>Soboba</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<i>GENEVA NOJEDA</i>	<i>PO Box 1654 SAN JACINTO 2800 Cottage Way San Jacinto, CA 92582</i>	<i>Soboba Band Pacific Region</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<i>PATRICK DIMILIAN</i>	<i>2030 ALBANY C.T. SJ CA 92582</i>	<i>Soboba Band</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<i>JULIE A. PARCERO</i>	<i>PO BOX 1092 SAN JACINTO CA 92581</i>	<i>SOBOBA TRIBE</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<i>VAL THOMAS</i>	<i>BIA - Palm Springs Office Pacific Region NEPA F-T</i>	<i>BIA-PR-DECM</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<i>Robert M Kusick</i>	<i>12009 N.E. 99th St Kirkland, WA 98082</i>	<i>ENTRIX</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<i>JOE BROADHEAD</i>	<i>209 24th St Sacto CA 95818</i>	<i>EDS, Inc</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<i>JOHN RYDZIK</i>	<i>2800 CITTAGE WAY SACRAMENTO, CA 95825</i>	<i>BIA - PACIFIC REGION</i>	<input type="checkbox"/>	<input type="checkbox"/>
<i>BJD ROGUE</i>	<i>12009 NE 99th St, Suite 1410 Kirkland, WA 98082</i>	<i>ENTRIX</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<i>Robert x. Robinson</i>	<i>43667 Pennington</i>		<input type="checkbox"/>	<input type="checkbox"/>
<i>Dorothy Kingert</i>	<i>2230 Lake Park #129 San Jacinto ca 92583</i>		<input type="checkbox"/>	<input type="checkbox"/>

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BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
 SOBOBA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

Hemet Library, Hemet, California
 January 8, 2008

NAME	ADDRESS	ORGANIZATION	INCLUDE ME ON THE MAILING LIST	
			YES	NO
Samuel Serrano	1177 CAMINO DEL RANCHO Hemet		✓	
MANTY BOYDAN	21100 STATE ST SP341 S.J.			
JOHN + CLAUDE PHILLIPS	PO BOX 818 SJ 92581		✓	
SUE HARTMAN	927 TORINO AVE., S.J 92583		✓	
Josphine Cody	2230 LAKE PARK DR. #130 S.J.		✓	
ASHER HARTEL	CITY OF SAN JACINTO 208 E MAIN ST, SAN JACINTO, CA 92533		✓	
Lynn Titusson		Rancho Borah	✓	
Michael Castello	P.O. Box 422, San Jacinto, Ca 92581	Sage	✓	
Bill Morgan	892 S. WILLIAMO SAN JACINTO		✓	
THOMAS H. THOMSEN	725 N. SOBOBA ST. HEMET	THE THOMSEN CO.	✓	
" " " II	" "	" "	✓	

Appendix F – Public Scoping Meeting Minutes

**BUREAU OF INDIAN AFFAIRS
SOBOBA HORSESHOE GRANDE FEE-TO-TRUST
CASINO AND HOTEL PROJECT**

Hemet Public Library, Hemet, CA

January 8, 2008

6:00 PM – 7:47 PM

6:00 – 6:05 - **Pat O'Mallan**, Environmental Protection Specialist, BIA, opening comments.

6:05 – 6:21- **Robert Salgado**

- Welcomed and thanked everyone for showing up for the meeting.
- Gave brief overview of history of Tribe – est. 120 years ago.
 - Condemnation of acreage in early 50's – thus, the reason for purchasing property to do economic development.
- Encouraged opinions of speakers – not to be “afraid” to speak. Everyone is a neighbor.
- Mentioned that outlet store would be put in so that neighbors did not need to drive great distance to get goods.
- Mentioned that monies from casino project would benefit Hemet and San Jacinto. Also said this would not be a cure all, but it would help.
- Time for Tribal government and neighbors to work together for changes to happen in a good way and to counter negatives.
- Mentioned that land adjacent to Rancheria was/is aboriginal and that Tribe is just purchasing land back.
- Spoke of history of “scalping.” Non-native government tried to get rid of Indians to get property.

6:21 – 6:27 – **Pat O'Mallan** – Procedural Steps

- Spoke about error re: acreage citation in Federal Register: 289.88 vs. 534.91 acres.
- Spoke about the purpose of the meeting - Scoping Meeting for EIS.
- Discussed the purpose of the project - Casino/Hotel
- Mentioned that site location maps were available for public review.
- Mentioned that the BIA wanted to receive public input re: BIA action so that all issues and concerns could be thoroughly analyzed.
- Mentioned that all opinions aired tonight would be respected and that this meeting is not a debate.
- End result of the Scoping Meeting is a Scoping Report that will lay out all issues and the report will be sent out to all those on mailing list or those that

request copies. The Scoping Report may be available for review in 2-3 months, but it may take longer.

- Will take speakers in order submitted. Each speaker would have three minutes but may have longer if meeting runs short.
- Mentioned that there would be short presentation before public input.
- Stated that January 22, 2008 was the end of the public comment period.
- Asked everyone to restate their name when they approached the podium.

6:27 – 6:37 **Karl Johnson**

- Provided introductory comments re: who he is and how long he has worked with Tribe.
- Outlined purpose of the scoping meeting under NEPA.
- Tribe is asking BIA to take property into trust. He explained the environmental and fee-to-trust process.
- Mentioned that 40 acres of land would be developed with various uses including casino.
- Stated that the Kangaroo Rat critical habitat would not be developed.
- Other acreage used for urban uses.
- Mentioned that the project would include consultation with various local government, people, etc. BIA will only make decision after this consultation takes place.
- EIS process. This meeting tonight is part of that process. DEIS is first document and another meeting will follow in mid-summer.
- FEIS – after public input on DEIS the document will be finalized.
- Addresses endangered species, economic, etc. Negative Effects will need to be mitigated. Tribe cannot go forward unless the Negative Effects are addressed by Tribe.
- “Proposed Developments” - Slide
 - No exp of gaming.
 - Available property on Reservation has been condemned, so cannot develop there.
 - Fire Station to help City of San Jacinto.
- “Conceptual Site Plan” - Slide
 - Lakeshore Drive options.
- “Alternatives” - Slide
 - Input from tonight’s meeting will help determine what Alternatives will be.
- “How to Submit Comments” - Slide
 - Deadline January 22, 2008.

Pat O’Mallan introduces Jim Ayres, Mayor of San Jacinto

6:37 -6:39 - **Mayor Jim Ayres**, 245 N. Main St., San Jacinto, CA 98582

- Stated that the City would be prepared to submit comments in writing by 22nd.
- Stated that he appreciated the opportunity to go first and then turned comments to public.
- Not prepared at this time to say whether the City was for or against because process is on-going.

6:40 - 6:42 - **Robert Bettoncourt, Jr.**, 43667 Persimmons, Hemet, CA

- Bay Area Association of Sailors (Indian Sailability).
- Bay Area Association of Disabled Sailors – did work with this group.
- Maybe he can make history and get an Indian in Olympics.

6:42 - 6:46 - **Howard “Hal” Retzlaff**, 2230 Lake Park Dr., San Jacinto, CA

- Does not want casino at front door.
- Mentioned that the project would change environment forever, neon lights, noise, traffic congestion, 24-hour of daylight, roadways will not handle traffic increase of 2000 vehicles on Soboba Road and Lake Park Drive is ridiculous. Ramona Expressway does not have any stop signs. Lake Park drive left turn into homes impossible. Does not want this project. Blight to community. Tribe found a way to legally scalp the white man.

6:46 - 6:50 - **Len Souza**, 24600 Mountain Ave., Hemet, CA

- Thanked Robert Salgado for coming to his park over the years.
- Some tribal members break laws – do not have fire or police department.
- Non-tribal members have the right to enjoy peaceful home environment. His house has holes from bullet holes. His house is within range of tribal lands. Public Information Act supports claim.
- Excellent move to hire security force. Please give security force guns to secure site.
- Fix rusted out fence along property will help security.
- Tribal teenagers were in his backyard – very dangerous.

6:51 - 6:54 - **Maritza Mariel Weckmann**, 2230 Lake Park Dr. #8, San Jacinto, CA 92583

- 254 homes in her area.
- Opposed to project
 - View will be ruined with development.
 - Build on existing Reservation.
 - Safety – Special Events – people could not get in or out during special event.
 - Traffic – Lake Park Drive
 - Light – Neon lights will drive her crazy
 - Inconvenience
 - Noise
 - Dirt

- Please reconsider location.
- Thank you for listening and take sentiments to heart.

6:54 - 6:58 – **Don Leslie** – 1793 Messina Dr., San Jacinto, CA

- Most people have already mentioned points.
- He is most impacted living next to golf course. Piles of dirt, effects on his family.
- His ability to work with Tobin and golf Course manager has been fantastic.
- Public Safety – Police/Fire/EMS access issues.
- Noise from construction site will be an issue.
- Safety – he will loose ability to call someone in City if land is taken in
- Salgado talked about good neighbor – he believes Salgado
- Not concerned about financial benefits.
- Feels community is behind curve because they didn't have information before hand.
- Committee should be formed – mobile home park and 20 or so houses on hill.
- Would like more time at end to say more.

6:59 - 7:02 - **Ed Evans**, 1055 B Ortega Way, Placentia, CA

- Owner of Soboba Springs State.
- Here to listen and express concern for the resident's average age of 75 years in Soboba Springs. Wants to keep quality up.
- Protect Environment that people enjoy.
 - Night Lighting
 - Drainage
 - Sanitation
 - Land use transition
 - Compatibility
- Do not understand how tribal/non-tribal laws are different.
- Wants to make sure that all mitigations are identified.
- Wants to work with Tribe and BIA.
- Shares concerns with rest of people.

7:03 - 7:06 - **Ken Brass**, 828 Verona Ave., San Jacinto, CA 92583

- Laws: LAKCO- regulations that burned are contagious. This proposal Soboba Village will be an island in San Jacinto.
- General Plan – never includes casino in general plan. Traffic is much more now because of casino. Project needs to conform with state laws.
- Lake Park alteration – will this be the main entrance to casino?
- Redevelopment Plan – covers golf course, mobile home, and tribal land. Taxes – will City stand by and allow removal from tax rolls.

7:06 - 7:09 – **Clyde Osborn**, 43160 Alto Drive, Hemet, CA 92544

- Lived in Village Vista since 1980.
- Gambling is fact of life and here to stay.

- Spoke of elements on project site and small number of acres.
- Building trade is suffering and this project will bring in jobs.
- Need taxes
- Let's get together and contact Representatives to make this happen quickly.

7:10 - 7:13 –**Myrna Kephart**, 2230 Lake Park Dr. # 29, San Jacinto, CA 92583

- 5 years retirement. Retirement community. Hear gunfire every night or so. Do appreciate what Tribe is going thru.
- Traffic is issue – 45 minutes to get over bridge (works in Hemet).
- Air pollution is issue.
- Employment issues – she did not get job because of age.
- Casino/Hotel will result in “bad” elements. Security guards talk together and do not do anything.
- She is for Indian Independence.
- Need to think about those that want quiet life.

7:13 - 7:17 –**Emil Knodell**, 42251 Granite View Dr., San Jacinto, CA 92583

- Opposed.
- Alter rural community that will result in:
 - Traffic
 - Smoking
 - Future home prices – added disclosure of project.
 - Views from surrounding homes will affect property values and alter night lighting.
 - Current spotlights alter night skies.
- New project will significant impact.
 - Noise road, Air Quality issues- resulting from construction.
 - Vehicle congestion – accidents – Soboba Road, Ramona Expressway
 - Cannot walk down Soboba Road.
 - Trash on roadway has increased will sub

7:17 - 7:20 –**Anthony Azares**, 1171 Huckleberry Lane, San Jacinto, CA 92583

- Change is happening.
- Road issues are significant.
- Effects to residents of Park and neighbors
- Security, wastewater, fire, etc.
- Tribe brings his significance and public outreach.
- Tribe is giving back to community. There are issues to be addressed, but issues will be addressed.
- Panhandling comes with all types of business – these things happen in tribal operations and outside tribal operations.
- Benefit to community.

7:20 - 7:23 –**Ruth Pabst**, 42121 San Jose Dr., San Jacinto, CA 92583

- Gaming addiction results in family issues.
- Wants Tribe to comply with U.S. laws.
- Negative Issues:
 - Lost privacy
 - Peace
 - Paid premium and no one will want her big house.
 - Does not want Las Vegas.
 - Revenues will be lost because they will not pay taxes.
 - No benefit.

7:23 - 7:29 –**Henry and Joanne Pirelli**, 22770 Soboba Rd., San Jacinto, CA 92583

- Front about 2,500 along project.
- They are good neighbors with Tribe.
- Was not going to speak, but was not in favor of moving Soboba Road. Would compromise their property.
- Not opposed.
- Would have liked to see where hotel would go.
- Wants streetlight downcast.
- Building low-rise instead of high.
- Noise restrictions.
- Would like to see connectivity of uses.
- They have been neighbors with the Tribe for over 30 years. Their family lives locally.
- Appreciate and understand concerns of neighbors.

7: 30 - 7:32 –**Patricia Vincent**, 2230 Lake Park Dr., San Jacinto, CA 92583

- Live in Mobile Home Park on Lake Park Drive.
- Increase of carbon dioxide (CO) pollution and soot in area. HD___development will make living in this area prohibitive. Not healthful. Take into consideration.

7: 32 - 7:35 –**Michael Adams**, 42131 Granite View Dr., San Jacinto, CA 92583

- Recounted statistics of Tribe from tribal web site.
 - Proximity to existing houses would be significant.
 - 2-lane bridge issue.
 - Noise pollution
 - Air pollution
 - Scope of project should not be allowed without local government oversight.
 - Use existing land and relocate existing tribal governments (how about Val Vista?)

7: 32 - 7:35 –**Al Campbell**, 2230 Lake Park Dr., San Jacinto, CA 92583

- 7 years from Orange County. Refugee from Orange County. Taught for 32 years. Loves people, but has had fill of crap.
- Will be severely impacted of family.
- Ramona Expressway will be re-routed.
- Tremendous Impact:
 - Noise
 - Tax
 - Police
- Consider all issues.

7:38 - 7:40 – **Don Leslie** – 1793 Messina Dr., San Jacinto, CA

- Newspaper article issue – confusion.
- Northwest to Southwest corner of cross streets tough to discuss effects when you do not know where land is located.
- Wants BIA to get “Docks in Order”

7:40 - 7:43 – **Emil Knodell**, 42251 Granite View Dr., San Jacinto, CA 92583

- Other ways to generate income that will not pose significant impact to community.
- Informal survey – 100% consensus that project will reduce buyers in surrounding area. He conducted survey.
- Another weight on property values especially given current real estate issues.
- Money lost by residents and visitors is represented by project.

7:43 - 7:47- **Robert Salgado**

- Clarified that he is former chairman. He is an Elder.
- Tribe will take concerns seriously and will take it back to Tribe.
- Likes idea of forming working committee.
- Will take good, long look at effects that come from project.
- Leave on good terms.
- Community will be first to know what Tribe will do especially Mobile Home Park.
- He is toured tonight and thinks tribal members need to carefully consider putting casino there.

Appendix G- Written Comments

**Table G-1
Written Comments Received**

Comment #	Author	Type
1	Requested Confidentiality	Individual
2	Barbara R. and Leonard C. Burns	Individual
3	Daniel Morgan	Individual
4	Richard Prince	Individual
5	Emil Knodell	Individual
6	Michael Adams	Individual
7	Daniel Derry	Individual
8	Larry Jiles	Individual
9	Anthony S. Azares	Individual
10	Robert Betancourt Jr.	Individual
11	Harold and Francis Retzlaff	Individual
12	Richard L. Schmidt	Individual
13	Ronni Haworth	Individual
14	Stena Copeland	Individual
15	Requested Confidentiality	Individual
16	John G. McLean	Individual
17	Josephine Cody	Individual
18	Steve and Susan Kruck	Individual
19	Patricia and Marty Finn	Individual
20	Myrna Kephart	Individual
21	Brad Haas	Individual
22	Patricia Thormahlen	Individual
23	Donald and Jenice Leslie	Individual
24	Kenneth J. Miller	Individual
25	Karen Vitulano, CED-2, EPA	Cooperating Agency
26	Don H. Tucker	Individual
27	J. Mortley Wigle and Jacquelyn D. Wigle	Individual
28	Jim Ayres, Mayor of the City of San Jacinto	Cooperating Agency
29	Mike and Dee Wickham	Individual
30	Michael G. and Florence C. Adams	Individual
31	Sophia Pirelli	Individual
32	Edwin J. Evans	Individual
33	Samuel R. Gold	Individual
34	Denna McKee	Individual
35	Peter Weddell	Individual
36	Linda Warwick	Individual
37	Jerry Uecker	Individual
38	Joanne Pirelli	Individual
39	Al and Sue Campbell	Individual
40	Bruce Hunter	Individual
41	Beverly Williams	Individual
42	La Dora Gold	Individual
43	Leonard Souza	Individual

Comment #	Author	Type
44	Leticia J. Arciniega and David D. Christian	Individual
45	Maritza Mariel Weckmann	Individual
46	Carmela Heikkila	Individual
47	Fabian Mendez	Individual
48	Henry Pirelli	Individual
49	Angela Mendez	Individual
50	Denise Pirelli	Individual
51	Jeremiah Heikkila	Individual
52	Daniela Pirelli	Individual
53	Armando C. Pirelli	Individual
54	Mark and Linda Bassett	Individual
55	Captain and Mrs. C.W. Raesner	Individual
56	Jay and Evelyn Shaw	Individual
57	Valdez	Individual
58	Martha D. Meza	Individual
59	Mary D. Cowan	Individual
60	Vicki L. Rupert	Individual
61	Dwain S. Rupert	Individual
62	Mark Grays	Individual
63	Barbara J. Booth	Individual
64	Daniel A. Thomson	Individual
65	Ralph Phraner, Director of Water Resources Management	Cooperating Agency
66	Dick Prince	Individual
67	Lana Tyssen	Individual

December 30, 2007-1

*Recvd
01/23/08
DCRMS
POM*

Amy Dutschke
Acting Regional Director
Pacific Regional Office
Bureau of Indian Affairs
2800 Cottage Way
Sacramento, California 95825

12/30/07

Route Jacinto

Response Required Yes

Date 01/17/08

Memo Pat

Tele Pat - please

signature

signature

Re: Notice of Intent to Prepare an Environmental Impact Statement for the Soboba Band of Luiseno Indians Proposed Trust Acquisition and Casino/Hotel Project, City of San Jacinto, Riverside County, CA

Dear Ms. Dutschke,

We live in a residential area adjacent to the Soboba Golf Course which is adjacent to the proposed casino/hotel. On 12/18/07 we faxed you asking for a copy of the document submitted by the Tribe in order to address the issues, but have not received that document. Therefore, we will address issues of concern regarding the impact this proposed project will have on our community.

We are concerned that the notice in the Federal Register dated December 14, 2007 incorrectly stated the number of acres that are requested to be put into trust by the tribe. This incorrect documentation may mislead some residents and concerned citizens into making assumptions that the land requested is just the two vacant lots, instead of the golf course, new clubhouse and other adjacent lot near the clubhouse. We ask that this error be corrected and a new notice be posted and new time limits be generated for comment on a corrected document.

According to the DOI's Land-Into-Trust Regulations, I understood the Off-Reservation, local community and others have 60 days to comment. If this particular register notification came out December 14, 2007, that should give us citizens off the reservation until February 14, 2008 to comment instead of the January 22, 2008 time frame. Notification just came out in one of our newspapers, December 22, 2007, which is giving residents even a shorter time to respond. Many residents don't get that particular newspaper, therefore, they have not been informed. I called Mr. Rydsik on 12/22 and he is on vacation from 12/19 to 12/26. This timing doesn't allow people to call him with their questions as stated in the Federal Register, thus squeezing the time limit even more.

-2-

ROADS & ACCESS: This is a rural area consisting of three housing developments and the Indian Reservation. Traffic is generated only for these areas. Traffic has increased dramatically since the casino was created. The two roads to the casino, which also serve the residential areas, are Lake Park Road, a two lane road with a 35 mph speed limit and Soboba Road, a two lane, now pot-holed, unlit, curving road with a soft shoulder that is dangerous if traveled at high speeds and which has a 40 mph speed limit. Both of these roads have cars going to the casino in excess of 60 mph which makes it very hazardous to enter and leave our three residential communities. There are poorly lit stop signs at the corner of Lake Park and Soboba Road which many casino patrons unfamiliar with the area consistently run through. Our San Jacinto city police force is fighting a losing battle to slow down the cars and during casino special events, we cannot get to our homes without waiting in long lines. These roads are rural country roads, not designed to safely hold the several thousand cars, 24 hours per day and night that use them for casino activities. The proposal states that *the new access site* would be on these two roads which would cause even more congestion and unsafe conditions.

We request that these road issues be mitigated BEFORE any casino/hotel construction is approved or begun. ✓

PURPOSE OF PROPOSED ACTION & NEED FOR TRUST STATUS: The purpose to *improve tribal economy* and create jobs would be for the hotel and retail establishments however, the casino is already in operation with the maximum limit of gaming facilities and jobs. Moving the casino to the proposed site will not enhance accessibility, as the existing casino is only a mile away and everyone knows where it is. There is no need to put the land in trust if only a hotel is planned, only a rezoning. Allowing the clubhouse, golf course, and hotel to be on city land would allow neighboring communities to ask for the City of San Jacinto's assistance in matters of crime, fire, traffic, noise control, and city regulations.

ZONING: All of these areas are *zoned light residential* and many people bought their homes in this area knowing that those two lots were zoned only for more homes thus retaining this area as light residential. A new zoning to heavy commercial would drastically change the tone of the area in a negative way.

-3-

LOCATION OF THE LAND: These parcels have not been used culturally or historically by the Tribe, as their reservation lands have. The golf course and surrounding land has been in private hands for a long time. The current infrastructure of the area cannot withstand this type of development. Putting this land into trust would create lost revenue for the City of San Jacinto, yet the city would respond to issues created by this project as it affects the neighboring communities as they do now.

BENEFITS TO THE APPLICANT: A hotel and retail stores would benefit the Tribe without having to take the land into trust. The parcels of land contiguous to reservation would remain off-reservation land.

ENVIRONMENTALLY FRAGILE AREA: This area has been hit by extreme weather conditions.

- *Serious mud slides have blocked access to our community off Soboba Road and no emergency contingency plan has been developed by the city or county.

- *Floods have ruined the golf course and their catch basin fills dangerously high during rain storms with mud and water.

- *High winds have toppled trees, taken roof tiles off our homes, blown away carports at the mobile home park and created serious dust storms from adjoining hillsides.

- *The land is sitting on earthquake faults. The new clubhouse had to be retrofitted for earthquake damage and that has not yet been tested as safe through an actual earthquake.

VIEW OBSTRUCTION: This area is surrounded by beautiful mountains. Many homes have view of these mountains that would be taken away by a 3 to 5 story hotel and a parking structure that may be higher.

NIGHT SKY: One of the advantages to living against the base of the mountains away from the city is the dark night sky and the ability to see the stars. The casino has disrupted that vision through their high beam three-pronged rotating lights and their very intense parking lot lighting that lights up the night sky. We do not want those lights to be in our back yards. We want to continue to see as much of

-4-

the night sky and stars as possible. This was also one of the reasons residents bought in our secluded area.

WASTE WATER AND SEWER: This land is in close proximity to the riverbed. A facility of this size would generate a lot of waste close to ground water tables which is not environmentally sound. A gas station this close to the river/ground water table would be dangerous if there were accidents or leaks.

These unresolved concerns of the local community should be accorded great weight when considering this application. We hope the Department of Interior and the Bureau of Indian Affairs will be committed to responding to the concerns that neighboring off-reservation communities have voiced about moving casino/hotel combinations to off-reservation land through land-to-trust acquisitions.

This is not what the voters envisioned when they voted to allow casino gambling on reservation land. It has become a loophole justified by the tribe as necessary to their economic well-being. It violates the rights of off-reservation communities to have a quiet place to live and will affect property values in a negative way due to noise, increased traffic and crime that comes with thousands of people traveling in and out of the area.

We hope you will ensure that jurisdictional, economic, zoning and other related concerns are adequately addressed before the Department will consider acting on an application to take land into trust.

-5-

Please remove our names and address from any public notice of this letter.

**Cc: City of San Jacinto
Governor Schwarzenegger
Rep. Jerry Lewis
Rep. Mary Bono**



United States Department of the Interior

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

FEB 4 - 2008

Subject: Notice of Intent (NOI) to Prepare an Environmental Impact Statement for the Soboba Band of Luiseño Indians

Dear

The Bureau of Indian Affairs (BIA), is in receipt of your letter dated December 30, 2007, regarding the BIA's NOI published in the Federal Register on December 14, 2007, for preparation of a Environmental Impact Statement (EIS), for the Soboba Band of Luiseño Indians proposed trust acquisition and subsequent development of a hotel/casino. Our notice incorrectly stated the proposed conveyance of 289.88± acres into trust whereas the correct acreage is 534.91± acres.

The BIA regrets any confusion this may have caused you and interested parties alike, however, in part of BIA's effort to inform the public of the proposed undertaking, local notifications reflecting the actual acreage were published in the various media entities and locations provided: The Press-Enterprise on December 21 & 22, 2007, and January 3 and 4, 2008; posting's at the Hemet Public Library, Valle Vista Library, and Riverside Library-San Jacinto Branch, on December 27, 2007 and January 4, 2008, respectively; posting's in the following neighboring communities: Hill Community, Lake Park Mobile Homes and the Soboba Springs Homes; and in the City of San Jacinto web site on January 3, 2008. A copy of the notification is enclosed. In so doing, the BIA has provided adequate recourse to the NOI misprint and thereby disagrees with your request for the republication of the NOI.

The comment period for the NOI requires a minimum of 30 days. Publication of the NOI in the Federal Register was December 14, 2007 with the comment period ending on January 22, 2008, exceeding the 30-day requirement. The notice is published in accordance with sections 1501.7, 1506.6 and 1508.22 of the Council of Environmental Quality Regulations (40 CFR, Parts 1500 through 1508) implementing the procedural requirements of the National Environmental Policy Act of 1969, as amended (42 U.S.C. 4371 et seq.), Department of the Interior Manual (516 DM 1-6), and is in the exercise of authority delegated to the Principal Deputy Assistant Secretary - Indian Affairs by 209 DM 8.1.

2/11/08
 J. R. ROZIX
 2/1/08

Additionally, all other issues and concerns mentioned in your letter will be incorporated into the Scoping Report and made available to all interested parties who either attended the scoping hearing or provided comments to the proposal. Based on comments received during scoping, a Draft Environmental Impact Statement (DEIS) will be prepared and made public. The DEIS will provide the public and interested parties alike opportunity to comment on the proposed project once again.

If you have any questions or need additional information, please contact Patrick O'Mallan, Environmental Protection Specialist, at (916) 978-6044, or John Rydzik, Chief, Division of Environmental, Cultural Resources Management and Safety, at (916) 978-6042.

Sincerely,

Acting

/s/ Amy L. Dutschke

Acting Regional Director
Bureau of Indian Affairs

Enclosures

cc: Chairperson, Soboba Reservation

Barbara R. Burns
2230 - 172 Lake Park Dr.
San Jacinto, Ca. 92583

received
1-2-08

January 2, 2008-2

Ms. Amy Dutschke
Regional Director
Pacific Regional Office
Bureau of Indian Affairs
2800 Cottage Way,
Sacramento, Ca. 95285
December 30, 2007

F. aul ✓
as RPM
NO

RE: Annexation of land by Soboba Indians in San Jacinto. Ca.

As residents of a nearby Senior Mobile Home Community, Soboba Springs Mobile Estates, we have no objections to the Soboba band of Luiseno Indians annexing land and building a casino, hotel, restaurants, and all the plans they propose for the land. We think it would be an asset to the small mostly poor community of San Jacinto. We would only request that they pay for a traffic signal to be installed at the entrance to our Mobile Home Park as the added traffic would make it almost impossible to exit our park. It is already quite difficult to make the necessary left turn onto Lake Park Dr. when leaving the park, partially due to the steadily increasing traffic to their current casino. Logically the traffic light should be in place and operating before the construction of their project begins, as the added congestion of construction equipment and workers vehicles will create a traffic hazard for the residents of all 254 homes in this community. We have seen what other tribes have accomplished in different areas of the state and for the most part it is an improvement to the surrounding neighborhoods.

Sincerely,

Barbara R. Burns
Leonard C. Burns.

Barbara R. Burns
Leonard C. Burns

RECEIVED
1/9/08

January 4, 2008-3

January 4, 2008

Ms. Amy Dutschke
Acting Regional Director
Pacific Regional Office
Bureau of Indian Affairs
2800 Cottage Way
Sacramento, Ca. 95825

Ms. Dutschke,

Today, January 4th, I received in my mailbox, although not legally mailed through the US Postal Service, a single sheet of paper from the Soboba Band of Luiseño Indians', proposing to transfer land to federal trust status with the intent of building and Hotel and Casino complex literally within feet of an existing single family golf course home community, and a senior mobile home park both located within the City of San Jacinto, and a custom hillside home community located within unincorporated Riverside County.

I am a homeowner on the aforementioned hillside. I have lived here for 12 years, and my home was built 20 years ago.

The present Casino has brought homeowners a significant amount of anxiety. We have completely lost our rural lifestyle. Soboba Road was only used for the local residents until the Casino began operations. The road is now a 24 hour non-stop parade of traffic. Let us not forget what this traffic has brought us, obviously the traffic noise, and the drunk driving and speeding accidents. These accidents have resulted in loss of life and damage to our properties. I have personally called 911 over 26 times to obtain emergency assistance for these vehicle accidents, as I am awakened by the sounds of skidding tires, crunching metal, and on occasion, cries for help.

When I leave my home in the morning and get on Soboba Road, I am delighted to see all the new additions of beer cans, liquor bottles, fast food trash, disabled vehicles and the like. When I come home, I only hope that there is not a "Special Event" going on at the Casino, because those last 2 miles home can take over 2 hours.

Let us not forget our recent early morning wake up call, from just about every law enforcement agency in Southern California as helicopters circled overhead, and police dogs searched through our properties looking for what turned out to be one of the Casino's own Employees who committed "The Largest Armed Robbery" in Riverside County history.

This is what the Casino has brought to us from its present location, which is nearly 2 miles away.

The Tribe has not exactly been forthright with their intentions. In a recent newspaper article, the leader of the Tribal Council was quoted as saying that the Tribe had no plans for a casino on the proposed transfer property. Only after a local resident uncovered the application for property transfer on the Federal Registry, did the story change. It is my belief that the Tribe was attempting to "backdoor" this transfer with little or no community comment, and have your agency "rubber stamp" the approval to Congress.

Our homes were here long before the Casino began its operations. Some of the homes on the hillside are nearly 50 years old. We never asked for, nor did we have any say in the Casino being built, as it was built on Tribal Land. That is their right, to do as they want on their land.

The land being proposed for transfer is within the city limits of San Jacinto, and adjacent to existing single family home communities. If a private entity proposed the same project, on the same land, the approval process required is in place to protect the surrounding communities. The approval authorities would require a thorough Environmental Impact Report and more than likely require voter approval. Such a project within such close proximity of existing homes would unlikely be approved.

By allowing the Tribe to transfer these properties, all of the approval safeguards will be removed. The surrounding communities will have to suffer the consequences of an Indian Tribe whose sole purpose in the project is profit orientated, with little or no regard for the existing homeowners.

**BUILD YOUR CASINO ON THE EXISTING RESERVATION,
NOT IN OUR NEIGHBORHOOD**

Sincerely,



Daniel Morgan
42030 San Jose Drive
San Jacinto, Ca. 92583

January 7, 2008-5

Acting Dir. D
Asst. Dir.
Rec. RPM
Project Number NO

January 7, 2008

Ms. Amy Dutschke
Acting Regional Director
Pacific Regional Office, Bureau of Indian Affairs
2800 Cottage Way
Sacramento, CA 95825

I, the undersigned resident of Soboba Heights residential community, submit this letter as written opposition to the proposed transfer of 534.91 acres owned in fee title by the Soboba Band of Luiseno Indians (Tribe) to federal trust status by the Tribe. The proposed fee-to-trust property is located at the northwest corner of Lake Park Drive and Soboba Road in Riverside County, California. This letter also represents written opposition to the proposed project known as "Horseshoe Grande Fee-to-Trust Casino and Hotel Project" (the Project).

The conversion of this land to tribal land status and the construction of this Project will be severely detrimental to the surrounding residential community for the following reasons:

- 1) This Project will alter forever the nature of our rural residential community and the surrounding area by creating a noisy, high-traffic, 24-hour-per-day Las Vegas-style commercial environment that will destroy the peace and tranquility of our quiet residential community. This Project represents an environment of gambling, alcohol consumption and smoking that is inconsistent with the family oriented nature of the residential properties in the surrounding community.
- 2) For most people, the purchase and ownership of a home represents their single most valuable investment asset. This Project, and the threat of this Project, places a significant impediment to the sale of existing homes in the immediate surrounding neighborhoods. This Project will impact negatively the value and marketability of these residential properties by reducing the universe of potential buyers for these homes and requiring that notice of this Project be added to any disclosure documents required when attempting to sell these prime residential properties.
- 3) This Project will alter forever the unobstructed views from the surrounding hillside residential properties by creating a multi-story hotel-casino facility. The view is a significant factor in valuing these residential properties and home sites. This Project will reduce the property values of these prime existing homes by altering the view.
- 4) This Project will impact severely the nighttime view from residential properties in the surrounding area through the use of unregulated spotlights and other excessive commercial lighting. The current Soboba Casino operates a four-head rotating spotlight that many local residents consider a nuisance. This existing spotlight disrupts the serenity of the night sky. It is operated year-round and invades the night-sky space of nearby residents severely hampering the use of telescopes and diminishing the personal enjoyment of other nighttime and stargazing activities. This Project will make this problem worse and impact negatively the property values of these homes as a result.
- 5) This Project will generate years of unnecessary construction noise, traffic disruption, road damage and air quality issues throughout the construction process. Since the Tribe purchased the former Soboba Golf Course there has been a non-stop period of construction noise and disturbance that has diminished significantly the peace and tranquility of the neighboring residential community. The proposed Project will extend this disturbance for years to come.
- 6) This Project will create significant vehicle congestion and increase traffic hazards on already overloaded and dangerous two-lane roads in the surrounding area. The Tribe has

replaced the two-lane road leading from Lake Park Drive to the existing Soboba Casino. However, casino traffic has contributed to significant damage to Soboba Road and Romona Expressway, which have been ignored and currently are in need of significant repair. Special events at the current Soboba Casino create excessive bumper-to-bumper traffic congestion that necessitates special temporary lighting and the assistance of the California Highway Patrol. This traffic congestion severely impedes resident and emergency access to local neighborhoods. This Project will make this situation worse and generate increased commercial traffic that will be hazardous to residents and their children in the local neighborhoods.

- 7) A walk down Soboba Road once was a pleasant way to enjoy the natural surroundings. Now pedestrians walking along this curving two-lane rural road take their lives in their hands. Increased casino traffic is contributing to this danger. There also is a noticeable increase in casino-related litter including decks of cards, Soboba Casino promotion materials and other items tossed from the windows of passing vehicles, including empty alcoholic beverage containers and smoking materials, which are extremely dangerous in the surrounding high-fire-danger area. This Project will make this situation worse.
- 8) This Project will sacrifice the future economic availability of this land for other potential uses that would be more suitable and valuable to the neighboring residential community and the City of San Jacinto.
- 9) A telephone survey of leading real estate professionals in the Hemet/San Jacinto area revealed a 100% consensus that this Project will reduce the general universe of potential buyers for the homes in the immediately surrounding neighborhoods. This undoubtedly will impact negatively the marketability and value of these homes.

Sincerely,



Emil Knodell
42251 Granite View Drive
San Jacinto, CA 92583
951-487-1700

WRITTEN COMMENT CARD

BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
SOBOBA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

January 8, 2008-6

Hemet Public Library, Hemet, California
January 8, 2008

If you would like to submit a written statement, please complete the following information and comment in the space provided below. Give to attendant or drop in the written comment box. Comments may also be submitted by mail until January 22, 2008 to Pacific Regional Office, Bureau of Indian Affairs, Attention: Amy Dutschke, Acting Regional Director, 2800 Cottage Way, Room 2920, Sacramento, CA 95825. Please include your name, return address, and caption: Comments, DEIS Soboba Trust Acquisition Casino Project. (Please write legibly)

Name: MICHAEL ADAMS Organization: _____

Address: 42131 GRANITE VIEW DR SAN JACINTO 92583

Comment: OPPOSE PROJECT AS PROPOSED.

WRITTEN COMMENT CARD

January 8, 2008-7

BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
SOBOBA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

Hemet Public Library, Hemet, California
January 8, 2008

If you would like to submit a written statement, please complete the following information and comment in the space provided below. Give to attendant or drop in the written comment box. Comments may also be submitted by mail until January 22, 2008 to Pacific Regional Office, Bureau of Indian Affairs, Attention: Amy Dutschke, Acting Regional Director, 2500 Cottage Way, Room 2820, Sacramento, CA 95825. Please include your name, return address, and caption: Comments, DEIS Soboba Trust Acquisition Casino Project. (Please write legibly)

Name: Daniel Derry Organization: Soboba Springs Mobile Park
Address: 2230 Lake Park Dr #178, San Jacinto, CA 92583

Comment: Leave the existing status for the casino "as is".
The Tribe can build a hotel adjacent to existing
casino and add a new road to the south.

WRITTEN COMMENT CARD

January 8, 2008-8

BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
SOBOBA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

Hemet Public Library, Hemet, California
January 8, 2008

If you would like to submit a written statement, please complete the following information and comment in the space provided below. Give to attendant or drop in the written comment box. Comments may also be submitted by mail until January 22, 2008 to Pacific Regional Office, Bureau of Indian Affairs, Attention : Amy Dutschke, Acting Regional Director, 2800 Cottage Way, Room 2820, Sacramento, CA 95825. Please include your name, return address, and caption: Comments, DEIS Soboba Trust Acquisition Casino Project. (Please write legibly)

Name: LARRY TILES Organization: None

Address: 2230 Lake Park Dr #136 STC

Comment: What are your plans (and when)
for your property on the south side
of Lake Park? And any plans to
acquire the Mobile Home Park
in the center of your land.

January 8, 2008-9

Anthony S. Azares
1171 Huckleberry Ln.
San Jacinto, CA 92582

RECEIVED

BY _____ DATE 1-11-08

RECEIVED
RSS 11/6/08

✓
D... T... ✓
RPM
NO

Ms. Amy Dutschke
Acting Regional Director
Pacific Regional Office
Bureau of Indian Affairs
2800 Cottage Way
Sacramento, CA 92825

January 8, 2008

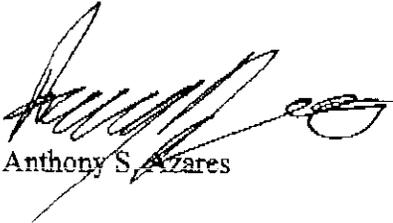
Dear Ms. Dutschke

I am in Favor of the Soboba Band of Luiseno Indians transferring their land from fee title to Federal Trust Status.

Furthermore, I am in favor of the relocation and building of the hotel/casino complex.

I wanted to make this letter short and to the point for you, I am sure you are receiving many long letters.

Respectfully,



Anthony S. Azares

cc: Tobin White

FRWD DECEMS

11/24/08

January 8, 2008-10

INDIAN SAILABILITY

BUSINESS PLAN

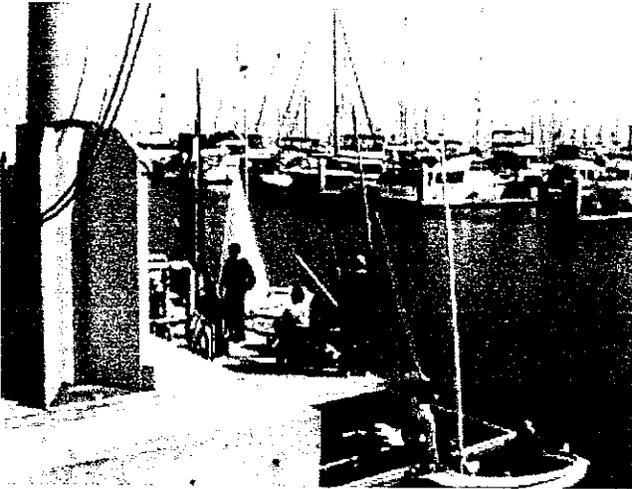
Nonprofit

Robert Betancourt Junior

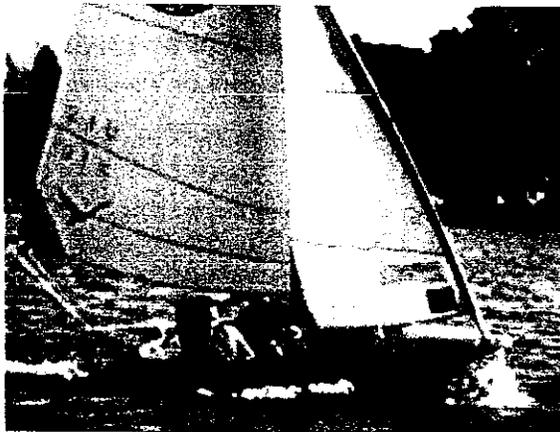
7/16/2007

This organization is dedicated to the return of traditional Indian values. This is to be done by a sailing program on the water to return to a family oriented program by sailing. Sailing promotes the union of water, earth, and sky using the wind spirit to power the boat. This organization is that sailing is for all and affordable.

The organization will use a salability plan as proven by Access Dinghy Corporation located in Dandong Australia. The safety manual from salability will provide the structure to accomplish our objective that sailing is for everyone. Everyone is encouraged to participate in this activity including the setting up-sailing-and putting away the boats.



In the above picture, the salability is operating. The davit or "C CRANE" (next to the red sail) is used to hoist people with disabilities in and out of the boats with able bodied volunteers. The dock master is supervising directing the operation while a safety boat is deployed on the water for any problems that may arise while the boats are on the water sailing. After the boats are put away there is always a critique of the day to document problems and the solutions. The boats are Access Sailing Dinghy which this organization will use initially the "Access 303" as a starting boat with one boat having joy stick assisted for disabled persons.



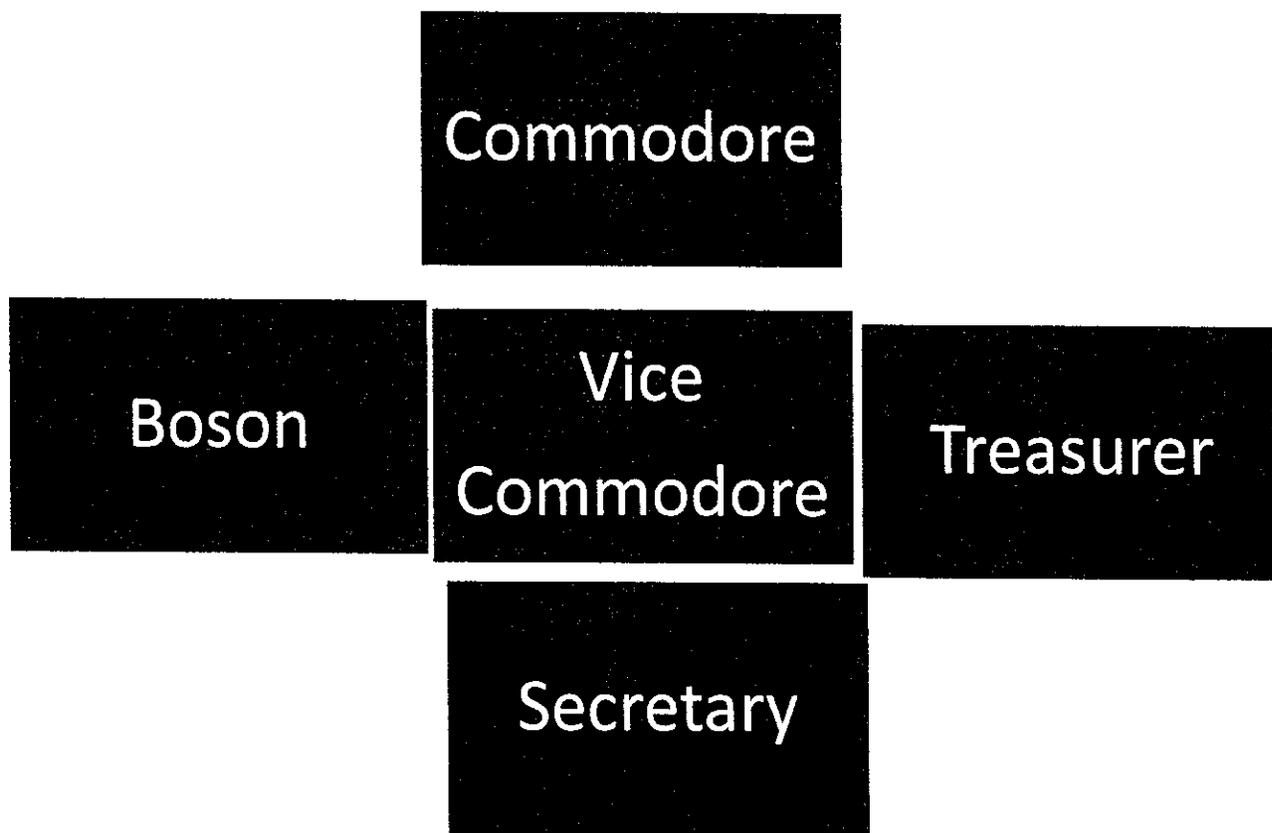
This boat is designed for instruction on sailing with a high degree of stability. This way the sport of sailing is introduced as a family sport promoting family values.

COORDINATOR

I Robert Xavier Betancourt Junior will be the coordinator in representing the sponsor to make sure that organization correctly set and functioning as a Salability program.

ORGANIZATION

This organization will have five key officers. They are Commodore, Vice Commodore, Treasurer, Boson, and Secretary.



DUTIES

COMMODORE

First Officer is responsibility to the overall operation and cosigns all disbursements with the Treasurer.

VICE COMMODORE

Acts in place of the commodore and is responsible for membership and outreach programs also the racing program.

BOSON



January, 1998

Safety Manual

Contents

1.	General Information	2
2.	Sun Smart Policy	5
3.	First Aid, Accidents & Emergency Procedure Plan	7
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Safety Policy Statement

RESPONSIBILITIES

Responsibility is a duty which is shared by all involved in any on-water activity.

It is the duty of all staff, instructors, carers and volunteers to be vigilant and aware of all circumstances that may affect the safety of both themselves and others.

It is the duty of all persons involved to notify the Supervisor of any situation or circumstance that concerns them, or that they feel may affect the safety of any person. This must be done as soon as possible, and then confirmed in writing.

Duty of Care –vs- Dignity of Risk

Duty of Care refers to “the obligation to take responsible care to avoid injury to a person whom it can be reasonably foreseen, might be injured by an act or omission”. In addition to having fun, volunteers should be alert to potential hazardous situation.

Dignity of Risk refers to the ability of a person to decide to take a “Safe” risk. Dignity of Risk is acknowledging a person can make their own choices, ie although a decision may look risky to you as the volunteer, the person making the choice knows exactly what they are doing.

PEOPLE WITH SPECIAL NEEDS

Communication with sailors is of primary importance. “*Ask the Sailor*” Do they have special problems that could affect either their own safety, or the safety of others?

Attention should be given to any person who may have special needs and not be personally aware of the dangers of hypothermia and heat exhaustion. Certain sailors may have no sensory feeling of “cold” or “hot”, or be unaware of the meaning of that feeling. Similarly, some sailors find it difficult to judge their stamina accurately. All persons with responsibility must be alert to these potential dangers.

Some sailors have little or no sensation in various areas of the body. To protect feet and legs from bruising, pressure spots or scrapes, it is important that sailors have their feet and legs protected eg. Wear shoes and/or socks.

For further information on symptoms, instruction techniques and implications for sailing, refer to Sailability’s Disability Awareness Manual.

2. Sun Smart Policy

The NSW Cancer Council recommends the following guidelines be considered when holding any outdoor activity. As all Sailability events occur in direct sunlight it is imperative for administrators at all levels of our organisation be aware of, and actively address the following issues.

SUITABLE CLOTHING

- One of the most effective ways to limit UV radiation to the skin is by wearing protective clothing.
- Ensure that T-shirts are of the collared design. Consider longer sleeves (elbow length is a good compromise).
- The closeness of the weave is particularly important, not the weight of the fabric. A simple way to get some indication of protection or to compare fabrics is to hold them up to the light. The less light coming through or the harder it is to see through, the better the protection.
- Be aware that darker colours tend to absorb more heat than lighter colours and can be less comfortable in hot weather.

HATS

Hats should be part of your Sailability uniform. Different styles of hats provide varying levels of protection from the sun.

- **Baseball caps** offer little protection to the ears, neck and cheeks.
- **Broad Brimmed Hats** protect the face, ears and back of the neck. They should have a minimum brim width of 8 – 10 cm for adults, 6 cm for children. The underside of the brim should be a dark colour to reduce the amount of UV radiation reflected on to the face.
- **Legionnaire Caps** protect the ears and neck, but leave much of the face, especially the cheeks exposed. They should have a front peak of a minimum of 6cm and a one-piece back-flap. They should not have velcro, clips or press studs for raising the flap.



3. Accidents

The Supervisor of any Sailability event must ensure that first aid equipment is on hand and complete, and that its location is accessible and known to all persons.

The Supervisor should ensure that a trained first-aid person with a valid certificate is available at an event.

If an accident occurs full details should be entered, as soon as possible, on the Accident Form (Refer page 9) and sent to the Branch committee. It is the duty of all persons to ensure that any accident is reported.

All Sailability venues should formulate an Emergency Procedure Plan (EPP). Refer page 10.

First Aid

It is recommended a First Aid Officer be appointed at each Sailability event. This Officer should hold current First Aid qualification from a recognised organisation eg St. Johns Ambulance Association or The Red Cross Society.

All members of Sailability are encouraged to obtain current CPR certificates.

General Duties of a First Aid Officer

1. Disperse and control items from the First Aid Kits / Cabinets.
2. Ensure supplies are adequate.
3. Treat minor wounds and injuries with applicable dressings, stop bleeding and treat burns.
4. Deal with fits and fainting.
5. Resuscitation
6. Hypothermia
7. Recording accident/injury details and advising the Supervisor.
8. Arranging further assistance if necessary.



ACCIDENT / INJURY REPORT

DESCRIPTION OF CIRCUMSTANCES

Date of accident _____

Place where accident occurred _____

Supervisors name _____

Injured persons name, address and phone number _____

Describe how accident occurred _____

Describe any injury incurred _____

Name & address of doctor if consulted _____

Name, address & phone no. of Witness _____

Was any property/equipment damaged ? _____

Did the accident involve injury to any other people ? _____

If so what is/are their name/s and address/s _____

Were any Safety Directions or requirements being infringed ? _____

If so, give details. _____

Corrective action taken/recommended _____

Signed

Date

Supervisor

Date

IMPLEMENTATION OF EPP

The Supervisor (or Safety Officer of the Day) has the responsibility of activating the EPP and allocating various tasks to responsible personnel.

ON-WATER EMERGENCY

1. Safety boat personnel to immediately alert shore personnel by radio of emergency.
2. The Signal to “return immediately to shore” should be sounded (and displayed).
3. Safety boat to aid persons requiring emergency assistance.
4. Safety boat to continue to assist others return to shore.
5. Continue with the following procedures

MEDICAL EMERGENCIES - FIRE EMERGENCIES - ACCIDENTS

The Supervisor (or Safety Officer of the Day) should assess the situation, taking into consideration:

Injuries sustained
Possible danger to others
Further help required – fire brigade, ambulance, police etc.
Damage to equipment
Assess fire situations

The Supervisor (or Safety Officer) allocates the following tasks to responsible personnel:

Marshall – responsible for assembling all people not involved in the emergency to the pre-arranged marshalling area and ensuring all participants’ location is known.

First Aid Officer – Assist any persons requiring assistance

Assistant 1

Contact Emergency Services – with concise description of location & type of emergency

Assistant 2

Ensure clear access to site

Assistant 3

Direct Emergency Services to site – to go to the closest road and give directions to Emergency Services of location of emergency site.

A Word of Caution

A PFD will help you to float in the water, but it cannot guarantee your safety and ultimate rescue. Points to be remembered:

1. PFD's are manufactured in a range of sizes to suit people of different body masses and builds;
2. The effectiveness of a PFD is considerably reduced in rough or breaking seas and surf;
3. In the event of a swamping or capsize remain with your vessel as this will be more easily found by rescue services;
4. The chilling effect of submersion in cold water for an extended period (hypothermia) saps the body's reserves of strength and can ultimately be fatal;
5. Wear your PFD in a seaway, if this is not practicable, store it in a readily accessible place. When taking others aboard your vessel ensure that there are sufficient PFDs for everybody and that all know how to find their PFD and how to put it on.

PFDs and Children

A properly designed PFD of the correct size will keep a child's mouth and nose clear of the water. A child should be taught how to put on a device and should be allowed to try it out in the water. It is important that the child feels comfortable and knows what the PFD is for and how it functions.

Further information on PFDs and Australian Standards may be obtained by contacting the appropriate Standards Australia office.

Non-Approved Jackets

Some lifejackets carry approval ratings from overseas countries as life jackets or personal flotation devices etc. The regulations requiring leisure craft to carry Australian approved jackets is an attempt to protect the public from many inferior products.

5. Sailing Dinghies

GENERAL

- A suitably qualified person should be nominated to authorise on-water activities, taking into account the actual and forecast weather conditions. Refer to Sailability's Volunteer Manual – Training Section for task allocation procedure, job descriptions, training etc.
- Personal Flotation Devices (PFD) must be worn by all persons when afloat. PFD Type 1 or 2 complying with the Australian Standard are recommended. Refer Section 4.
- The sailing area should be clearly defined and known to all afloat. The safety boat should be able to view the entire sailing area at all times.
- There should be a simple signal for all boats to return to shore, which is known by all afloat.
- The safety of sailors and volunteers must be considered at all time. If weather conditions alter, sails are to be reefed accordingly, or if necessary activities cancelled should conditions prove unsafe.

SAFETY BOAT

- When dinghies are sailed a safety boat **must** be on the water at all times, with at least two crew on board, one of whom holds a suitable boat licence (TL3 qualification). Generally a safety boat should not provide cover for more than eight dinghies, but prevailing conditions must be taken into account.
- Safety boats should carry a first aid kit and **MUST** be equipped with radio communication to the shore.
- In all planing powerboats, a kill cord should be fitted and used.
- All persons in the safety boat must wear an approved buoyancy aid.
- All safety boat personnel should be instructed on how to reef sails.
- If an Access Dinghy needs to be towed, it is safer and easier to tie the dinghy close alongside and remove the rudder blade so that the dinghy cannot be “steered” in the wrong direction.

How to Rig an Access Dinghy

- **STEPPING THE MAST**

1. With the reefing line knot positioned as far as it will go on the port (left) side.
2. Loosen the knob under the console on the reefing drum
3. Carefully step the mast making sure the foot is firmly in the step.
4. With the sail full tighten the knob to lock the reefing drum onto the mast.

- **FITTING THE BOOM** - The boom should be kept tidy with no loose ends trailing.

1. Untie and sort out the two ropes.
2. Position the boat facing into the wind.
3. Push the rowlock at the front end of the boom onto the bobbin.
4. Take the outhaul which runs along the boom and shackle it onto the corner of the sail (called the clew).
5. Pull the sail out to the boom end by pulling the outhaul tail and cleat it at the front end of the boom.
6. Now sort out the other rope, (called the sheet), and shackle it onto the rope traveller which runs across at the stern of the boat.
7. The other end of the sheet passes through the sheave on the forward end of the console. Feed it through so you can work it from the seat.
8. Tie a figure of 8 knot to act as a stopper knot at the end of the sheet..

- **REEFING** : shortening sail area

1. Pull on the port reefing line to reduce sail area
2. Pull the Starboard line to increase sail area.
3. Never pull on both at once.
4. You can put one complete turn of sail around the mast without adjusting the outhaul.
5. To reef further the outhaul needs to be released to allow the sail to travel forward along the boom.
6. Conversely, when unreefing, you need to pull on the outhaul.
7. The idea is not to flatten the sail along the boom as it should have enough slack to form a gentle curve.

We advise the most electrically inclined club member to take a close interest in the servo assist boat and to maintain it. Remove the electrics now to see how it works. All the parts are easily removed and a set of bungs are supplied to seal up all holes. Remove them regularly and spray with water inhibitor. If the electrics are seldom used don't leave them in the boat to corrode.

Always start off a newcomer with a heavily reefed sail in any sort of breeze, try it yourself to see why. Be careful in gusty conditions. Always have the rescue boat close by a novice sailing an electric boat. I always assist and instruct from another dinghy sailing nearby. Invariably people have to be strapped into the electric boat. Never strap someone into a boat unless the centreboard locking pin is inserted through the c/b handle. Sail from a pontoon if possible. Encourage able bods and people with a minor disability to also use the electric boat as it is a lot of fun. Don't stigmatise the boats as only for people with a disability. All disabled people have relatives and friends who also want to sail. Use the boats in the club's everyday training program, non sailors love them, you will find club membership will grow.

The boom comes fitted with a sheet for manual use. When the Electric sheet winch is used remove the manual sheet from the boom and reeve the servo assist sheet as a two part only through the block on the traveller with the dead end tied off with a bowline at the block at the boom end. Leave the traveller very long, adjust its length so the mast wont be over bent if the sheet is over tensioned. In some cases set the reefed sail on a tight reach and disconnect the sheet winch lead plug if the sailor has difficulty controlling the joystick. They can have a lot of fun steering only. If you want to sail the boat manually while the electrics are fitted, run the sheet nearly right out so there is enough to work by hand, and wind the helm winch drum out to disconnect the dog so the main joystick can also be worked by hand. To reengage the helm winch wind it the drum till you feel it loading, then move the joystick and feel the dog engage, then fully wind in the drum.

The control box is very simple with 4 relays controlling the 4 functions. The box is suspended by shock cord under the right arm rest. The battery lead and sheet winch lead run forward and pass through the right lower seat tubes. A simple 2 hole rubber bung acts as the seal.

The sheet winch lead is held up under the console with a small block of foam. Remove the sheet winch and check its workings. The 8mm allthread can be turned by screwdriver to adjust tension as the rope wears.

There are two 12 volt gel batteries. They will run the boat all day and should be charged after every days use. Ideally charge one at a time. The charger will trickle charge over night. The batteries are lead acid and don't need to be run down. Never run them down. Keep them charged.

The Helm winch and joystick leads run aft from the control box. The joystick lead and plug can pass through the seat under the tube to keep them out of any water. The helm winch can be removed through the inspection port, it fits when you hold it correctly. Adjust the steering lines at the joystick and at the fitting at the tiller to centralise the steering when needed. Keep it on the tight side.

The electrics are very simple and robust but not water or fool proof. They will however last for many years if loved and not just ignored. Remove everything and spray it if the boat is flooded. Make sure the control box is suspended properly and not lying vulnerably in the bilge.

Please Phone or Fax Chris on +61 3 9792 5266 if you have any difficulties.

9. Acknowledgments

Occupational Health & Safety Committees Manual, 2nd Edition

Planning Occupational Safety and Health, 2nd Edition

Health and Safety At Work - John Mathews

Occupational Health and Safety Organisations in Australia

Australian Yachting Federation 1993-1997 Yacht Racing

Integration Kit - NSW Sports Council for the Disabled Inc.



The First in Synthetics®

RETAIL ACCOUNT PROFILE SHEET

To Be Completed by AMSOIL Dealer

Company Name: _____

Does the business operate out of a storefront with public access? Yes No

If no, please explain: _____

(A photo or other documentation is required if the business is not located in a conventional Retail On the Shelf setting - see G-1097 for details)

Please provide a detailed description of the business (products sold or services provided): _____

Does the business service vehicles? Yes No

If yes, please describe: _____

AMSOIL products to be sold by the business: _____

Associated products which are sold by the business: (please list brand names): _____

Does the business advertise? Yes No

Dealer Name: _____

ZO#: _____ Date: _____

Optional forms: Credit applications and tax exempt forms are optional, and may be submitted at any time

Dealer will submit the completed application and profile sheet to:

Account Services
AMSOIL INC.
AMSOIL Building
Superior, WI 54880

Note: This form may not be altered in any manner.

January 9, 2008-11

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BY _____ DATE 1/9/08

January 9, 2008
San Jacinto, California

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No

Ms. Amy Dutschke
Acting Regional Director,
Pacific Regional Office - Bureau of Indian Affairs,
2800 Cottage Way,
Sacramento, California 95285

Re: Soboba Band of Luiseno Indians
Casino/Hotel Project

Dear Ms. Dutschke;

My wife and I, now both 80, reside at the Soboba Springs Senior Mobile Home Park. The Park is located at 2230 Lake Park Drive within the City limits of San Jacinto. Our Park, a gated community, bound on the North by the San Jacinto Mountains, on the South by the San Jacinto River with a golf course to the West (across the street from the Park entrance.) The Eastern boundary is adjacent to the Soboba Band of Luiseno Indian Reservation. We moved here some five years ago hoping for a quite, clean, semi-rural, and secure environment in which to spend our remaining years. Not so!!!

It now appears our homes are in jeopardy by the expansion of the Soboba Casino to non-reservation land. The proposed project includes a 90,000 square foot casino, with a 70,000 square foot gaming floor, a 300-room, 224,000 square foot hotel; a 2,200 space parking garage, restaurants, shops, a spa and other facilities, including a tribal fire station and wastewater treatment plant. All of this on some 535 acres located on the North end of the Golf Course and across the street from the entrance to our Park. Yes, the Soboba Indians had an operational gambling casino on the Reservation at the time of our move. However, not a concern at that time since Indian gaming (according to California law) was restricted to the confines of the Reservation. It seems someone forgot to tell us about Tribes purchasing land, annexing the land to the Reservation through Federal Trust and then able to build Las Vegas style casinos next to retirement communities.

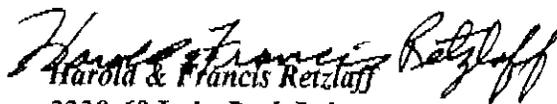
This project, if approved, will change the environment of this area forever. The quite dark of the mountains will be replaced with a maze of neon lights, spotlights that lace the night sky and noise and traffic congestion that will permeate our homes. The existing streets and roadways will not support the projected increase in traffic. We will live in a virtual environment of 24 hours of day-light. Not a condition retired Seniors would wish for.

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The reality of this situation will dictate the destruction of our Park. Folks with the physical and financial ability will simply hang up the "For Sale Sign" and move. The problem - the units for sale will not sell. Why, you might ask!! Let me answer that with a question. If you were a "Retiring Senior" would you invest money in a retirement home next door to a Las Vegas Casino???? The answer to that is obvious. When there is not enough folks left here to operate the Park profitably - the Park will go up for sale. Then, the folks like us who do not have the finances to move - what happens to us??

This is an impossible situation. When we moved here we put all our "eggs" into this basket. Mobile Homes, unlike real property, do not normally appreciate in value. We cannot realize enough dollars, assuming we could sell, to re-locate. Then too, my wife has serious medial conditions that make moving almost impossible. If the Park, by some miracle can survive, we're stuck living next door to a Las Vegas Casino. But then, who cares about the welfare of a few dozen "Old Folks" when measured against the "big money" earned by gaming casinos?? We are against this proposed casino expansion. There must be some other options available to the Soboba Band of Luiseno Indians. We ask, beg and Pray for the disapproval of this proposed Casino expansion.

Sincerely;


Harold & Francis Retzlaff
2230-68 Lake Park Drive
San Jacinto, California 92583

January 9, 2008-12

Ms Amy Dutschke
Bureau of Indian Affairs
2800 Cottage Way
Sacramento, Ca. 95825

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BY KH DATE 1-9-08

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Dear Ms.

my comments re: EIS, Soboba Casino.

Soboba Casino now grossly pollutes the night sky with its lighting, including the wobbly search light moving all over the sky. This prevents me and my family from enjoying the night sky. Please consider light pollution and energy conservation for the new casino.

I also object to their allowing smoking in public areas.

Richard L. Schmitt

27750 Cornell
Hemet CA 92544

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1/24/08

9 T act ✓
✓ of RIM NB

January 10, 2008-13

Ronni Haworth
1525 W Oakland Ave.
Hemet, CA. 92543

January 10, 2008

Ms. Amy Dutschke
Acting Regional Director
Bureau of Indian Affairs
2800 Cottage Way, Room 2820
Sacramento, CA 95825

Re: Soboba Band of Luiseno Indians' Proposed Annexation of Land to Their Reservation and Hotel-Casino Project

Dear Ms. Dutschke;

I am totally against the annexation of the reservation land for the purposed of building a casino and hotel. I don't live in the general area but have friends that do. This is a totally unacceptable proposal. The proposals show a blatant disregard to the neighbors outside of the reservation. I ask you to revoke both the proposal to annex the land, and the proposal to build a hotel-casino "complex" on it. Let them dedicate themselves, and their funds, to improve what they have on their reservation as it is now without the annexation.

The City of San Jacinto, in addition to the various forms of pollution, obstruction of views, traffic congestion, the cost to public safety, the loss of the peacefulness and a cause of general inconvenience to the residents in this area, will have to shoulder the financial burden to offset the additional expenses arising from this proposal.

Thank you for your time and consideration in this matter. I truly appreciate it.

Sincerely,

Ronni Haworth

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 Amy Reg Dir _____
 Reg Adm Offr _____
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 Response Required NO
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January 10, 2008-14

Stena Copeland
806 Torino Avenue
San Jacinto, CA 92583

January 10, 2008

Ms. Amy Dutschke
Acting Regional Director
Bureau of Indian Affairs
2800 Cottage Way, Room 2820
Sacramento, CA 95825

Re: Soboba Band of Luiseno Indians' Proposed Annexation of Land to Their Reservation and Hotel-Casino Project

Dear Ms. Dutschke;

Nine years ago, I was invited to attend a Christmas get-together at a home on Verona Avenue, not far from the lands the Soboba Band would like to annex to their reservation. I painted a pair of white canvas tennis shoes, and took the prize for "most creative." I won a small brooch and watch set.

As the group broke up and began to return to the house, I took another moment - one of many I took that day - to revel in the peace and beauty of the neighborhood and the surrounding lands. I had little hope of ever owning a home at that time, and didn't believe I'd ever be able to do so on my own. However, that afternoon, I vowed that if I ever bought a home, it would be here, in this neighborhood.

Beginning in 2006, out of curiosity, and at the urging of my friend who lives on Verona Avenue, I began to look into buying a home. Much to my surprise and absolute delight, I was able to buy one in my dream neighborhood!

In the nine months that I've resided in my home, I've continued to enjoy the breathtaking views, the relative quiet and my status as a refugee from the sights, sounds and smells of city life and civilization. I've enjoyed a kind of country-esque life, which my nerves and soul greatly appreciate.

As it stands now, my home is not in a place that can hear all of the hub-bub from the casino and its concerts and events, but the spotlight is irritating. Yet, I feel that I should not complain, as it could be worse. During any event hosted by Soboba Casino, traffic is a nightmare. I can hear the honking and sometimes the yells of frustrated drivers, but I remind myself that it could be worse. Sometimes I dread leaving my housing tract via its sole entrance and exit to turn onto Soboba Road, because the curves are dangerous and a blind hazard. Many cars scream though at a speed reserved only for race tracks. But, again, I remind myself that it could be worse. I am

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willing to suffer small, *occasional* inconveniences to enjoy what I've worked so hard for.

However, should this annexation of lands take place, it *will* be worse, and I'll be stuck in a home I will have no hope of ever selling. Perhaps I am being an alarmist, but the reality is that if the neighboring lands should be appended to the Native American reservation, I would never recoup the cost of my home and the improvements I've made to it, should I ever decide or need to sell. That, surely, is a fate worse than death. It sickens me to think of my love, which germinated that memorable day in December 1999, for my home, my neighborhood and surrounding areas coagulating into a thick, heavy and tar-like hatred.

I hear the gun fire from the reservation. I hear the *AUTOMATIC* gunfire from the reservation. I also understand there is no police protection on reservation grounds. Yes, there is Tribal Enforcement. But what are the unarmed to do against the armed? I want to leave my home for work in the mornings knowing that my pug, my home and its contents are safe from crime and gun fire. The annexation of the land will be bringing the very things I fear closer to my front door. Couple this with the declining property values of my home and all others around me...

I don't have much. I have a home. I have a car. I have pug whom I love very much, a couple of couches and a bed. Do not fault me for fighting to preserve and guard what little I do have. I struggle and feel these things are worth fighting for.

It is because I struggle that I have also come to suspect that there will be future impacts upon my property taxes. It is logical that the City of San Jacinto and the County of Riverside will want to recoup the money lost in tax revenues if the annexation occurs. So, in addition to the various forms of pollution, obstruction of views, the cost to public safety, the loss of the peacefulness and a cause of general inconvenience to both myself and the residents in this area, we'll have to shoulder the burden to keep the city and county coffers full?

I find this to be a NO WIN situation, and the Soboba Band of Luiseno Indians do *not*, under any circumstances, have my blessing for either of their proposals. In fact, the proposals show a blatant disregard to us, their neighbors. I ask you to revoke both the proposal to annex the land, and the proposal to build a hotel-casino "complex" on it. Let them dedicate themselves, and their funds, to improve what they have on their reservation as it is now without the annexation.

Thank you for your time and consideration in this matter. I truly appreciate it.

Sincerely,

Stena Copeland

STENA COPELAND

January 11, 2008-15

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BY _____ DATE 1-14-08

11 January 2008

Ms. Amy Dutschke
Acting Regional Director
Pacific Regional Office
Bureau of Indian Affairs
2800 Cottage Way, Sacramento, CA 95285

Ms. Dutschke,

Under Freedom of Information Act I wish to have my name and/or address withheld from public review or disclosure.

On the proposal of fee to trust by the Soboba Tribe of 534.91 acres currently held in fee title of "Horseshoe Grande property" I wish to protest for the following reasons;

1 The infrastructure of roads, power, water, sewer police and fire is at the present time very weak. Although over a period of time most of these could be worked out, I feel that the policing of the reservation even at the present is almost nonexistent. Having lived here for seven years I have seen it go from bad to worse but I also realize that even our policing outside the reservation is not getting easier as our citizens do not have the respect for law that once existed.

2 I believe the suburban and rural area in which we now live would be irreparably damaged to nonexistent by a casino and hotel with all of the supporting businesses (busses taxes etc.) plus lighting and noise would make the existing residential property almost uninhabitable, the value almost worthless. This I feel would be a great hardship on the people here whose largest asset is generally their homes. This I feel is very unfair.

3 At a meeting at the Soboba Springs clubhouse about three months ago with our home owners a representative of the tribe (a Mr. White I believe)we were told there was no plans for a hotel and shops much less a casino on the property in question and that we would be notified of any change in plans. I guess that white man is not the only one who speaks with forked tongue!

4 The realigning of Lakepark Street would only be adding more traffic to an already overloaded Soboba Road. This two lane road from Gilman Springs Road to and onto the reservation at the present time is not adequate and with the sure addition of more traffic would be unbelievably inadequate. We would be more or less trapped in our homes along with the people at Lakepark mobil home park on Lakepark Street.

In closing I feel that though the tribe has their right to try to better themselves and their people, we also have the right to be able to protect our investment in our community and our right to live safe and peaceable and secure in our homes.

Thank You

San Jacinto, CA

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Response Required NO

Hemet Public Library, Hemet, California
January 8, 2008

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Fwd to DEGRMS

If you would like to submit a written statement, please complete the following information and comment in the space provided below. Give to attendant or drop in the written comment box. Comments may also be submitted by mail until January 22, 2008 to Pacific Regional Office, Bureau of Indian Affairs, Attention : Amy Dutschke, Acting Regional Director, 2800 Cottage Way, Room 2820, Sacramento, CA 95825. Please include your name, return address, and caption: Comments, DEIS Soboba Trust Acquisition Casino Project. (Please write legibly)

Name: John G McClean Organization: RESIDENT OF SOBoba SPRINGS ESTATES

Address: 2230 LAKE PARK DR SPACE 230 SAN JACINTO CA

Comment: A ^{VERY} Large majority of our residents are not against you wanting to expand your casino, however we do feel you should locate to another area not where the location and the building of it would be disruptive to our retirement. Please reconsider as traffic alone would be very disrespectful to our lives not to mention the time & noise involved in the building process, your consideration would be very much appreciated, we want to be good neighbors Thank you

WRITTEN COMMENT CARD

BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
SOBoba BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

Hemet Public Library, Hemet, California January 11, 2008-17
January 8, 2008

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BY AKH / DATE 1-11-08

If you would like to submit a written statement, please complete the following information and comment in the space provided below. Give to attendant or drop in the written comment box. Comments may also be submitted by mail until January 22, 2008 to Pacific Regional Office, Bureau of Indian Affairs, Attention : Amy Dutschke, Acting Regional Director, 2800 Cottage Way, Room 2820, Sacramento, CA 95825. Please include your name, return address, and caption: Comments, DEIS Soboba Trust Acquisition Casino Project. (Please write legibly)

Name: Josephine Cody Organization: Soboba Springs Estates

Address: 2230 LAKE PARK DR. Sp-230 San Jacinto CA

Comment: Moving the location of your casino would cause irreparable damage to both the atmosphere and the Ambiance of our living space. Suffice to say that the location presently, causes many con-dems for us. Noise, lights, traffic, etc. Having it across the street, would be intolerable

January 15, 2008

DECLAINS

Attn: Ms. Amy Dutschke
Pacific Regional Office
Bureau of Indian Affairs
2800 Cottage Way
Sacramento, CA 95825

Ms. Dutschke and Members of the Bureau of Indian Affairs:

As nearby residents to the Soboba Band of Luiseno Indian's Proposed Hotel/Casino Project, and attendees of the Public Scoping Meeting held January 8, 2008 at the Hemet Public Library, we submit the following comments:

We purchased our home at 1793 Messina Drive, San Jacinto, California in July, 2001 and anxiously awaited its completion until January 14, 2002. Since that time we have fallen in love with the location where we live – primarily due to the environment. At the meeting of January 8, 2008, many things were mentioned as to why local residents do not want to have the proposed sights placed into trust by the Luiseno Indian Tribe nor do the local residents desire to have the hotel/casino built at the intersection of Lake Park Drive and Soboba Road. Before saying anything further, please know that the opening comments of Mr. Robert Salgado especially touched Mrs. Leslie's heart as to his upbringing in the area and the noted atrocities that have been done to Mr. Salgado's ancestors and others in the America's. Mrs. Leslie is a mother, grandmother and as such it is difficult to understand the mindset of those who made such decisions and those who carried them out. Mrs. Leslie is of Scottish and Irish decent and too has knowledge of the atrocities that occurred centuries ago to her ancestors by the French and the English. But, we both recognize that these events have shaped the world that we all now live in and as citizens have never, nor would we ever "expect" to receive any type of settlement or remuneration in any way to "settle the score" for those events. We believe that if we were to even consider the fair trade value of land that is being spoken of so long ago to be placed into "trust", that a heavy price has been paid, and is currently being paid, by those individuals who spend a days wages (and more) on gambling and consuming alcoholic beverages, or any other kind of beverage, at the casinos that exist today. A heavy price is still being paid – depending which side of the "casino" one is standing on.

Mr. Salgado requested that those in attendance "speak from their hearts; Mr. Salgado also made numerous references to our "Creator" – not his creator, but "our Creator". Our belief is that yes, we were all created by the same God. And, Mrs. Leslie's comments to Mr. Salgado following the official business meeting of January 8, 2008 included that, as a Christian today, (Mr. Salgado stated he is

also a Christian), does he really believe that the loving God that created us really want the gaming industry to continue to expand? We do not believe for a moment that Mr. Salgado believes this to be the case. We realize that Mr. Salgado is currently, according to his words, an elder of the tribe and not the tribal chief. He did resign that position this last summer. Why was the acting chief of the Soboba Band of Luiseno Indians not present at the meeting, or if so, why did this individual choose not to be recognized?

The proposed hotel/casino is very close in proximity to many home sites in this area. We are just two of the hundreds of citizens that have been "stranded" outside of our own community on many occasions when there have been special events held at the existing casino site. We have had to make u-turns and go across town to a relative's home and wait 3-4 hours for the traffic to subside just so that we can get to our residence. We have witnessed "road rage" on numerous occasions from our patio, which looks out onto Soboba Road, while hundreds of vehicles are stacked up waiting to gain entrance to the existing casino for a "special event". We have had some of the patrons of the existing casino walk (they are too intoxicated to drive) walk down our cul-de-sac and attempt to defecate at the base of our slope because they are too intoxicated to know the difference. On one occasion Mrs. Leslie stood over a man so intoxicated that he had fallen and had a serious head wound, lay on the side walk bleeding, and I had to call authorities to come and take care of him for his own health and welfare. We have had residents from our development involved in hit-and-run traffic accidents, where the perpetrator of the accident took refuge on the reservation or at the casino site and authorities were not able to apprehend them. Just last summer, a well publicized armed robbery of 1.6 million dollars was carried out and the perpetrators car was abandoned in front of our front door. We awoke to helicopters and massive numbers law enforcement personnel surrounded our property – searching for "the heat source spotted in our back yard" just moments before. What would/could have been our fate had we surprised these perpetrators? Just recently, as public knowledge, there have been several shootings at law enforcement personnel that were attempting to question or site those breaking one type of law or another that took refuge on the reservation – not being apprehended. And, how about the fire and/or medical personnel attempting to help someone on the reservation that have been accosted or shot at while attempting to do so? The list goes on and on. And, we are expected to support expansion of the reservation land **AND** support relocating the hotel/casino site closer to our residences! What amazes us is that if we oppose this project we are suspected of not wanting to support the tribe members "bettering their quality of life"!!! What about using the land to support economic growth to the area that will enhance the community in a variety of respects and not just to the gaming industry? (Please see the enclosed article "Rethink Use of Tribal Land" published in our Riverside County paper just today!)

What about the development of the land for community projects that support a family life style that can be enjoyed by all local citizens and/or visitors to our area?

How can you folks evaluate the "environmental impact" of such a proposal that is only about gambling, gaming, alcohol consumption and severely increases the traffic in such a small area? How can one assume that they have any idea of the overall impact of such a decision that is more than likely in violation of the original land development plans for this area when we all purchased our residences? We seriously doubt that if any of us by purchasing our land, attempted to place it in some sort of similar "trust" would be allowed. Or that in attempting to do so we would be allowed, or even want to desecrate it in the manner that is being proposed. This is an atrocity in its own right!

The proposal speaks to the fact that "only 40 acres" are proposed to be developed **NOW**. What about what takes place after the land is placed in trust? Our options then become none. How can the B.I.A. consider the impact of the "kangaroo rat" on areas in question and that matter has been settled to not impact the "endangered species" yet, the impact on the lives of people, citizens, is in question? Who spoke up for the Kangaroo rat? Perhaps this individual or individuals should be speaking up for the people that are impacted. What is NEPA? We heard this term used during the meeting of January 8, but it was never clarified. What about the increased lighting to the area that impacts the night sky? The current lighting used (multiple gyrating spot lights) that obliterate our night sky. Even our 3 year old granddaughter wants to know "What is that!?" Doesn't this cause a negative environmental impact? Palomar Mountain and many desert areas will not allow such obtrusive spectacles as they negatively impact the areas!

Can someone please inform us of the economic status of those who are currently receiving benefits from the "gaming facilities", especially those of the Soboba Band of Luiseno Indians? Can someone tell us how they maintain the land they currently own? As residences of San Jacinto there are ordinances that we are obligated to abide by. What would be the impact to any area if we were all allowed the "freedom" to change land use and build as we individually desire because we are special or receive special considerations? Can someone explain to us why previously proposed gas station sites for this area were denied due to the environmental threat to our water supply? Yet, the current proposal includes just that, a gas station!

Our concerns, we can assure you, are not that the Soboba Band of Luiseno Indians will better themselves, but that all residents will be negatively impacted by these proposals. One of the speakers, an objector, to the proposal, made reference to LAFCO contiguous boundaries. Can someone expound on the legality of this and the impact on the residences in the area? Is there some redevelopment plan that we were not informed of? Some refer to the loss of revenue to the tax roles by placing said properties in "trust". At what cost does one measure the cost to further expand the gaming industry in our community?

And, how interesting that a survey was conducted about the value and marketability of the homes/property of local residences impacted by this proposal. As we recall, it was 100% negative impact! Does that get recognized as part of the "environmental impact" to the area? Is that to be ignored? One speaker noted the money this project and future projects represents is representative of gaming losses by thousands of citizens in the area and others where gaming is expanding. Has anyone done a reputable traffic study at peak periods during the day and peaks periods during the year?

Mr. Salgado made a closing statement to include the following: He was "touched by the remarks made tonight." In addition, "the tribe members really need to consider whether to put the casino at this location". Perhaps the members of the B.I.A. should take a tour of the current reservation properties to view what the future of other proposed expansions placed in trust currently look like. We would like to view the current condition of those properties. Do these "neighbors" take care of what they currently have? If not, what a catastrophic situation to the environment of this area. Our properties and that "surrounding" us would be in a decline that would be irreversible!

So, in summary, the following are of concern:

- Basing environmental decisions today on emotional issues of the past
- Using proposal to gain further from atrocities not solely committed against the Luiseno Band of Indians
- Expanding and perpetuating detrimental impact and results of the gaming industry
- Complete changes that will result to the lifestyle and environment of the impacted areas
- Already increased violence and future violent crimes to the areas impacted by the proposal
- Already increased cases of public intoxication in the area and lewd acts as a result
- Already increased cases of traffic and future impact due to traffic accidents and "near misses" at intersections in the proposal areas
- Consideration of the original binding land development plan(s)
- LAFCO – contiguous boundaries impact
- Negative impact upon marketability of existing homes/property in the impacted areas
- Increased traffic and traffic pollution, noise and noise pollution and destroying the night sky to residences in the impacted areas as well as the entire Hemet-San Jacinto Valley!
- Noted discrepancies in the land mark maps presented to those in attendance at the meeting of January 8, 2008 to include boundaries of current reservation property and the proposed Horseshoe Grand Property
- Increased pedestrian traffic to an intersection not controlled by cross walks or traffic lights
- Home burglaries during daylight and evening hours

- Already increased traffic in the neighborhoods due to poor signage to direct patrons to commercial sights
- Access to home sights in the area in event of an emergency or catastrophic event due to increased traffic flow
- Inability of residents to gain access to their homes due to traffic
- Response time of law enforcement to residents in the area at present before the traffic increases and the necessity for additional law enforcement personnel due to increased activity on a daily basis
- Necessity for "escorts" to the reservation sites (which would surround our properties) due to increased criminal acts against local law enforcement and medical aide personnel, etc.
- Already increased gun related crimes in the area
- Proposed gas station site in an area that was earlier denied due to negative environmental impact on the local water supply.

We sincerely hope that you at the B.I.A. will take seriously our concerns and reasonable objections to the proposals included in the "Public Scoping Meeting, Environmental Impact Statement (EIS) of the Soboba Band of Luiseno Indian's Proposed Hotel/Casino Project presented at the January 8, 2008 meeting held at the Hemet Public Library in Hemet, Riverside County, California. We recognize the monumental task that is before you. We appreciate your time.

Sincerely,

Donald and Jenice Leslie
Property owners at 1793 Messina Drive
San Jacinto, California 92583

REJECT

PROPS. 94-97

More cars, less prosperity: New compacts would hurt Riverside County

BY ROGER BERG

It is somewhat odd to have the rest of California voting on the Big 4 gambling deals, since they really affect Riverside County more than any other place in the state.

After all, three of the four big tribes call Riverside County home: Agua Caliente in Palm Springs, Morongo in Cabazon and Pechanga in Temecula.

That proximity makes it all the more important that Props. 94, 95, 96 and 97 be voted down on Feb. 5 so the state and tribes can return to the negotiating table and come up with agreements that are better.

The deals are especially bad for Riverside County because they would reduce local community input, ignore environmental damage and hurt local businesses that depend on the discretionary income that would be diverted to the 17,000 new slot machines the deals allow — including those of the four tribes, Sycuan in San Diego County. The deals represent one of the largest expansions of gambling in U.S. history, the majority of it in our backyard.

Compared to previous gambling deals, these eliminate the 55-day time period that would have allowed county residents to respond to the final environmental impact report on any phys-

GOMING UP
Thursday in Opinion: The president of the Riverside County Fire Chiefs Association makes the case in favor of Props. 94-97. To read the commentary now, visit the Opinion section of [PE.com](http://pe.com)

ical expansion of Indian casinos. Even worse, there would be no environmental review — let alone mitigation — required for the addition of thousands of new slot machines in the existing casinos.

One study found that each slot machine at Pechanga created eight car trips a day once you added up customers, employees, maintenance, administration and other factors.

48,000 CAR TRIPS
These deals would mean an additional 48,000 car trips a day to the Pechanga Casino and no requirement to even review the potential consequences.

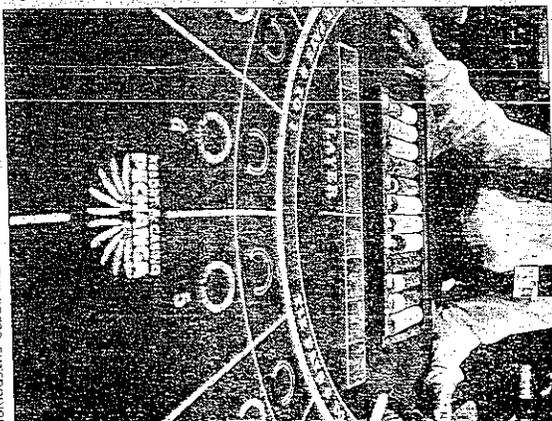
The money the Big 4 tribes are promising in their multimillion-dollar advertising campaign is WAY OVERBLOWN, according to a report by two of California's most respected financial analysts. The report from a former California finance director and a former policy analyst in the legislative analyst's office said a loophole written

into Props. 94-97 would actually allow tribes to legally reduce the promised payments by two-thirds.

Plus, the report points out that money spent on the new slot machines would be discretionary income that currently is spent on going to dinner or buying clothes or movie tickets. Those activities all provide sales and other taxes to local communities, and the state, and their loss needs to be counted against any potential tribal payments. Businesses and their employees would also suffer, and that needs to count against any job growth the slot machines would bring.

In addition, these new super casinos would certainly hit our other local gaming tribes even harder than most businesses. In fact, the deals would concentrate one-third of the Indian gaming revenue pie in the hands of just these four out of 108 tribes in California.

100 MANY SLOTS
A poll last year in The Press-Enterprise found that two-thirds of Inland area residents wanted the number of slot machines locally to stay the same or decrease, not explode. It's important to remember that when voters reject the unfair gambling deals, nothing will change. The Big 4



2007/THE PRESS-ENTERPRISE

Gambling chips at Pechanga Resort promise big winnings, but how much can the state expect from casinos?

tribes will continue to operate under their current compacts.

So, it's not only important that you vote but that you call friends in other parts of the state and tell them, for Riverside County's sake, vote "No" on Props. 94, 95, 96 and 97.

Roger Berg is a member of the Beaumont City Council.

RETHINK USE OF TRIBAL LAND

BY ASTORIN D. ELLIS

There is something rotten in the way that California government treats Native-Americans. While the politicians supporting Indian gaming, Props. 94, 95, 96 and 97 are promoting the initiatives in terms of universal social and economic prosperity, Californians know better.

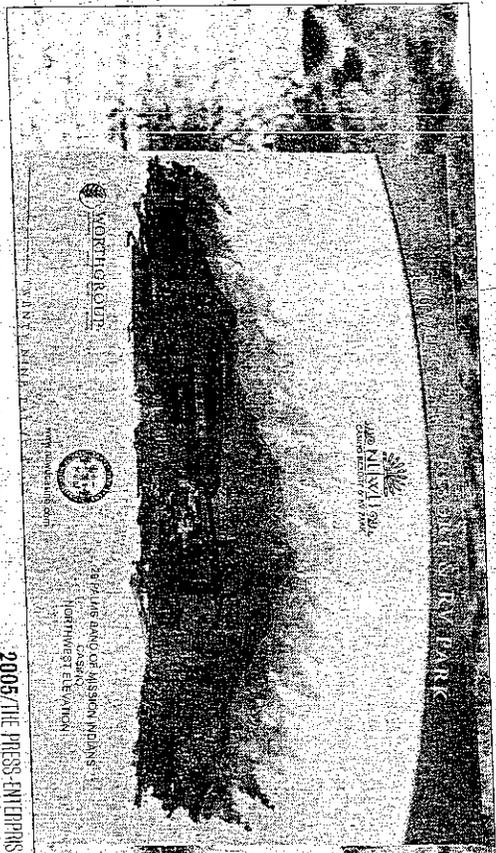
The only guarantee with these measures is that four tribes will be forced to pay millions of dollars to the state and other Indians in exchange for employment restrictions and environmental regulation.

Only government could declare victory because of a deal resulting in intrusive oversight and forced profit-sharing. The real solution to helping California's Indian tribes become more prosperous is the same as it is for the population at large: less regulation, more innovation. The only barrier is politicians bent on dictating what the tribes can do with their own land.

BEYOND CASINOS

Unfortunately, the only proven way to make tribal land profitable is to build a casino. There is no good reason to restrict a reservation's potential to a form of entertainment many find immoral, unless, of course, the government supports it.

California can do better. The home of Hollywood and Silicon Valley should be the birthplace of a new



2005 THE PIT RIVER EMPIRE

kind of abetting casino expansion, the state should urge tribes to parlay their land's exemption from regulation into a selling point to attract businesses.

For example, the government should encourage tribes to parlay their land's exemption from state regulation into a selling point to attract businesses. Echoing many Southern states, California tribes could trumpet their relaxed union rules. Cities in Alabama, Mississippi and Texas used similar circumstances to convince major automakers to relocate. The results were increases in jobs, tax revenues and the standard of living.

The Green Valley Initiative is an attempt by local stakeholders to

make the Inland Empire synonymous with "green" technology. In what could be billed as a test case for future projects, local and tribal leaders could partner with "green" venture capitalists looking for ways to make a cleaner environment.

The infusion of private-sector businesses into Riverside County would benefit more than just the tribes. An influx of eco-friendly jobs would have a ripple effect throughout the local economy. As the population boom has shown us, more jobs lead to more income and services.

Tribal lands can offer an alternative vision for economic success

because they are perhaps the last patches of free earth in California. Shorn of Sacramento's unceasing oversight, these sacred acres could produce two remarkable success stories: the betterment of Indians and the resurgence of the state economy.

JUST GIMMICKS

The state's budget deficit continues to grow, but the only fixes suggested in Sacramento are short-term gimmicks like the Indian gaming propositions. Allowing the tribes to prove that deregulation leads to higher wages and better services would give Californians an alternative to the status quo of higher taxes and greater restrictions.

At a time when politicians are signaling a new round of tax increases, the success of tribal enterprises would be a stark reminder that the government that governs least governs best.

Our public policy should not allow success to be reduced to a choice between leaving the tribe or building a casino. Instead of unleashing the economic potential of tribal lands, the Fed. 5 dollar initiatives will only further restrict the movement of money and ideas.

Californians should vote no on the gaming propositions and demand reforms that promote true social and economic prosperity for all. Astorin D. Ellis is a resident of Riverside.

PC RECEIVED
BY _____ DATE 1-15-08

January 15, 2008-24

Reg Dir _____
 Reg Adm Ofc _____
 Route Resubty of
 Response Required _____
 Due Date _____
 Memo _____
 Tele _____

RECEIVED
RES 1/17/08

Ms. Amy Dutschke
 Acting Regional Director, Pacific Regional Office
 Bureau of Indian Affairs
 2800 Cottage Way, Sacramento, Ca. 95825

RE: SOBOBA INDIAN ANNEXATION OF LAND FOR CASINO DEVELOPMENT

Much of the information that your Bureau will receive during the comment period on this topic will be the residents complaints regarding traffic, light pollution, increases in the criminal activity in our community and the diminishment of their peaceful enjoyment of their properties. I share those concerns.

My focus is on the changes this project may have on the environment and the natural fauna in the area. The "Soboba Springs", north of the Golf Course are one of the only natural water sources in this area.

The current traffic on Soboba road, particularly at night for the Casino has had a very detrimental impact on many of the animal populations; we have seen a significant increase in "road kill" since the current Casino was opened. This includes occasional Raccoons, Hawks, Owls, Foxes, Ocelots, and Bobcats along with the daily, and very numerous Skunks, Coyotes, Rabbits, Ground Squirrels and other small animals. (As a side note, two significant colonies of Ground Squirrels on the perimeter of the Golf Course property owned by the Tribe and included in this proposal, have been decimated in the last year. Its speculation, but my guess is that this resulted from the Tribes maintenance actions, not the result of the increased effectiveness of Raptors, and Predators.)

An expansion of the Casino operations (Hotel, Restaurants, and other commercial development) will require the expansion of Soboba Road to "safely" accommodate the increase in vehicles, this is probably not going to be accomplished by filling in the river bed, and will require significant earth movement to the north of the existing road this might further encroach on habitat, and destabilize the hillside, which is currently in a continuous slide condition.

The community, including the Soboba Tribe, will suffer a considerable loss, without any significant benefit to the well being of the members of the Tribe.

Regards,

Kenneth J. Miller

FRWD TO DECEMS
1/24/08

PO Box 282, San Jacinto, Ca. 92581-0282

Copy: Congressman Jerry Lewis

January 16, 2008-25



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX
75 Hawthorne Street
San Francisco, CA 94105-3901

CEQ-2

T ✓
RPM
NO

January 16, 2008

Amy Dutschke
Acting Regional Director
Bureau of Indian Affairs
2800 Cottage Way
Sacramento, CA 95825

Subject: Scoping Comments for the Soboba Band of Luiseno Indians Proposed Trust acquisition and Casino/Hotel Project, Riverside County, California

Dear Ms. Dutschke:

The Environmental Protection Agency (EPA) has reviewed the Federal Register Notice published on December 14, 2007 requesting comments on the Bureau of Indian Affairs (BIA) decision to prepare a Draft Environmental Impact Statement (DEIS) for the above-referenced project. Our comments are provided pursuant to the National Environmental Policy Act (NEPA), Council on Environmental Quality (CEQ) regulations (40 CFR Parts 1500-1508) and our NEPA review authority under Section 309 of the Clean Air Act.

The proposed project includes a 298 acre trust acquisition and development of 90,000 square foot casino facility, a 300-room 224,000 square foot hotel, a multi-level 2200 space parking garage, a tribal fire station, a wastewater treatment plant, and supporting facilities. EPA requests consideration of the following issues:

Scope of Analysis

The Notice of Intent indicates the project will include supporting facilities. The EIS should identify all supporting facilities to ensure potentially connected actions are included in the environmental impact analyses (40 CFR 1508.25). These could include transportation improvements, drinking water facilities, and other utilities upgrades that are associated with the project.

Air Quality

The Draft Environmental Impact Statement (DEIS) should provide a detailed discussion of ambient air conditions (baseline or existing conditions), National Ambient Air Quality Standards (NAAQS), criteria pollutant nonattainment areas, and potential air quality impacts of the project (including cumulative and indirect impacts) for each fully evaluated alternative. Construction related impacts should also be discussed.

General Conformity

The DEIS should address the applicability of Clean Air Act (CAA) Section 176 and EPA's general conformity regulations at 40 CFR Parts 51 and 93. Federal agencies need to ensure that their actions, including construction emissions subject to state jurisdiction, conform to an approved implementation plan. Mitigation may be available to reduce the project's air emissions, including particulate matter less than 10 and 2.5 microns in diameter (PM₁₀ and PM_{2.5} respectively), diesel particulate matter (DPM), ozone precursors (oxides of nitrogen (NO_x)) and volatile organic compounds.

Portions of Riverside County are designated as non-attainment for the following NAAQS: 8-hour ozone (severe-17), particulate matter less than 10 microns (PM₁₀) (serious), and particulate matter less than 2.5 microns (PM_{2.5}). Because of the air basin's serious nonattainment status for several NAAQS, it is important to reduce emissions of ozone precursors and particulate matter from this project as much as possible. Emissions authorized by a CAA permit issued by the State or the local air pollution control district would not be assessed under general conformity but through the permitting process.

Construction Emissions Mitigation

The DEIS should include a thorough analysis of impacts from the construction of the proposed project alternatives, and emission estimates of all criteria pollutants and diesel particulate matter (DPM), including the federal 8-hour ozone standard and the PM_{2.5} standard. EPA also recommends that the DEIS disclose the available information about the health risks associated with vehicle emissions and mobile source air toxics (see <http://www.epa.gov/otaq/toxics.htm>). EPA recommends including a Construction Emissions Mitigation Plan (CEMP) for fugitive dust and DPM in the DEIS and adopting this plan in the Record of Decision. The following mitigation measures should be included in the CEMP in order to reduce impacts associated with emissions of particulate matter and other toxics from construction-related activities:

- Prepare an inventory of all equipment prior to construction and identify the suitability of add-on emission controls for each piece of equipment before groundbreaking. Control technologies such as particle traps control approximately 80 percent of DPM. Specialized catalytic converters (oxidation catalysts) control approximately 20 percent of DPM, 40 percent of carbon monoxide emissions, and 50 percent of hydrocarbon emissions.
- Ensure that diesel-powered construction equipment is properly tuned and maintained, and shut off when not in direct use.
- Prohibit engine tampering to increase horsepower, except when meeting manufacturer's recommendations.
- Locate diesel engines, motors, and equipment staging areas as far as possible from residential areas and sensitive receptors (schools, daycare centers, and hospitals).
- Require the use of low sulfur diesel fuel (<15 parts per million sulfur) for diesel construction equipment, if available.

- Reduce construction-related trips of workers and equipment, including trucks. Develop a construction traffic and parking management plan that minimizes traffic interference and maintains traffic flow.
- Lease or buy newer, cleaner equipment (1996 or newer model), using a minimum of 75 percent of the equipment's total horsepower.
- Use lower-emitting engines and fuels, including electric, liquified gas, hydrogen fuel cells, and/or alternative diesel formulations.
- Implement the following Fugitive Dust Source Controls:
 - Stabilize open storage piles and disturbed areas by covering and/or applying water or chemical/organic dust palliative where appropriate, to both inactive and active sites, during workdays, weekends, holidays, and windy conditions.
 - Install wind fencing and phase grading operations where appropriate, and operate water trucks for surface stabilization under windy conditions.
 - When hauling material and operating non-earthmoving equipment, prevent spillage and limit speeds to 15 miles per hour (mph). Limit speed of earth-moving equipment to 10 mph.

Water Resources

Wastewater Treatment and Disposal

Wastewater discharges may be subject to permitting requirements under the federal Safe Drinking Water Act's Underground Injection Control Program and/or the Clean Water Act's National Pollution Discharge Elimination System Program (NPDES). All wastewater effluent disposal methods are subject to EPA Region 9 review prior to construction activities. Please contact Eric Byous of EPA Region 9's Water Division at (415) 972-3531 with questions regarding potentially applicable wastewater treatment and disposal requirements.

Nonpoint Source Pollution

The project applicant should identify ways to minimize the project footprint and reduce impervious surfaces. Runoff from parking areas and roadways should be diverted into stormwater treatment structures such as bioretention areas, infiltration trenches or basins, or filter strips onsite.

Clean Water Act Section 404

The DEIS should describe all waters of the U.S. that could be affected by the project alternatives, and include maps that clearly identify all waters within the project area. The discussion should include acreages and channel lengths, habitat types, values, and functions of these waters.

The project applicant should coordinate with the U.S. Army Corps of Engineers (Corps) early to determine if the proposed project requires a Section 404 permit under the CWA. Section 404 regulates the discharge of dredged or fill material into waters of the U.S., including wetlands. If a permit is required, EPA will review the project for compliance with *Federal Guidelines for Specification of Disposal Sites for Dredged or Fill Materials* (40 CFR 230), promulgated pursuant to Section 404(b)(1) of the CWA ("404(b)(1) Guidelines"). Pursuant to 40 CFR 230, any permitted discharge into waters of the U.S. must be the least environmentally damaging practicable alternative available to achieve the project purpose.

Biological Resources

The DEIS should identify all petitioned and listed threatened and endangered species and critical habitat that might occur within the project area. The document should identify and quantify which species or critical habitat could be directly or indirectly affected by each alternative. If threatened or endangered species may be impacted by the proposed project, we recommend that the DEIS include a biological assessment, as well as a description of the outcome of consultation with the U.S. Fish and Wildlife Service under Section 7 of the Endangered Species Act.

Invasive Species and Landscaping

Executive Order 13112 on Invasive Species calls for the restoration of native plant and tree species. If the proposed project will entail new landscaping, the DEIS should describe how the project will meet the requirements of Executive Order 13112.

Cumulative Impacts

Cumulative impacts analyses are of increasing importance to EPA as they describe the threat to resources as a whole. Understanding these cumulative impacts can help identify opportunities for minimizing threats.

We recommend the BIA focus on resources that are impacted by the proposed project, before mitigation. The DEIS should identify which resources are analyzed for cumulative impacts, which ones are not, and why. The DEIS should define the geographic boundary for each resource to be addressed in the cumulative impact analysis and describe its current health and historic context. The DEIS should identify all other on-going, planned, and reasonably foreseeable projects in the study area that may contribute to cumulative impacts. Where studies exist on the environmental impacts of these other projects, use these studies as a source for quantifying cumulative impacts. When cumulative impacts are identified, mitigation should be proposed. The DEIS should clearly state BIA's mitigation responsibilities, the mitigation responsibilities of the Tribe and other entities, and the mechanism to be used for implementation.

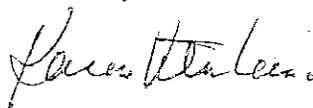
Leadership in Energy and Environmental Design (LEED)

We recommend that BIA and the Tribes utilize the Leadership in Energy and Environmental Design (LEED) standard for green building. The Tribe should specify in its

development contracts that the developer design and construct the facility for LEED certification. More information about the LEED green building rating system is available at <http://www.usgbc.org/DisplayPage.aspx?CategoryID=19&>.

We appreciate the opportunity for early participation in the evaluation of the potential environmental impacts associated with this project. If you have any questions, please contact me at 415-947-4178.

Sincerely,



Karen Vitulano
Environmental Review Office
Communities and Ecosystems Division

cc: Robert J. Salgado, Sr., Chairman, Soboba Band of Luiseno Indians
Erica Helms, Environmental Manager, Soboba Band of Luiseno Indians

January 16, 2008-26

T ✓
RPM ✓
ND

Senator Lisa Murkowski
Vice Chairman US Senate
Indian Affairs
Dept of Interior
1849 C Street NW,
Washington D.C

Dear Senator Murkowski:

Attached you will find several newspaper articles regarding the Soboba Band of Indians located In San Jacinto, Ca. We have retired and live in the Mobil Home Park across the street from The Indian Owned Soboba Golf Course. This is one of the finest parks in Riverside County And home to many many 55 plus professional people that moved here to be away from the "big city" congestion and enjoy our senior years.

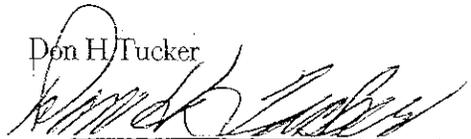
The Indians put in a gambling arena complete with an outside entertainment area for outside Events. This is about two miles from our park and other residents in this area. It has been Very successful and provides an income of approximately \$10,000.00 for each tribe member 18 years and older. They purchased the golf course across the street for 14,000,000.00 and Added \$4,000,000.00 in improvements. They are also building a new club house that will Seat 700 people for lunch and meetings, The new hotel and casino is across the Street from Our homes. This is on a two way Street with no other means of entry. Our park has one Entry with no other way out for medical care emergencies and fire protection.

We are all senior citizens and do not want the noise, traffic congestion, crime, view of surrounding mountains and our peaceful way of life interfered with. We are already surrounded By land that they have purchased and in reality have no idea what is going to happen to Our area.

Please help us and have the Indians build a new Casino on their reservation which is High and not in our back yard.

Sincerely,

Don H Tucker



Cy Mary Bono
U S Congress

1-16-08

951-654-2239

J. Morley & Jacquelyn D. Wigle
42200 San Jose Drive
San Jacinto, CA 92583

Taw ✓
RPM NB
Date _____
Response _____

January 16, 2008

January 16, 2008-27

Ms. Amy Dutschke
Acting Regional Director
Pacific Regional Office
Bureau of Indian Affairs
2800 Cottage Way, Sacramento, CA 95825

Subject: Soboba Band of Luisño Indian's Proposed Hotel/Casino Project

Ms. Amy Dutschke:

My wife and I are compelled to write you regarding the subject proposal to express our concerns as citizens who will be effected by this. When we originally voted to approve the Indian Gaming we were given to understand that the gaming could only take place on the existing reservation land. Now we have the tribe attempting to place additional acreage into trust in order to move their casino on to the land in question. This is completely opposite of the previous agreement and sets a precedent for future agreements with other tribes. This cannot be allowed.

We have no problem with the tribe putting in a resort on the proposed land. It just should not become in trust as part of the reservation. This property should remain on our county tax roll, not on the tax free reservation.

The current casino has caused inconveniences to ourselves and our neighbors when they have special events making it almost impossible to access our homes due to the traffic problems. If subject project is approved we will be surrounded by the reservation which will effect our ability to receive emergency response from law enforcement, fire or medical, because they would have to travel through reservation land to reach us. Please note the copy of attached newspaper article that explains how emergency response teams will be waiting for law enforcement before entering reservation land. A majority of the effected citizens are seniors who have a need for rapid response which is completely unacceptable according to the news paper article.

J. Morley Wigle
J. Morley Wigle

Jacquelyn D. Wigle
Jacquelyn D. Wigle

Cc: U. S. Senate
U. S. Congress
CA State Senate
CA State Assembly

FRWD To DECEMS
1/24/08
RECEIVED
RES
1/23/08



Cal Fire to wait for escort

SOBOPA RESERVATION:

The department wants
sheriff's deputies present
on the call.

Cal Fire's San Jacinto station, which is the closest to the Sobopa Band of Littleton, said it will wait for an escort before a fire engine can enter the reservation. The department wants sheriff's deputies present on the call to ensure safety. The reservation is located in the San Jacinto Mountains National Monument. The department is currently working with the reservation to establish a protocol for emergency services. The reservation is a 10,000-acre area that is home to the Sobopa people. The reservation is located in the San Jacinto Mountains National Monument. The department is currently working with the reservation to establish a protocol for emergency services. The reservation is a 10,000-acre area that is home to the Sobopa people. The reservation is located in the San Jacinto Mountains National Monument. The department is currently working with the reservation to establish a protocol for emergency services.

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STORIES FROM BI

STORIES FROM BI

THURSDAY, JANUARY 10, 2008

REPORT

Continued from B1

It is not uncommon for fire responders to wait — called staging — for firefighters to clear the scene of an emergency call in which the safety of responders is an issue, such as a shooting or domestic violence call. But other medical aide calls, such as heart attacks or disoriented subjects, generally do not require firefighters to wait for an escort.

Chavez, who has worked out of the San Jacinto station since 1988, said the policy is similar to one that has been in place over the years with fire engines. There has been an increase in reliance on the reservation. During the 1970s, a (DB) engine and fire engine were sent out as the sheriff's response to a call on the reservation. The reservation fire engine has been seen a lot of times in the past. The motorist or a traffic officer have

not determined why the unidentified driver did not yield when the deputy tried to make a routine traffic stop on Castile Canyon Road northeast of Soboba Road last week.

Someone in the vehicle started shooting at the patrol car. Deputies returned fire and called for backup. During the pursuit, a second patrol car was struck by bullets. One deputy's shield glass, authorities said, but did not require medical attention. The shooters abandoned the vehicle in the canyon. A sheriff's helicopter and tracking dogs were summoned, but the search failed to find any suspects.

That incident was similar to one involving a California Highway Patrol patrol less than a month ago. In that incident, a CHP officer died after being hit by a bullet while pursuing a suspect on the reservation. Sheriff's deputies were on the reservation when the suspect's car was found. The suspect was also involved in a shooting.

ing of Gordon David Arres Jr., a Goshute tribal member, Arres was shot and killed by a Hermet deputy following a short foot chase.

The unidentified deputy who shot him told investigators that Arres had pulled a gun from his waistband during the chase.

The Riverside County Sheriff's Department provides law enforcement services for the reservation, but the area is patrolled as part of the larger unincorporated area covered by the department's Valle Vista station.

The department in 2005 signed a five-year contract with the tribe for a deputy to patrol the reservation exclusively, but tribal officials abruptly canceled the \$400,000 annual agreement in August 2006 saying the tribe was not getting its money's worth.

Several other Inland tribes, such as the Pechanga Band of Mission Indians in Tempeca and the San Manuel Band of Mission Indians in San Bernar County, have formed their own emergency response teams.

January 17, 2008-28



Reg Dir _____ ✓
 Dep Reg Dir _____ ✓
 Reg Adm Ofc _____
 Route _____ RPM
 Response Required NO
 Due Date _____
 Name _____
 Title _____

January 17, 2008

Ms. Amy Dutschke
 Acting Regional Director
 Bureau of Indian Affairs
 Pacific Regional Office
 2800 Cottage Way
 Sacramento, CA 95825

Subject: Notice of Intent for the Soboba Band of Luiseno Indians Horseshoe Grande Fee-to-Trust Transfer EIS

Dear Ms. Dutschke:

The City of San Jacinto appreciates the opportunity to comment on the Soboba Band of Luiseno Indians (Tribe) Horseshoe Grande Fee-to-Trust Transfer Project (Project). As indicated in the Notice of Intent, the Department of Interior, Bureau of Indian Affairs (BIA), proposes to transfer 534.91 acres from fee ownership to trust status for the Tribe. The proposed new trust land would be used for a gaming and hotel project, including a new casino facility and 250-300 room hotel, four restaurants, four retail establishments, events center, convention space, and spa and fitness center. Additional projected development includes a tribal fire station, 12-pump gas station with convenience store, and 1.2 million gallon wastewater treatment plant. The scale and intensity of the proposed development is extensive and merits a comprehensive review of the potential impacts.

Project Context

The Project is within the Planning Area of the City of San Jacinto (City), including portions within the City's corporate limits and the City's Soboba-Redevelopment Area. The Project's surroundings have an agricultural heritage and many agricultural operations remain. The City's current population is approximately 35,000 people. The City's General Plan designation for much of the Project area is Low Density Residential, Open Space – Recreation, and Open Space. The Project site is also adjacent to San Bernardino Kangaroo Rat Critical Habitat.

From the Office of the Mayor

Physically, the Project site is relatively isolated, sandwiched between the San Jacinto River and the San Jacinto Mountain Range. It is served with two, two-lane roads: Soboba Road and Lake Park Drive. The Project would completely encircle the Soboba Springs Mobile Estates, a senior community whose residents' average age is 75. The only surface outlet for the Soboba Springs Mobile Estates is via Lake Park Drive which has been severely congested during special events recently held at the Tribe's existing casino.

Scoping Meeting

Representatives of the City attended the Scoping Meeting held for this Project on January 8, 2008, in the City of Hemet. The Scoping Meeting was held as part of the environmental review process under the National Environmental Policy Act to enable members of the public to indicate topics of concern that should be addressed in an environmental impact statement (EIS). During the nearly two-hour meeting, many members of the public raised legitimate concerns regarding the Project's potential environmental and social impacts. The City shares those concerns, and urges the BIA to fully address those topics in the EIS being prepared for the Project. Those concerns include, but are not limited to, the following:

Aesthetic Impacts

Several commenters addressed the potential aesthetic impact of a "Las Vegas" style casino at the foot of the San Jacinto Mountains. While specific design details have not been made available, specific concerns include building height, light and glare and interference with viewing of the night-sky.

Many commenters also referred to the potential impact of the Project on area views. The City's General Plan Environmental Impact Report (EIR)¹ identified views of the San Jacinto Mountain Range from the City as a major scenic resource. To ensure protection of that resource, the City's General Plan designated the Project area as low density residential and open space uses. Once transferred to trust status, the City will no longer have the ability to limit land uses on the Project site for the protection of aesthetic values.

The EIS for the Project must, therefore, address the potential impact on scenic resources as well as mitigation for potential light and glare impacts.

¹ The City's General Plan and General Plan EIR are available on the internet at http://www.ci.san-jacinto.ca.us/maps_guidelines.html.

Air Quality

Construction dust was raised as a specific concern during public comments. Additional air quality concerns include carbon monoxide resulting from vehicle idling along Soboba Road and Lake Park Drive.

Additionally, the Project site is located within the South Coast Air Basin, which is in nonattainment for ozone and particulate matter. The South Coast Air Quality Management District promulgates rules and regulations designed to bring the basin into attainment. The EIS for the Project must include an analysis of the Project's impact on air quality, consistency with the recently adopted 2007 Air Quality Management Plan, and consideration of applicable mitigation measures.

Land Use

Several concerns were raised regarding land use compatibility of the Project with the existing area. As noted above, the Project site is in a rural area designated in the City's General Plan as low density residential and open space. The Project proposes large hotel/casino complex along with a conference center, spa and fitness center, gas station/convenience store, and retail as well as a police/fire station and wastewater treatment plant. The proposed uses could cause many land use conflicts resulting from increased lighting, noise, traffic and other impacts. Further, once the Project site is transferred from fee to trust status, the ability of the City to regulate future uses of the property will be lost. Thus, in addition to analyzing the potential land use impacts resulting from the proposed uses, the EIS must also address how future land use on the Project site will be regulated and future land use conflicts avoided.

Noise

Significant public concerns have already been raised regarding potential noise impacts. Noise related to construction, increased vehicle trips and parking lots must be accounted for in the EIS and mitigation proposed as necessary. Accountability for noise disturbances must also be addressed, as several speakers testified to frequent gunfire. Methods for eliminating or minimizing such noise events must be evaluated in the EIS.

Public Services

Public Services, such as police and fire services, may also be impacted by the Project. As mentioned above, several speakers testified to public safety concerns related to gunfire. News reports in the Press-Enterprise have also indicated that Cal Fire has recently changed its policy to wait for a sheriff's escort

before responding to emergency calls on the Soboba Indian Reservation. Delay in fire service could, of course, result in much larger and more dangerous fire events. Other concerns were raised regarding casino-related litter along Soboba Road. Accountability for disputes and public safety must be addressed prior to taking action on the Project.

Traffic

Public testimony at the scoping meeting revealed traffic to be major concern to area residents. Extensive testimony indicated that during special events hosted at the Reservation, severe traffic congestion results on Lake Park Drive and Soboba Road which interferes with local residents' ability to leave or return to their homes. Thus, the EIS must account for traffic generated by both proposed hotel uses as well as any special events associated with the hotel and casino complex; and the potential impact on emergency services and evacuations. Further, all appropriate mitigation must be considered, including, but not limited to, widening key roadways and signalization, as well as funding for such improvements.

Additional Comments and Concerns

In addition to the concerns raised during the Scoping Meeting, the City has identified other potential concerns related to the proposed Project. Those concerns include, but are not limited to, the following:

Agricultural Resources

The Project site is located in part on an area designated as farmland of local importance.

Biological Resources

The Project site is located within or within close proximity to several criteria cells identified in the Western Riverside County Multiple Species Habitat Conservation Plan. The EIS must analyze how the Project could affect the species protected in the MSHCP as well as implementation of the Plan itself.

In addition to endangered and other special status species, given its location, the Project may also affect other biological resources such as riparian habitat and wildlife corridors. Those potential impacts should also be addressed in the EIS.

Cultural Resources

Potential cultural resources, including archeological and paleontological resources, may occur throughout the City's planning area, including the Project site. Thus, the EIS for the Project should include an analysis of potential resources, and should also identify potential mitigation measures to address both known resources and the discovery of resources during Project construction.

Geology

Many seismically active faults exist within and around the City. The Project site itself is within a known fault zone. The EIS must analyze the potential impacts related to seismic activity and related hazards. Other potential geologic hazards include mudslide activity and non-uniform subsidence. That analysis must also include emergency evacuation routes and emergency services in the event of such seismic activity.

Hazards and Hazardous Materials

The EIS must address any potential hazardous materials associated with the Project, including any underground storage tanks associated with the gas and service station and wastewater treatment plant. This is a particular concern to the City since one of its existing groundwater wells is located within 1500 feet of the proposed wastewater treatment plant. In addition, the EIS should address regulatory oversight. The EIS must also analyze wildfire and flooding dangers, as well as emergency response. Soboba Road in particular has flooded in recent years.

Hydrology / Water Quality

Given the amount of construction and grading that will likely be required for the improvements envisioned as part of the Project, the EIS must address how erosion, sedimentation and other construction related water quality impacts will be avoided. Specific best management practices must be included in the EIS for evaluation. Water quality impacts could also result from operation of the Project, particularly in association with run-off from paved areas, underground storage tanks, and the proposed wastewater treatment plant.

Utilities

The City relies heavily on groundwater for its water supply. The potential water use associated with the Project could be significant. Specifically, as noted above, an existing City water well is located within 1500 feet of the proposed wastewater treatment plant. The well is a prime source of potable water for a large number of City residents. Intrusion of treated wastewater into groundwater supplies must be analyzed. The Tribe's sources of water supply, impacts on other users, and appropriate water conservation methods must also be addressed in the EIS.

Other utilities associated with Project operation, such as wastewater and power, must also be addressed. The EIS should also include any energy saving techniques and or design that will be incorporated into the Project.

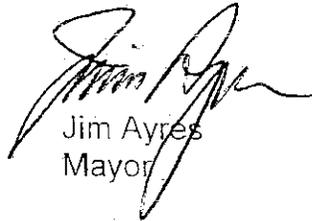
Socio-economics

Finally, the potential impact of lost revenue to the City needs to be fully analyzed. In particular, the impact on existing debt obligations of the City will need to be taken into account. Currently, the property in question is included in the City's Soboba Springs Redevelopment Project Area (the "Redevelopment Area") that was established solely for the construction of the Lake Park Bridge over the San Jacinto River. In order to fund the construction of the bridge, the City's redevelopment agency issued tax allocation bonds (the "Bonds") which were secured solely by tax increment received from the Redevelopment Area. The Bonds are currently outstanding. The fee-to-trust transfer of any portion of property located within the Redevelopment Area would significantly reduce the amount of tax increment received for repayment of the Bonds and would result in violation of covenants of the Bond documents. As such, prior to the fee-to-trust transfer of the property in question, the Bonds will need to be defeased. Because these sources of revenue enable the provision of vital services to the City and surrounding community, revenue-loss may potentially cause adverse impacts on the human environment. Thus, these and other potential fiscal impacts on the City must be fully addressed in the EIS.

In addition to revenue impacts, the EIS must address the governing body of law once the Project site is transfers to trust status. For example, which environmental regulations would apply? How will enforcement of mitigation measures be ensured? How will noise complaints be resolved? Who will provide emergency services? The fee-to-trust transfer will cause a major shift in the provision of government services, and this transition must be clearly explained for the residents in the area as well as all affected governments.

Please note that these comments are provided in the context of scoping in the NEPA process. As more details regarding the Project and its potential impacts become available, the City may have additional comments, and will communicate those concerns to the BIA as they arise. Please advise as to whether the BIA intends to meet directly with the City to discuss these issues. Please also provide notice of any actions on the trust application. Questions regarding this letter and further coordination on these issues should be directed to the City Manager's office. Barry McClellan, City Manager, can be reached at (951) 654-7337, and Tim Hults, Assistant City Manager, can be reached at (951) 487-7325.

Yours Truly,



Jim Ayres
Mayor

January 17, 2008-29

January 17, 2008

Acting Dir. T
 Asst. Dir.
 Route RRM
 Response Form No
 Date _____

Ms. Amy Dutschke, Acting Regional Director
 Pacific Regional Office, Bureau of Indian Affairs
 2800 Cottage Way
 Sacramento, CA 95825

Re: Soboba Band of Luiseno Indians Horseshoe Grand Fee-to-Trust Casino and Hotel Project

Dear Ms. Dutschke:

This letter is to voice objection to the proposed annexation of 535 acres to the Soboba Band of Luiseno Indian Reservation.

As one of 500 residents living in close proximity we have numerous concerns regarding the problems and issues that will arise from the proposed development of a Las Vegas style hotel and casino, food and beverage establishments, spa, four retail establishments, also a large parking garage a tribal fire station a waste water treatment plant and a gas station. It is already a problem for residents to get in and out of their homes when the existing casino has special events let alone emergency vehicles. Traffic can be backed up for several miles when these events occur. Soboba Road is nothing more than a paved two-lane country road. Soboba Road leads to the casino and runs directly through two tracks of homes. The casino is brightly lit up for 24 hours and has large spotlights shining everywhere.

Our little area of homes has many retired people and also young children living here. The school bus comes through our area every morning. The San Jacinto Fire Department will not come to the reservation anymore without backup from the Sheriff's Department.

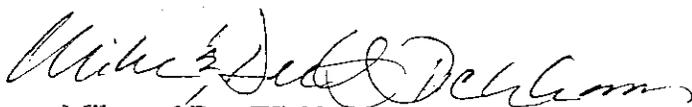
The reservation and casino have continuous problems with crime. Many shooting incidents and drug activities are well documented. A friend of ours was robbed at knifepoint in the washroom of the casino. The casino was robbed of over a million dollars a few months ago and the getaway car was left less than 100 feet from our home. That was the largest casino robbery in Southern California.

Gambling is the fastest growing addiction in the country and many suicides are attributed to this evil addiction. Do we really need the state of California pimping for gambling dollars?

Assistant Secretary Carl Artman said, "the Indian Gaming Regulatory Act of 1988 was never intended to encourage construction of Indian Gaming Facilities outside existing regulations."

Thank you for your time.

Sincerely,



Mike and Dee Wickham
 953 Verona Avenue
 San Jacinto, CA 92583

Sheriff's deputies shot at during chase

SOBOBA RESERVATION:

The pair comes away

with minor injuries after they try to stop a driver.

BY AARON BURGIN
AND JEFF HORSEMAN
THE PRESS-ENTERPRISE

Two Riverside County sheriff's deputies suffered minor injuries when shots were fired at their patrol car during a vehicle pursuit on the Soboba Indian Reservation near San Jacinto late Monday night.

Deputies were still searching the reservation on Tuesday. Deputy Javier Rodriguez, a public information officer for the Riverside County Sheriff's Department, said investigators

didn't know how many people may have been involved in the shooting.

Deputies tried to conduct a traffic stop on a vehicle on Castile Canyon Road at 11:11 p.m., but the driver kept going.

Moments later, shots were fired at one of three patrol cars involved in the chase, shattering the windshield. Glass shards from the windshield struck the two deputies, but neither was seriously injured, sheriff's Sgt. Michael Lujan said.

Investigators found the suspect's vehicle in the Castile Canyon area of the reservation near San Jacinto, but the sus-

See CHASE/B5

CHASE

CONTINUED FROM B1

pects had already fled, Rodriguez said.

No arrests have been made, and no description of the suspect or suspects was available Tuesday.

A helicopter circled overhead Tuesday morning as police vehicles converged on the dead end of Castile Canyon Road, which is surrounded by an orange grove and a few homes on large, fenced lots.

A bloodhound waited in one sheriff's vehicle while a team of deputies combed the side of the

asphalt road for clues.

Soboba tribal officials could not be reached for comment. Castile Canyon Road is about a mile from the Soboba Casino.

Anyone with information on the incident is asked to call the Central Homicide Unit at 951-955-2777 or the Hemet station at 951-791-3400.

It was the second shooting involving deputies from the Hemet sheriff's station in a week.

A deputy shot and killed Gordon David Arres, 26, on Friday after a short foot pursuit. Deputies said they saw Arres pull a gun from his waistband during the chase.

Hotel-casino plan faces obstacles

ANNEXATION: Neighbors say they are concerned about the proposal by the Soboba Band of Luiseño Indians.

BY STEVE FETBRANDT
THE PRESS-ENTERPRISE

Judging by the public's recent outpouring, the Soboba Band of Luiseño Indians faces an uphill struggle to annex 535 acres to the reservation so it can build a new hotel/casino complex in San Jacinto.

Despite assurances from tribal leaders that the community's concerns will be fully addressed before any construction starts, residents off Soboba Road and Lake Park Drive say they remain skeptical.

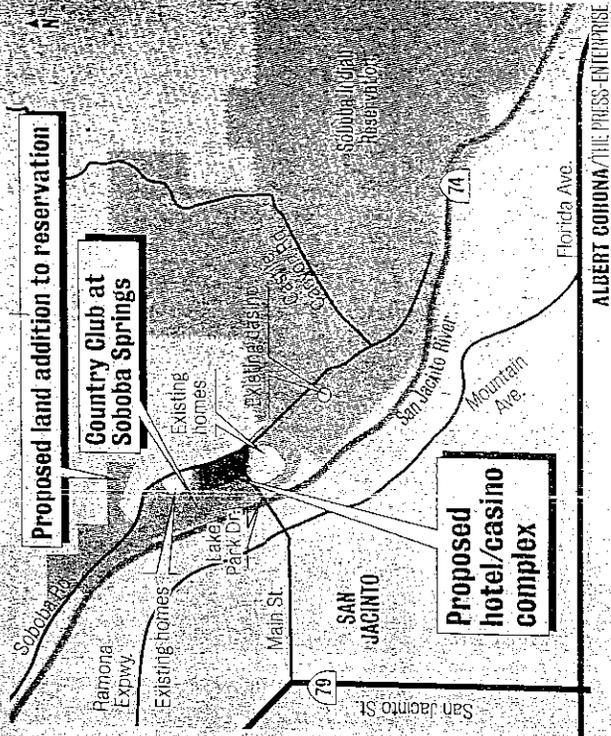
Nearly 500 people live in three residential enclaves near the site. One group, known as

under federal trust status to make it commercially developable.

If approved, the new reservation boundary would exclude the two residential enclaves on either side of Soboba Road, but would encircle the mobile-home community on Lake Park Drive.

According to the Federal Register, the tribe wants to use 35-40 acres of the 535 acres to build a 90,000-square-foot casino with a 70,000-square-foot gaming floor, various food and beverage establishments, conference space, spa and four retail establishments, a 300-room, 224,000-square-foot hotel, a multi-level, 2,200-space

See PLAN/B5



THE PRESS-ENTERPRISE

PLAN

CONTINUED FROM B1

parking garage, a tribal fire station, a wastewater treatment plant and supporting facilities. The new gaming facility would replace the existing one located on reservation sheniff's detective Fountain, a former Riverside campus guards "are among the best-trained in the county," said

His staff of almost two dozen retained the resource officers. Soboba Valley — The black-and-white police cruiser no longer is parked outside this school's front doors.

STORIES FROM B1

various environmental grounds. Issues of potential noise and light pollution, increased traffic congestion and effects on property values dominated the public hearing.

Former Tribal Council Chairman Robert "Bobby" Salgado said tribal leaders are taking all of the public's concerns into account.



B6 • THURSDAY, January 17, 2001

School

POLICE: Resource officers are no longer on duty at campuses in the Val Verde district.

BY IMRAN VITTAGHI
THE PRESS-ENTERPRISE

MORENO VALLEY — The black-and-white police cruiser no longer is parked outside this school's front doors.

January 18, 2008

Ms. Amy Dutschke
Acting Regional Director
Pacific Regional Office
Bureau of Indian Affairs
2800 Cottage Way
Sacramento, CA 95825

T ✓
RPM No

RE: Soboba Band of Luiseno Indians – Horseshoe Grande Fee-to-Trust Casino and Hotel Project

Dear Ms. Dutschke:

This letter is being submitted in opposition to the proposed project and annexation as submitted to date. The existing Soboba Indian Reservation already consists of some 3,172 acres immediately adjacent to the proposed annexation. According to the tribal Internet web-site the tribe consists of approximately 900 members, many living off the reservation.

The proposal will have significant impact on approximately 800 current US residents living within yards of the proposed development and in many cases surrounded by the annexation. Virtually all would be impacted negatively in a number of ways by proposed development within the annexation.

Currently vehicular access to the existing reservation and gambling casino/performance venue is via a two lane road and bridge. During special events scheduled by the Tribe, the existing roads are incapable of handling the traffic flow generated. I have personally viewed traffic back up for a distance of several miles on adjacent roads including Lake Park Drive and bridge, and Ramona Expressway. This traffic adversely impacts resident and emergency vehicle access to Soboba Springs Mobil Home Park (254 residences), and two other developments on Soboba Road adjacent to the golf course. The proposed annexation and commercial development would generate significant additional traffic on the two lane local connector road.

A viable alternative to this access would be extension of Esplanade Ave. Esplanade is a four (4) lane divided road that ends at Ramona Expressway. Extension of this boulevard from Ramona Expressway to the Tribal lands would significantly improve vehicular access to sites on the existing reservation adequate for casino/hotel/commercial development. Extension of this roadway would not be immediately adjacent to any existing communities. Extension of this roadway would not adversely impact any existing residences other than by having a roadway approximately 100 yards away. In addition this would provide two ingress and egress points for the reservation and development placed there, rather than the existing two lane road.

The scope of this proposed development is inappropriate for the location selected by the Tribe. This would be one of the largest recreational developments in the entire

Hemet/San Jacinto valley and should not be allowed without management and oversight by the local municipality. Regardless of economic off-set by the Tribe, once the land is removed from local municipal controls, there is no limit on what can be developed. The existing area is semi-rural. Recently the City of San Jacinto redesignated land in the city under a revised General Plan. At that time (within the last year) the property purchased by the Tribe was zoned as low density residential and rural residential. Obviously, the City planners did not see the property as compatible with the surrounding community for high density commercial activity.

The Tribe has proposed a project that would have significant negative noise, sight, pollution, and land value impact on over 800 US residents for the benefit of Tribal members, many of who do not even live on the reservation.

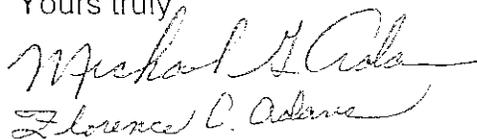
As an alternative for development of the project, there is significant open space and land available on the existing reservation with better visibility to the surrounding community and commuters than the proposed development location. It would be much more appropriate for the Tribe to utilize existing land on the reservation rather than negatively impact the existing adjacent US residents who have owned their land for years. Likewise, the proposed annexation would remove significant residential development from the City and County property tax base, forever.

It is my sincere hope that your Agency will realize that the good of the local community should, in this case, have a higher value than the good of commercial development by the Tribe on land that is not on the reservation. There are viable alternative sites on the reservation that could be and should be used for the proposed commercial development. The existing reservation is not in a physical location that precludes commercial development with equal or greater visual exposure than the proposed development location.

Last, the proposed annexation by the Tribe will, in effect violate state law that requires a City to have contiguous land within the city boundaries. This annexation will cause three existing residential developments to become islands of US territory in the reservation. It is inappropriate to allow the Tribe to strip the current US residents of their right to have input into major commercial and other development in their immediate community.

Please deny the proposed annexation.

Yours truly



Michael G. Adams
Florence C. Adams

42131 Granite View Drive
San Jacinto, CA 92583

cc: Representative Jerry Lewis
1150 Brookside Avenue
Suite J-5
Redlands, CA 92373

Supervisor Jeff Stone
County Administrative Center – Fifth Floor
4080 Lemon Street
Riverside, CA 92501

City Council
City of San Jacinto
248 E. Main Street
San Jacinto, CA 92

January 18, 2008-32



LAKE PARK soboba springs

1055-B Ortega Way, Placentia, CA 92870 (714) 632-1646 Fax (714) 632-5305

January 18, 2008

Ms. Amy Dutschke
Acting Regional Director,
Pacific Regional Office – Bureau of Indian Affairs,
2800 Cottage Way
Sacramento, California, 95825

RE: Soboba Band of Luiseno Indians – Proposed Hotel/Casino Project, EIS

Dear Ms. Dutschke:

We, the owners of Soboba Springs Mobile Estates, located at 2230 Lake Park Drive, San Jacinto, CA 92583, wish to express our concerns for the annexation of 535 acres of land which would totally surround our Community within Tribal land.

Soboba Springs Mobile Estates consists of 254 mobile homesites with a population of over 400 Senior Citizens. The Community was first constructed in 1970 and is known to be one of the finest Manufactured Home Communities in the Hemet Valley. The average age of the Homeowners in Soboba Springs Mobile Estates is 75 years, with 15 homeowners over 90 plus years of age. Our Community has elaborate recreation facilities, a reflection lake, driving range and a putting course, all providing an unparalleled lifestyle for our active Seniors.

We have seen only sketchy uncommitted plans of the Tribe's intended development. It is very difficult to visualize the Tribe's proposal without an adequate project description in an EIS that includes, without limitation, conceptual plans showing buildings, traffic circulation, land use planning and landscaping buffering. Consideration for annexation of the 535 acres should include detailed plans of the proposed development, normally required by cities and counties. The documentation provided at the Public Scoping Meeting by the Tribe was grossly insufficient to achieve a conclusive environmental review and comment.

You should also know that in 1981 and 1982 EPM (Soboba Springs Mobile Estates – "Owners") and Daon Corporation entered into "Easement Agreements", which were recorded on December 31, 1981 and February 5, 1982 in Riverside County. The easement agreements allowed for a secondary ingress and egress, land for RV storage and a 10' perimeter strip, on the (then) Daon Property, which is adjacent to Soboba Springs Mobile Estates (exhibits are attached). These easements are now the obligation of the Soboba Band of Luiseno Indians, as they now hold land title. The property impacted by these easements cannot be taken into trust for the Tribe under applicable law, including, without limitation, 25 C.F.R. 151.13 until these title restrictions are addressed through negotiations by the Tribe and BIA with us.

It is our understanding that Class III gaming is generally prohibited on land acquired and placed into trust for the Tribe after October 17, 1988, according to 25 U.S.C. Section 2719 of IGRA. We believe the Tribe has other land or locations where an operation of this size would have less impact on the long established neighboring residential community as a whole.

We are also especially concerned that the Tribe's proposed expansion plan calls for a "Wastewater Treatment Plant", however, the Tribe has not shown the proposed location for the plant. Through discussion, it is now our understanding the proposed placement is to border our property on the Southwest of Soboba Springs Mobile Estates. A "Wastewater Treatment Plant" bordering our "Residential Community" would be a disaster. The prevailing winds would constantly bring unavoidable odors to this Senior Community. There must be other land available for this Wastewater Treatment Plant or the possibility of tying the Tribe's waste treatment into the existing Lake Hemet Municipal Water District for their

cf ✓
RAM Dec 18 2008
MO

associated needs. We ask that this alternative and all other options be analyzed as alternatives to the construction of an on-site waste treatment plant by the Tribe.

Public Safety, where should we begin? In the last month alone there have been three front page articles of high speed chases with bullets flying (see the attached articles). There has been a history of small arms fire coming from the reservation. Bullets being shot into the air have on many occasions landed within the Soboba Springs Mobile Estates. Fortunately to date, no one has been injured by the stray bullets. The Fire Department will not even enter the Soboba Reservation without a Sheriff's escort (see the enclosed articles).

Traffic is unbearable during Casino Special Events even without the proposed expansion. Our residents have been delayed over two hours, due to the roads being over taxed. There are no allowances for law enforcement and emergency services during these traffic jams. Emergency vehicles have been known to drive off the roadways to bypass jammed traffic leading to the casino. This is an existing detriment to our community. Traffic studies must take into account traffic volumes during special events. What will the plans be for widening the existing roads, traffic controls and traffic management? Does the Tribe have an adequate evacuation plan in the event of an emergency? Who will be responsible for these expanded problems which are not currently being taken seriously? We are a Senior Community who rely on "Emergency Medical Technicians" on a regular basis. The delays for emergency equipment even today are life threatening without the expansion of the proposed project.

We are concerned that without adequate mitigation the proposed casino expansion will result in devastating consequences for the area. Public safety, traffic, air pollution, noise, overpowering lighting and signage, view restrictions, unlimited hours of operation, residential to commercial buffering, utilities, and sanitation are all issues of major concern. The residents of Soboba Springs Mobile Estates choose their homes for the peace and tranquility of the rural residential setting. Most have lived in the city and were impacted by the increasing traffic, pollution, noise and lighting accordingly. They were lured to Soboba Springs by the beautiful mountains and lush landscape. Erecting a hotel right outside of the Park will diminish the view and change the atmosphere. Currently, the Soboba Casino has four spot lights that permeate the sky all evening, compromising those lost starry night sky's. Will the Tribe continue to use such lighting next door or will the plan be conducive to their neighbors by restricting the pending operation to localized lighting on the facility.

For example, outdoor concerts have been routinely held on the Soboba Reservation. Our community has been affected by noise, traffic and debris thrown from cars as they leave the reservation. If this proposal is approved will this bring these venues to our back door without consideration?

In past years our residents have been impacted by decisions made by Tribal members, i.e., holding Day/Night racing on a dirt bike track radiating the surroundings with the constant reverberation of roaring motorcycles. Our expressed concerns to the Tribe Council were met with, "it is out of our control" as though the parcel was not within tribal control. Several months later, after a number of related injuries occurred, and tragically a death, this activity was finally stopped by the Tribe. History has not demonstrated confidence that our issues will be taken seriously by the Tribe.

If the additional land is taken into trust by the BLA for the Tribe, we anticipate loss of local governmental control, which we know looks out for such property rights and environmental issues. The land in question is now under the domain of the City of San Jacinto with General Plans, Zoning Laws, Ordinances and Building Codes along with State law all designed to regulate development and construction. What restrictions will govern and mitigate the proposed development by the Tribe under Federal law if this land is taken into trust. Where is the oversight?

By taking the desired additional land into trust, we foresee the Tribe would be exempt from the current local zoning and will no longer be subject to the City's General Plan. The residential nature of this existing area would be overwhelmed by the proposed congestion that comes with a large scale casino and hotel operation, encompassing our quiet community within a non-conducive commercial activity. If unmitigated, the residential character will be lost forever.

The Tribe should agree to subject itself to the City of San Jacinto's local land use process for development standards and building codes enforcement for the expansion project. This is done in other local communities, such as by the Agua Caliente Band in the City of Palm Springs. Further, the Tribe should agree to reasonable building design and height of all buildings, and agree to be subject to local planning oversight by the City, which has and should maintain the compatibility of the proposed expansion. Soboba Springs Mobile Estates has been protected by such ordinances which govern zoning, planning and respective set-backs for the adjacent properties.

January 18, 2008

If additional lands are taken into trust for the Tribe and the hotel and casino project begins, Soboba Springs' residents will be burdened by corresponding noise, dust and vibration and many other adverse impacts during the construction of the project. The hours of operation and construction therefore need to be limited to reasonable hours and measures must be required to be taken by the Tribe to mitigate construction nuisances.

What impact is this annexation and proposed project going to have on local services? We already know the Fire Department and Paramedics will not enter the reservation without a police escort. The Tribe does not currently have a contract for police services; they are using their own private security guards (and not sworn peace officers that are certified under State law, P.O.S.T.). The Tribe should be required to hire a sufficient number of sworn peace officers that are certified under State law, P.O.S.T, to ensure that public safety needs are adequately met if the Tribe's expansion project is approved by the BIA.

Currently our streets are maintained by the City of San Jacinto, so who will be responsible for maintaining Lake Park Drive? What impact will a project of this caliber have on our already burdened utility companies (brown outs)? Again, these are concerns that must be addressed in the EIS.

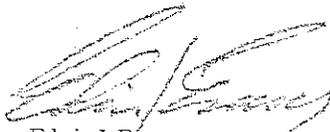
One mitigation measure we feel should be fully analyzed in the EIS is placing an adequate "buffer zone" around our mobilehome park proportionate to the proposed development. In addition to this buffer zone, we request that the Tribe finish the block wall around the Community with an additional exit for emergency evacuation, in accordance with our easement agreements. These measures will give our Community a little relief from the intensity of the new casino and the (yet to be fully disclosed) development of the property immediately surrounding our mobilehome community.

Economics always comes into play, especially when combinations of intense uses are imposed upon residential properties. It becomes quite clear that the proposed uses of the land surrounding our mobilehome community and the homes therein will be dramatically impacted, particularly if strong mitigation measures are not imposed. Our residents have had the benefit of the quiet enjoyment of this private community for 35 plus years. Most have placed their nest egg in their homes. They have justified concerns that the proposed project will deflate their property values. We ask the committee to consider the impact this proposed project will have on the property values in the neighboring residential properties.

Please understand we do not want to stand in the way of the Tribe's progress; however, the BIA must put sufficient mitigation measures in place so that our Homeowners can in fact coexist with the impacts of the proposed Tribal uses, which go way beyond the norm. We have in the past enjoyed good relations with the Tribe and stand ready to work with them and the BIA to accomplish these goals.

Finally, we are most concerned about the governmental authority and accountability the Tribe will have towards us and other surrounding neighbors, after the BIA completes it review through this process. Therefore, we hope to have discussions with the BIA and the City in the near future, besides the Tribe, to best address our concerns. Thank you for your time and consideration in evaluating our aforementioned concerns.

Sincerely,



Edwin J. Evans
Managing Member EPM Zimmer Company, L.L.C.
General Partner, Soboba Springs Mobile Estates

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RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO:

SULLIVAN & CARLYLE
401 Civic Center Drive West
Tenth Floor
Santa Ana, California 92701
Attn: Timothy D. Carlyle

RECEIVED FOR RECORD
AT 11:00 O'CLOCK A.M.
At Request of

City
Book 1982, Page 22010
FEB 5 - 1982

Recorder in Official Records
of Riverside County, California

Donald S. Adams Recorder
FEES \$ 19

EASEMENT AGREEMENT

This Easement Agreement ("Agreement") is made on December 31, 1981 by and between Daon Corporation ("Daon"), a Delaware corporation, and EFM Soboba, a California Limited Partnership ("EFM"), who agree as follows:

1. Recitals.

This Agreement is made with reference to the following facts which are a material part hereof:

A. EFM is purchasing that certain real property located in the unincorporated area of Riverside County, California comprising a 25-l space mobile home park known as Soboba Springs Mobile Home Park ("EFM Property") and more fully described on Exhibit "A", attached hereto and made a part hereof.

B. Daon is the fee owner of that certain real property located in the unincorporated area of Riverside County, California, adjacent to the EFM Property, ("Daon Property") and more fully described

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on Exhibit "E" attached hereto and made a part hereof. Daon desires to develop the Daon Property for a mobile home park and/or other use.

C. In connection with the development of the Daon Property, Daon shall require easements (collectively "Daon Easements") on, over and across the EPM Property for drainage and sewer pipelines and other purposes as specified below.

D. EPM agrees to grant Daon the Daon Easement provided that concurrently with such grant, EPM is granted an easement ("EPM Easement") over a portion of the Daon Property for ingress and egress, and other uses, on the terms and conditions stated below.

2. Grant of Easement.

Concurrently upon the conveyance to EPM of the EPM Property in consideration of the covenants contained herein and other valuable consideration, the receipt and adequacy of which are hereby acknowledged the parties grant to each other the following:

2.1 Daon Easement.

EPM hereby grants to Daon the following Daon Easements:

A. An easement for drainage purposes on, over and across those portions of the EPM Property described on Exhibit "C" by crosshatching.

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B. An easement for the purposes of constructing, reconstructing, operating, repairing and maintaining a domestic sewer pipeline system and all necessary appurtenances thereto, including the right of ingress and egress to perform those activities, on, over, across and under that portion of the EFM Property described on Exhibit "D" attached hereto and made a part hereof. Said easement is and shall be located within existing streets on the EFM Property. Any use of said easement by Daon shall be exercised in a reasonable manner, upon no less than 30 days notice to EFM, and in a manner to minimize any inconvenience to EFM or to the residents of the Mobile Home Park. Daon shall fully restore the EFM Property, at no cost or expense to EFM, to the condition said property was in prior to any use by Daon of said easement.

C. An easement for the relocation of existing electrical and telephone facilities as indicated in the drawing done for Daon by Utility Planning Inc. dated December 4, 1981 and initiated by the parties hereto. Any use of said easement by Daon shall be exercised in a reasonable manner, upon no less than 30 days notice to EFM, and in a manner to minimize any inconvenience to EFM or to the residents of the Mobile Home Park. Daon shall fully restore the EFM Property, at no cost or expense to EFM, to the condition said property was in prior to any use by Daon of said easement.

D. An easement for emergency vehicular ingress and egress purposes on, over and across those portions of the EFM Property which are paved, improved and designated as streets. For purposes of this Agreement "emergency vehicle" shall refer to fire, police,

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ambulance or paramedic vehicles or vehicular traffic needed in response to a public emergency on the Daon Property. EPM assumes no responsibility to Daon or to other third parties, by this grant of easement, for maintaining said streets in a passable and usable condition. Daon further agrees to indemnify, defend and hold EPM harmless, including its individual partners, agents, employees, and each of them, against any and all claims, liabilities, loss and costs, including without limitation reasonable attorneys' fees, arising out of any use of the easement created herein.

2.2 ERM Easement.

Daon hereby grants to ERM an easement for ingress and egress purposes and for the parking and storage of travel trailers, boats, recreational vehicles and purposes related to such parking and storage, including the use of the existing enclosed storage facilities and the use of utilities servicing the same, on, over and across those portions of the Daon Property presently being utilized for such purposes and located within that portion of said property described on Exhibit "E", attached hereto and made a part hereof. Said easement shall be utilized for the purposes set forth herein by the residents and tenants of the 254 space mobile home park located on the ERM Property. Provided however that upon sixty (60) days notice to ERM the location of said easement may be relocated in connection with the development of the Daon Property as a mobile home park and or other use, to a different location over, across and upon said Daon Property. ERM hereby agrees that it shall bear a portion of the cost of the relocation ^{and construction} of said easement which portion shall be in the proportion which the number of mobile home

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spaces on the EFM Property, to-wit, 254 spaces, bears to the total number of mobile home spaces or other residential units on the EFM Property and the Daon Property as developed. EFM, upon the relocation of said easement, shall be entitled to an equivalent number of vehicular parking spaces and a related amount of storage area based on said proportion. In no event shall the spaces made available to EFM on such relocation be less than sixty (60) such spaces. Until such time as the location of the easement is relocated pursuant to this section 2.2 and as long as EFM and the residents and tenants of the EFM property are the sole and exclusive users of the easement granted hereby EFM shall maintain the easement in its present physical condition and shall maintain a public liability insurance policy naming Daon as an additional insured, which policy shall include within the described terms of its coverage the easement areas granted hereby. Provided, however, that in the event of the partial or total destruction of the improvements situated on the easement area neither EFM nor Daon shall be obligated to reconstruct such improvements. Upon such relocation the cost of utilities and maintenance in connection with use of the easement shall be borne by the parties hereto in the same proportion as the relocation cost, as set forth hereinabove. In the event of a phased development of the Daon property, and provided there are vacant spaces available for Recreational Vehicle Parking and Storage, EFM agrees to allow joint use of the existing easement facility.

2.3 Reciprocal Access Easements.

In the event the primary or main access or entrance to the respective parcels of real property as described in I.A. and I.B. hereof are temporarily blocked or obstructed so that vehicular traffic cannot otherwise pass EFM grants to Daon and Daon grants to EFM a temporary easement for ingress, egress and access to such grantee's real

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property over, across and upon those portions of the EIM Property and the Daon Property respectively which are or shall be paved, improved and designated as streets. Said easements shall only be used exclusively for the purpose of gaining access to said grantee's real property as described herein in the event of such obstruction. It is the intention of the grantor's hereby to create only a temporary alternative means of access to the respective grantee's real property on behalf of the residents or tenants of such real property. In no event shall the easements created hereon be used by or in connection with any construction upon or development of the respective parcels. Nothing in this grant of easement shall be construed to impart any liability to the respective grantee's herein in connection with maintaining said easements for the benefit of the respective grantees.

2.4 Use of Easements.

The parties hereto acknowledge that the easements granted pursuant to Sections 2.2 and 2.3 hereof will and shall be used by the grantees thereof, their respective employees and agents and the residents, tenants and occupants of the parcels of real property which are served thereby.

3. Character of Easement.

The Daon Easements granted herein are non-exclusive and appurtenant to the Daon Property as described in Exhibit "B". The EIM Easement granted herein is non-exclusive and is appurtenant to the EIM Property as described in Exhibit "A".

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4. Further Agreement.

The parties hereto further agree that ERM will have no obligation to construct improvements, including drainage systems, walls or landscaping on the Daon Property as a result of the County of Riverside Conditional Use Permit No. 2349W dated August 31, 1981.

5. Indemnity.

Each party shall indemnify, defend and hold harmless the other party, its individual partners, agents, employees, and each of them, against any and all claims, liabilities, loss and costs, including without limitation reasonable attorneys' fees, arising out of any acts or omissions of the indemnifying party or those using the respective easement with the permission thereof, to-wit, the residents, tenants or occupants of the respective benefited parcels, in connection with the use of the respective easements.

6. Entire Agreement.

This instrument contains the entire agreement between the parties relating to the rights herein granted and the obligations herein assumed. Any oral representation or modifications concerning this instrument shall be of no force and effect. This Agreement may be modified only by an agreement in writing signed by the parties hereto.

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7. Further Assurances.

The parties shall cooperate in good faith and shall execute such further documents as may be necessary to carry out the intent of this Agreement.

8. Attorneys' Fees.

In the event of any controversy, claim or dispute relating to this Agreement or the breach thereof, the prevailing party shall be entitled to recover from the losing party its reasonable expenses, attorneys' fees and costs.

9. Binding Effect.

All provisions of this Agreement, including the benefits and burdens, shall run with the land and bind and inure to the benefit of the respective heirs, personal representatives, successors, transferees, and assigns of the parties hereto.

10. Default.

Daon's obligations and duties under this Agreement shall terminate in the event EPM should default, and should such default not be cured as provided by law or agreement of the parties, on the terms of that certain promissory note or deed of trust securing same, executed December 31, 1981, describing the EPM Property wherein EPM is named

Feb. 5, 1982

Order No. 51101B-A

EXHIBIT "A"

That portion of Lot 3 of Jose A. Estudillo's Subdivision of Tract VII, in Rancho San Jacinto Viejo as per map recorded in Book 6 page 304 of Maps, in the Office of the County Recorder of San Diego County, described as follows:

Beginning at the center line intersection of Main Street and Soboba Road as said intersection is shown on a map filed in Book 46 page 15, Records of Survey; thence South 49° 59' 10" West 1,149.16 feet on said center line of Main Street to the TRUE POINT OF BEGINNING; thence South 40° 00' 50" East 329.48 feet; thence North 51° 54' 59" East 65.00 feet; thence South 47° 38' 27" East 71.67 feet to the beginning of a non-tangent curve concave Southerly and having a radius of 166.00 feet, a radial line to the beginning of said non-tangent curve bears North 47° 38' 27" West; thence Easterly on said curve through an angle of 60° 07' 37" 174.20 feet; thence tangent to said curve South 77° 30' 50" East 540.15 feet to the beginning of a tangent curve concave Southwesterly and having a radius of 416.00 feet; thence Southeasterly on said curve through an angle of 38° 29' 43" 279.50 feet to the beginning of a compound curve concave Westerly and having a radius of 508.00 feet, a radial line to the beginning of said compound curve bears North 50° 58' 53" East; thence Southerly on said compound curve through an angle of 51° 30' 17" 456.65 feet; thence tangent to said curve South 12° 29' 10" West 144.32 feet to the beginning of a tangent curve concave Northwesterly and having a radius of 508.00 feet; thence Southwesterly on said curve through an angle of 37° 16' 11" 330.44 feet; thence tangent to said curve South 49° 45' 21" West 512.52 feet to the beginning of a tangent curve concave Northerly and having a radius of 453.00 feet; thence Southwesterly, Westerly and Northwesterly on said curve through an angle of 99° 31' 25" 786.87 feet; thence tangent to said curve North 30° 43' 14" West 865.52 feet to the beginning of a tangent curve concave Northeasterly and having a radius of 508.00 feet; thence Northwesterly on said curve through an angle of 20° 04' 30" 177.99 feet to the beginning of a compound curve concave Easterly and having a radius of 131.00 feet, a radial line to the beginning of said compound curve bears South 79° 21' 16" West; thence Northerly on said compound curve through an angle of 29° 08' 43" 66.64 feet; thence North 71° 30' 01" West 113.40 feet to an intersection with the Southeasterly line of Parcel No. 4020-122C as shown on the aforesaid Record of Survey (Southeasterly line of that portion of Parcel No. 4020-122C which is adjacent to Main Street); thence North 46° 16' 14" East on said Southeasterly line 43.21 feet to an angle point in said Southeasterly line; thence continuing on said Southeasterly line North 49° 59' 10" East 370.16 feet; thence North 40° 00' 50" West 30.00 feet to an intersection with the aforesaid center line of Main Street; thence North 49° 59' 10" East 340.35 feet on said center line to the TRUE POINT OF BEGINNING.

Excepting therefrom that portion lying within Main Street as described in the deed to the County of Riverside recorded September 21, 1970 as Instrument No. 93172.

EXHIBIT "A"



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Order No. 511018-B

EXHIBIT 'B'

Those portions of Lots 1 and 3 of the Jose A. Estudillo Subdivision of Tract VII of the Rancho San Jacinto Viejo, as per map recorded in Book 6 page 304 of Maps, in the Office of the County Recorder, San Diego County, described as follows:

Beginning at a point on the Southerly line of said Lot 1, designated as S. J. 35 on above mentioned map, said point being also the Northwest corner of the Indian Reservation in the Northwest 1/4 of Section 31, Township 4 South, Range 1 East, San Bernardino Base and Meridian, thence North 43° 00' West, 20 chains; thence North 38° 30' West, 7.50 chains; thence North 31° 30' West, 11 chains; thence North 11° 50' West, 17.11 chains; thence North 11° 50' West, 4.46 chains, more or less, to a point on the San Bernardino Meridian line, 151 feet North of the quarter section between sections 25 and 30 in Township 4 South, Range 1 East, San Bernardino Base and Meridian; thence North 13° 45' West, to the Northwest corner of said Lot 3; said line also being the Southeastery line of an avenue 80 feet wide, as shown on said Map; thence South 42° West, on said Southeastery line of said avenue, to the Southwestery line of said Tract VII; thence South 45° East, 56.40 chains, on said Southwestery line, to the most Southerly corner of said Lot 3; thence North 41° 50' East, on the Southeastery line of said Lots 3 and 1, 41.65 chains, to THE POINT OF BEGINNING.

Excepting therefrom that portion in the highway known as Soboba Springs Road, as described in Deeds recorded in Book 253 page 144 and in Book 278 page 140, respectively, of Deeds.

Also excepting therefrom a strip of land described as follows:

Beginning at said point designated as S. J. 35 on said Map; thence North 43° 00' West, 20 chains; thence North 38° 30' West, 7.50 chains; thence North 31° 30' West, 6.54 chains; to THE POINT OF BEGINNING of a 60 foot strip of land, the center line thereof beginning at the last mentioned point, thence South 50° 00' West, 8.61-3/4 chains, to a point in the San Bernardino Meridian line; thence South 50° 00' West, 19.8825 chains; thence South 55° 25' West, to the Southwestery line of said Lot 3;

Also excepting therefrom Parcel 4020-122A, as shown on a map filed in Book 33 pages 48 through 62, inclusive, Records of Survey.

Also excepting therefrom Parcel 4020-122C, as shown on a map filed in Book 46 page 15 of Records of Survey.

Also excepting therefrom that portion lying Northwesterly of the Southeastery line of Soboba Road (now Main Street) as shown on a map filed in Book 33 page 57 of Records of Survey.

EXHIBIT 'B'



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Order No. 511018-B
Page 2
EXHIBIT "B" Continued

Also excepting therefrom that portion described as follows:

Beginning at the center line intersection of Main Street and Soboba Road as said intersection is shown on a map filed in book 46 page 15, Records of Survey; thence South 49° 59' 10" West 1,149.16 feet on said center line of Main Street to the TRUE POINT OF BEGINNING; thence South 40° 00' 50" East 329.48 feet; thence North 51° 54' 59" East 65.00 feet; thence South 47° 38' 27" East 71.67 feet to the beginning of a non-tangent curve concave Southwesterly and having a radius of 166.00 feet, a radial line to the beginning of said non-tangent curve bears North 47° 38' 27" West; thence Easterly on said curve through an angle of 60° 07' 37" 174.20 feet; thence tangent to said curve South 77° 30' 50" East 540.15 feet to the beginning of a tangent curve concave Southwesterly and having a radius of 416.00 feet; thence Southeasterly on said curve through an angle of 36° 29' 43" 279.50 feet to the beginning of a compound curve concave Westerly and having a radius of 508.00 feet, a radial line to the beginning of said compound curve bears North 50° 58' 53" East; thence southerly on said compound curve through an angle of 51° 30' 17" 450.65 feet; thence tangent to said curve South 12° 29' 10" West 164.32 feet to the beginning of a tangent curve concave Northwesterly and having a radius of 508.00 feet; thence Southwesterly on said curve through an angle of 37° 16' 11" 330.44 feet; thence tangent to said curve South 49° 45' 21" West 512.52 feet to the beginning of a tangent curve concave Northerly and having a radius of 453.00 feet; thence Southwesterly, Westerly and Northwesterly on said curve through an angle of 59° 31' 25" 786.87 feet; thence tangent to said curve North 30° 43' 14" West 865.52 feet to the beginning of a tangent curve concave Northeastly and having a radius of 508.00 feet; thence Northwesterly on said curve through an angle of 20° 04' 30" 177.99 feet to the beginning of a compound curve concave Easterly and having a radius of 131.00 feet, a radial line to the beginning of said compound curve bears South 79° 21' 16" West; thence Northerly on said compound curve through an angle of 29° 08' 43" 66.54 feet; thence North 71° 30' 01" West 113.40 feet to an intersection with the Southeasterly line of Parcel No. 4020-1220 as shown on the aforesaid Record of Survey (Southeasterly line of that portion of Parcel No. 4020-1220 which is adjacent to Main Street); thence North 46° 16' 14" East on said Southeasterly line 43.21 feet to an angle point in said Southeasterly line; thence continuing on said Southeasterly line North 43° 59' 10" East 370.16 feet; thence North 40° 00' 50" West 50.00 feet to an intersection with the aforesaid center line of Main Street; thence North 49° 59' 10" East 340.35 feet on said center line to the TRUE POINT OF BEGINNING;

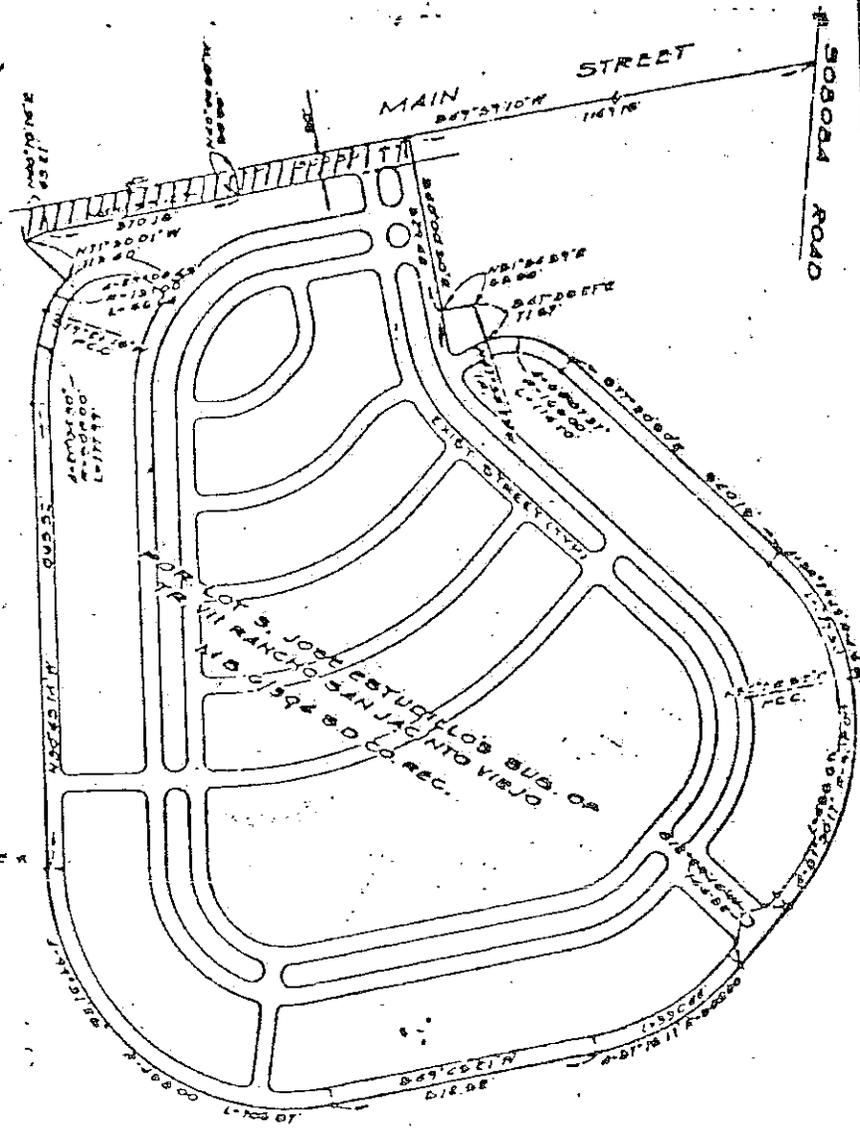
Also excepting those portions of Main Street and Soboba Road as described in the deeds to the County of Riverside recorded September 21, 1970 as Instrument No. 95172 and re-recorded October 8, 1970 as Instrument No. 101656.



EXHIBIT "B" continued

Feb. 5, 1982

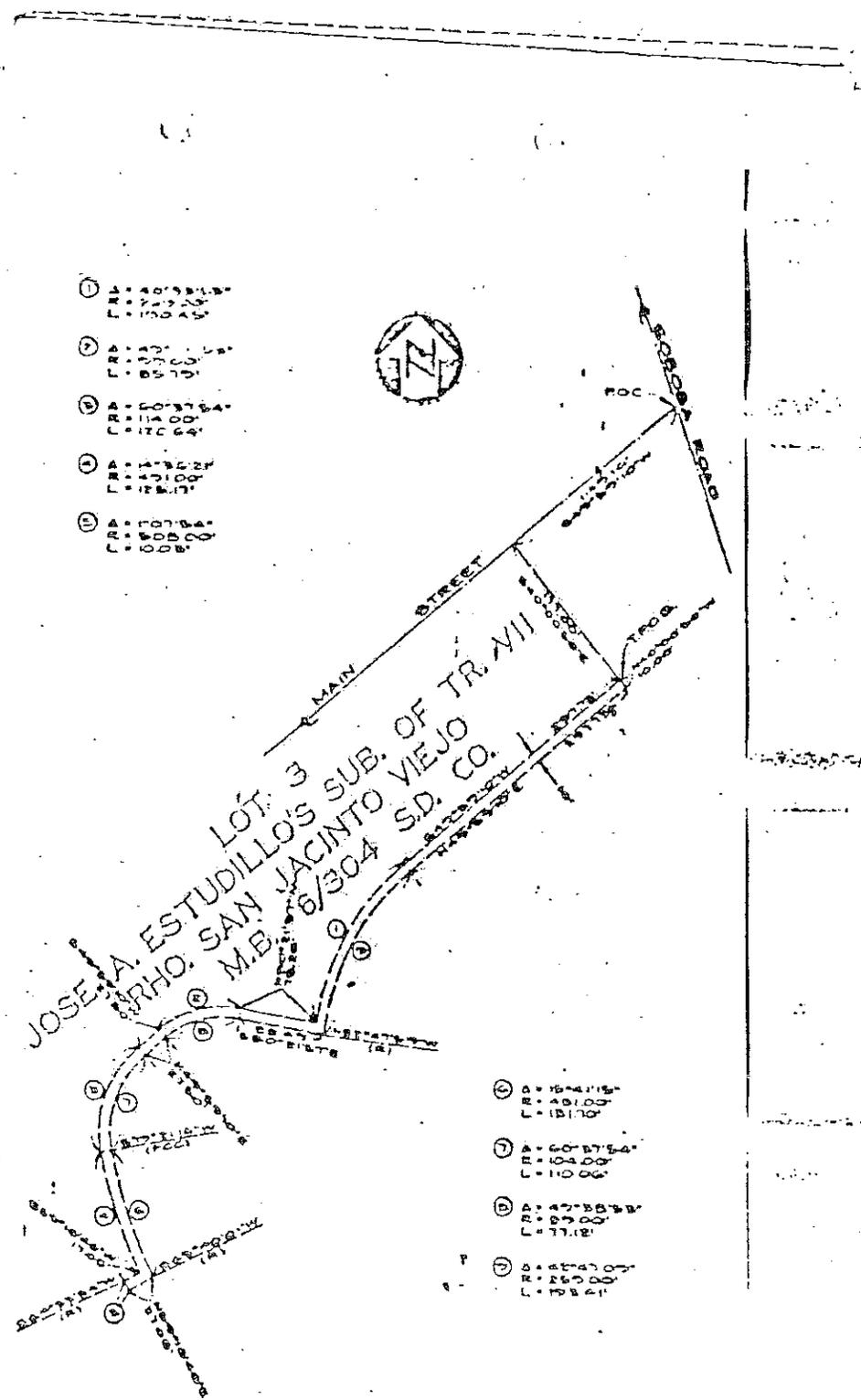
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INGRESS, EGRESS & DRAINAGE EASEMENT
PLAT FOR SOBOBA MOBILE HOME PARK

EXHIBIT C TO EASEMENT AGREEMENT

(This area for official material wall)



- ① A = 40°38'15"
R = 747.25'
L = 150.45'
- ② A = 40°38'15"
R = 747.25'
L = 150.45'
- ③ A = 60°37'54"
R = 1114.00'
L = 170.64'
- ④ A = 47°35'38"
R = 491.00'
L = 175.12'
- ⑤ A = 70°18'54"
R = 808.00'
L = 100.8'

- ⑥ A = 18°47'15"
R = 481.00'
L = 121.70'
- ⑦ A = 60°37'54"
R = 1044.00'
L = 110.06'
- ⑧ A = 47°35'38"
R = 595.00'
L = 77.12'
- ⑨ A = 57°47'03"
R = 760.00'
L = 105.41'

SEWER EASEMENT PLAT
FOR
SOBOZA MOBILE HOME PARK
EXHIBIT D TO EASEMENT AGREEMENT

Order No. 511018-B

EXHIBIT "E"

Those portions of Lots 1 and 3 of the Jose A. Estudillo Subdivision of Tract VII of the Rancho San Jacinto Viejo, as per map recorded in Book 6 page 304 of Maps, in the Office of the County Recorder, San Diego County, described as follows:

Beginning at a point on the southerly line of said Lot 1, designated as S. J. 35 on above mentioned map, said point being also the Northwest corner of the Indian Reservation in the Northwest 1/4 of Section 31, Township 4 South, Range 1 East, San Bernardino Base and Meridian; thence North 43° 00' West, 20 chains; thence North 38° 30' West, 7.50 chains; thence North 31° 30' West, 11 chains; thence North 11° 50' West, 17.11 chains; thence North 11° 50' West, 4.46 chains, more or less, to a point on the San Bernardino Meridian line, 151 feet North of the quarter section between Sections 25 and 30 in Township 4 South, Range 1 East, San Bernardino Base and Meridian; thence North 13° 45' West, to the Northwesterly line of said Lot 3, said line also being the Southeastery line of an avenue 60 feet wide, as shown on said Map; thence South 42° West, on said Southeastery line of said avenue, to the Southwesterly line of said Tract VII; thence South 45° East, 56.40 chains, on said Southwesterly line, to the most Southerly corner of said Lot 3; thence North 41° 50' East, on the Southeastery lines of said Lots 3 and 1, 41.65 chains, to THE POINT OF BEGINNING.

Excepting therefrom that portion in the highway known as Soboba Springs Road, as described in Deeds recorded in Book 253 page 144 and in Book 270 page 140, respectively, of Deeds.

Also excepting therefrom a strip of land described as follows:

Beginning at said point designated as S. J. 35 on said Map; thence North 43° 00' West, 20 chains; thence North 38° 30' West, 7.50 chains; thence North 31° 30' West, 6.54 chains, to THE POINT OF BEGINNING of a 60 foot strip of land, the center line thereof beginning at the last mentioned point; thence South 50° 00' West, 8.61-3/4 chains, to a point in the San Bernardino Meridian Line; thence South 50° 00' West, 19.8825 chains; thence South 55° 25' West, to the Southwesterly line of said Lot 3;

Also excepting therefrom Parcel 4020-122A, as shown on a map filed in Book 33 pages 48 through 62, inclusive, Records of Survey.

Also excepting therefrom Parcel 4020-122C, as shown on a map filed in Book 46 page 15 of Records of Survey.

Also excepting therefrom that portion lying Northwesterly of the Southeastery line of Soboba Road (now Main Street) as shown on a map filed in Book 33 page 57 of Records of Survey.

EXHIBIT "E"



22010

Order No. 511018-B
 Page 2
 EXHIBIT "E" Continued

Also excepting therefrom that portion described as follows:

Beginning at the center line intersection of Main Street and Soboba Road as said intersection is shown on a map filed in Book 46 page 15, Records of Survey; thence South $49^{\circ} 59' 10''$ West 1,149.16 feet on said center line of Main Street to the TRUE POINT OF BEGINNING; thence South $40^{\circ} 00' 50''$ East 329.48 feet; thence North $51^{\circ} 54' 59''$ East 65.00 feet; thence South $47^{\circ} 38' 27''$ East 71.67 feet to the beginning of a non-tangent curve concave Southerly and having a radius of 166.00 feet, a radial line to the beginning of said non-tangent curve bears North $47^{\circ} 38' 27''$ West; thence Easterly on said curve through an angle of $60^{\circ} 07' 37''$ 174.20 feet; thence tangent to said curve South $77^{\circ} 30' 50''$ East 540.15 feet to the beginning of a tangent curve concave Southwesterly and having a radius of 416.00 feet; thence Southeasterly on said curve through an angle of $38^{\circ} 29' 43''$ 279.50 feet to the beginning of a compound curve concave Westerly and having a radius of 508.00 feet, a radial line to the beginning of said compound curve bears North $50^{\circ} 58' 53''$ East; thence Southerly on said compound curve through an angle of $51^{\circ} 30' 17''$ 456.65 feet; thence tangent to said curve South $12^{\circ} 29' 10''$ West 144.32 feet to the beginning of a tangent curve concave Northwesterly and having a radius of 508.00 feet; thence Southwesterly on said curve through an angle of $37^{\circ} 16' 11''$ 330.44 feet; thence tangent to said curve South $49^{\circ} 45' 21''$ West 512.52 feet to the beginning of a tangent curve concave Northerly and having a radius of 453.00 feet; thence Southwesterly, Westerly and Northwesterly on said curve through an angle of $99^{\circ} 31' 25''$ 780.87 feet; thence tangent to said curve North $30^{\circ} 43' 14''$ West 865.52 feet to the beginning of a tangent curve concave Northeastly and having a radius of 508.00 feet; thence Northwesterly on said curve through an angle of $20^{\circ} 04' 30''$ 177.99 feet to the beginning of a compound curve concave Easterly and having a radius of 131.00 feet, a radial line to the beginning of said compound curve bears South $79^{\circ} 21' 16''$ West; thence Northerly on said compound curve through an angle of $29^{\circ} 08' 43''$ 66.64 feet; thence North $71^{\circ} 30' 01''$ West 113.40 feet to an intersection with the Southeasterly line of Parcel No. 4020-12X as shown on the aforesaid Record of Survey (Southeasterly line of that portion of Parcel No. 4020-12X which is adjacent to Main Street); thence North $46^{\circ} 16' 14''$ East on said Southeasterly line 43.21 feet to an angle point in said Southeasterly line; thence continuing on said Southeasterly line North $49^{\circ} 59' 10''$ East 370.16 feet; thence North $40^{\circ} 00' 50''$ West 50.00 feet to an intersection with the aforesaid center line of Main Street; thence North $49^{\circ} 59' 10''$ East 340.35 feet on said center line to the TRUE POINT OF BEGINNING;

Also excepting those portions of Main Street and Soboba Road as described in the deeds to the County of Riverside recorded September 21, 1970 as Instrument No. 93172 and re-recorded October 8, 1970 as Instrument No. 101656.

Excepting therefrom the northeasterly 1500 feet measured from the center line of Soboba Road.

EXHIBIT "E" continued.



16

Dec. 31, 1981

SAFECO

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241678

RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO:

SULLIVAN & CARLYLE
401 Civic Center Drive West
Tenth Floor
Santa Ana, California 92701
Attn: Timothy D. Carlyle

RECEIVED FOR RECORD
3 1/2 Mins. Post. 50 Cents
At Request of
SULLIVAN & CARLYLE
Book 1781, Page

DEC 31 1981

Recorded in Official Records
of Riverside County, California

Donald S. Sullivan, Recorder
PMS 1-16

PERIMETER STRIP AGREEMENT

This Agreement ("Agreement") is made on December 31, 1981 by and between Daon Corporation ("Daon"), a Delaware corporation, and ERM Soboba, a California Limited Partnership ("ERM"), who agree as follows:

1. Recitals.

This Agreement is made with reference to the following facts which are a material part hereof:

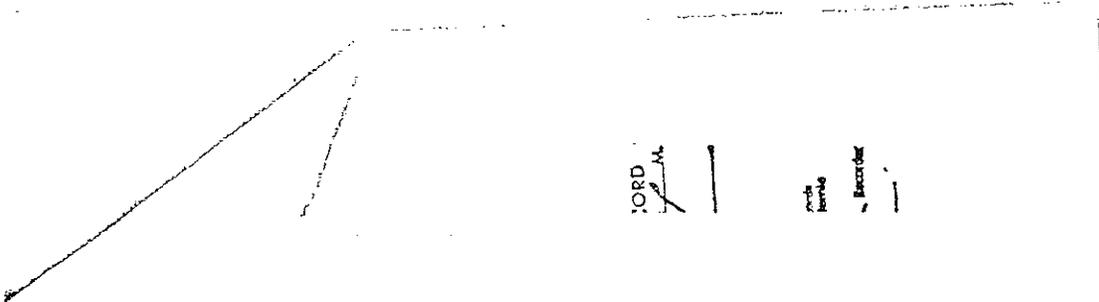
A. ERM is purchasing that certain real property located in the unincorporated area of Riverside County, California comprising a 254 space mobile home park known as Soboba Springs Mobile Home Park ("ERM Property") and more fully described on Exhibit "A", attached hereto and made a part hereof.

B. Daon is the fee owner of that certain real property located in the unincorporated area of Riverside County, California, adjacent to the ERM Property, ("Daon Property") and more fully described

Dec. 31, 1981

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on Exhibit "B" attached hereto and made a part hereof. Daon desires to develop the Daon Property for a mobile home park and/or other use.

C. In connection with its purchase of the EPM Property EPM has requested that Daon grant to EPM its permission to utilize a ten (10) foot wide strip located on the Daon Property and adjoining the EPM Property, around its perimeter, for the use and purposes set forth herein.

2. Grant of Easement.

Concurrently upon the conveyance to EPM of the EPM Property in consideration of the covenants contained herein and other valuable consideration, the receipt and adequacy of which are hereby acknowledged Daon grants to EPM the following:

The right to use, for the purposes set forth herein, a ten (10) foot wide strip located on the Daon Property and adjoining the EPM Property along the perimeter thereof; For purposes of clarifying the intent of the parties hereto Exhibit "C" illustrates the approximate location of said perimeter strip as the crosshatched area. Said perimeter strip may be utilized by EPM only for the purpose of the installation and maintaining of landscaping, including but not limited to the planting of trees, shrubbery, and ground cover and the installation of sprinkler systems for the irrigation thereof. EPM shall at all times maintain the perimeter strip in a clean and orderly condition.

(2)

Dec. 31, 1981

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EPM's use of said perimeter strip shall not interfere with any present improvements located thereon:

The right to use said perimeter strip may be terminated by Daon in connection with Daon's development of the Daon Property as a mobile home park, upon sixty (60) days written notice to EPM.

EPM is also hereby granted the right to ingress and egress onto said perimeter strip for the purposes of the installation and maintenance of said landscaping and sprinkler systems as set forth herein and for maintaining said perimeter strip. Said right to use the perimeter strip shall be appurtenant to the EPM Property and shall be non-exclusive.

The right to use the easement is expressly reserved to Daon. In addition, Daon reserves the right to make any subsurface use that does not unreasonably interfere with EPM's use.

EPM shall restore said perimeter strip to its original condition, prior to the installation of said landscaping and sprinkler systems, upon the termination of its use of the same.

This Agreement shall terminate in the event EPM should default, and should such default not be cured as provided by law or agreement of the parties, the terms of that certain promissory note or the deed of trust securing same, executed this date, describing the EPM Property, wherein EPM is named trustor, Safeco Title Insurance Company is named trustee and Daon is named beneficiary.

Dec. 31, 1981

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3. Indemnity.

ERM shall indemnify, defend and hold harmless Daon, its agents, employees and each of them against any and all claims, liabilities, loss and costs including without limitation reasonable attorneys' fees arising out of any act or omission of ERM, its agents or employees in connection with the perimeter strip.

4. Notice. All notice called for pursuant to this Agreement shall be sent U.S. Mail, postage prepaid and shall be effective when deposited in said mails and addressed to the respective parties as follows:

To: Daon:

To: ERM:

5. Entire Agreement.

This instrument contains the entire agreement between the parties relating to the rights herein granted and the obligations herein assumed. Any oral representation or modifications concerning this instrument shall be of no force and effect. This Agreement may be modified only by an agreement in writing signed by the parties hereto.

(4)

Dec. 31, 1981

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6. Further Assurances.

The parties shall cooperate in good faith and shall execute such further documents as may be necessary to carry out the intent of this Agreement.

7. Attorneys' Fees.

In the event of any controversy, claim or dispute relating to this Agreement or the breach thereof, the prevailing party shall be entitled to recover from the losing party its reasonable expenses, attorneys' fees and costs.

8. Binding Effect:

All provisions of this Agreement, including the benefits and burdens, shall run with the land and bind and inure to the benefit of the respective heirs, personal representatives, successors, transferees, and assigns of the parties hereto.

DAON CORPORATION,
a Delaware corporation

By: R. D. Miller
(Title)
DIRECTOR - LAND DEPT.

EPI Soboba,
A California Limited Partnership

By: [Signature]
(Title)

Dec. 31, 1981

SAFE CO

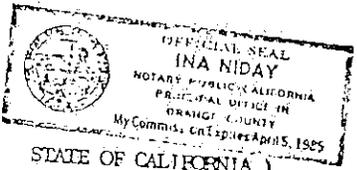
2416781

By: [Signature] (Title)
State Corporation
Dr. Vice President
 STATE OF CALIFORNIA)
 COUNTY OF ORANGE) SS

By: [Signature] (Title)
[Signature]

On 12/31, 1981, before me, the undersigned, a Notary Public in and for said State, personally appeared Ron D. Miller, known to me to be the Director Land Dev. and John J. Feucht, known to me to be the Secy Pres. of Daon Corporation, the corporation that executed the within instrument and known to me to be the persons who executed the within instrument on behalf of said corporation, and acknowledged to me that such corporation executed the within instrument pursuant to its by-laws or a resolution of its board of directors.

WITNESS my hand and official seal.



STATE OF CALIFORNIA)
) SS.
 COUNTY OF ORANGE)

[Signature]
 Notary Public

On 12/31, 1981, before me, the undersigned, a Notary Public in and for said State, personally appeared [Signature] and John H. Tolson, Jr. known to me to be two of the partners of the EM Soboba, a California Limited Partnership, that executed the within instrument and acknowledged to me that such partnership executed the same.

WITNESS my hand and official seal.



STATE OF CALIFORNIA)
) SS.
 COUNTY OF ORANGE)

[Signature]
 Notary Public

Dec. 31, 1981

SAFECO

241678

Order No. 511018-A

EXHIBIT "I"

That portion of Lot 3 of Jose A. Estudillo's Subdivision of Tract VII, in Rancho San Jacinto Viejo as per map recorded in Book 6 page 304 of Maps, in the Office of the County Recorder of San Diego County, described as follows:

Beginning at the center line intersection of Main Street and Soboba Road as said intersection is shown on a map filed in Book 46 page 15, Records of Survey; thence South 49° 59' 10" West 1,149.16 feet on said center line of Main Street to the TRUE POINT OF BEGINNING; thence South 40° 00' 50" East 329.46 feet; thence North 51° 54' 59" East 65.00 feet; thence South 47° 38' 27" East 71.67 feet to the beginning of a non-tangent curve concave Southerly and having a radius of 166.00 feet, a radial line to the beginning of said non-tangent curve bears North 47° 38' 27" West; thence Easterly on said curve through an angle of 60° 07' 37" 174.20 feet; thence tangent to said curve South 77° 30' 50" East 540.15 feet to the beginning of a tangent curve concave Southwesterly and having a radius of 416.00 feet; thence Southeasterly on said curve through an angle of 38° 29' 43" 279.50 feet to the beginning of a compound curve concave Westerly and having a radius of 508.00 feet, a radial line to the beginning of said compound curve bears North 50° 58' 53" East; thence Southerly on said compound curve through an angle of 51° 30' 17" 456.65 feet; thence tangent to said curve South 12° 29' 10" West 144.32 feet to the beginning of a tangent curve concave Northeasterly and having a radius of 508.00 feet; thence Southwesterly on said curve through an angle of 37° 16' 11" 330.44 feet; thence tangent to said curve South 49° 45' 21" West 512.52 feet to the beginning of a tangent curve concave Northerly and having a radius of 453.00 feet; thence Southwesterly, Westerly and Northeasterly on said curve through an angle of 99° 31' 25" 786.87 feet; thence tangent to said curve North 30° 43' 14" West 865.52 feet to the beginning of a tangent curve concave Northeasterly and having a radius of 508.00 feet; thence Northeasterly on said curve through an angle of 20° 04' 30" 177.99 feet to the beginning of a compound curve concave Easterly and having a radius of 131.00 feet, a radial line to the beginning of said compound curve bears South 79° 21' 16" West; thence Northerly on said compound curve through an angle of 29° 08' 43" 66.64 feet; thence North 71° 30' 01" West 113.40 feet to an intersection with the Southeasterly line of Parcel No. 4020-122C as shown on the aforesaid Record of Survey (Southeasterly line of that portion of Parcel No. 4020-122C which is adjacent to Main Street); thence North 46° 16' 14" East on said Southeasterly line 43.21 feet to an angle point in said Southeasterly line; thence continuing on said Southeasterly line North 49° 59' 10" East 370.16 feet; thence North 40° 00' 50" West 50.00 feet to an intersection with the aforesaid center line of Main Street; thence North 49° 59' 10" East 340.35 feet on said center line to the TRUE POINT OF BEGINNING.

Excepting therefrom that portion lying within Main Street as described in the deed to the County of Riverside recorded September 21, 1970 as Instrument No. 93172.

EXHIBIT "A"



Order No. 511018-B

EXHIBIT "I"

Those portions of Lots 1 and 3 of the Jose A. Estudillo Subdivision of Tract VII of the Rancho San Jacinto Viejo, as per map recorded in Book 6 page 304 of Maps, in the Office of the County Recorder, San Diego County, described as follows:

Beginning at a point on the Southerly line of said Lot 1, designated as S. J. 35 on above mentioned map, said point being also the Northwest corner of the Indian Reservation in the Northwest 1/4 of Section 31, Township 4 South, Range 1 East, San Bernardino Base and Meridian; thence North 43° 00' West, 20 chains; thence North 38° 30' West, 7.50 chains; thence North 31° 30' West, 11 chains; thence North 11° 50' West, 17.11 chains; thence North 11° 50' West, 4.46 chains, more or less, to a point on the San Bernardino Meridian line, 151 feet North of the quarter section between Sections 25 and 30 in Township 4 South, Range 1 East, San Bernardino Base and Meridian; thence North 13° 45' West, to the Northwesternly line of said Lot 3, said line also being the Southeastery line of an avenue 80 feet wide, as shown on said Map; thence South 42° West, on said Southeastery line of said avenue, to the Southwesterly line of said Tract VII; thence South 45° East, 56.40 chains, on said Southwesterly line, to the most Southerly corner of said Lot 3; thence North 41° 50' East, on the Southeastery lines of said Lots 3 and 1, 41.65 chains, to THE POINT OF BEGINNING.

Excepting therefrom that portion in the highway known as Soboba Springs Road, as described in Deeds recorded in Book 253 page 144 and in Book 276 page 140, respectively, of Deeds.

Also excepting therefrom a strip of land described as follows:

Beginning at said point designated as S. J. 35 on said Map; thence North 43° 00' West, 20 chains; thence North 38° 30' West, 7.50 chains; thence North 31° 30' West, 6.54 chains, to THE POINT OF BEGINNING of a 60 foot strip of land, the center line thereof beginning at the last mentioned point; thence South 50° 00' West, 8.61-3/4 chains, to a point in the San Bernardino Meridian line; thence South 50° 00' West, 19.8825 chains; thence South 55° 25' West, to the Southwesterly line of said Lot 3;

Also excepting therefrom Parcel 4020-122A, as shown on a map filed in Book 33 pages 48 through 62, inclusive, Records of Survey.

Also excepting therefrom Parcel 4020-122C, as shown on a map filed in Book 46 page 15 of Records of Survey.

Also excepting therefrom that portion lying Northwesternly of the Southeastery line of Soboba Road (now Main Street) as shown on a map filed in Book 33 page 57 of Records of Survey.



Dec. 31, 1981

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Order No. 511018-B
Page 2
EXHIBIT "I" Continued

Also excepting therefrom that portion described as follows:

Beginning at the center line Intersection of Main Street and Soboba Road as said Intersection is shown on a map filed in Book 46 page 15, Records of Survey; thence South 49° 59' 10" West 1,149.16 feet on said center line of Main Street to the TRUE POINT OF BEGINNING; thence South 40° 00' 50" East 329.48 feet; thence North 51° 54' 59" East 65.00 feet; thence South 47° 38' 27" East 71.67 feet to the beginning of a non-tangent curve concave Southerly and having a radius of 166.00 feet, a radial line to the beginning of said non-tangent curve bears North 47° 38' 27" West; thence Easterly on said curve through an angle of 60° 07' 37" 174.20 feet; thence tangent to said curve South 77° 30' 50" East 540.15 feet to the beginning of a tangent curve concave Southwesterly and having a radius of 416.00 feet; thence Southeasterly on said curve through an angle of 38° 29' 43" 279.50 feet to the beginning of a compound curve concave Westerly and having a radius of 508.00 feet, a radial line to the beginning of said compound curve bears North 50° 58' 53" East; thence Southerly on said compound curve through an angle of 51° 30' 17" 456.65 feet; thence tangent to said curve South 12° 29' 10" West 144.32 feet to the beginning of a tangent curve concave Northwesterly and having a radius of 508.00 feet; thence Southwesterly on said curve through an angle of 37° 16' 11" 330.44 feet; thence tangent to said curve South 49° 45' 21" West 512.52 feet to the beginning of a tangent curve concave Northerly and having a radius of 453.00 feet; thence Southwesterly, Westerly and Northwesterly on said curve through an angle of 99° 31' 25" 786.87 feet; thence tangent to said curve North 30° 43' 14" West 865.52 feet to the beginning of a tangent curve concave Northwesterly and having a radius of 508.00 feet; thence Northwesterly on said curve through an angle of 20° 04' 30" 177.99 feet to the beginning of a compound curve concave Easterly and having a radius of 131.00 feet, a radial line to the beginning of said compound curve bears South 79° 21' 16" West; thence Northerly on said compound curve through an angle of 29° 08' 43" 66.64 feet; thence North 71° 30' 01" West 113.40 feet to an intersection with the Southeasterly line of Parcel No. 4020-122C as shown on the aforesaid Record of Survey (Southeasterly line of that portion of Parcel No. 4020-122C which is adjacent to Main Street); thence North 46° 16' 14" East on said Southeasterly line 43.21 feet to an angle point in said Southeasterly line; thence continuing on said Southeasterly line North 49° 59' 10" East 370.16 feet; thence North 40° 00' 50" West 50.00 feet to an intersection with the aforesaid center line of Main Street; thence North 49° 59' 10" East 340.35 feet on said center line to the TRUE POINT OF BEGINNING;

Also excepting those portions of Main Street and Soboba Road as described in the deeds to the County of Riverside recorded September 21, 1970 as Instrument No. 93172 and re-recorded October 8, 1970 as Instrument No. 101656.



9

Dec. 31, 1981

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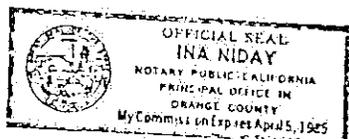
2416781

By: [Signature] (Title)
Deon Corporation
Office President
 STATE OF CALIFORNIA)
) SS
 COUNTY OF ORANGE)

By: [Signature] (Title)
General

On 12/31, 1981, before me, the undersigned, a Notary Public in and for said State, personally appeared Ron D. Miller, known to me to be the Director Land Use, and John J. Frucht, known to me to be the Sec. V Pres. of Deon Corporation, the corporation that executed the within instrument and known to me to be the persons who executed the within instrument on behalf of said corporation, and acknowledged to me that such corporation executed the within instrument pursuant to its by-laws or a resolution of its board of directors.

WITNESS my hand and official seal.

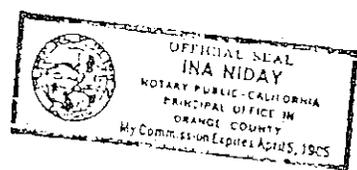


[Signature]
 Notary Public

STATE OF CALIFORNIA)
) SS.
 COUNTY OF ORANGE)

On 12/31, 1981, before me, the undersigned, a Notary Public in and for said State, personally appeared [Signature] and John H. Robinson, Jr. known to me to be two of the partners of the EPM Soboba, a California Limited Partnership, that executed the within instrument and acknowledged to me that such partnership executed the same.

WITNESS my hand and official seal.



[Signature]
 Notary Public

Dec. 31, 1981

SAFECO

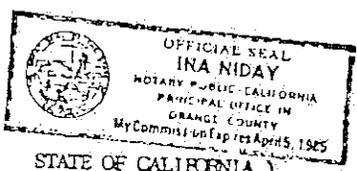
12416781

By: [Signature] (Title)
Dean Corporation
Service President
 STATE OF CALIFORNIA)
) SS
 COUNTY OF ORANGE)

By: [Signature] (Title)
John H. Peterson, Jr.

On 12/31, 1981, before me, the undersigned, a Notary Public in and for said State, personally appeared Ron D. Miller, known to me to be the Director Land Use, and John J. Feucht, known to me to be the Sec. V Pres. of Dean Corporation, the corporation that executed the within instrument and known to me to be the persons who executed the within instrument on behalf of said corporation, and acknowledged to me that such corporation executed the within instrument pursuant to its by-laws or a resolution of its board of directors.

WITNESS my hand and official seal.



[Signature]
 Notary Public

STATE OF CALIFORNIA)
) SS.
 COUNTY OF ORANGE)

On 12/31, 1981, before me, the undersigned, a Notary Public in and for said State, personally appeared [Signature] and John H. Peterson, Jr. known to me to be two of the partners of the EMI Soboba, a California Limited Partnership, that executed the within instrument and acknowledged to me that such partnership executed the same.

WITNESS my hand and official seal.



[Signature]
 Notary Public



San Jacinto News

Cal Fire to require sheriff's escort for Soboba calls

LISTEN TO STORY

Download story podcast

06:53 AM PST on Thursday, January 10, 2008

By **JOSE ARBALLO JR.**
The Press-Enterprise

A recent surge in violent incidents has prompted Cal Fire to change policy and require firefighters to wait for a sheriff's escort before responding to emergency calls on the Soboba Indian Reservation.

The new policy does not include emergency calls from the Soboba Casino, where firefighters will proceed in as usual, said Capt. Fernando Herrera.

"This will continue until we hear otherwise from the Sheriff's Department," Herrera said. "It is an issue of firefighter safety."

The change will mean response times for emergency calls will likely increase from about six minutes to up to 15 minutes or more, said Capt. Tim Chavez, who works out of the downtown San Jacinto station, which is the closest to the reservation east of San Jacinto.

"If they are busy with assaults calls, then we can be talking 20 or 25 minutes before a deputy shows up," Chavez said. "It's gonna be a long time."

Chavez said there are between 10 and 40 calls for service each month from the reservation, the vast majority involving medical aides.

Rosemary Morillo, Tribal Council chairwoman for the Soboba Band of Luiseño Indians, said Tuesday she was unaware of the policy change and declined to discuss it.

Jack Hansen, operations manager for American Medical Response, which provides ambulance service for the San Jacinto Valley, said he was unaware of any changes in Cal Fire policy, but indicated his units will follow the lead of county firefighters.

It is not uncommon for firefighters to wait -- called staging -- for deputies to clear the scene of an emergency call in which the safety of responders is an issue, such as a shooting or domestic violence call. But other medical aide calls, such as heart attacks or disoriented subject, generally do not require firefighters to wait for an escort.

Chavez, who has worked out of the San Jacinto station since 1988, said the policy is similar to one that has been in place over the years whenever there has been an upswing in violence on the reservation. During the 1970s, a CDF squad and fire engine were shot at as firefighters responded to a call on the reservation.

The reservation has seen a recent surge of incidents, including the firing at of two deputies who chased a motorist who failed to stop for a traffic violation. Investigators have not determined why the unidentified driver did not yield when a deputy tried to make a

routine traffic stop on Castile Canyon Road northeast of Soboba Road last week.

Someone in the vehicle started shooting at the patrol car. Deputies returned fire and called for backup. During the pursuit, a second patrol car was struck by bullets. One deputy was grazed by broken windshield glass, authorities said, but did not require medical attention. The shooters abandoned the vehicle in the canyon. A sheriff's helicopter and tracking dogs were summoned, but the search failed to turn up any suspects.

That incident was similar to one involving California Highway Patrol officers less than a month ago. In that incident, a CHP officer traded gunfire during a high-speed pursuit that started in Beaumont and ended on the reservation.

Sheriff's officials have declined to discuss whether the most recent incident was tied to the deputy-involved fatal shooting of Gordon David Arres Jr., 26, a Soboba tribal member. Arres was shot and killed by a Hemet deputy following a short foot chase.

The unidentified deputy who shot him told investigators that Arres had pulled a gun from his waistband during the chase.

The Riverside County Sheriff's Department provides law-enforcement services for the reservation, but the area is patrolled as part of the larger unincorporated area covered by the department's Valle Vista station.

The department in 2005 signed a five-year contract with the tribe for a deputy to patrol the reservation exclusively, but tribal officials abruptly canceled the \$400,000 annual agreement in August 2006 saying the tribe was not getting its money's worth.

Several other Inland tribes, such as the Pechanga Band of Luiseño Indians in Temecula and the San Manuel Band of Mission Indians in San Bernardino, have formed their own emergency response teams.



Hemet News

No arrests in gun battle incident on Soboba Reservation

 [Download story podcast](#)

07:03 AM PST on Thursday, January 3, 2008

By **STEVE FETBRANDT**
The Press-Enterprise

SOBOBA RESERVATION - The shooters involved in a running gun battle with Riverside County sheriff's deputies on the reservation earlier this week continued to remain at large Wednesday.

Sheriff's spokesman Jerry Franchville said investigators were still trying to figure out why the unidentified driver did not yield when a deputy tried to make a routine traffic stop on Castille Canyon Road off Soboba Road shortly before midnight Monday. Instead, someone in the vehicle started shooting at the patrol car.

Deputies returned fire and called for backup. During the pursuit, a second patrol car was struck by bullets. One deputy was grazed by broken windshield glass, authorities said, but did not require medical attention.

The shooters abandoned the vehicle in the canyon. A sheriff's helicopter and tracking dogs were summoned but the search failed to turn up any suspects.

Monday's shootout was similar to one involving California Highway Patrol officers less than a month ago. In that incident, a CHP officer traded gunfire during a high-speed pursuit that started in Beaumont and ended on the reservation.

Sheriff's officials declined Wednesday to discuss if the most recent incident was possibly tied to the deputy-involved fatal shooting of Gordon David Arres, 26, a Soboba tribal member, three days earlier.

"We deal in facts, not speculation," Sgt. Dennis Gutierrez, another department spokesman, said.

Arres was shot and killed by a Hemet deputy following a short foot chase. The unidentified deputy who shot him told investigators that Arres had pulled a gun from his waistband during the chase.

Franchville added, "We don't have any conflict with the reservation people at all. We don't have any suspects in custody, so we don't know exactly what their motivations are."

Franchville said he did not know whether investigators have identified Monday's shooter through the abandoned vehicle's DMV records.

"It's still under investigation," he said.

Rosemary Morillo, Tribal Council chairwoman for the Soboba Band of Luiseño Indians, said she could not shed any light on the

shooting and did not know whether Arres' death sparked it. Morillo said she is distantly related to Arres.

According to the Riverside County coroner's office, Arres was shot after two deputies stopped the vehicle he was riding in on Whittier Avenue near Dartmouth Street in Hemet about 8:35 p.m. on Friday.

During that incident, Arres jumped out and started running west on Whittier Avenue. A deputy pursuing on foot fired an undisclosed number of shots after the deputy reportedly saw the fleeing Arres take a handgun from his waistband, according to a Riverside County coroner's office news release. Authorities have not disclosed whether a gun actually was recovered.

The unidentified deputy was placed on administrative leave per department policy.

Arres died at Hemet Valley Medical Center at 9:24 p.m., making it the fourth fatal officer-involved shooting for the Riverside County Sheriff's Department in 2007. Deputies shot and killed 12 people the previous year.

In the CHP pursuit last month, a car carrying four people ran a stop sign on the Oak Valley Parkway exit ramp on Interstate 10 about 2:15 a.m. When two CHP officers tried to stop it, the driver took off eastbound and a passenger in the right rear began shooting out the window of the patrol car.

The vehicle exited at Beaumont Avenue, continued down Highway 79, turned onto Gilman Springs Road and drove onto the reservation with the suspects continuing to fire out the window as other officers joined the chase. The pursuit ended on a dirt road off Castille Canyon Road.

All four occupants ran from the vehicle. One, who was not believed to be the shooter, was detained but the rest escaped.

Reach Steve Fetbrandt at 951-763-3473 or sfetbrandt@PE.com



Riverside

Shots fired at Riverside County sheriff's deputies' patrol car during chase

Download story podcast

10:00 PM PST on Tuesday, January 1, 2008

By AARON BURGIN and JEFF HORSEMAN
The Press-Enterprise

Two Riverside County sheriff's deputies suffered minor injuries when shots were fired at their patrol car during a vehicle pursuit on the Soboba Indian Reservation near San Jacinto late Monday night.

Deputies were still searching the reservation on Tuesday. Deputy Javier Rodriguez, a public information officer for the Riverside County Sheriff's Department, said investigators didn't know how many people may have been involved in the shooting.

Deputies tried to conduct a traffic stop on a vehicle on Castile Canyon Road at 11:11 p.m., but the driver kept going.

Story continues below



Ramon Mena Owens / The Press-Enterprise
A Riverside County Sheriff's deputy surveys the terrain on Castile Canyon Road on the Soboba Indian Reservation after a suspect open fired Monday night on deputies during a traffic stop.

Moments later, shots were fired at one of three patrol cars involved in the chase, shattering the windshield. Glass shards from the windshield struck the two deputies, but neither was seriously injured, sheriff's Sgt. Michael Lujan said.

Investigators found the suspect's vehicle in the Castile Canyon area of the reservation near San Jacinto, but the suspects had already fled, Rodriguez said.

No arrests have been made, and no description of the suspect or suspects was available Tuesday.

A helicopter circled overhead Tuesday morning as police vehicles converged on the dead end of Castile Canyon Road, which is surrounded by an orange grove and a few homes on large, fenced lots.

A bloodhound waited in one sheriff's vehicle while a team of deputies combed the side of the asphalt road for clues.

Soboba tribal officials could not be reached for comment. Castile Canyon Road is about a mile from the Soboba Casino.

Anyone with information on the incident is asked to call the Central Homicide Unit at 951-955-2777 or the Hemet station at 951-791-3400.

It was the second shooting involving deputies from the Hemet sheriff's station in a week.

A deputy shot and killed Gordon David Arrés, 26, on Friday after a short foot pursuit. Deputies said they saw Arrés pull a gun from his waistband during the chase.

Reach Aaron Burgin at 951-375-3733 or aburgin@PE.com

Reach Jeff Horseman at 951-375-3727 or jhorseman@PE.com

Amy Dutschle - Acting Director
Pacific Regional Office
Bureau of Indian Affairs
2800 Cottage Way
Sacramento, Calif. 95825

1/18/08

T of J
BIA DECLINS
NO

Subject: Soboba Casino Expansion

Dear Ms. Dutschle,

I am a resident of the Soboba Springs Mobile Estates located adjacent to the proposed expansion of the Soboba Indian Reservation and Casino/Business enterprises.

I am **against** the proposal for the following reasons.

1. Noise - The proposed development will place a road within 50 feet of the front of my mobile. This mobile park is a retirement community.

2. Air Pollution - The proposed road will result in auto exhaust pollution into my mobile home due to the extremely close proximity. See item #1.

3. Traffic - The existing casino activities result in heavy traffic on existing Lake Park Drive. During special events, It is nearly impossible to ingress or egress the mobile park. Additional business activities will certainly make matters much worse.

4. Construction - The years of construction activities to accomplish the Indian expansion plan will certainly compound the concerns of items 1, 2 & 3.

Additionally, I am against the reservation expansion as I feel the proposed expansion of the reservation and adding other businesses is beyond the scope and intent of the original Indian Gaming mandates.

Sincerely,

Samuel R. Gold

Samuel R. Gold - Space #240

CC: U. S. Senators
Governor (Calif)
State Senators
Representatives

January 18, 2008-35

Peter Weddell
42230 San Jose Drive
San Jacinto, CA 92583
Phone 951-487-6330

January 18, 2008

Reg Dir _____ ✓
App Reg Dir _____ ✓
Asst Adm Ofc _____
Route _____
Response Required **NO**
File Date _____
Memo _____
Tele _____

Ms. Amy Dutschke
Acting Regional Director
Pacific Regional Office
Bureau of Indian Affairs
2800 Cottage Way
Sacramento, CA 95825

Ms. Amy Dutschke:

Subject: Soboba Band of Luiseno Indians Casino /Hotel Relocation in San Jacinto, CA.

My name is Peter Weddell and I live with my wife Michelle and son Scott at 42230 San Jose Drive in San Jacinto, California above the Soboba Golf Course in a very desirable and rural setting. We are just one of hundreds of homeowners that live around the proposed site of the new casino, hotel, 2200 car parking structure, and commercial development. The construction of a new casino and hotel are good for the local economy and I support it from that aspect, but putting it next to and between three residential neighborhoods might make it convenient for the Tribe but at the expense of the hundreds of residents that live adjoining the property. How would you like to go from a quiet residential area next to a beautiful golf course with the San Jacinto Mountains in the background to a 24/7 highly lit "casino", a 2200 car parking structure, hotel, and additional commercial business, with cars and trucks going in and out all day and night. To me it is an obvious conclusion. The impact on our personal lives and the economic impact on the largest asset most of us have, our homes, will be devastating.

We are totally against this proposal. It is clearly a non-conforming use of the land. It may be convenient for the Tribe but not for anyone else.

The Tribe has over 3175 acres adjoining this site and a casino on their reservation now, which is less than a mile away. Why do they need to disrupt hundreds of homeowners just to be closer to the golf course they own? I believe the law which allowed casino style gambling on the reservation states that the casinos are to be just on the reservation. It didn't say they could put a casino any place they felt just so they could increase their profits.

If the casino and future hotel remained on the reservation it would be an easy couple minute shuttle drive for golfers to the golf course. If access to the casino/hotel complex needs to be improved it would be a natural to extend Esplanade Avenue from Ramona Expressway straight across to the casino/hotel site on the reservation. This would also

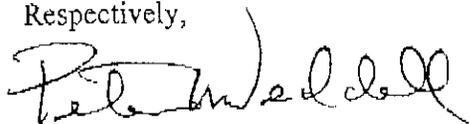
1/24/08
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1/23/08

provide an additional road in and out of the reservation minimizing the impact on residences in the area and alleviate some of the congestion created when special events are held at the casino. As it is now the residences of the mobile home community or any emergency vehicles have an extremely hard time getting in or out during these events, as there is only one way in and out. As the facilities increase in size the traffic will also probably increase as well, resulting in the problem becoming even worse.

In summary, I believe your purpose is to see if the impact on the community would be adversely affected by the relocation of the casino to the proposed site. I can't see how this could even be questionable. It obviously would adversely affect hundreds of homeowners and residences in the area and for that reason we respectfully request that you reject this location in favor of one on the current reservation. A location which would minimize disruption to the residences in this area and still allow the Tribe to profit from Indian Gaming.

Thank you for your consideration in this very important matter.

Respectively,



Peter Weddell

To: Ms. Amy Dutschke, Acting Regional Director
Pacific Regional Office, Bureau of Indian Affairs
2800 Cottage Way, Sacramento, CA 95825

January 18, 2008-36

Handwritten notes and stamps in the top right corner, including a checkmark, the word "add", and initials "RMA" and "No".

Subject: EIS Comments on Soboba Band of Luiseno Indian's Proposed Hotel/Casino Project.

Because of the personal nature of this letter I wish you to withhold my name and address from public review or from disclosure under the Freedom of Information Act [5 U.S.C. 552 *et seq.*] However, I do want my comments to be considered in the decisions that are to be made concerning this project.

I am going to try and write this letter without too much emotion, and just state facts that are known to me. I will start with a little background on my property and my situation. I have been a resident to the area since 1992, we moved here because of the golf course and the peaceful solitude of the area. My late husband and I purchased the property at 42106 San Jose Drive, San Jacinto CA, in Feb. 1996. This property is almost an acre and has two duplexes built on it. I live in one of them and rent the other three out. We purchased this particular property because of the location, very private, quiet and serene setting and for the potential income that the rentals would generate. My husband had cancer at that time and he did not want to continue living in the Lake Park Drive Mobile home park, he wanted somewhere where he had some privacy in the last year of his life, and wanted something that would provide me with an income after he passed. He passed away in this home on April 15, 1997 after a 10-year battle with cancer. I have managed to hang on to this property for the last 11 years with the support and help of good friends.

Since the Casino opened things have changed, i.e., more crime in the area, (the casino alone has had armed robberies, one of the largest robberies ever in a California casinos) they have brought undesirables to the area. The reservation does have a known problem with crime on the reservation and if this property were annexed to the reservation I would imagine that the crime and violence would spillover into the new area as well. The traffic has become intolerable, broken down cars left abandoned on the roadside, people wandering in the area. The tribe has shown little or no consideration to the neighborhood, their events make it impossible to leave or return to your home when they are holding events. They don't seem to care how their actions impact the neighborhood. They say they are doing this to improve the area. There is nothing wrong with the area. We all moved out to this location because it was away from the hustle-bustle and congestion of the city life. Our property values will be diminished with a project such as the casino/hotel so close. My property in particular will lose value, as it will become harder to rent to anyone because of the increased traffic and potential for crime and other problems that people associate with living near a casino. You can look at the properties near Pechanga and see how they were impacted. I do not oppose growth in the area, but when we bought here the master plan was for villages to surround the golf course, never a mention of a mega-hotel and casino, I am sure none of us would have purchased these properties knowing that. If approved, it will destroy the quality of our lives and a beautiful natural area to live.

I am listing some of the things that I think would be detrimental to the area if the hotel/casino project were allowed. As I said I am not opposed to growth in this area, but there should be some conformity. The tribe owns much of the land around the golf course and I think that there are other things that could be built there that would conform more to the area. I also think that it would be more beneficial to the City of San Jacinto keep this valuable land in the City and not have it annexed to the reservation.

Traffic: The traffic into the Casino is already a very serious problem; there is a steady stream of traffic day and night into the casino, as you know it is only single lanes going both ways. There are many times when I find it very difficult to exit Chabela Road onto Soboba Road because of the traffic going to and from the casino. When there is a special event, it is *IMPOSSIBLE* to get in or out of my street and to a destination in a timely manner. I feel this is also a challenge to Emergency vehicles when there are events at the casino. Because of my experience with my late-husbands illness I know how critical it is that emergency vehicles can get in and out of your location quickly, **it is a matter of life and death.** This is a retirement community, so there is a greater need for emergency vehicles to be able

to move freely through the area. The tribe says that they want to be good neighbors, but to date they have proved that they are not. They have had no regard to the neighborhoods safety and quality of life (i.e. the Great Turkey Event, approving Drag Racing right next to the Lake Park Mobile Homes, allowing known criminals sanctuary on the reservation). I can't imagine it would be any different with a new hotel and casino, I can only imagine confusion and chaos for us leaving and entering our homes. Roads leading into the casino, Lake Park Drive, Soboba Road and Gilman Springs Road all are in need of repair because of the increased traffic now coming into the existing casino.

Light Pollution: There is already a problem with the Klieg lights, car lights and casino lights. If there is a natural event happening in the skies, i.e. the "shooting stars", an eclipse or any other natural phenomenon, it is not possible to see them clearly because of the usage of the Klieg lights and the increased car lights from the traffic into the reservation. If the hotel/casino project goes through, the lights from the casino/hotels incoming and outgoing traffic, and Klieg lights would greatly impact the homes around the development, they would be living in 24-hour daylight situation, this would be totally unacceptable.

Air Pollution: The air pollution from the increased traffic has already degraded the air quality in our area. On a regular day, there is a steady stream of traffic in and out of Lake Park Drive and Soboba Road going to/from the casino. When there is a special event, the pollution is visible and odorous, as traffic is at a crawl for hours and clogs up the roadways both ways into the casino with the cars engines idling for hours.

Noise Pollution: The noise level would be intolerable for the neighborhood, with cars entering and exiting 24 hours a day. There would be boisterous and possibly intoxicated people with unacceptable behaviors entering and exiting the facility 24-hours a day. Currently the noise from the casinos special events is unacceptable, I do not need to go to the concerts as I can hear them from my house. The late night traffic keeps many of us awake into the wee hours.

Security: I think that all of the homeowners in this area would be impacted by an increase in crime due to the amount of people entering the area. There is already a significant problem with crime on the reservation and I feel if this land were annexed to the reservation, it would just spill over into the new area as well. Just this month there has been two incidents reported in the news where reservation residents have failed to comply with law enforcement and have fled to the reservation for sanctuary, both of these incidents included firearms discharge.

Dangers to and a decrease in the small wild life: I have already noticed a decrease in the amount of small wildlife i.e., foxes, raccoons, rabbits, coyotes, bobcats, opossums etc. I surmise that some of the reason for that is the increase in activity on Soboba Road. I definitely see more road kill that I ever did before. I would imagine a project as large as the hotel/casino would completely wipe out any of the above small animal activity. The small wildlife is what makes living on the hillside so special.

I believe that as Californians were very clear when we voted down gaming on several ballots, now there is a possibility of getting gaming and casinos shoved down our throats whether we like it or not.

I would think that the tribe could find room on the existing reservation for their hotel/casino project that would not impact this peaceful residential area. They have often stated that they would try to get Esplanade Ave extended to enter the reservation directly. I am sure that many of the families that live on the reservation are very tired of the casino traffic and noise, but they are being monetarily compensated for their inconvenience.

Thank you for reading my comments, I am very passionate about keeping this area a natural, beautiful place to live and would hate to have it all destroyed with a project that just **does not** FIT the area. If you wish any further comments from me I can be reached at the address and phone number listed below.

January 18, 2008-37

Sent by FAX
Jan. 22, 2008

Mr. Jerry Uecker
2230 #107 Lake Park Drive
San Jacinto, Calif. 92583
Mailing address: P.M.B. 232
43430 E. Florida Ave.# F
Hemet, Calif. 92544
January 18, 2008

Ms. Amy Dutschke
Acting Regional Director
Pacific Regional Office
Bureau of Indian Affairs
2800 Cottage Way
Sacramento, Calif. 958825

Re: Soboba Band of Luiseno Indians Proposed Hotel, Casino Project.

Dear Ms. Dutschke,

At the public scoping meeting for the proposed "project" public input was invited in writing in opposition or in support. I am writing in opposition. I am a nearby resident and have called the San Jacinto Valley "home" for over 50 years. I have a first hand familiarity with the band's sorry condition in the 50's. I have seen their changes for good and bad since the casino. I have personally been involved in organizations that have benefited from the band's generosity—such as Valley Wide Recreation District and Western Center of Archaeology and Paleontology. So my opposition is registered with mixed feelings.

With the Environmental Impact Statement (EIS) in mind, as an avocational naturalist, and as an unhealthy senior citizen, I am adamantly opposed to the project. The band has many problems as a result of their casino largess—problems they have inadequately addressed. The many problems that threaten the band and the surrounding communities must be considered. Furthermore the process by which they have acquired private land surreptitiously, garnered favor with policy makers, overlooked enormous problems-- is shameful. There should be no further progress with this project and the band's alternatives should be examined at length, with not necessarily the only outcome being casino expansion.

At a minimum, a lengthy thorough environmental impact study should be initiated with maximum disclosure to the neighboring communities. Without a doubt, if the project goes to completion, hundreds of neighbors will suffer health and safety impacts prompting relocations, myself included. Economic impact by such blighted neighborhoods will be severe, far out weighing any possible benefits. By copy of this letter to City, County, and other policy makers I beg for help from my elected and appointed officials.

2

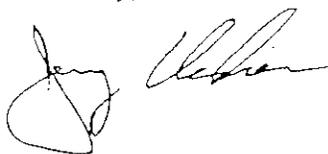
From my perspective as a naturalist and a retiree, I have hundreds of hours of outdoor experience. I have observed wildlife, plants, air quality, night sky, migrations, recovery and diminishment of threatened and endangered species. As a past member of the University of California Riverside Environmental Studies Advisory Committee, I have an experienced perspective. Also I have helped establish and maintain wildlife protection areas. The existing Soboba Casino has had an enormous negative impact on wildlife, plant life and environmental quality. I have kept records over a lengthy period of time—amateur as they are—they leave no doubt in my mind of the existing negative impact from the casino.

The project should be rejected. The band has not been forthright with their casino expansion plans. They have alternatives that should be pursued. Admittedly that may take more time but they have done little to mitigate existing problems of environmental impact, crime, traffic pollution from dust, litter, lights in the night sky and etc. With their huge financial gain from gaming they have invested far too little in improvement of the lives of the band members. Widely available news media coverage in this area, in the state and nation wide clearly show "Indian Gaming" has been a mixed bag for our society. Indian gaming has been allowed to expand under the umbrella of Indian Sovereignty and a national guilt about Native American treatment in the past. This issue is probably beyond the scope of the EIS, but someone needs to take a look at the bigger picture. Incremental growth of Indian Gaming without consideration of the impact on the band itself and the surrounding community is wrong. I doubt the statement by the band representative at the public hearing who said the proposed project would not lead to future increase in gaming tables and slot machines. I have observed misrepresentations by California Indian Casinos in this regard in the past.

You will undoubtedly receive much public input about EXISTING casino related traffic, safety, pollution and crime problems. I am adding my voice to those complaints. You, who read this letter, please THINK about living in a long-existing community of retirees who face the prospect of many present casino related problems. Add to that many significant additional problems from the proposed expansion INCLUDING AN ADJACENT SEWAGE TREATMENT PLANT! Would you welcome that threat?

The very concept of a law that gives the band a "pass" because the land abuts the existing reservation, without adequate public disclosure of their long-term plans, let alone considerations of their own existing problems is a travesty. The large parcel of land they will receive from the Metropolitan Water District was publicly disclosed as a hoped—for site for casino expansion. The tribe apparently subsequently learned of protracted delays due to Department of Interior and Congressional overview. So what!!! The tribe would benefit from further delay to address their own problems and those of their neighbors. The task of BIA, as I understand it, is to act in the best interest of the band and their neighbors. Do not approve the project. Tell the tribe to mitigate the existing problems first. Tell them to start a process of a future relocation outside of a urban population and only after a lengthy environmental study process. Absent that they should consider an environmental lawsuit in the future.

Sincerely,



WRITTEN COMMENT CARD

January 18, 2008-38

BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
SOBOBA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

Hemet Public Library, Hemet, California
January 8, 2008

How Do You Feel About This? 74
Route RM 2000
Response Required No
Due Date

If you would like to submit a written statement, please complete the following information and comment in the space provided below. Give to attendant or drop in the written comment box. Comments may also be submitted by mail until January 22, 2008 to Pacific Regional Office, Bureau of Indian Affairs, Attention: Amy Dutschke, Acting Regional Director, 2800 Cottage Way, Room 2820, Sacramento, CA 95825. Please include your name, return address, and caption: Comments, DEIS Soboba Trust Acquisition Casino Project. (Please write legibly)

Name: JOANNE PIRELLI Organization: RESIDENT & PROPERTY OWNER
Address: 22770 SOBOBA ROAD SAN JACINTO

Comment: I BELIEVE I UNDERSTAND WITH THE SOBOBA BAN OF LUISEÑO INDIANS WANT TO MOVE THE EXISTING CASINO. THE 80 OR SOME FAMILIES PRESENTLY LIVING ON THE RESERVATION RAISING THEIR CHILDREN AND GRANDCHILDREN DO NOT WANT THE LAS VEGAS LIFE STYLE ANY LONGER (THE 24-7 DAY LIGHT, THE CONTINUED NOISE, DISTRACTIONS, ACCIDENTS, TRAFFIC AND CRIME) LIVING IN FEAR FOR THEIR FAMILIES IN THEIR COMMUNITIES.

I'M SURE LIKE MYSELF THE SOBOBA INDIANS WANT TO RAISE THEIR FAMILIES IN A QUIET SAFE RESIDENTIAL AREA, FREE FROM THE WORRY OF LETTING THEIR CHILDREN PLAYING IN THEIR FRONT YARDS; TO THE EXTENT OF PLANNING TO CONSTRUCT (INSTALL) A 24 HR. GUARD STATION AT THE ENTRANCE TO THEIR NEIGHBORHOOD (HOMES), HELPING TO PROTECT FROM THE ELEMENTS THAT GO WITH GAMING.

I WANT THIS FOR MY FAMILY TOO. THERE IS A RIGHT WAY AND THERE IS A WRONG WAY. FIRST ITS NOT RIGHT TO INFLECT ON YOUR NEIGHBOR (OF 33 YRS WHO'S PROPERTY BORDERS THE RES) WHAT YOU YOURSELVES DO NOT WANT.

THEY HAVE TRUSTED US AS NEIGHBORS. AND WE HAVE

TRUSTED THEM, UP TO THIS POINT.

YES! I AM OPPOSED TO THE MOVING OF THE EXISTING CASINO ~~EAST~~ ^{WEST}, WHICH WOULD BE IN FRONT (ACROSS THE ST.) FROM OUR HOME, FAMILY & PROPERTY, INFLICTING ON MY FAMILY WHAT YOU DO NOT WANT YOURSELVES.

WE THE PIRELLI FAMILY HAVE 11 CHILDREN AND 26 GRAND CHILDREN WHO LIVE ON SOBORA RD. (NORTH & SOUTH) ALL OF US WEST OF THE SOBORA RES. WHO ARE PRESENTLY RAISING THEIR FAMILIES IN A QUIET RESIDENTIAL AREA WE DO NOT WANT TO LIVE ACROSS THE ST. FROM THE LAS VEGAS LIFE STYLE ANY MORE THAN THEY DO.

PLEASE DO NOT INFLECT ON US WHAT YOU YOURSELVES DO NOT WANT. PLAN ON MOVING EVERYTHING EAST OF THE EXISTING CASINO. YOUR POSSIBILITIES ARE UNLIMITED ONLY IF YOU MOVE EAST. ELIMATING THE OPPOSITION YOU PRESENTLY HAVE, BEING CONFRONTED BY LARGE LAND OWNERS, PROPERTY OWNERS, MOBILE PARK & HOME OWNERS. NOT TO MENTION THE CITY OF SAN JACINTO.

I DO NOT BELIEVE THE CREATOR CAN BLESS YOU, IF YOU ARE INFLICTING ON OTHERS WHAT YOU YOURSELVES DO NOT WANT.

I WILL BE PRAYING FOR ALL OF YOU TO MAKE THE RIGHT DECISION.

SINCERELY,

Joanna Pirelli

Jan. 18, 2008



January 18, 2008-41

Ms. Beverly Williams
2230 #107 Lake Park Drive
San Jacinto, Calif. 92583
January 18, 2008

Ms. Amy Dutschke
Acting Regional Director
Pacific Regional Office
Bureau of Indian Affairs
2800 Cottage Way
Sacramento, Calif. 958825

Re: Soboba Band of Luiseno Indians Proposed Hotel, Casino Project.

Dear Ms. Dutschke,

I was unable to attend the Public Scoping Meeting held at the Hemet Public Library on January 8, 2008. However I have been thoroughly briefed on the purpose of the meeting, which was to receive public input, hence this letter. I am requesting a written copy of the meeting testimony and to have adequate notice of all future meetings.

Please register my opposition to the proposed project. (My home would abut the property in question).

My background is as a Licensed Professional Real Estate Agent, Property Manager, and a senior single woman of Native American Ancestry.

Health and Safety

My experience living as a neighbor of the Soboba Indian Reservation was overall peaceful, quiet and pleasant until the original Casino was built over 10 years ago. Thereafter we have lost the clear night skies due to the bright searchlights that fill the night skies every night of the year. We experience traffic congestion on our only entrance into our home, especially when the Casino has special events such as "the Turkey give away" and other attractions. Ingress and egress into this area is very limited and the proposed project would be extremely hazardous for any medical, fire or safety emergencies. Not to mention the impact of the additional noise, dust, automobile exhaust and the significant impact to health issues regarding the threat to our ground water from the wastewater treatment plant.

Significant **Safety** concerns result from the fact that the Reservation is exempt from the Laws and Restrictions that govern our safety and welfare. The Reservation is blanketed because they have Sovereignty.

2

Existing ongoing problems on the Reservation are crime, the criminal elements and no Law Enforcement. The Tribe presently seems not able to enforce their Tribal Crime Laws. It is common knowledge that gunshots, even automatic weapons, are often heard coming from the Reservation. Homes at a distance have received bullet hits. There are public records of crimes and related incidents of domestic violence and addiction. County Sheriffs must accompany all Emergency response vehicles when responding to calls from the Reservation, due to emergency response personal safety.

The process of moving this project proposal forward is much too fast. To date the Community has received inadequate advance notice and information regarding this proposal. I understand that a Tribal Representative at the Scoping meeting said other possible sites for the proposed expansion project were unfit because of "condemnation" and endangered species. These reports should be made public. I would hereby request copies be sent to me personally.

My professional background informs me of the requirements for LAFCO review, compliance with general plans and other governmental responsibilities.

By copy of this letter I am asking my City, County, State, School District and Federal Representatives to take responsible action in my behalf.

We have experienced the impact of the present-under-construction New Golf Course Club House-- a two year project that we have had to tolerate with a great deal of associated problems such as street surface, noise, dust, storm runoff and other problems.

Property Values

I regard this issue very seriously, informed by 28 years experience in the Real Estate industry; I recognize that remedies are seldom given. However, since this proposal is aimed at an "Impact Statement", property values should be considered.

As an example, the recent air freight expansion at nearby March Air Base seriously impacted property values in adjacent neighborhoods. I have observed entire neighborhoods blighted with increasing foreclosures, school district planning problems, municipal service and infrastructure problems caused by many other projects that impact existing property owner's. The EIS "study" should take property values into consideration.

I know of an informal survey of San Jacinto Valley Real Estate Professionals that concluded 100% felt the project proposal would negatively impact adjoining property values.

In closing I request a thorough, lengthy, fully-- disclosed process of study and public available information before any further action is taken on this proposed project.

Sincerely,



January 19, 2008-42

T 4/4
RBM REC'D
ND

January 19, 2008

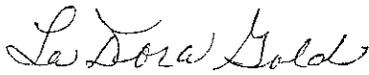
Ms. Amy Dutschke
Acting Regional Director
Pacific Regional Office
Bureau of Indian Affairs
2800 Cottage Way
Sacramento, CA 95285

Re: Soboba Band of Luiseno Indians Proposal to Annex 535 Acres of Land

The property at the corner of Lake Park Drive and Soboba Road is outside the reservation and is joining the Soboba Springs Mobile Home Estates, which is my residence. I am totally **AGAINST** this proposal to relocate their existing casino, build a hotel, parking garage, and other businesses on this land. I moved to Soboba Springs Mobile Estates three (3) years ago when retiring because it is beautiful, quite and peaceful. My residence is located on the outside edge of the park facing the land in question and I sure would not want to look out my front window to see flood lights, continuous traffic, noise, and crime would increase. The air pollution would be another factor.

I **DO NOT** want this property to go under Federal Trust or to have a casino out my front door. The Soboba Band of Luiseno Indians should keep their existing casino where it is, or locate somewhere else on the reservation.

Sincerely,



La Dora Gold
Soboba Springs Mobile Home Estates
2230-250 Lake Park Drive
San Jacinto, CA 92583-9540 7650

January 20, 2008-43

January 20, 2008

Ms. Amy Dutschke
Acting Regional Director
Pacific Regional Office
Bureau of Indian Affairs
2800 Cottage Way
Sacramento, CA 95825

T of ✓
RPM
No

Subject: Comment on the Soboba Indian Fee-to-Trust Casino & Hotel Project.

Dear Ms Dutschke:

I live across the San Jacinto River bed—from the Soboba Indian Reservation. These are my comments concerning this proposed project and annexation of property into the Tribal Trust. (*Incidentally, I am not against the Indians owning and operating Gaming Casinos nor am I against gambling and games of chance in general!*) Below are my issues.

1. We residents (there are over a thousand homes across the river, south of the Reservation) have the inalienable right to: "The Quiet-Peaceful Use and Enjoyment" of our domicile/home or residence. No one, not even a Sovereign Indian Nation, should be allowed to adversely affect our Quality of Life, in and about our residences—due to their encroachment into existing, residential areas or by any activities that take place on said Reservation.
2. The Soboba Tribe, due to their close proximity to many of our homes, occasionally disrupts our peace and quiet and negatively impacts the Quality of Our Lives! I am referring to illegal firearm discharges (often from illegal, full automatic weapons) at any hour of the night or the early morning! (Several homes along the riverbed have endured damage, over the years, from bullet holes, including my own!)
3. Tribal members also frequently, travel south, across the river and off of the Soboba reservation in OHV (Off road vehicles). These vehicles "trespass on Riverside County property that is posted "No Trespassing". They create noise and dust and they sometimes bring firearms along and discharge them dangerously close to homes along the riverbed. Note: The Tribal fencing, along the southern boarder of their reservation is totally in disrepair and it has many breaches in it. In some places, whole sections of fencing have disappeared and no longer exist!
4. Sometimes, Soboba tribal members are the subjects of "hot pursuits" by outside law enforcement agencies! The police from the cities of San Jacinto, Hemet, the CHP and the Riverside County Sheriffs--or all of the above might be involved during incidents where people are pursued onto the Reservation when they are suspected of having been involved in illegal activities, "off of" the Reservation. These people, who are being pursued, seek "refuge" inside the Reservation. Recently two such cases resulted in law enforcement officers being fired at on the Reservation. In one of these incidents a Soboba Tribal member was shot to death

- by the "return fire" from the L/E officers. Note: At this time, the Soboba Tribe has a 24 person "Security Patrol" that is UNARMED and which has NO CIVIL CODE or rules with which to "Police" the behavior of their tribal members. (The Tribe is of course subject to the California and Federal "Penal Code" which can only be enforced by outside police forces such as the Sheriff, the CHP, FBI, DEA, and ATF/BAFT.) Law and Order IS an issue on the Soboba Reservation!
5. Of late, there are increasing reports, in the local Press-Enterprise newspaper of increased criminal activities in local area Tribal Casinos, such as the Morongo Tribe. These reports allege that Gang activities are taking place there and that "Organized Crime" may be involved! The word on the street here in our area, amongst Law Enforcement folks is that these same types of activities may be occurring here, in and around the Soboba Reservation and Casino. (The Cal Fire, County Fire Fighting authorities here, recently announced that they will no longer respond to calls for assistance from the Soboba Reservation---until they can be escorted, onto the Res., by law enforcement personnel from the Riverside County Sheriffs Department! They are concerned for the Safety of their EMTs and Firefighters! To me, this says a lot about the Unsafe conditions and behavior here on this Reservation that is displayed by evidently a small minority of tribal members! I have empathy for the "majority" of their members.

Here is my position: As a citizen of this area, I am concerned about the Safety and the Quality of our lives---for myself and my many neighbors, that live near this Reservation. I believe that NO expansion or transfer of this 534 acres of land, now held in Fee status, to the Soboba Federal Indian Reservation Trust---should take place UNTIL the above, referred to issues are properly addressed and adequately mitigated!

I suggest this alternate Plan for the Soboba Tribe: I do not see why they need to build the proposed Casino and Hotel in the midst of an otherwise, usually peaceful, group of hundreds of private R1 zone residences that already exist around this proposed site. The encroachment of this project will result in a "nightmarish" environment in and around these homes. I don't think that the Riverside County Planning Commission would ever approve this development and this "Land Use Plan"—if it were in their privy! The Soboba Tribe has 5,000 acres on their existing Reservation upon which they could build their new gaming facility and hotel---AND they own a 125-acre parcel in nearby Winchester, CA where they could also develop this project! I suggest that they consider these alternatives and leave the surrounding communities around here--- alone!

Sincerely,


Leonard Souza
24600 Mountain Ave.
Hemet, CA 92544

T of ✓
RPM
NB

January 20, 2008

Ms. Amy Dutschke
Acting Regional Director
Pacific Regional Office
Bureau of Indian Affairs
2800 Cottage Way,
Sacramento, CA 95825

Re: Horseshoe Grande Project
Soboba Band of Luiseño Indian's Proposed Hotel/Casino Project

Dear Ms. Dutschke,

I am addressing the following comments to your attention regarding the project referenced above.

Although much of the talk related to the project has been about Native Americans, specifically the Soboba Band of Luiseño Indians, I prefer to focus on the other aspects of the project.

Background:

I am a resident of the immediate area abutting the proposed project. There are three residential areas immediately affected by the project: Soboba Springs which is adjacent to the golf course; Soboba Heights directly across the Soboba Road from the golf course and Soboba Springs Mobile Home Park, along Lake Park Drive. These neighborhoods are single family residences primarily occupied by their owners, and by a large percentage of senior citizens. Collectively we are a total of approximately 450 households.

This residential area is marked by its serene beauty. The tranquility, quiet and security found here motivated each of us to live away from malls, traffic, congestion and busy in-town locations.

The area is accessed by two streets (see map, Att. A): Soboba Road, (running roughly north/south) a two lane road. This road is partially maintained by the County of Riverside and partially by the City of San Jacinto. Soboba Road is unlit; there are no curbs, markers or services that would facilitate its use by large numbers of vehicles. It is a simple two lane county road with dirt and gravel shoulders.

We consistently experience three or more closures of Soboba Road during the year due to multiple mud slides. At other times of the year the road is closed due to fires on the hillsides along the east side of Soboba Road.

Mudslides are also a problem along the road just a few hundred yards from the proposed project. In fact the golf course suffered extensive damage from just such an event in the fall of 2006. We were unable to use the normal road access for three days following this slide.

The second access street is Lake Park Drive, maintained by the City of San Jacinto. Lake Park is also a two lane street although it is lighted, and has a left turn lane; it feeds traffic onto and from Centennial Bridge, (which was built with the assistance of the Soboba Band).

In addition to the natural hazards that affect access to and from our homes, whenever there is a significant event occurring on the Reservation or at the existing casino we are also impacted. The backed up traffic has been so congested at times that it will take over 45 minutes to travel the 1.5 miles from Ramona Expressway and Lake Park to Soboba Springs. Last year, during the event featuring the band KISS, the congestion was so bad that when one of the band members became ill, he had to be evacuated by helicopter and taken to a medical facility; **the ambulance could not make its way to the casino.** The Turkey Giveaway at the casino during Thanksgiving 2006 created a nightmare of congestion, road rage and hazards.

Now then, to the specific subjects:

1. **Logistics-** given the description of the location, (two limited roads to ingress and egress the proposed hotel/casino complex) is this the best location for a high traffic, high volume commercial project? The existing avenues are already bottlenecks for any volume of traffic.

The proposed plan presented on January 8, 2008 in Hemet, did not discuss or describe any mitigation initiatives to address the traffic considerations. Tribal Attorney Karl Johnson said the annexation of the acreage is necessary because the reservation is landlocked and cannot be developed elsewhere. However, annexation would simply extend the area that is landlocked.

If one were to objectively look for a location for the project, I do not believe that limited land access (35-40 acres out of 535) with restricted access, in a seismically unstable, fire and flood prone location would appear ideal. It would seem that a location on the Ramona Expressway side of the San Jacinto River, backing up to the existing reservation, would make more sense in terms of access, visibility, safety, space and stability.

2. **Geography-**During the meeting sponsored by the Bureau of Indian Affairs, we were informed that the existing casino site has other issues that are a detriment to further development in that location. Geographically, however the proposed area is little different from the existing site, being less than 1600 feet away.

Is there not a better, more stable area to be found on the existing 3,172 acres of reservation? The mitigation that would be necessary to ensure access to the proposed site cannot be more onerous than mitigation on existing tribal land.

3. **Natural Hazards-**As described in the Background above, we experience several natural hazard incidents during the year. We have learned to deal with the disruptions; we live here and are familiar with the condition and resources available to us.

However, building a hotel in a place with severe access limitations while subject to fires, floods and earthquakes seems to increase the risk that at some point a natural hazard could result in injuries or loss of life to visitors, guests, staff and clients of that facility. This would not be the fault of the hotel, but the consequence of its location.

4. **Environmental Impact-** This is a beautiful area. Daily we see red-tailed hawks circling above us, or nesting high in the trees outside our windows, there are coyotes in the hills, owls, bats, roadrunners, quail, raccoons, finches, other wildlife and, of course, the inevitable skunks. The area abounds in natural plants and shrubs.

Daily, as well, we see the trash on Soboba Road that is tossed out of the vehicles. In the years I've lived here and walked on the road there has been a very noticeable increase in trash, noise, traffic, and accidents. It is not uncommon to see tire tracks across the sidewalk along our community where speeding drivers have lost control while attempting to negotiate the curves on Soboba Road. The County Sheriff Department and California Highway Patrol are frequently visible on the roads; however, that has not stopped the speeders, hazardous drivers or drivers under the influence of some substance. This is not the fault of the casino; it is the consequence of the casino being located on an insufficient road.

With increased traffic as a result of the hotel, conference center and other facilities, the environment will be severely impacted by the noise, lights, traffic, trash, and activity on a continuous basis.

5. **Resident Impact-** we are a bedroom community, whether we live on the hill, or next to the golf course, or in the mobile home park. We came here because it is quiet, uncrowded, safe and uncommercialized. We are appalled at the proposal to put the casino 'next door'. Already we have experienced incidents of murders, police chases, violent armed casino robbery attempts, carjackings and shootings. Already our residents have repeatedly expressed concerns about the frequent speeders or drivers that are unsafe. This is not the fault of the casino; it is a consequence of its volume of visitors. However, until now there has been some distance between those episodes and our homes. With the relocation of the casino and attendant facilities we will be effectively surrounded by all of the elements all of the time.
6. **Quality of Life-**I've had an opportunity to research articles regarding the impact of a casino on a neighborhood. Also, I lived in San Bernardino, not far from the San Manuel Casino; the residents there have long voiced their complaints about the noise, crime, traffic, trash, loss of property values and detriment to the fiber of the families in the impacted neighborhood. Let me share a statement I overheard recently; the speaker was relating **the concerns of several resident Soboba Tribe members who "don't want their children growing up in a casino environment; it leads to vices, crime, loss of family unity, pain and suffering"**. I could not agree more. Why then, move it to a place where it will inflict its detriment on a different community?
7. **Jobs-**The casino currently has personnel to staff the concert venue, the parking lot, the restaurants and the casino itself. The proposed facility would generate new jobs for the additional facilities. The greatest number of these additional jobs will come from the hotel, conference center and retail locations, that would be housekeeping, clerks, wait staff and a small percentage of supervisors/managers. Research shows that many of these jobs are part-time positions, without benefits and paid approximately \$8.00-\$15.00 per hour.

These jobs (all jobs) are important to our valley, but will these additional unskilled jobs significantly improve the median income, education, health or quality of life for the residents in our valley? Enough to warrant the negative impact and disruption to the lives of 450 households?

8. **Property values-** we, the residents of the impacted areas have worked hard to achieve the homes we have, where they are located. To many of us these homes are the culmination of a lifelong dream and effort. The proximity of the casino and its attendant facilities will have severe environmental and quality of life consequences on the residents of our community and in turn, the property values in our community.

I ask that the request to put this land into federal trust for the purposes of constructing a casino complex be denied on the basis that such a location is unsound for the casino, unsound for the environment and unsound for the affected residents.

Thank you for the opportunity to express my concerns.

Sincerely,



Leticia J. Arciniega
David D. Christian
890 Verona Ave
San Jacinto, CA 92583
951-654-1095

Cc:

- Jim Ayres, Mayor, City Of San Jacinto, 248 East Main Street, San Jacinto, CA 92583
- Dale Stubblefield, Council Member, City Of San Jacinto, 248 East Main Street, San Jacinto, CA 92583
- Jeff Stone, Vice-Chairman Riverside County Board of Supervisors and District 3 Supervisor, 4080 Lemon Street, 5th Floor, Riverside, CA 92501
- Jim Battin, Senator 37th Senatorial District, 13800 Heacock, Suite C-112, Moreno Valley, CA 92553-3339
- Paul Cook Assembly Member, 65th Assembly District 34943 Yucaipa Blvd, Yucaipa, CA 92399-4335
- Representative Jerry Lewis, 41st Congressional District, 1150 Brookside Ave, Suite J-5, Redlands, CA 92373-6300
- Robert Salgado, Former Tribal Council Chairman, Soboba Tribal Administration, 23904 Soboba Road, POB 487, San Jacinto, CA 92583
- Muriel Dufresne, Public Affairs Director, Golden Era Productions, 19625 Gilman Springs Road, San Jacinto, CA 92583

A. Wondering if casinos bring crime to communities?

2003 - 80 acres of open dune and forested land in Florence, Oregon (population 7,500):

- o Total arrests: NONE
- o Medical assists: NONE
- o Drug incidents: NONE
- o Motor vehicle collisions: NONE

2005 - New tent casino on same property reported:

- o Total arrests: 63
("majority being drug related and occurring at the casino in Florence")
- o Medical assists: 67
- o Drug incidents: 52
- o Motor vehicle collisions: 21

o (Source: Casino tribe newsletter 2006)

B. (Marilyn Kittelman, Douglas County Commissioner re: Cow Creek casino tribe) "I believe in the right of the tribe to self-governance of their own people on their own land," Kittelman wrote. "What I don't support is the balkanization of Douglas County into pockets of land where law enforcement cannot go without permission from the tribe, where U.S. citizens have no rights or protection under the laws of the United States." (8/22/07, "Cow Creek Revenge")

C. National

- FL - The statistics are sobering. In communities that permit Class III casino gambling, such as Las Vegas-style slot machines, blackjack card games and even roulette or craps, the crime rate is nearly twice the national average. Additionally, statistics show that illegal gambling is significantly more prevalent in states that have opened the door to legalized gambling. A recent study found more than two-thirds of compulsive gamblers had engaged in criminal activity, including violent crimes, because of a gambling problem. (Bill McColium, Florida Attorney General, 10/4/07)
- ME - Recently released data on crime in Maine show a jump in Bangor's crime rate of more than 20% in the first full year of the operation of Hollywood Slots, disputing claims by casino proponents that crime would actually decline. ... the double-digit increase in Bangor's crime rate is certainly troubling, and it refutes suggestions by some casino supporters who claim that casinos actually reduce crime through jobs and economic development, (10/4/07)
- CT - Over the last six years, calls to the Ledyard Police Department, a short drive from the Foxwoods Resort Casino, have almost tripled, according to local authorities. And in Montville, where Mohegan Sun is located, calls to police are up 38% overall since 1997. Arrests for drunken driving have risen in both towns -- up from 38 to 87 in Ledyard since 1991 and from 39 to 113 in Montville since 1997. **But the big reason for the increase in police calls, according to both departments, is not casino-related vices, but the sheer volume of people passing through these towns every day, creating more opportunities for problems just by being there. Traffic is up as much as 275% near the casinos -- a source of frustration for many residents.**
- Norwich police have confronted many of the same issues as the casino towns down the road. Even with the population stagnant since 1990, police work has increased, according to statistics. Motor vehicle violations are up roughly 165% since 1992. Car accidents have risen 57%. Drunken driving arrests are up 17 percent. And, just like in Ledyard and Montville, calls for police service reporting anything from noise to theft have increased as well, up from an estimated 30,642 in 1992 to 53,974 in 2004 -- a 76 percent leap. (7/22/07 - Towns feel effect of casinos)
- Studies suggest that, four years to six years after casinos open, surrounding communities experience increases in rape, murder and other violent crimes, as well as property crimes such as burglary and auto theft. In California, the estimated annual societal cost of problem and pathological gamblers is just under \$1 billion (\$998.1 million). That figure includes costs associated with welfare benefits, arrest

and incarceration, bankruptcy, and physical and mental health treatment. (6/2/06 - Casino Report released by California Attorney General)

- By the fifth year of casino operation, robberies were up 136%; aggravated assaults, 91%; auto theft, 78%; burglary, 50%; larceny, 38%; and rape, 21%. 8.6% of property crimes and 12.6 % of violent crimes were attributed to casinos. (Casinos and Crime, 5/11/06)
- Casino Gamblers Warned - Sheriff Can't Guarantee Safety - ... gamblers headed to the Red Wind Casino might want to think twice about having to deal with the current tribal justice system. For instance, if a member is convicted of dealing drugs, rape or murder, the maximum they'll serve is one year in jail. "We've had serious cases; child molestation, child rape, those type of things, where the tribe has chosen to impose their rules on the defendant and basically give him a slap on the hand. Had they notified us and we could have done the investigation, those people would be held accountable." (5/4/06 - Casino Gamblers Warned)
- (Police) Departmental statistics shared with the (Blue Lake, Calif.) council and the public show sizable increases between crime data collected in 2002 -- the year Blue Lake Casino opened its doors -- and 2005. Particular spikes are revealed in burglaries, 4 in 2002 and 32 in 2005; marijuana sales, 4 in 2002 and 13 in 2005; driving under the influence, 2 in 2002 and 23 in 2005; and drunkenness, 3 in 2002, 12 in 2005. The end result is arrests and bookings that went from nine in 2002 to 372 in 2005. (Crooks challenge police, 5/1/06)
- The house never loses and Maryland cannot win: Why casino gaming is a bad idea. Report on the impact of casino gaming on crime presented to the joint executive-legislative task force to study commercial gaming activities in Maryland, July 14, 2005:
 - In the last year, crime on the Mississippi Gulf Coast has increased in every category, with murder, rape, robbery and car theft at least doubling. Juvenile violent crime has shot up 65% in the last two years, alcohol-related accidents increased 101% in the first half of 1994, and police describe a staggering increase in fraud and embezzlement.
 - In the first fifteen years Atlantic City had casinos, violent crime rose by 199%, and larceny skyrocketed 481%.
 - In Black Hawk, Colorado, calls for service went from about 25 a year before gaming, to between 15,000 and 20,000 today.
 - In Deadwood, South Dakota, arrests have increased 262% since the advent of casinos. In a hearing before Congress on September 29th of this year, a former Chicago mobster revealed how Chicago organized crime "welcomed" the introduction of legalized gaming into Illinois; it "created a brand new market for us."
- Crime in Thunder Valley Casino's hometown of Lincoln, California, rose in almost every single category between 2003 and 2005. Calls for service climbed steadily from 15, 588 in 2003 to 26,202 in 2005. Stolen property dollar amounts jumped from \$429,900 in 2003 to \$1,413,158 in 2005. (2005 Annual Report, City of Lincoln, California)
- Research suggests that on a national basis casino gambling generates externality costs in the range of \$40 billion annually, and crime is one of the biggest components of these social costs. (Casinos, Crime and Community Costs, Earl L. Grinols, David B. Mustard, Revised: September 2004.)
- Gambling in counties with Class III gambling (casinos) are responsible for:
 - 7.9 % of total crime (FBI Index I)
 - 7.7 % of property crime
 - 10.3 % of violent crimeFor an average county with 100,000 population this implies 772 more larcenies, 357 more burglaries, 331 more auto thefts, 12 more rapes, 68 more robberies, and 112 more aggravated assaults. (U. Illinois-U. Georgia, Grinols-Mustard Study, 4/30/03 Testimony before Senate and House Finance Committees)

- Total "Behavior Crimes" defined in the report as "crimes against society" including such crimes as "... drunk driving, drug offenses, and extortion ..." increased 13% during the 4-year study period in Oregon, casino counties compared to 5% in much heavier populated non-casino counties. Various behavior crimes which increased after a casino was introduced in the counties: Weapons Violations (2.9%), Prostitution (27.6%), Drug offenses (7%), Liquor Law violations (1.6%), Crimes Against Families (17.6%), Curfew violations (30%), Runaway Juveniles (17%) and All Other (19%). The report admits that their analysis "shows that the introduction of casinos is significantly related to higher than expected rates of behavioral crimes." (EcoNW Report, October 1998, "Answers to Client Questions and A Report to the Confederated Tribes of the Warm Springs Indian Reservation")

D. Jobs

- Casino construction and operation can, but does not necessarily, mean job creation and growth. Of the 16 regressions run in an Illinois study, only three municipalities showed a statistically significant increase in employment or decrease in unemployment. The same regressions indicated that for every job created, local businesses lost one or more jobs. Another study, conducted by the New York Times found that 27 out of 57 counties analyzed experienced a net job loss. (2007, Philadelphia Five Year Plan)
- Positive effects are fleeting - But what about all those casino jobs and newly minted police? Mustard said the positive effects of casinos are fleeting – payrolls and tax collections quickly plateau, and municipalities don't keep adding cops after the first wave of casino tax revenue rolls in. What's more, Mustard said, crime rates didn't rise in neighboring counties while they soared in casino counties -- evidence that casinos create crime locally and don't merely attract it from somewhere else. (Casinos and Crime, 5/11/06)
- Results of the 2005 Indian Gaming Compensation Survey reveal that wages in Indian casinos are 7% below average wages for the same group of hourly paid jobs for full service hotels. Average starting rates were even lower, at 10% below. (3/22/06 - Hourly wages in Indian casinos lag behind hospitality industry)
- "Many of the Seven Feathers (casino) jobs are "one notch above minimum wage," Shafer says. "There are plenty of jobs cleaning motel rooms, washing dishes or sweeping up casino floors. But not much upward mobility." "If you live within commuting distance of Canyonville, there is an excellent chance to secure a minimum-wage or low-paying job." (Roger Shafer, government and economics teacher at Canyonville Christian Academy) (12/29/04, Mail Tribune, Jackson County, Oregon)
- The majority of jobs at casinos pay between \$8 and \$13 per hour. Most are not full time (40 hours per week). Normally, only full time employees receive benefits such as health insurance, sick leave, vacation, etc. (Oregon Department of Employment Office 3/19/04)
- A survey of job openings in Canyonville, where the primary employer is a casino, showed: (Oregon Department of Employment 3/19/04):
 - 92% of the job openings require one year, or less, experience. (21% required no experience at all)
 - 87% of the job openings are for less than full time (10 to 30 hours per week).
 - Priority for employment is given first to tribal members and second to other Native Americans. (Confederated Tribes' web page)
- ... any jobs created by casino development are not required to meet minimum standards established under state laws to protect employees. Moreover, the majority of casino jobs are low-wage, high-turnover positions. (The Impact of the Indian Gaming Regulatory Act on Gambling in the United States and the Role for State and Local Governments, 68th Annual Conference, International Municipal Lawyers' Association, 10/13/03)

- Most of the higher paying positions such as dealers are recruited out of the area. (Information provided by personnel department, The Mill Casino & Chinook Winds Casino 2/03)
- In a typical county of 100,000 adults, the introduction of casinos would create additional social costs of \$12.7 million annually, and direct social benefits of \$4.2 million. Casinos would have to increase the total number of jobs in the county by more than 11,333 to improve well being of residents, an unlikely outcome. (U. Illinois-U. Georgia, Grinols-Mustard Study, 4/30/03 Testimony before Senate and House Finance Committee)

E. Who profits

- Jerry Zremski - Buffalo News, March 2, 2003 -WASHINGTON – "Nearly 10 percent of the first-year profits from the Seneca Nation's Niagara Falls casino will go directly to the facility's Malaysian financiers."
- "Who Gets the Money? Needy Native Americans, you'd think. But Indian casinos are making millions for their investors and providing little to the poor", By Donald L. Barlett and James B. Steele, Time Magazine, 12/8/2002
 "THE WHITE MAN WINS AGAIN
 While most Indians continue to live in poverty, many non-Indian investors are extracting hundreds of millions of dollars sometimes in violation of legal limits from casinos they helped establish, either by taking advantage of regulatory loopholes or cutting backroom deals. More than 90% of the contracts between tribes and outside gaming-management companies operate with no oversight. That means investors' identities are often secret, as are their financial arrangements and their share of the revenue. Whatever else Congress had in mind when it passed the regulatory act; presumably the idea was not to line the pockets of a Malaysian gambling magnate, a South African millionaire or a Minnesota leather-apparel king."

January 21, 2008-45

Marie Weckmann
2230 Lake Park Dr. Sp.#8
San Jacinto, CA 92583
January 21, 2008

Ms. Amy Dutschke
Acting Regional Director
Pacific Regional Office
Bureau of Indian Affairs
2800 Cottage Way
Sacramento, CA 95825

Handwritten initials: "JCB" with a checkmark above it.
Handwritten text: "DESCRIP RPT" with "NO" written below it.

Dear Ms. Dutschke,

On January 8, 2008, I attended the public meeting regarding the environmental impact statement (EIS) pertaining to the proposal by the Soboba Band of Luiseno Indians to build a casino/hotel project on the "Horseshoe Grande" property. The Soboba Band of Luiseno Indians have applied for federal trust status in order for the land to become reservation/federal land so that they can build their casino/hotel.

I am opposed to making the land reservation/federal property and to the construction of a casino/hotel on the property. I live in a mobile home community, Soboba Springs Mobile Home Estates, which is across from the Horseshoe Grande property. Soboba Springs is home to 254 families, all senior citizens. Most are on a fixed income and cannot pick up and move if this horrible project is seen to fruition. Some of the residents have lived here for over 30 years. We all enjoy the serenity and peaceful environment we have.

If the casino/hotel is built, the safety of our residents will be in jeopardy. There is no stoplight or stop sign to stop the cross traffic on Lake Park Drive as we try to exit the park. Currently, during Soboba Casino events, our residents are trapped inside the park for hours because the traffic backs up for miles. It is very dangerous. We cannot get out of the park, nor can we get into the park for hours during these events. This is not an exaggeration. The traffic also clogs highway 79 going both way, creating a traffic nightmare for the entire community. You can check with local law enforcement on that. Also, the drunk/intoxicated drivers leaving the casino are a danger to the community. The Soboba Band of Indians make no provisions for traffic during these events. The traffic jams are so bad, I have witnessed people exiting their vehicles and urinating on the side of the road.

The noise, pollution, and dust created by this project would be a threat to the health of the residents at my mobile home park, especially those with breathing problems and oxygen tanks. During the Casino events, ambulances are severely delayed by the traffic and cannot get into our park.

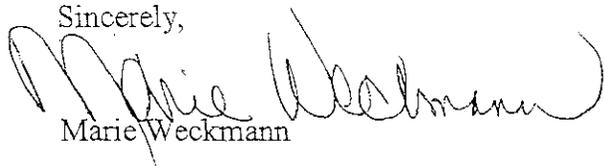
If you drive by the current location, you will see litter, empty liquor bottles, dirty diapers, and beer cans, all from Casino customers coming and going. If you build a bigger venue, the amount of litter and pollution will skyrocket. Also, the tour buses, construction vehicles, transit trucks, and cars are all polluting our air, especially when they are backed up in traffic for hours.

This new casino/hotel will ruin our quality of life and our health. It cannot be allowed to be built on the Horseshoe Grande Location.

Therefore I am urging you to deny the Soboba Band of Luiseno Indian's request to make the Horseshoe Grande property Indian/federal land and that the plans to build a casino/hotel be denied.

Thank you for your consideration and for allowing me to exercise my rights.

Sincerely,



Marie Weckmann

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PACIFIC REGIONAL
OFFICE

WRITTEN COMMENT CARD

January 22, 2008-47

BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
SOBOBA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

Hemet Public Library, Hemet, California
January 8, 2008

If you would like to submit a written statement, please complete the following information and comment in the space provided below. Give to attendant or drop in the written comment box. Comments may also be submitted by mail until January 22, 2008 to: Pacific Regional Office, Bureau of Indian Affairs, Attention: Amy Dutschke, Acting Regional Director, 2800 Cottage Way, Room 2820, Sacramento, CA 95825. Please include your name, return address, and caption: Comments, DEIS Soboba Trust Acquisition Casino Project. (Please write legibly)

Name: Fabian Mendez FABIAN Mendez Organization: _____

Address: 21930 Soboba Rd. San Jacinto Ca 92583

Comment: I oppose the moving of the Soboba Casino to the corner of Lake Park Drive and Soboba Rd. We also oppose the annexation of the surrounding properties. I am opposed to the "proposed land" of becoming Indian Reservation. We already have enough traffic from the casino, also when there is a special event concert etc... we can't even get home!!! Please seriously consider all residents not just those living on the reservation

Fabian Mendez

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JAN 22 2008
PRD
by

January 22, 2008-48

WRITTEN COMMENT CARD

BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
SOBOBA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT
Hemet Public Library, Hemet, California
January 8, 2008

Project No. TCF
Route RMA Sec 10
Response Required No

If you would like to submit a written statement, please complete the following information and comment in the space provided below. Give to attendant or drop in the written comment box. Comments may also be submitted by mail until January 22, 2008 to Pacific Regional Office, Bureau of Indian Affairs, Attention: Amy Dutschke, Acting Regional Director, 2800 Cottage Way, Room 2820, Sacramento, CA 95825. Please include your name, return address, and caption: Comments, DEIS Soboba Trust Acquisition Casino Project. (Please write legibly)

Name: Henry Pirelli Organization: ACQUA (600+) OWNER
Address: 22710 SOBOBA ROAD SAN JACINTO, CALIF AND RESIDENT 32+ YEARS

Comment: WE ABOUT THE SOBOBA INDIAN RESERVATION ON THE EASTSIDE OF OUR PROPERTY APPROXIMATELY 1 1/2 MILES AND ALSO FRONT (ON SOBOBA ROAD) THIS PROPOSED PROJECT BY A COMBINED ALMOST ONE MILE. MY WIFE AND MYSELF HAVE RAISED OUR FAMILY (32 YEARS) HERE AND CONTINUE WITH THE GRANDCHILDREN.

WE ALSO HAVE AN OUTREACH TO THE MOST AT-RISK CHILDREN IN THE UNITED STATES ON THIS ACREAGE. THIS PROPOSAL OF ANNEXATION (EXTENDING) THE RESERVATION LAND AND CASINO (GAMBLING-GAMING) WOULD BE SO CONTRARY TO WHAT WE ARE PROVIDING THESE ALREADY VICTIMS OF CRIME (MOST AT-RISK CHILDREN).

IT IS NOT RIGHT MORALLY AND LEGALLY FOR THIS WHOLE COMMUNITY TO BE UPSIDED FINANCIALLY, PHYSICALLY, MENTALLY AND EMOTIONALLY, AND BE FORCED TO ABANDON OR ALTER THEIR RETIREMENT (GOLDEN YEARS) DREAM, SHOULD THEY STAY IN THE PROPOSED ENVIRONMENT, WOULD AFFECT THEIR HEALTH AND OVERALL WELL BEING,

WHAT IF THIS WAS YOUR PARENTS OR GRAND PARENTS. THE CITY TRACT MAPS AND COUNTY TRACT MAPS AND GENERAL MASTER PLANS FOR THIS LAND IS RESIDENTIAL USE. ALL CITIZENS, SPECIFICALLY SENIOR CITIZENS MUST BE PROTECTED! OTHER CITIES AND COMMUNITIES HAVE OPPOSED INDIAN CASINOS OFF RESERVATION LANDS. I (WE) URGE YOU NOT TO APPROVE THE REQUEST BEFORE YOU.

received 770
JAN 29 2008

WRITTEN COMMENT CARD

BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
SOBORA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

January 22, 2008-09

Hemet Public Library, Hemet, California
January 8, 2008

If you would like to submit a written statement, please complete the following information and comment in the space provided below. Give to attendant or drop in the written comment box. Comments may also be submitted by mail until January 22, 2008 to Pacific Regional Office, Bureau of Indian Affairs, Attention: Amy Dutschke, Acting Regional Director, 2800 Cottage Way, Room 2820, Sacramento, CA 95825. Please include your name, return address, and caption: Comments, DEIS Soboba Trust Acquisition Casino Project. (Please write legibly)

Name: Angela Minda Angela Mendez Organization: _____

Address: 21930 Soboba Road, San Jacinto Ca. 92583

Comment: I do NOT support the moving of the Soboba Casino to the new "proposed site". I also do NOT support the "proposed land addition to reservation."

I feel, if the reservation wants the casino and the bright lights, traffic etc - all that goes with the casino - Then the reservation should have the casino on their "existing land" on their own neighborhood - not ours!

They want it - They should have it near their homes!

I don't want it near my home!

I want my home and neighborhood to be peaceful and quiet.

Thank you for your consideration!!
Mrs. Angela Minda

F of ✓
RPM DEEMS
NO

WRITTEN COMMENT CARD

January 22, 2008-50

BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
SOBOWA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

Hemet Public Library, Hemet, California
January 8, 2008

Sp. Inv. Dir. ✓
Adm. Off. ✓
Route DEAN SRM
Response Required NO

If you would like to submit a written statement, please complete the following information and comment in the space provided below. Give to attendant or drop in the written comment box. Comments may also be submitted by mail until January 22, 2008 to Pacific Regional Office, Bureau of Indian Affairs, Attention: Amy Dutschke, Acting Regional Director, 2800 Cottage Way, Room 2820, Sacramento, CA 95825. Please include your name, return address, and caption: Comments, DEIS Soboba Trust Acquisition Casino Project. (Please write legibly)

Name: Denise Pirelli Organization: _____

Address: Home: 22770 Soboba Rd. / Mailing: P.O. Box 1342, Hemet 92546

Comment: To whom it may concern,

I understand that part of the proposed plan is to do away with the way Lake Park Dr. As stands and is used now. This is the biggest reason for my opposition to this plan.

As a stay at home mother of four young children under the age of seven and taking into consideration the CDF's statement, printed in the Press-Enterprise within the last two weeks, where they say they will not enter federal land without police escort, I find it very disconcerting that if my children or I were to need emergency help we would have to wait an unnecessary amount of time because our home would be landlocked by the federal land. I have lived here for seven years and in that time the reservation has been closed off for different reasons within the tribe. I am concerned if this were to happen again we would also have to be locked home with no way out.

Sincerely, _____

received
JAN 22 2008

WRITTEN COMMENT CARD

January 22, 2008-51

BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
SOBOBA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

Hemet Public Library, Hemet, California
January 8, 2008

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Name: Jeremiah Hetkkila Organization: _____

Address: 21932 Soboba Road, San Jacinto, CA 92583

Comment: I WOULD LIKE TO EXPRESS DEEP CONCERN OVER THE ANNEXATION OF CITY LAND TO RESERVATION LAND ON LAKE PARK DR. AND SOBOBA ROAD IN SAN JACINTO. IN MY OPINION, THE LOCATION OF THE PROPOSED CASINO WOULD GREATLY ALTER THE EVERYDAY LIFE OF THE NEARBY RESIDENTS IN A NEGATIVE WAY. THANK YOU.

TAB ✓
BAM/ECRMS
No

received PRO
JAN 22 2008

WRITTEN COMMENT CARD

January 22, 2008-52

BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
SOBOBA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

Hemet Public Library, Hemet, California
January 8, 2008

If you would like to submit a written statement, please complete the following information and comment in the space provided below. Give to attendant or drop in the written comment box. Comments may also be submitted by mail until January 22, 2008 to Pacific Regional Office, Bureau of Indian Affairs, Attention: Amy Dutschke, Acting Regional Director, 2800 Cottage Way, Room 2820, Sacramento, CA 95825. Please include your name, return address, and caption: Comments, DEIS Soboba Trust Acquisition Casino Project. (Please write legibly)

Name: _____ Organization: _____

Address: 22770 Soboba Road, San Jacinto, CA 92583 Tcf ✓

Comment: _____

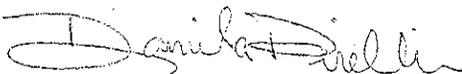
Some ~~SECRET~~ ~~R/AA~~
Remove ~~SECRET~~ ~~R/AA~~ No

Dear BIA,

Thank you for the opportunity to comment on the DEIS Soboba Trust Acquisition Casino Project. I am a property owner of the Soboba Spring Housing Track, 1742 Carrera Drive, and I am a 30 year resident at 22770 Soboba Road. I am in opposition to the annexation of the proposed project land to Indian Reservation Land, the move of the Soboba Casino from its current location to the proposed location at Lake Park Drive and Soboba Road, and the insolent idea of rerouting our current roads. These proposed changes will **dramatically** affect the residents in the vicinity, the identity and value of my property, the rise of crime in the area, and the increased traffic congestion on Soboba Road, Lake Park Drive, and Ramona Expressway.

Thank you for taking the time to read my concerns. I do hope that you will carefully consider other options: Possibly keeping the Soboba Casino in its current location on the Reservation and running Esplanade over the riverbed straight to the Casino. This will not only keep the Casino on Reservation Land, but will provide the residents of the Reservation an additional route home and alleviate the existing traffic on Lake Park Drive.

Respectfully submitted,



Daniela Pirelli

cc: Jeff Stone, County Supervisor
John J. Benoit, State Assemblymen

received
JAN 22 2008
920

WRITTEN COMMENT CARD

January 22, 2008-53

BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
SOBOBA BAND OF LUISEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

Hemet Public Library, Hemet, California
January 8, 2008

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Name: Armando Prietta - Firelli Organization: _____

Address: 22770 SOBOBA Rd. SAN JACINTO CA. 92583

Comment: ~~My~~ My OBSERVATION AS A 30 YEAR RESIDENT NEIGHBOR TO THE SOBOBA PRESERVATION, I WOULD LIKE TO EXPRESS THAT MY WIFE & I ENJOY THE LAND WE DWELL, AND IN THE LAND OUR CHILDREN WILL LEARN TO PROTECT! WE TAKE PRIDE IN THE COMMUNITY WE RESIDE. WITH THIS "TRUST ACQUISITION CASINO PROJECT" I WOULD LIKE TO EXPRESS I HAVE MANY CONCERNS OF PERSONAL NEGATIVE IMPACT TO MYSELF, AND TO MY FATHER'S FAMILY CHARITABLE ORGANIZATION LOCATED AT 22850 SOBOBA RD, FURTHERMORE BECAUSE OF THE NEGATIVE EFFECTS AND IMPACT TO MY YOUNG, GROWING FAMILY I HEREBY RESPECTFULLY GIVE NOTICE I AM OPPOSED TO THE [DEIS SOBOBA TRUST ACQUISITION CASINO PROJECT] WITH INTENT TO CONTEST. AND WHAT GOES WITH IT

IF UNDER PROPER JURISDICTION, THIS SAME PROPERTY IS STILL INTENDED FOR COMMERCIAL DEVELOPMENT, SUBMITTING TO LOCAL GOVERNING AGENCIES, CITY ORDINANCES & COUNTY REGULATIONS. I WOULD LIKE ANOTHER OPPORTUNITY TO EXPRESS SPECIFIC CONCERNS ONCE A PRELIMINARY SITE PLAN IS DRAWN AND IS PROPOSED & PRESENTED!

PLEASE KEEP ME INFORMED BY WAY OF MAIL AT
PO BOX 1342 Hemet CA: 92546

THANK YOU, Armando C. Prietta

Response Requested
Name
Title
Tel

received PRO
JAN 22 2008

WRITTEN COMMENT CARD

BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
SOBOBA BAND OF LUISENO INDIANS - TRUST ACQUISITION & CASINO PROJECT

Hemet Public Library/Hemet, California
January 8, 2008



Requester's Name: [Redacted]
Requester's Address: [Redacted]
Requester's City: [Redacted]
Requester's State: [Redacted]
Requester's Zip: [Redacted]

If you would like to submit a written comment, please complete the following information and mail in response provided below. Give attention to the date and time of the meeting. Comments should be received by 5:00 PM on January 22, 2008. For further information, please contact the Hemet Public Library/Department of Planning and Development, 2800 Cottage Way, Room 2800, Hemet, California 97331. Telephone: (531) 932-2222. Fax: (531) 932-2222. E-mail: [Redacted]

Name: *Maria...*

Address: *1000...*

City: *Hemet...*

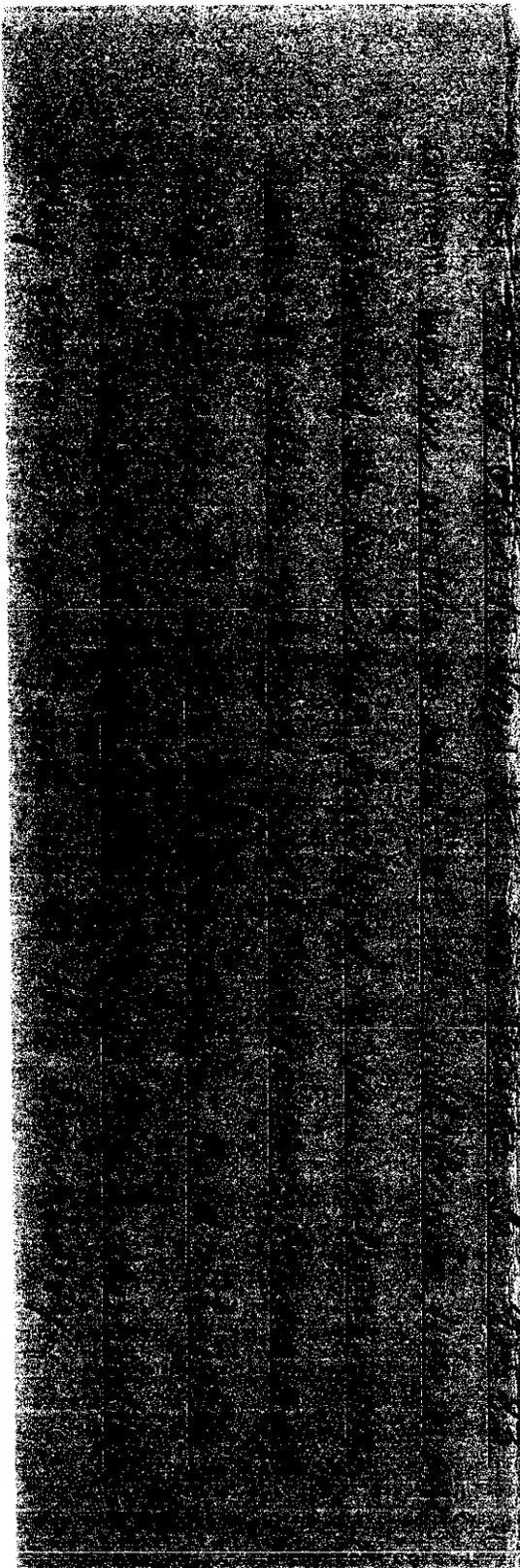
State: *CA...*

Zip: *97331...*

Phone: *(531) 932-2222*

Fax: *(531) 932-2222*

E-mail: *[Redacted]*



January 24, 2008-55

**2230 Lake Park Dr. #163
San Jacinto, Ca. 92583**

**To:
Bureau of Indian Affairs
Ms Amy Dutschke
Acting Regional Director**

Tcf ✓
RPM
NB

**Copies to: Governor Scharzenegger
State Senator: Jim Battin
U. S. Senator: Dianne Feinstein
U. S. Representative: Jerry Lewis
U.S. Representative: Mary Bono
Mayor of San Jacinto, Ca.**

Dear Ms Dutschke,

You should have by now received a lot of letters from residents of Soboba Springs Mobile Estates where I reside—so I won't dwell too long on what everyone else has said about the possible annexation by the Soboba Band of Luiseno Indians of the land surrounding our place of residence.

The problems with this is enormous for 350 people living in our park. I will briefly cover the great disadvantages of having a hotel/casino/parking garage/gas station/and sewage treatment plant where they want to put it.

Air Pollution—In 2001 it was 9,000 cars per day going up and down our street. It has to be a lot more now as we are having more difficulty getting on the street—maybe as high as 12 to 13,000 per day. As far as we know it has not been counted since 2001.

Noise Pollution—this is a 55 and over senior park, and we do need our sleep at night.

Light Pollution—The beams from overhead coming from the new casino (not even ¼ mile away) would probably make it like daylight 24/7.

All of the above on top of a known earthquake fault that popped off in the 1920's and leveled almost all of San Jacinto, and half of Hemet. One that the Seismologists state is long overdue for a big tremor. We do not need either gasoline or sewage in our ground water in case that should happen.

This property including us is an old river bed. We are protected by levees almost ¾ around us. When we have really rainy years that dry river bed is full. We still live in wetlands.

Lake Park Drive (see attached map) is the street that runs from Main St in San Jacinto to Soboba Road. We live in the area marked. If you will notice the land the Indians want to Annex surrounds that street, except where we live.

That street belongs to the city of/tax payers of San Jacinto. Our understanding is that the properties they wish to annex must be conjoined. If there is a strip of land going down the middle even though it is a street that belongs to someone else—then the properties are not conjoined are they? The only part of what they want to annex is only conjoined on the land surrounding our community apparently.

If this annexation goes through as planned and the street is included —then if you look at the map you will find that for us to even go to our town for groceries we would have to go down a street that would be policed by the Indian Nation.

Almost everyone in our park was born here and are American Citizens. We belong to a Sovereign Nation called the United States of America. We do not want to be completely encircled by any other Sovereign Nation, be it Indian or otherwise!

This tribe bought land at Domenigoni Reservoir wanting to build their casino/hotel there. Someone or some body of people put a spanner in the works. Please rectify that mistake and let them build there——good freeway in and out——very few people

**in that area as yet—nearby air port, and you are not alienating
350 people from the rest of their country.**

Please

I thank you for your time and attention.

A handwritten signature in cursive script, appearing to read "C. Resner".

*This is a copy of
the letter my husband
& I sent in 2001
about this business!*

2230-231 Lake Park Blvd.
San Jacinto, Ca. 92583
909-654-2499
August 14, 2001

To: Rep. Mary Bono, Republican
516 Cannon House Office Building
Washington, D.C. 20515

Re: The Soboba Indian Reservation (which is located next to the town of San Jacinto, Ca)----- bought, and wants to annex to the Reservation a parcel of 74 acres in the shape of a horseshoe----- which happens to surround the mobile home park where we live.

This property has been billed in the newspaper as being adjacent to the Reservation. To be accurate about 1/3 of it borders the Reservation. 1/3 of it borders Soboba Road, and the ranchers that live on the other side. 1/3 of it adjoins a levee which contains the San Jacinto River. (Please see the enclosed map of the area---we were not even on the map so we drew us in--- maybe not to proportion---but pretty close).

This property is on a flood plain---the River used to run over this area when it rained until the levees were built to keep it contained. They go around about 2/3 of this property. The land on the Soboba Road side slopes downward toward us, and when it rains the water flows toward the Mobile Home Park. In the late 70's it rained so much that this park was flooded for several days---that was with the levee on this side still intact. The levee on the San Jacinto side ruptured and, they had deep water in the town.

Question: If they do get this land annexed can they destroy any part of the levee including the part that does not run along the river if they want to?

We also have the problem that we live in fire country in the summer time and flood in the winter time---not to mention the earthquake fault that runs under this particular piece of land. So far (in case of an emergency) we have had an exit through the back of the property and over to Soboba Road.

Question: If the land is annexed could the Indians plug that exit up leaving only the front entrance for us to use in an Emergency?

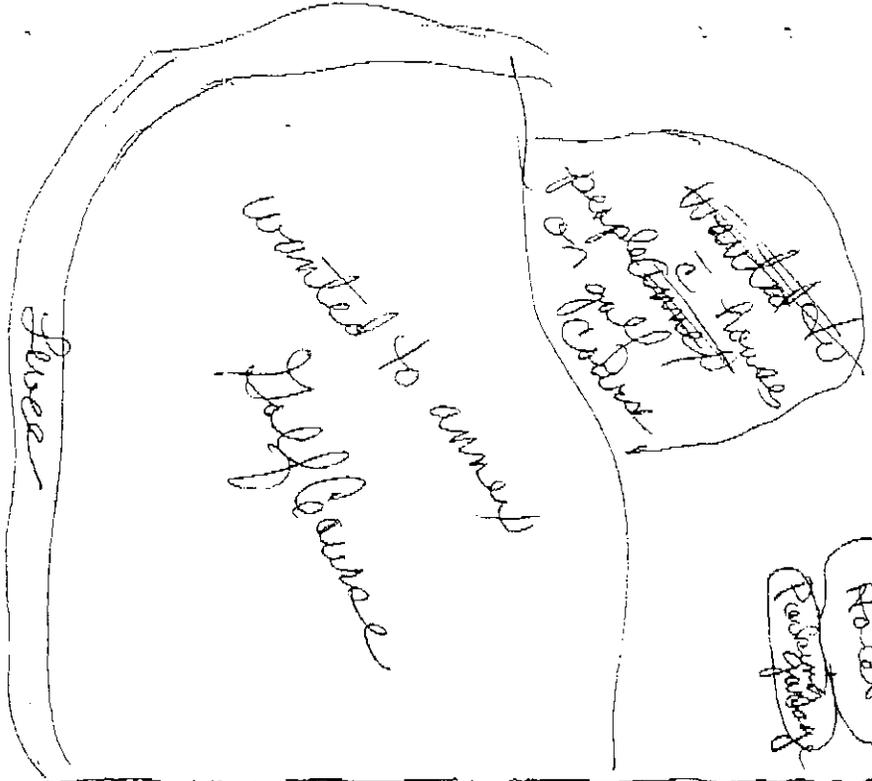
We would be completely surrounded by a Sovereign Nation not our own-----except for about 220 yards which borders Lake Park Drive.

If the annexation was turned down, then at least we could still get help concerning the land from the town we live in case of a disaster, or fire hazards such as weeds not cut in fire season, etc.

If and when they petition for annexation of this parcel of land would you please take into consideration the problems it could cause us.

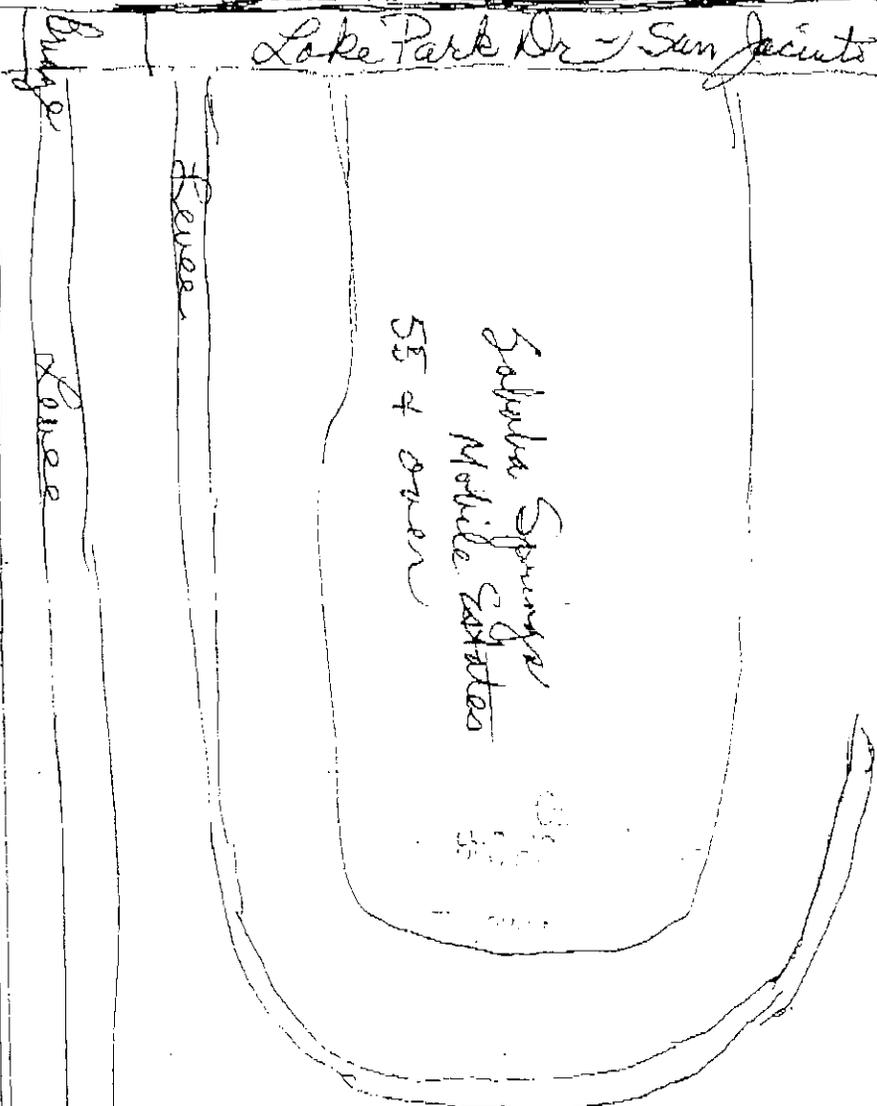
Thank you for your time in reading this.

*Captain's Mrs. C. W. Raesner
U. S. Navy, retired*



Noted
Rising property

Lake Park Dr - San Jacinto Street



gas station

Wanted to amend

Sabolba report - Country Rd

Indication
Jenkinson

Ramona CP pressure

Area boundary

January 25, 2008-56

✓ ald

DECLASS

RECEIVED-BIA

2008 JAN 25 PM 12:09

PACIFIC REGIONAL OFFICE

JAY AND EVELYN SHAW
794 Bergamo Avenue
San Jacinto, CA92583

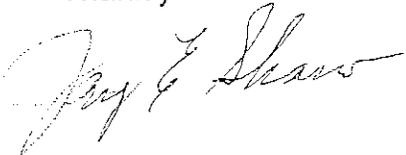
Re: Proposed Horshoe Grande Fee-to-Trust
Casino and Hotel Project

Ms. Amy Dutschke
Acting Regional Director
Pacific Regional Office
Bureau of Indian Affairs
2800 Cottage Way
Sacramento, CA 95825

Dear Ms. Dutschke:

I recently attended the public meeting on the above subject at the Hemet Library. While I am in agreement with most of the speakers regarding the negative impact that this project would have on our communities I have some other concerns as well. I am very concerned about being a resident of San Jacinto and in effect being surrounded by tribal land. This would apply to our residential neighborhood as well as the mobile home park on Lake Park Drive. It makes me question how the City of San Jacinto could provide the public services such as police and fire protection as well as other services that we expect from the city we live in. When I purchased our home 15 years ago, the plan was for further residential development adjacent to our tract of homes. I have no quarrel with that type of development. I do object to the the development of the property as outlined in the meeting. A hotel and casino would not only interrupt the serenity that we were looking for when we purchased here it seems to me that the City of San Jacinto would be losing tax revenue that it would receive if the property were to be developed as originally zoned. Please consider the negative impact of the residents of our tract as well as the mobile home park as opposed to the benefit of the tribal members. I am sure that there are parts of the reservation as it now exists where the casino could be constructed.

Thank you!



WRITTEN COMMENT CARD

BUREAU OF INDIAN AFFAIRS - PUBLIC SCOPING MEETING FOR DRAFT EIS
SOBOBA BAND OF LUSEÑO INDIANS - TRUST ACQUISITION & CASINO PROJECT

Hemet Public Library, Hemet, California
January 8, 2008

Reg Dir _____
Dep Reg Dir T ✓
Reg Adm Officer _____
Route _____
Room _____
Date _____
Mailing _____
Title _____

If you would like to submit a written statement, please complete the following information and comment in the space provided below. Give to attendant or drop in the written comment box. Comments may also be submitted by mail until February 22, 2008 to Pacific Regional Office, Bureau of Indian Affairs, Attention: Amy Duff, c/o Acting Regional Director, 2820 Sacramento Way, Room 2820, Sacramento, CA 95825. Please include your name, return address, and caption. Comments: DEIS: 100000: Trust Acquisition/Casino Project (Please write legibly)

Name: JAMES G. JAMES
Address: 2920 PARKWAY AVENUE
HEMET, CALIFORNIA 94305
Phone: 530-938-2153
Organization: SOBOBA BAND OF INDIANS
Comments: PLEASE SEE COMMENTS ON EXHIBIT

non-tax paying Indian you. The reservation is already
rather well stocked exhibiting a few dead bodies, etc.
Sambler started a drive down the river park

Whe did the 70000 some down to purchase all the
land? you heard me that in the ground there 70000
something small on left of my road can all
in a hole

January 25, 2008-62

Mark & Sarah Grays
42071 Granite View Dr.
San Jacinto, Ca 92583
(951)654-7390

City of San Jacinto
City Manager
RPM
No

Dear Amy Dutschke:

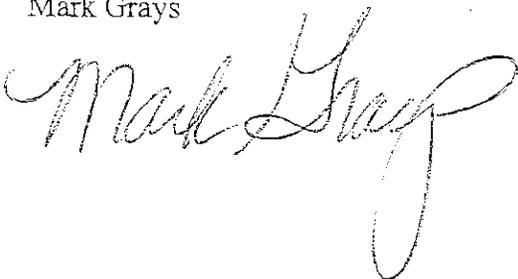
My name is Mark Grays and I am a resident of the hillside community in San Jacinto, up above the golf course. I am writing as a concerned citizen in regards to DEIS Soboba Trust Acquisition Casino Project. I have a wife and three children. We've lived at our residence for five years. It has been peaceful and majestic thus far living up here. My concerns are as follows:

- The crimes that are committed on the casino/Indian land will be right in out back yards. The persons committing those crimes will now attempt to hide out and flee from police in our neighborhoods rather than the Indian land due to its proximity.
- During special events at the casino, the traffic congestion so intolerable already. By adding a hotel and casino together would create an absolute gridlock. Emergency vehicle access will be minimal at best, leading to increase delays in aid. There are already delays for emergency help due to violent crimes, because of the need for scene safety and police presence.
- The noise factor would be twenty-four hours a day/seven days a week in a retirement and family oriented residency. Home values will sharply decline, with the inability to sell to a broader market, leading to the end of a custom home lifestyle with views.

Please read the attached article. It explains in detail what is and has been an issue on the reservation. Just think if those problems came to your back door and around your family. It's just bad news and fear to these residents. There is so much land on the reservation that could accommodate this project. I feel it's a convenience factor of joining the golf course, club house and tennis courts to a casino and hotel. I strongly disapprove. Thank you for your attention.

Sincerely,

Mark Grays



ire to wait for escort

iff's escort before responding to emergency calls on the Soboba Indian Reservation.

The new policy does not include emergency calls from the Soboba Casino, where firefighters will proceed in as usual, said Capt. Fernando Herrera.

"This will continue until we hear otherwise from the Sheriff's Department," Herrera said. "It is an issue of firefighter

safety."

The change will mean response times for emergency calls will likely increase from about six minutes to up to 15 minutes or more, said Capt. Tim Chavez, who works out of the downtown San Jacinto station, which is the closest to the reservation east of San Jacinto.

"If they are busy with assaults calls, then we can be

talking 20 or 25 minutes before a deputy shows up," Chavez said. "It's gonna be a long time."

Chavez said there are between 10 and 40 calls for service each month from the reservation; the vast majority involving medical aides.

Rosemary Morillo, Tribal Council chairwoman for the Soboba Band of Luiseño Indians, said Tuesday she was un-

aware of the policy change and declined to discuss it.

Jack Hansen, operations manager for American Medical Response, which provides ambulance service for the San Jacinto Valley, said he was unaware of any changes in Cal Fire policy, but indicated his units will follow the lead of county firefighters.

See **ESCORT/B5**

HEMET NEWS

ESCORT

CONTINUED FROM B1

It is not uncommon for firefighters to wait — called staging — for deputies to clear the scene of an emergency call in which the safety of responders is an issue, such as a shooting or domestic violence call. But other medical aide calls, such as heart attacks or disoriented subject, generally do not require firefighters to wait for an escort.

Chavez, who has worked out of the San Jacinto station since 1988, said the policy is similar to one that has been in place over the years whenever there has been an upswing in violence on the reservation. During the 1970s, a CDF squad and fire engine were shot at as firefighters responded to a call on the reservation.

The reservation has seen a recent surge of incidents, including the firing at of two deputies who chased a motorist who failed to stop for a traffic violation. Investigators have

not determined why the unidentified driver did not yield when a deputy tried to make a routine traffic stop on Castile Canyon Road northeast of Soboba Road last week.

Someone in the vehicle started shooting at the patrol car. Deputies returned fire and called for backup. During the pursuit, a second patrol car was struck by bullets. One deputy was grazed by broken windshield glass, authorities said, but did not require medical attention. The shooters abandoned the vehicle in the canyon. A sheriff's helicopter and tracking dogs were summoned, but the search failed to turn up any suspects.

That incident was similar to one involving California Highway Patrol officers less than a month ago. In that incident, a CHP officer traded gunfire during a high-speed pursuit that started in Beaumont and ended on the reservation.

Sheriff's officials have declined to discuss whether the most recent incident was tied to the deputy-involved fatal shoot-

ing of Gordon David Arres Jr. 26, a Soboba tribal member. Arres was shot and killed by a Hemet deputy following a short foot chase.

The unidentified deputy who shot him told investigators that Arres had pulled a gun from his waistband during the chase.

The Riverside County Sheriff's Department provides law-enforcement services for the reservation, but the area is patrolled as part of the larger unincorporated area covered by the department's Valle Vista station.

The department in 2005 signed a five-year contract with the tribe for a deputy to patrol the reservation exclusively, but tribal officials abruptly canceled the \$400,000 annual agreement in August 2006 saying the tribe was not getting its money's worth.

Several other Inland tribes, such as the Pechanga Band of Luiseño Indians in Temecula and the San Manuel Band of Mission Indians in San Bernardino, have formed their own emergency response teams.

STORIES FROM

TO SPECIAL EVENTS, 211 HOWE STREET, NEW YORK, N.Y. 10014

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

DATE 11/19/01 BY SP-6 [REDACTED]

EXCEPT WHERE SHOWN OTHERWISE, THIS DOCUMENT IS UNCLASSIFIED

DATE 11/19/01 BY SP-6 [REDACTED]

DATE 11/19/01 BY SP-6 [REDACTED]

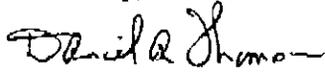
DATE 11/19/01 BY SP-6 [REDACTED]

THIS IS A COPY OF THE ORIGINAL DOCUMENT.

care of the City of San Jacinto where the people residing within the confines of the City will have continued input in the development of the City.

We have seen the City continue to develop in a positive manner and direction. I would fear that the proposed project would have a negative effect on the further development of the City of San Jacinto projects.

Sincerely,



Daniel A. Thomson

Bureau of Indian Affairs
February 8, 2008
Page 2

Please forward the Draft EIS and any future NEPA documents regarding this project to the attention of Karen Hackett. If you have questions or need additional information, please feel free to contact me at 951-928-3777, extension 4482.

Sincerely,



Ralph Phraner
Director of Water Resources Management

RP:kah

Encl.

March 7, 2008-66

Dick Prince

847 Bergamo Ave
San Jacinto .Ca 92583
951-654-5940
dprince4qn@roadrunner.com

March 7, 2008

Mayor Jim Ayres
City Of San Jacinto
248 East Main St
San Jacinto, CA. 92583

Dear Sir,

RE: January 17, 2008 comments to Bureau of Indian Affairs on "Notice of Intent for the Soboba Band of Luiseno Indians Horshoe Grande Fee -To- Trust Transfer EIS"

I was disappointed in your letter to the Bureau of Indian affairs outlining things that need to be considered. I think there is a glaring oversight in not mentioning that the Casino is proposed to be built so close to the few hundred homes on both sides of Soboba Rd. or the specific impact to these residents. The only local residents mentioned are those in the Mobile Home Park on Lakepark Rd.

In addition, your letter continually refers to the "rural area" and "open spaces" which implies this project is out in the boon docks and far away from local residents which as you know is far from the fact. In addition to our few hundred homes on Soboba Rd. Immediately adjacent to the proposed project there are two new tracts under construction within a half mile.

I am sure the oversight was not intended nor did you intend to imply the project was out in the boon docks. I would suggest that you review the letter to see if you think the recipient might interpret it the way I did.

Thank You

Dick Prince
Dick Prince

Cc:
Ms Amy Dutschke
Acting Regional Director
Pacific Regional Office
Bureau Of Indian Affairs
2800 Cottage Way
Sacramento , CA 95825

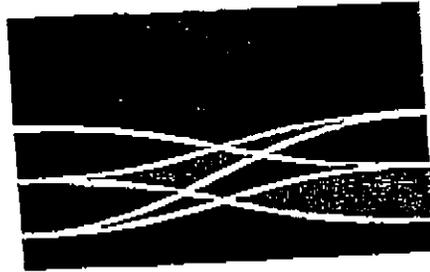


Frwd to DECRMS 3/11/08
J. Dwyer

MAR-11-2008 TUE 11:03 AM

FAX NO.

P. 01/01



March 11, 2008-67

WACHOVIA

TEMECULA LOAN CENTER
27270 MADISON AVE. STE 101
TEMECULA CA 92591
951.296.5340

TO: John FAX NO: 916-978-6055

FROM: _____ FAX NO: _____

RE: _____ TOTAL PGS: _____

Lara Tyson (TYSSGN)
828 Torino
San Jacinto, Ca. 92583

951-775-5670

COMMENTS:

Re: Soboba land trust

I am a homeowner in the
development surrounded by the
golf course.
I would like to be on the
mailing list to be made aware of
the possible building of casino, etc.

Appendix C:
Cooperating Agency Invitation Letters

**COOPERATING AGENCIES INVITED
TO PARTICIPATE IN THE PREPARATION
OF SOBOBA HORSESHOE GRANDE EIS**

**Riverside County, Board of Supervisors
County Administrative Center
4080 Lemon Street, 14th Floor
Riverside, California 92501**

**Karen Vitulano, CED-2
U.S. Environmental Protection Agency
Region IX
75 Hawthorne Street
San Francisco, CA 94105-39101**

**Brad Mehaffy, Environmental Coordinator
National Indian Gaming Commission
1441 L Street NW, Suite 9100
Washington, D.C. 20005**

**Tim Hults, Assistant City Manager
City of San Jacinto
248 East Main Street
San Jacinto, CA 92583**

**U.S. Fish & Wildlife Service
Carlsbad Fish & Wildlife Office
6010 Hidden Valley Road
Carlsbad, CA 92009**

**Mr. Jacob Armstrong,
Department of Transportation
Planning Division: MS 240
4050 Taylor Street,
San Diego, CA 92110**

The BIA intends to initiate the scoping process on December 14, 2007. The close of the scoping comment period is scheduled for January 22, 2008.

If you have any questions or need additional information, please contact Patrick O'Mallan, Environmental Protection Specialist, at (916) 978-6044, or John Rydzik, Chief, Division of Environmental, Cultural Resources Management and Safety, at (916) 978-6042.

Sincerely,

/s/ Amy L. Dutschke

Acting Regional Director

cc: Superintendent, Southern California Agency
Chairperson, Soboba Reservation



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX
75 Hawthorne Street
San Francisco, CA 94105-3901

RECEIVED
BY *KH* | DATE *1-10-08*

December 19, 2007

John Rydzik, Chief
Division of Environmental, Cultural
Resources Management and Safety
Bureau of Indian Affairs
2800 Cottage Way
Sacramento, CA 95825

Subject: Request for Cooperating Agency Participation in the Environmental Impact Statement (EIS) for the Soboba Band of Luiseno Indians proposed Fee-to-Trust Transfer and Casino/Hotel Project, San Jacinto, California

Dear Mr. Rydzik:

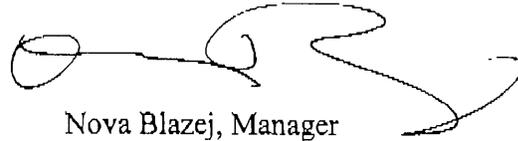
We are in receipt of your letter dated December 12, 2007 inviting the U.S. Environmental Protection Agency (EPA) to serve as a cooperating agency for the subject EIS. Since EPA is the permitting authority for Clean Water Act (CWA) permits required for the project, we accept your invitation. However, resource constraints limit our involvement to the review of selected administrative documents with a focus on our area of jurisdiction, in this case, impacts to water resources.

This letter serves to document the exact function that EPA will have in the preparation of the EIS, per EPA policy. In addition to the review of the water resources sections of the preliminary draft EIS, EPA intends to participate in scoping through the submittal of comments by the comment deadline.

Please be aware that EPA's status as a cooperating agency does not affect our independent responsibilities under Section 309 of the Clean Air Act to review and comment publicly on all Draft EISs. Participation as a cooperating agency does not imply endorsement of the proposed project, nor can it be used to obligate or commit funds or as the basis for the transfer of funds. Please reference or incorporate this acceptance letter into the Draft and Final EIS.

We appreciate the Bureau of Indian Affairs' interest in working with EPA. If you have any questions, please contact Karen Vitulano, the lead reviewer for this project, at (415) 947-4178.

Sincerely,

A handwritten signature in black ink, appearing to read 'Nova Blazej', with a large, sweeping flourish extending to the right.

Nova Blazej, Manager
Environmental Review Office

cc: Robert J. Salgado, Sr., Chairman, Soboba Band of Luiseno Indians

received
12-31-07



Mr. Dir _____
Mr. Asst Dir _____
Route 302 _____
Response Received _____
Mr. [unclear] _____

December 20, 2007

Patrick O'Mallan
Bureau of Indian Affairs, Pacific Region
2800 Cottage Way
Sacramento, CA 95825

Dear Mr. O'Mallan:

The National Indian Gaming Commission (NIGC) has received your invitation to be a cooperating agency for Environmental Impact Statement (EIS) being prepared for the Soboba Band of Luiseno Indians Casino/Hotel project. At this time, the NIGC does not have a federal action (approval of a management contract) requiring compliance with the National Environmental Policy Act (NEPA) because the gaming facility will be managed by the Tribe. Therefore, the NIGC is declining the Bureau of Indian Affairs (BIA) invitation to be a cooperating agency.

If you have any questions or need additional information, please feel free to contact me at 202-632-7003 or in writing at the address listed below.

Sincerely,

Brad Mehaffy, REM, CIPS
NEPA Compliance Officer
National Indian Gaming Commission



 Dep Reg Dir _____ *F ad ✓*
 Reg Adm Offr _____
 Route *RM 121*
 Response Required *NO*
 Due Date _____
 Memo _____
 Tele _____
 _____ *DEC 15 - Has copy*

City of San Jacinto
 248 East Main Street
 San Jacinto, CA 92583
 (951) 654-7337
 Fax (951) 654-3728

January 4, 2008

United States Department of the Interior
 Bureau of Indian Affairs
 Attn: Amy Klutschke
 Pacific Regional Office
 2800 Cottage Way
 Sacramento, CA 95825

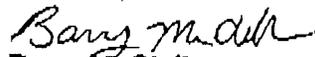
Via Fax: 916-978-6099

RE: Participation as a Cooperating Agency in the preparation of an Environmental Impact Statement (EIS) for the Soboba Band of Luiseno Indians for a proposed 534.91 acre Fee-to-Trust Transfer and development of a Casino/Hotel in the City of San Jacinto, CA.

Dear Ms. Klutschke:

Thank you for your letter of December 12, 2007, inviting the participation of the City of San Jacinto as a Cooperating Agency for the above project. The City of San Jacinto would be pleased to participate as a Cooperating Agency, and we look forward to participating in the process. Please contact Tim Hulst, Assistant City Manager (951-487-7330) to coordinate the City's involvement in this project.

Sincerely,


 Barry McClellan
 City Manager

C: Mayor and City Council
 Soboba Band of Luiseno Indians

RECEIVED
 RES
 1/9/08

Appendix D:

Notice of Availability for DEIS (New Appendix)

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

Draft Environmental Impact Statement for the
Soboba Band of Luiseño Indians' Proposed 534 Acre
Trust Acquisition and Casino Project
Riverside County, California

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice of Availability

SUMMARY: This notice advises the public that the Bureau of Indian Affairs (BIA), in cooperation with the Soboba Band of Luiseño Indians (Tribe), City of San Jacinto and U. S. Environmental Protection Agency (EPA), intends to file a Draft Environmental Impact Statement (DEIS) with the EPA for the proposed 534.91± acre trust acquisition and subsequent construction of a hotel/casino project to be located within the City of San Jacinto, Riverside County, California. Details of the proposed action, location and areas of environmental concern addressed in the DEIS are provided below in the SUPPLEMENTARY INFORMATION section. This notice provides a 75-day public comment period and thereby grants a 30-day extension to the normal 45-day public comment period. This notice also announces the availability of copies of the document and the date, time and location of a public hearing to receive comments on the DEIS.

DATES: The DEIS will be available for public comment beginning July 2, 2009. Written comments on the DEIS must arrive by September 15, 2009. A public hearing will be held at the Hemet Public Library, 2nd Floor, 300 E. Latham, Hemet, CA 92543, on August 5, 2009, **from** 5 p.m. to 9 p.m. or until the last public comment is received.

ADDRESSES: The DEIS will be available for review at the San Jacinto Public Library, 500 Idyllwild Dr., San Jacinto, CA 92583 and the Hemet Public Library, 2nd Floor, 300 E. Latham, Hemet, CA 92543. General information for the San Jacinto Public Library can be obtained by calling (951) 654-8635 and hours of operation for the Hemet Public Library can be obtained by calling (951) 765-2440.

If you would like to obtain a copy of the DEIS, please write or call John Ryzdik, Chief of the Division of Environmental, Cultural Resource Management and Safety, Pacific Region, Bureau of Indian Affairs, 2800 Cottage Way, Room W-2820, Sacramento, CA 95825, telephone (916) 978-6051. An electronic version of the DEIS can also be viewed at <http://team.entrix.com/clientsite/soboba.nsf>

You may mail or hand carry written comments to Dale Morris, Regional Director, Pacific

Region, Bureau of Indian Affairs 2800 Cottage Way, Sacramento, California 95825. Please include your name, return address, and the caption: ‘‘DEIS Comments, Soboba Band of Luiseño Indians’ Casino Project’’, on the first page of your written comments.

FOR FURTHER INFORMATION CONTACT: John Rydzik, (916) 978-6051, or by mail at Pacific Region, Bureau of Indian Affairs 2800 Cottage Way, Sacramento, California 95825.

SUPPLEMENTARY INFORMATION: The Soboba Band of Luiseño Indians (Tribe) has requested the BIA to acquire 34 parcels totaling 534.91± acres of land currently held in fee by the Tribe into trust, of which the Tribe proposes to develop approximately 55 acres into a destination hotel/casino complex. The Tribe proposes to relocate its existing casino, which presently resides on trust lands, to the project site. In addition to the fee-to-trust action and casino relocation, the proposed action also includes the development of a 300-room hotel, casino, restaurants, retail establishments, a convention center, an events arena, and a spa and fitness center, within a 729,500± square-foot complex. The proposed developments also include a Tribal fire station, and a 12-pump gas station with a 6,000 square-foot convenience store.

Approximately 300 acres (56 percent) of the project site is incorporated in the City of San Jacinto, California while the remainder is within unincorporated Riverside County, California. The proposed hotel and casino complex would be generally located at the intersection of Soboba Road and Lake Park Drive and abut the existing Soboba Springs Country Club. Lake Park Drive may or may not be realigned as part of the proposed action contingent upon consultation with the City of San Jacinto.

The BIA serves as the Lead Agency for compliance with the National Environmental Policy Act (NEPA). The U.S. EPA and the City of San Jacinto have accepted invitations to be Cooperating Agencies, as entities having jurisdiction by law or special expertise relevant to environmental issues. A public scoping meeting was held by the BIA on January 8, 2008 at the Hemet Public Library in Hemet, California. From that scoping meeting, a range of project alternatives were developed and subsequently analyzed in the DEIS, including: (1) Proposed Action A – Hotel/Casino Complex with Realignment of Lake Park Drive; (2) Proposed Action B – Hotel/Casino Complex without Realignment of Lake Park Drive; (3) Reduced Hotel/Casino Complex; (4) Hotel and Convention Center (No Casino Relocation) (5) Commercial Enterprise (No Casino or Hotel); and (6) No Action alternative. Environmental issues addressed in the DEIS include land resources; water resources; air quality; biological resources; cultural resources; economic and socioeconomic conditions; resource use patterns; public services; other values including noise, hazardous materials, and visual resources; cumulative effects; indirect effects; growth inducing effects; and mitigation measures.

Public Comment Solicitation

Written comments, including names and addresses of respondents, will be available for public review at the BIA mailing address shown in the ADDRESSES section, during regular business hours, 8 a.m. to 4:30 p.m., Monday through Friday, except holidays. Individual respondents may request confidentiality. If you wish us to withhold your name and/or address from public review or from disclosure under the Freedom of Information Act, you must state this prominently at the

beginning of your written comment. Such requests will be honored to the extent allowed by law. Anonymous comments will not, however, be considered. All submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, will be made available for public inspection in their entirety.

Authority

This notice is published pursuant to Sec. 1503.1 of the Council of Environmental Quality Regulations (40 CFR, Part 1500 through 1508) implementing the procedural requirements of the NEPA of 1969, as amended (42 U.S.C. 4371 et seq.), Department of the Interior Manual (516 DM 1-6) and is in the exercise of authority delegated to the Assistant Secretary - Indian Affairs by 209 DM 8.1.

Dated: July 02, 2009

[Name]

Assistant Secretary – Indian Affairs

Appendix E:
Public Comment Report (New Appendix)

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B.I.A. Public Hearing for the Soboba Band of Luiseno
Indians Proposed Fee-to-Trust and Casino Project Draft
Environmental Impact Statement

Hemet, California
Wednesday, August 5, 2009

Reported by:
Katie Hron
JOB No. 01266

1 APPEARANCES:

2
3 For Bureau of Indian Affairs:

4 Patrick O'Mallen

5
6 Also Present:

7 Larry Blevins, Environmental Protection Specialist

8 Jim Fletcher, Superintendent of Southern California

1

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1 Hemet, California, Wednesday, August 5, 2009

2 5:15 p.m. - 8:45p.m.

3
4 PATRICK O'MALLEN: Good evening. Can we get
5 everybody to take a seat, please? We'd like to proceed
6 with the meeting today.

7 Good evening. If I could have your
8 attention, please. My name is Patrick O'Mallen, and I'm
9 with the Bureau of Indian Affairs, which is conducting
10 this meeting tonight, and hope to gather all the
11 comments we can from everybody as possible.

12 I know there's a big crowd here, so we're
13 going to try to limit our comments to three minutes per
14 person. And if there's time after the meeting, we'll
15 allow additional -- if you have not had time to state
16 all your concerns, then we'll probably grant another
17 additional time for you guys to speak after the meeting.

18 I'd like to thank tribal chairperson Robert
19 Salgado Jr., who is not here with us tonight. However,
20 the vice-chair Ms. Rosemary Salgado is here with us.

21 And all the elected officials here, from the
22 state, San Jacinto City, Dan something. I'm sorry. I
23 mean, Dale Stubblefield -- Stubblefield, I'm sorry,
24 excuse me. And the City of -- City of San Jacinto, the
25 manager and the -- and the rest of the Bureau of Indian

1 Affairs.

2 And I'd like to introduce our staff up here.
3 Up front to my left is Larry Blevins. He's
4 Environmental Protection Specialist for the Bureau of
5 Indian Affairs from Sacramento. And to my left is
6 Superintendent of Southern California, Jim Fletcher.

7 I will be your facilitator tonight. At this
8 time, I'd like to take a moment also to introduce our
9 consultant, Entrix, who help -- assisted the Bureau in
10 preparing the E.I.S., in the back there, and Ben Pogue,
11 and Robert McKusick, and we have a subcontractor Joe,
12 Joe Broadhead here also. And various members of the
13 tribe, council members attending here.

14 We also have as our stenographer, is Katie
15 Hron, with us tonight. She'll be recording all --
16 everything -- that's all the comments that are said. So
17 please, once again, I just want to remind everybody here
18 that when you approach the stadium (sic), please state
19 your name clearly and -- so we can make sure that it's
20 recorded, and your comments are properly recorded.

21 Purpose. We are here tonight to conduct a
22 public hearing on the Draft E.I.S. for the fee-to-trust
23 land acquisition of approximately 534 acres. And some
24 subsequent proposed development of the casino and hotel
25 and hotel complex for the Soboba Band of Luiseno

1 Indians. The proposed casino will be located within the
2 city limits of San Jacinto, Riverside County,
3 California.

4 And we have boards up here that show you the
5 exact sites and locations. And those were also provided
6 in the -- I hope everybody got the copy who submitted in
7 scoping process, a copy of the E.I.S., Draft E.I.S.

8 Later -- later on through this dialogue, we
9 will have Entrix provide a brief PowerPoint presentation
10 and project description of the proposed action,
11 alternatives, purpose and need, components, history,
12 issues and concerns to date, including our brief
13 overview of the E.I.S. process, and focus on
14 opportunities for public involvement. A copy of the
15 presentation is available at the table where you signed
16 in.

17 Additional -- additionally the City of San
18 Jacinto has requested a brief ten-minute presentation
19 prior to the start of the hearing, which will
20 immediately follow, Entrix, Entrix, Entrix presentation.

21 However, prior to the presentation, I would
22 like to briefly provide the following information: Our
23 objectives are to be sure that you fully understand the
24 steps we took to get to this stage; review the
25 requirements of the E.I.S. process and its preparation

1 steps; receive comments of the Draft E.I.S.; identify
2 further opportunities for your involvement; review the
3 schedule with you for the completion of the E.I.S.

4 I will commence with a few procedural
5 matters. I would like to introduce the chairperson of
6 Soboba tribe, chair -- vice-chairperson of Soboba tribe,
7 who would like to welcome you to this hearing, followed
8 by any tribal and local leaders who would like to speak.
9 Here is the vice-chair, Rosemary Salgado.

10 ROSEMARY SALGADO: Welcome, everyone, to
11 this meeting tonight. And, you know, thank all the
12 officials for being here tonight for the scoping
13 meeting, and for all your comments. And I'm glad it's a
14 good turnout. This is what we need to be able to
15 address everyone's comments with people that have, you
16 know, come forth tonight. And this is something that we
17 look forward to, to be able to address whatever concerns
18 are out there for everyone.

19 So again, I thank you for all attending here
20 tonight. And as you heard, Pat has said, San Jacinto is
21 going to do a presentation, and then we'll go forward
22 with everyone coming up to the mic. And please, you
23 know, be clear and state who your name is, because it's
24 all going on record for tonight, so that way all these
25 concerns can be addressed that way.

1 Thank you, again.

2 PATRICK O'MALLEN: Thank you.

3 Again, the purpose of the public hearing
4 tonight is to receive input as to what you, the public,
5 believe are the substantive issues that you feel have or
6 have not been addressed in the Draft Environmental
7 Document.

8 With that in mind, please understand that
9 once we enter the formal hearing stage, there will be no
10 questions-and- -- there will be no question-and-answer
11 period, no forum for debate.

12 You will have the opportunity to inform us
13 of your comments regarding the Draft E.I.S. After all
14 the Draft E.I.S. comments are reviewed, responses to the
15 comments are prepared, and revisions in the Draft are
16 made as appropriate, a Final E.I.S. will be made
17 available for public review.

18 The Final E.I.S. will be mailed to everyone
19 that is on the mailing list. You -- you can receive a
20 copy by being here this evening and signing up, or
21 sending a letter requesting to be on the mailing list,
22 or giving public testimony and providing your name and
23 address.

24 Any substantive comments that we receive
25 during the comment period, which includes this meeting

1 tonight, will be addressed in the final document as an
2 appendix and noted in the record of the decision.

3 The next step will be publishing the Final
4 E.I.S., which after 30 days will be followed by the
5 Record of Decision or ROD, as it's called, which will be
6 widely dissem- -- disseminated to affected public. The
7 Final E.I.S. may be available for public review in
8 several months after this present comment period has
9 ended on September 15th, 2009. However, it may take
10 more time to fully address the comments raised during
11 this latest round of public review process.

12 At this time, I would like to introduce any
13 local officials here with us tonight, congressional --
14 if there's anybody in the audience. I know we have the
15 manager of the city of San Jacinto, and council people
16 here.

17 And also at this point here, I'd like to
18 break, and we will proceed with the Entrix presentation.

19 CARL JOHNSON: Good afternoon, ladies and
20 gentlemen. Can you hear me in back? Okay.

21 My name is Carl Johnson. I represent the
22 Soboba Band of Luiseno Indians. I talked to many of
23 you, I think, about a year and a half ago when we held a
24 scoping meeting here for this very project.

25 I've been asked by the Bureau of Indian

1 Affairs and their consultants, Entrix, who prepared the
2 Draft Environmental Impact Statement, to take a few
3 moments with you to explain what the role of this
4 statement is, how it came to be that we got to this
5 point in the process, and what's in the statement
6 itself, and what kind of questions it tries to answer.

7 So by way of background, Congress, many
8 years ago, in 1934 as a matter of fact, authorized the
9 Bureau of Indian Affairs to acquire land for Indian
10 tribes. And when it did that, one way that happens is
11 for a tribe to buy land and then ask the Bureau of
12 Indian Affairs to accept title to it in trust for the
13 benefit of the tribe.

14 And that's what happened in this case. The
15 Soboba Band of Luiseno Indians bought, out of its
16 pocket, about 534 acres of land. And now it's asked the
17 Bureau of Indian Affairs, would you take our title to
18 that land, and we want to convey that to you, so that
19 you hold the title to the land, the United States does,
20 and hold it in trust for our benefit?

21 Now, that's governed by regulations and
22 25 -- the Code of Federal Regulation 2025, part 151.
23 But it's also subject to another federal law, a law
24 passed by Congress, and that's the National
25 Environmental Policy Act. And that act requires any

1 government agency -- not just of the B.I.A., but any
2 agency, when it -- before it makes a decision to do
3 something that might have significant effects on the
4 environment, it has to do an environmental review to
5 examine those potential effects, and to see how serious
6 they're going to be, and to see if there's any way to
7 mitigate those effects.

8 So when the tribe asked the Bureau of Indian
9 Affairs to take this land into trust, what the Bureau of
10 Indian Affairs had to do is to say, before we can make
11 that decision, we have to do an environmental review.
12 And that's what we're doing. That's the middle of the
13 process we're in right now.

14 I'd like to take about ten minutes to talk
15 about -- show a map of the location of the project, talk
16 about the results of the public scoping meeting that was
17 held in January of 2008, talk about how those results
18 were then incorporated into alternatives to be
19 considered in the Draft Environmental Impact Statement,
20 what's in the statement itself, and how to submit a
21 comment. So next slide.

22 You all, I think, know where the project is
23 located. 535 acres is that arm going up kind of to
24 the -- to the left and upwards from the existing Soboba
25 reservation on either side of Lake Park Drive that

1 includes the country club and the golf course and its
2 land, which the Soboba tribe once occupied before
3 settlers came to this valley, whose land they occupied
4 and used and lived there. And it's contiguous to the
5 reservation itself. Next slide.

6 You can't see this slide really, but it kind
7 of traces out where we are in this process. And just to
8 show you for effect, we are along in it about right
9 here. And now, what that says is "public comment on the
10 Draft Environmental Impact Statement." That is the
11 document that is available online. It's available at
12 the library here and in San Jacinto, and it's available
13 from the Bureau of Indian Affairs.

14 It started with the scoping meeting, as I
15 said, in which your comments were taken about your
16 concerns. And the B.I.A. took those comments and
17 concerns and everything, and with its consultants,
18 everything else they could think of, and prepared the
19 Draft Environmental Impact Statement. Notice of
20 availability was published on July 2nd of this year, and
21 now we're here in the middle of a comment period that
22 ends on September 15th. This is all required by the
23 National Environmental Policy Act, that federal law that
24 says the public has a right and must be taken into
25 account before a federal agency, like the Bureau of

1 Indian Affairs, does anything.

2 And then as Pat explained, after the public
3 comment period closes, a Final E- -- Environmental
4 Impact Statement will be prepared that will take into
5 account all the comments you have shared with us tonight
6 and that you will share with the Bureau of Indian
7 Affairs by making comments.

8 The Draft Environmental Impact Statement, if
9 you haven't read it, it's about eight, nine hundred
10 pages long, not counting another thousand pages or so of
11 appendicis and reports. But it provides an
12 introduction. It explains why the Soboba Band has asked
13 the Bureau to take this action, why it's essential, from
14 the Band's point of view and for the social welfare of
15 its members. It explains the proposed action and four
16 different alternatives, three developmental alternatives
17 and then a fourth no action alternative, that were
18 developed from comments that the Bureau received in the
19 scoping process.

20 It describes -- and these are chapter
21 numbers in the report. It describes what the affected
22 environment is, the cumulative of the consequences on
23 the environment, the effects both cumulative and
24 indirect, the growth producing effects. And then
25 finally in chapter eight, it describes measures that are

1 proposed to mitigate those environmental effects.

2 The Draft Environmental Impact Statement
3 examined four different potential pro- -- projects.
4 We're going to look at each of those just very briefly.
5 The proposed action, what the tribe wants to do, and
6 then three other alternatives that are somewhat
7 different developments. And then a no action
8 alternative, which the law also requires you to compare
9 against all the other alternatives as to -- well, what
10 are the effects if you don't do anything, if the federal
11 government does not make the decision it's been asked to
12 make.

13 All of the alternatives but the no action
14 alternative result in the expansion of the Soboba
15 reservation to include that 535 acres. It would also
16 permit the tribe to move its existing casino from where
17 it is now to the land newly put into trust with the
18 Bureau of Indian Affairs. Next slide.

19 The proposed action -- and you have this in
20 your handout. You have two different maps in your
21 handout of the proposed action, on the back of the first
22 page. The proposed action has two different
23 alternatives, one that involves a realignment of Lake
24 Park Drive and one that does not. But both have a 300
25 room hotel complex design to it, with it food and

1 beverage services, conference center, a spa, a pool and
2 a fitness center, and four retail establishments. That
3 would take up about -- and relocation of the existing
4 casino. That would take about 55 acres of the 535
5 acres, about 10 percent of the entire area that the
6 tribe has asked the Bureau to take into trust. No
7 development is planned for the remainder of the
8 property.

9 There are the two maps -- but you can see
10 them a lot better right there -- the proposed layout if
11 Lake Shore Drive is realigned, and the proposed layout
12 if it is not realigned. The two alternatives there for
13 the proposed action have to do with avoiding fault lines
14 that run through the -- seismic fault lines that run
15 through that area.

16 You also have, at the bottom of the
17 handout -- which I don't have on the slide -- you have
18 an elevation of the proposed project, which is a
19 low-level elevation. It's not a tower, and from Soboba
20 Road itself, you only see about the top 30 feet of the
21 development itself, because it's below grade, built
22 below grade of Soboba Road.

23 Now, the Bureau and its consultants also
24 developed other possible alternatives. One of them is
25 to downsize everything by about 20 percent, and that

1 appears as alternative one on your handout.

2 And the second alternative was not to
3 relocate the casino, but just build a hotel and
4 convention center and three restaurants.

5 And the third alternative that the Bureau
6 and its consultants looked at was, instead of building a
7 hotel and relocating the casino, develop an R.V. park
8 and a shopping center, retail shopping center and office
9 space in those areas. And that's designated as
10 alternative three on your handout.

11 And then there's the no action alternative,
12 in which the Bureau would decide it would not
13 accommodate the tribe's request, and no fee-to-trust
14 action would occur at all. And then the tribe would
15 just use the land in its current state. It would be
16 subject to county and San -- the city of San Jacinto
17 regulations in the way it developed the property.

18 That's all in chapter two of the E.I.S.
19 that -- or the Draft E.I.S. that lays those alternatives
20 out.

21 And then chapter three examines for the
22 proposed actions of both A and B and for the three
23 alternatives and the no action alternative. It examines
24 what resources might be affected by each of those. And
25 these were developed from your comments in the scoping

1 meeting back last January of 2008, and plus other things
2 that the scientists and the engineers and the experts
3 contracted by Entrix to develop the Daft E.I.S. They
4 tried to think of everything that might possibly be
5 affected.

6 They identified in -- chapters four through
7 seven deal with the effects of each of the alternatives
8 on what you see right up here as the resources that are
9 likely to be significantly affected. And the analysis
10 there is try to identify what resources will be
11 significantly affected, and how will they be affected.
12 So from land resources, water, air, biology,
13 transportation, public utilities, hazardous materials,
14 noise, visual resources. All those are examined in
15 those chapters, if you want to read about how each one
16 of these alternatives would affect all these
17 environmental considerations. And then that's chapters
18 four through seven.

19 Chapter eight then lays out, for each of the
20 proposed actions and the alternatives, it lays out
21 mitigation measures that can deal with the effects --
22 those affects on those various resources. I'm not going
23 to go through these in any detail, but they're all in
24 chapter eight. And chapter eight really asks the
25 question "Can those effects be mitigated?" And "If so,

1 how can they be mitigated? What would the tribe have to
2 do in developing the property to satisfactorily mitigate
3 those effects?"

4 And so, for instance, in seismic hazards,
5 what would the tribe have to do? Well, there are
6 uniform building codes, that's what U.B.C. right there.
7 Federal regulations, where if you build in a seismic
8 zone. So the tribe would have to follow those
9 regulations in its development to be able to mitigate
10 possible seismic hazards on the land.

11 Water resources, there's a lot of discussion
12 about how the tribe would need to control the drain
13 water coming off the parking lots and coming off the
14 facility in order to prevent that drain water from
15 getting into the river and polluting the groundwaters.
16 And so what the tribe would have to do -- what the
17 mitigation measures would be to protect the groundwater.

18 Same things toward air quality. There are
19 many measures laid out for what the tribe would have to
20 do during construction and during operation to eliminate
21 effects on air quality.

22 Biological resources, these are endangered
23 species, plants and animals. Again, what would have to
24 be done to mitigate any effects done on those species of
25 a special concern that would need to be protected.

1 Traffic and transportation, what
2 intersections would need to be signalized. What lanes
3 would have to be added. How transportation would have
4 to be organized in order to avoid significant
5 transportation effects, and what the tribe would have to
6 pay for in order to mitigate those effects.

7 That occurs not only in chapter eight, but
8 there's an appendix K, which you can get to if you're on
9 the website if you click on the appendicis. Appendix K
10 is a very detailed traffic study that lays out expected
11 traffic patterns going in and out of the facility and
12 all of its alternative configurations.

13 Public utilities and services, how
14 wastewater will be dealt with. The tribe proposes
15 building a wastewater treatment plant to deal with
16 wastewater, and building a fire station under all the
17 configurations on that property.

18 Noise -- next line. Noise and visual
19 resources, or how things are going to look. The Draft
20 Environmental Impact Statement includes lots of
21 photographs that are kind of -- that are computer
22 generated, E.I.S. visualizations that you can go to
23 designated -- some designated intersections and look and
24 see how it's going to look from various perspectives and
25 viewpoints.

1 Noise. They're proposals -- mitigation
2 proposals for sound barriers, for what kind of sound
3 dampening to use in parking structures, and sound
4 absorbing materials and so on.

5 So that's what's in the Draft Environmental
6 Impact Statement. Identified a host of scientists and
7 engineers and hydrologists, and looked at the effects of
8 all these alternatives, tried to identify what effects
9 they will have on the environment, how those effects can
10 be dealt with. And that's what the process now is
11 about, is seeing how you react to that. And it's part
12 of the National Environmental Policy Act, the process.

13 So how do you get involved? You can submit
14 an oral comment at this meeting, speak at this meeting.
15 You can also submit a written comment at this meeting.
16 For oral comments, as Pat said, we ask that the comments
17 be held to three minutes, and of course within the realm
18 of good taste.

19 For written comments after the meeting,
20 you've got until September 15th to submit a comment to
21 the Regional Director in Sacramento, and that address
22 is -- was on the notice that went out of the -- at this
23 meeting. It's also on the handout that was distributed
24 tonight.

25 So as we go forward, I want to add my thanks

1 also for your being here. I hope that some help and
2 sort of guiding you through what to look for in the
3 Draft Environmental Impact Statement. As you take a
4 look at that and see if you're satisfied with the
5 measures prescribed there, it will adequately deal with
6 your concerns and make sure that all of your concerns
7 have been addressed.

8 Thank you.

9 PATRICK O'MALLEN: I believe the city would
10 like to make a short presentation.

11 MAYOR STUBBLEFIELD: Thank you. Just want
12 to make sure everybody can hear me out there. Everybody
13 can hear me okay?

14 Good evening. My name is Dale Stubblefield,
15 and I am the mayor of the city of San Jacinto. And I
16 would like to thank everyone for coming to tonight's
17 scoping meeting.

18 Before I begin, I'd like to introduce my
19 fellow council members. With us is vice-mayor John
20 Mansperger. We have council member Jim Ayers, council
21 member Jim Potts, and council member Steve DeMimmo, who
22 is in the back.

23 We've -- we have agendized (sic) a special
24 meeting, tonight's meeting, so we could all attend this.
25 That's how we were able to get all council members here.

1 Obviously, this is a very important meeting as it deals
2 with what is likely the most significant, significant
3 project that has ever been proposed in the city of San
4 Jacinto.

5 We're going to talk a little bit about this
6 project from the city's perspective, and then I
7 understand that the B.I.A. will take comments from the
8 public. After that, the B.I.A. has informed me that I
9 will again be able to address the audience.

10 Before discussing environmental concerns,
11 which is the subject of tonight's scoping meeting, I'd
12 like to provide a little background on the city's
13 involvement in this project. The city first became
14 aware of this project in December 2007. We became aware
15 of the project when the city's consultant in Washington
16 sent us a copy of the federal notice of the project.
17 The tribal leadership itself did not notify the city of
18 the project.

19 When the city first became aware of the
20 project, the city council's reaction was to wait and see
21 what the project entails and to hear out all the
22 evidence. That was our -- what our mayor said at the
23 first scoping meeting in January 2008.

24 And then the shootings came. In a period of
25 approximately six months, there were six shootings

1 involving tribal members and peace officers within the
2 valley. However, it wasn't so much the shootings
3 themselves, as the tribe's reactions to the shooting,
4 that caused the city's concern. After all, crime occurs
5 in every jurisdiction. However, instead of attempting
6 to address the crime issue, the tribe sealed off its
7 borders. The tribe took the position that local
8 office- -- local law enforcement could not enter the
9 reservation without tribal permission, not even for
10 emergencies.

11 Prior to this, the tribe had contracted with
12 the sheriff for law enforcement services on the
13 reservation. This is similar to what many counties and,
14 in fact, other tribes do. However, after only a couple
15 of months, the tribe cancelled the contract with the
16 Sheriff. So on May 20th, 2008 the city council
17 requested that the tribe pull the project application
18 until the city can be assured that public safety issues
19 can be addressed.

20 The city heard nothing. The city then made
21 the same request of the B.I.A., and again the city heard
22 nothing.

23 Now the city has been designated as a
24 cooperating agency, which is a term of art. It
25 basically means the city is recognized by the federal

1 government as having a special expertise regarding the
2 environmental effects and alternatives for the project.
3 It does not mean that the city supports the project.

4 So as a cooperating agency, in September of
5 2008, the city sent the B.I.A. a letter commenting on
6 the city's comments over the environmental effects of
7 the project. Based on the review so far of the Draft
8 E.I.S., the city does not believe the concerns raised in
9 the September 2008 letter have been addressed, much less
10 resolved.

11 Although there are many environmental
12 concerns that the city has tonight, I want to touch on
13 the major concerns. Those are land compatibility and
14 public safety.

15 First land use. Simply put, this project as
16 proposed is not compatible to the surrounding land uses.
17 And let me be clear that the city is not opposed to
18 tribal self-reliance, or even gaming for that matter.
19 However, what the city is opposed to is putting a huge
20 commercial complex, over which the city will have no
21 control, immediately next to residential neighborhoods,
22 in a way that creates jurisdictional islands out of
23 those neighborhoods.

24 And just to go a step further about
25 jurisdictional islands, I'd like to ask anybody that

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1 lives in the Soboba Mobile Home Park, Soboba
2 neighborhood, appreciate it if you'd raise your hand so
3 that you can see that you've been represented, and put a
4 face to the people that actually live out here that are
5 impacted by these islands so we're not overlooking them.
6 Thank you very much.

7 Let me say again, the city would not be
8 opposed to a project of this sort on the tribe's
9 existing reservation. There's plenty of room for it
10 there. With the -- with the extension of Esplanade
11 across the river, such a development would provide for
12 tribal self-reliance and also reduce the impact of
13 current operations on local transportation systems.
14 However, there is no simple reason why the reservation
15 should be expanded to accommodate this project.

16 Even if the B.I.A. is set to approve this
17 casino relocation and tribal land extension, the Draft
18 E.I.S. does not explain what will happen to the extra
19 property if it is annexed and not developed at this
20 time. The proposed casino project is not located on
21 that land, so we are left to ask what will go there? Is
22 the tribe going to put up more buildings in five, ten,
23 15 years from now? At that time, the city and the
24 neighbors would have no input to that project since it
25 would already be in the tribal reservation.

1 What will the environmental effects be of
2 that? Although the tribal annexation is not subject to
3 local approval, and if it were, it would be inconsistent
4 with state and local policies not to create
5 jurisdictional islands. To our knowledge, the B.I.A.
6 has never approved the annexation of land in such a way
7 that it creates jurisdictional islands including the
8 surrounding of the existing neighborhoods. In short,
9 this is unprecedented.

10 The second primary concern is that the city
11 has is public safety. According to the Draft E.I.S.,
12 the project will not have any adverse impact on law
13 enforcement services. In fact, the Draft E.I.S. claims
14 that there may be a positive impact to law enforcement.
15 This defies logic. According to the official crime
16 statistics, last year 67 percent of calls for service
17 and 57.8 percent of all crimes in the Soboba reservation
18 were related to the existing casino. In the fiscal year
19 2007/2008, there were 16 DUI calls at the casino and two
20 in the non-casino areas. On the reservation as a whole,
21 calls for service have been steadily rising over the
22 past three years.

23 More importantly for the purposes of this
24 discussion, are statistics dealing with the expansion of
25 the casino. The official crime statistics show that the

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1 post-expansion of the casino dramatically increase.
2 Fantasy Springs was 97 percent, Morongo 31 percent.
3 Pechanga was 50 -- 60 percent.

4 Over the last seven years, local law
5 enforcement has seized over 70 guns from the
6 reservation, including AK-47s and other military-style
7 assault rifles.

8 In the past eight years, there have been 15
9 calls for service for homicides on the existing
10 reservation. That's nearly two per year for an area of
11 land with a population of only 675 residents. This
12 homicide rate is unheard of.

13 Who can forget that -- that in August 2007,
14 the casino was the scene of an armed robbery to the tune
15 of 1.5 million dollars? To say that this expansion will
16 not result in an increase of crime simply defies reason.

17 Other impacts to the city and the residents
18 include noise impacts, especially from a 4,000 square
19 foot arena. If you look at the slide here at the
20 proposed area, it puts the arena right close -- all the
21 proposals for this arena are right next to the Soboba
22 Mobile Home Park. And then the parking structure being
23 so close and the visual impact that they're going to
24 have -- to have to look up to.

25 Impacts to traffic, especially along the

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1 White Park Drive and Soboba Road. That -- the last
2 slide actually shows Soboba Road. It doesn't talk about
3 what it's going to be for ingress and egress inside of
4 that mobile home park, and being able to make a
5 right-hand turn. A lot of people are concerned about
6 the speed already on Lake Park and how they have to make
7 a left and cross traffic there. We've had a lot of
8 problems there.

9 Air quality impacts, including greenhouse
10 emissions. Loss of property tax, the ability to bond
11 against the tax. There's hotel tax that we lose, sales
12 tax. Example would be removing the clubhouse and golf
13 course from the tax rolls. Those are gone. The city
14 loses all of that.

15 Impacts to the water quality, especially for
16 the enclosed wastewater treatment plant and the
17 underground storage tanks proposed as part of the gas
18 station.

19 Finally, let me say something about
20 mitigation. Underneath that, the B.I.A. is required to
21 consider mitigation measures for the project that they
22 approve. The Draft E.I.S. talks about the draft
23 agreements with the county sheriff and county fire
24 department. However, there is no assurance that the
25 tribe will actually enter into those agreements, much

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1 less fund them and keep them in place after the
2 annexation. After all, the tribe cancelled a contract
3 with the sheriff's department.

4 The B.I.A. has not incorporated any of the
5 city's recommended mitigation measures into this Draft
6 E.I.S. As a city -- as a recognized cooperating agency
7 it is simply unacceptable.

8 Me and my fellow council members will be
9 listening to tonight's concerns, and we will speak
10 briefly after everyone has spoken.

11 I will ask the B.I.A. to meet with the city,
12 hear our concerns, relocate the project back onto the
13 existing reservation, and then negotiate appropriate
14 mitigation measures for such development on their
15 existing reservation.

16 Thank you very much for giving us this
17 opportunity. I look forward to speaking afterwards.

18 PATRICK O'MALLEN: Okay. At this point, I
19 need to explain that we will be taking speakers in the
20 order of which that we were -- they were submitted. I
21 specifically ask everyone to confine their comments to
22 three minutes. We'll let you know. We'll keep time.
23 We have a timer up here. We'll keep time on it, so
24 please don't be offended. You all can see there is a
25 large crowd, and we want to make sure everybody gets

1 a -- has a chance to speak.

2 If time permitted, after the speakers have
3 had their opportunity, we then ask that anyone who feels
4 they are cut short or have additional issues to cover,
5 to come up and speak for an additional three minutes.
6 If you have written comments, we will accept them here
7 tonight. Otherwise, please mail them to the address
8 provided in the notice so that they arrive on or before
9 September 15th, 2009.

10 To best participate in this formal hearing
11 process, we offer the following, which we call ground
12 rules: Try to summarize your main points within the
13 three minutes of public speaking; be as specific as you
14 can; only what we call "substansive (sic) comments" will
15 be reviewed for possible revision in the Draft E.I.S.

16 And what I mean by "substansive" (sic) is,
17 there will be a lot of people coming up and speaking and
18 there will be repeating just what the other one said and
19 the other one said. So, you know, please understand
20 that there is a large crowd here so we'd like to move it
21 along as quickly as we can. And if you have concerns
22 that you have -- have not been addressed, you're more
23 than welcome to bring them up here tonight.

24 Please avoid personal attacks. And it's
25 okay to disagree, but let's allow everyone to come up

1 and speak tonight so we can excise (sic) the right in an
2 atmosphere of openness and willingness.

3 One final reminder: When you are called up
4 to speak, please restate your name for the recorder.
5 Thank you.

6 Are there any questions at this point? If
7 not, we'd like to go on into the meeting of our first
8 speaker.

9 Mr. Jerry Uecker, Uecker, excuse me.

10 JERRY UECKER: Thank you, Mr. O'Mallen. And
11 thanks to all of you in attendance.

12 The -- the purpose of our group has been to
13 become informed and to inform our neighbors. My name is
14 Jerry Uecker. I live at 2230 Lake Park Drive. I live
15 in San Jacinto. I've called San Jacinto Valley my home
16 for over 50 years.

17 Our group of concerned citizens all are in
18 these communities that would be impacted by this.

19 PATRICK O'MALLEN: Excuse me.

20 JERRY UECKER: I --

21 PATRICK O'MALLEN: I'm sorry, they can't
22 hear you back there. Maybe you could speak clearer in
23 the mic, please.

24 JERRY UECKER: There are five communities
25 that are impacted by this, of which three were

1 significantly touched on by Mayor Stubblefield, to
2 become islands. So our concerns are multiple.

3 And I won't repeat some of the things that
4 Mr. O'Mallen asked that we not do.

5 We are going to be speaking in sequence on
6 several issues, and we have really tried to be informed.
7 We embarked on this issue in January of 2008, and when
8 the -- when the public scoping report came out we have
9 been very diligent of preparing our work and we have
10 shared much of our research with our cities and
11 counties. We have prepared handouts, which we'll be
12 giving to the B.I.A. We have met with our elected
13 officials in the cities and the counties, and we've
14 talked to our congressmen. We've talked to agencies, to
15 be informed and to let them know our concerns as
16 citizens.

17 We are not opposed to Indian gaming. We are
18 not opposed to the tribe improving their quality of
19 life. We are clearly concerned about becoming islands
20 within a reservation.

21 My time? I got time.

22 The purpose is ramping up for this meeting
23 so we can cover these subjects, cover them efficiently
24 and cover them in quick order.

25 Mr. O'Mallen has been very grateful -- I'm

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↑ TC-016 ↓

1 very grateful for you allowing us to yielding time. So
2 there will be some speakers exceeding the three minutes,
3 and that's going to be managed. So I allow my next
4 speaker to Mike Adams. Mike.

5 PATRICK O'MALLEN: Our next speaker is
6 Mr. -- I'm sorry, Burley (sic) Williams.

7 I'm sorry for the miscommunication. We're
8 just trying to put them in order as they came in.

9 BEVERLY WILLIAMS: Good evening. Good
10 evening. Beverly Williams.

11 UNIDENTIFIED SPEAKER: Louder.

12 BEVERLY WILLIAMS: Beverly Williams. I live
13 at, uh, Lake Park Drive. I'm a member of S.O.C., which
14 is a short version is S.O.C. is --

15 UNIDENTIFIED SPEAKER: Louder.

16 BEVERLY WILLIAMS: -- is Save our
17 Communities, and we are -- I'm speaking about three
18 sections of the scoping report involving the social
19 aspects of the fee-to-trust land acquisition, one --

20 The first aspect is the sovereignty. And on
21 page 27 of the scop -- scoping report, excuse me -- the
22 tribe contends that they need to exercise complete
23 sovereign power over land that is owned by the tribe,
24 such as policing labor laws, criminal law, civil law,
25 civil rights, noise regulations, traffic oversight, and

1 many other rules and regulations. Now that is presided
2 over by local and state authorities.

3 S.O.C. is concerned about our three
4 communities that will be surrounded by this sovereign
5 nation, where we would have no rights or guarantees of
6 ingress or egress through the reservation land.

7 According to a letter from Assistant
8 Secretary Carl Artman to the Regional Directors of the
9 B.I.A. dated January 3rd, 208 (sic), Mr. Artman states
10 on page five that jurisdictional issues should be given
11 greater weight.

12 Another quote from the letter, "the more
13 transfer of Indian jurisdiction to that parcel of land
14 is likely to disrupt established governmental patterns.
15 The Department of the Interior has considerable
16 experience with the problems proposed by checkerboard
17 patterns of jurisdictional -- of jurisdiction. With
18 respect to jurisdictional issues, the application for
19 fee-to-trust should include copies of any
20 intergovernmental agreements negotiated between the
21 tribe and the state and a local government. Failure to
22 achieve such agreements should weigh heavily against the
23 approval of the application," end of quote.

24 The Soboba tribe, the city of San Jacinto
25 and the county sheriff's department have failed to

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1 achieve any agreement regarding the tribe's contention
2 that its sovereign power guarantees them a right -- the
3 right to govern without outside influence or regulation.

4 In Nevada versus Hicks, the state of Nevada
5 dealt with issues of tribal sovereignty misconstrued to
6 be akin to that of foreign nations. Tribal sovereignty
7 proponents embrace isolatial- -- isolationalism (sic)
8 and insolutary (sic).

9 Soboba Chairman Salgado was quoted in a Los
10 Angeles Times article dated January -- June 10th, 2008
11 and he -- quote, "We are a sovereign nation. No one has
12 a right to tell Indians how to run their sovereign
13 nations."

14 UNIDENTIFIED SPEAKER: Time.

15 PATRICK O'MALLEN: Thank you, Ms. Williams.
16 Our next speaker is -- I'm not sure of -- Joyce or J.P.
17 Hernandez.

18 What is the first name?

19 JOYCE HERNANDEZ: Joyce.

20 PATRICK O'MALLEN: Joyce, I'm sorry.

21 JOYCE HERNANDEZ: Hello everyone. My name
22 is Joyce Hernandez. This is the second meeting I've
23 attended. I attended the one last year in January. And
24 I just wanted to make a few comments.

25 I've lived in the valley for a short period

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1 of time. My husband has lived here for 41 years and
2 seen many changes as a lot of you have as elders in this
3 valley.

4 I now work for a large corporation casino,
5 which employs 4,000 employees. I lived in that area, a
6 quarter of a mile from where this was, built totally
7 against all this going on from the start of it. And now
8 I'm 100 percent for it.

9 It gave families health plans. It gave
10 education. We donate a million dollars every year to
11 Boys and Girls Club. We donate to the fire department.
12 We donate to schools and scholarships and other
13 organizations. Any money that is in our ponds in front
14 of the casino, that money is taken out and donated to
15 Make a Wish Foundation or Western Eagle.

16 As far as the land use around us, you were
17 commenting on that, we have not had -- in the beginning
18 we had complaints, but since then, those people that had
19 complaints all enter the casino, enjoy themselves,
20 whether it's a concert or whether it's a benefit or
21 whatever it's for.

22 I hope that you take the time to reconsider
23 everything that you've talked about over this past year,
24 the pros and cons on it. And I hope it moves forward,
25 and I hope they allow it to come in. It will really

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1 benefit, not only the city of San Jacinto, but other
2 surrounding areas as well.

3 Road improvement is one of the things that
4 we had by our casino, so I just hope everyone takes the
5 opportunity to really understand what it's all about.

6 Thank you.

7 PATRICK O'MALLEN: Thank you, Ms. Hernandez.
8 Our next speaker is Maritza Weckmann.

9 MARITZA MARIA WECKMANN: Hi. Good evening.

10 I was under the impression, when I came in
11 here, that we were going to be allowed to speak for more
12 than three minutes if a person stood up and you had a
13 piece of paper and then they would yield the time so
14 that we could say what we wanted to. Give you two --
15 more than three minutes.

16 Now, did that change?

17 PATRICK O'MALLEN: No.

18 MARITZA MARIA WECKMANN: Okay.

19 PATRICK O'MALLEN: When we get to that --

20 MARITZA MARIA WECKMANN: So I have about
21 four people there that gave me their name and time so
22 that I could say what they want to say.

23 PATRICK O'MALLEN: Yes, we have the list
24 here.

25 MARITZA MARIA WECKMANN: All right.

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1 PATRICK O'MALLEN: And that's coming up.

2 MARITZA MARIA WECKMANN: Thank you.

3 Well, good evening, ladies and gentlemen.

4 I'm very happy to see the turnout that we have here
5 tonight, and I really hope that everyone can hear me.

6 Okay. As you well know, I live at 2230 Lake
7 Park Drive, and I am also a part of the committee Save
8 Our Communities or known also as S.O.C.

9 Now, we were here in January of 2008 for a
10 meeting, and there was quite more people, I believe, at
11 that time. And we all raised a lot of complaints and
12 opposition to this project, and we waited for that
13 scoping report. We looked at it. And I'm here tonight
14 to disagree with three of those statements.

15 Number one, you made sure that the property
16 that they're trying to annex was Native American land,
17 and that is not true. We did extensive research, and
18 that property has never been sovereign land, so
19 therefore, that's not a true statement.

20 And number two, when the Native Americans
21 bought that golf course property, they knew that that
22 property was not conducive to building a hotel, a mall,
23 restaurants, but they bought it anyway because now they
24 have a new game. They believe that if they make this
25 fee-to-trust, they can do whatever the heck they want

1 without any comments or input from the city, from the
2 County of Riverside, and most important from us human
3 beings who will be totally affected by this project.

4 I am hoping tonight that you people, as the
5 Bureau of Indian Affairs representatives, really open
6 your ears and your hearts and listen to us. I am not
7 against Native Americans making money. But the fact
8 remains that since the casino was built and the Native
9 Americans have been getting these allotments, I have
10 seen no improvements at that reservation. Quite the
11 opposite. The crime rate has gone up horrendously.

12 And I want you to comprehend that because
13 you're putting us -- there's three communities there,
14 about 1200 people, that are going to be extremely
15 affected by this, and there's about 483 truly Soboban
16 tribal members. I just don't believe that we're in a
17 nation where 483 people can tell 1200 what they're going
18 to build there, and that we just have to put up with it.

19 So the other thing I wanted to say, the
20 scoping report states that this is a better -- for
21 social things for the Native Americans, and I also
22 disagree with that. There's nowhere in their report
23 that states that they plan to build schools --

24 UNIDENTIFIED SPEAKER: Time.

25 MARITZA MARIA WECKMANN: -- do parent

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1 training, do anything for the tribal, you know, people.
2 Nothing.

3 But it doesn't even mention us as a
4 community, and I'm appalled by that, because we have
5 been very vocal, and we have made a lot of efforts. And
6 we have quite a few people here that do not want this
7 casino on the golf course property. They have plenty of
8 property that it could extend that -- the reservation.

9 PATRICK O'MALLEN: Thank you, ma'am.

10 MARITZA MARIA WECKMANN: No, let me finish.

11 PATRICK O'MALLEN: No. Three minutes,
12 please.

13 MARITZA MARIA WECKMANN: Well, the thing
14 is --

15 Well, I have people that yielded my time,
16 and you said that we could do that.

17 PATRICK O'MALLEN: Well, we -- we just want
18 to make sure that, uh, Ms. Maureen Sheni is yielding
19 your time?

20 MARITZA MARIA WECKMANN: Yes. Maureen
21 Sheni.

22 PATRICK O'MALLEN: Okay. Go ahead.

23 MARITZA MARIA WECKMANN: So again, you know,
24 when it comes to the social/economic things for the
25 Native Americans, I just don't see where this is going

1 to happen.

2 Again, the crime rate is high. We hear the
3 sirens go up and down every day of our lives. And
4 again, they don't mention anything about -- I said
5 schools, parent training, anything that can -- education
6 for their tribe. It's all about the dollar. It's about
7 making money. And all these people do with their money
8 is completely blow it. Buy guns, and I just want you to
9 comprehend that.

10 I totally invite all of you to come to our
11 neighborhood. There is a lot of people that could not
12 attend because 99 percent of the people there -- there's
13 55-plus community. Some could not attend. And I really
14 would invite you to come and listen to us, because when
15 we were here on January the 8th, I got to tell you, the
16 Native American people did not listen to a thing we
17 said. And I'm here tonight asking you from the bottom
18 of my heart, open your ears and your heart to us, 1200
19 human beings that are going to be horribly affected by
20 this.

21 Thank you.

22 PATRICK O'MALLEN: Thank you, Ms. Weckmann.

23 Our next speaker is Ms. Sophia Pirelli.

24 SOPHIA PIRELLI: I'm giving my time to Henry
25 Pirelli.

1 PATRICK O'MALLEN: Okay. So you're donating
2 your time to Henry Pirelli?

3 SOPHIA PIRELLI: Yes.

4 PATRICK O'MALLEN: Okay.

5 Our next speaker is Marcela Thompson,
6 Thompson. Marcela Thompson.

7 MARCELA THOMPSON: Hello, thank you.

8 I'm Marcela Thompson, Thompson. I live at
9 1742 Carrera Drive, San Jacinto. So our home is right
10 there on the golf course, and we've lived there for four
11 years. And I grew up in the valley, went to
12 kindergarten here, Bona Vista, San Jacinto High School
13 graduate, Mt. San Jacinto graduate.

14 So living in the valley has been, you know,
15 our home. And now being married, living close by. And
16 it was a place that we're hoping to raise our family.
17 And again, just -- just -- just speaking, and so you can
18 visualize it, the next generation that we're hoping, you
19 know, will enjoy what I've enjoyed and our families
20 enjoyed.

21 Again, the biggest concern would be the -- I
22 think what many people have hit on, I know the mayor has
23 spoken on it -- about the different, you know, sets of
24 laws and -- and what, you know, sometimes when I'm at
25 home late by myself without my husband there to feel

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1 safe. And you know, the city having its laws, and then,
2 you know, with the reservation, you know, surrounding
3 it, just the thought of calling 911 and them not being
4 able to get to my house for my kids is something that I
5 wouldn't want to happen.

6 So I think I'm just -- everything else has
7 been spoken, and thank you.

8 PATRICK O'MALLEN: Thank you, Ms. Thompson.

9 I like to backtrack here a little bit. Just
10 for the record for our stenographer and all, Sophie
11 (sic) Pirelli donated her time to Henry Pirelli.

12 Our next speaker is Jenice Leslie.

13 JENICE LESLIE: Can I give you the names of
14 the folks who donated their time to me? I can have them
15 identify themselves now.

16 PATRICK O'MALLEN: Yes, but within your
17 three minutes.

18 JENICE LESLIE: Thank you. Okay. If --
19 well, I'll do that now. Okay. Mr. Don Leslie, my
20 husband, has donated his three minutes. Mr. and Mrs.
21 Bartlett over here have donated each of their three
22 minutes, and Mr. Lee Hasz has donated his three minutes
23 along with me.

24 Thank you very much.

25 PATRICK O'MALLEN: Thank you.

1 JENICE LESLIE: My name is Jenice Leslie,
2 and I reside at 1793 Messina Drive in San Jacinto.

3 And I want to thank the members who are
4 present from various agencies, committees, and other
5 entities. And I especially want to thank each member of
6 the S.O.C. community for their dedication and integrity
7 in researching, compiling and recording on each and
8 every detail pertaining to this proposed project. We
9 have addressed, with due diligence, issues previously
10 overlooked by many others. And they have pursued their
11 report and brought much needed light to some otherwise
12 ignored issues, and they are to be commended.

13 And much thanks to Mayor Stubblefield,
14 members of the San Jacinto City Council for their
15 dedication to keeping San Jacinto a safe and positive
16 environment for all of the cities of the valley.

17 And now, please allow me to read a couple of
18 statements that I had previously read to the city
19 council, one on May 15th of 2008 and one on January 8th
20 of 2009, presented at their meetings on those same
21 dates. And please note that nothing has changed, and I
22 stand on the same premise as when they were originally
23 compiled.

24 May 15th, 2008, at that time, Mayor Ayers
25 and respective council members, and I stated my name and

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1 my address, which is 1793 Messina Drive in San Jacinto.
2 And I'm here tonight -- again, this is back in May of
3 last year --

4 I'm here tonight as a result of the events
5 surrounding the Soboba Band of Luiseno Indian tribe's
6 reservation for the past year, more specifically the
7 past week. As you know, there has been a proposal on
8 the table for the Soboba tribe to expand their land in
9 trust status, according to the Soboba Horseshoe Grande
10 Project.

11 I live within one mile of the current
12 reservation land in trust. The proposed project would
13 cause our residents to be bordered on the north, south
14 and west by land in trust. And I'm imploring you to
15 take all necessary measures to ensure that that does not
16 happen.

17 In addition, the members of this council
18 need to be aware that those who attended the public
19 scoping meeting held in January of 2008 were asked to
20 not only voice their concerns and comments there, but to
21 put them in writing and send them to the attention of
22 Ms. Amy Disch (phonetic spelling) -- I beg your pardon
23 on the pronunciation -- at the Bureau of Indian Affairs
24 in Sacramento, California. We were instructed that if
25 we did not include our names and addresses, our comments

1 and concerns would not be considered during the ongoing
2 project.

3 We were led to believe that the B.I.A. was
4 an impartial body that would consider these concerns, as
5 well as the proposal of the Soboba tribe, and make any
6 further decisions being made pertaining to the validity
7 of the said project.

8 I have just recently learned that the B.I.A.
9 is a liaison between the tribes and the U.S. government.
10 Please correct me if I misunderstood.

11 Soon after the public scoping meeting in
12 January, it came to our attention that copies of all
13 such correspondences received by the B.I.A. had been
14 given to the Soboba tribe council members. Being
15 surprised at this information, my husband contacted the
16 B.I.A. and was told that this was incorrect. My husband
17 soon thereafter attended a meeting between the Soboba
18 tribe representatives and committee members representing
19 the home sites adjacent to the proposed Horseshoe Grande
20 project site. At that time, it was verified that the
21 tribe council members indeed did have copies of the
22 letters received by the B.I.A. as a direct result of
23 public scoping meeting.

24 At no time do we recall anyone stating that
25 this would be the case. Needless to say, we had some

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1 concerns about this process. We, as concerned
2 residents, are making certain that copies of that
3 correspondence would be provided to our congressional
4 and senatorial representatives, as well as Governor
5 Schwarzenegger. We hope others will do the same.

6 I'm not influenced by what I read in the
7 paper, only by what I know to be happening in my own
8 backyard. During one of my most recent -- the most
9 recent events, shootings to be exact, I was on our patio
10 adjacent to the new Soboba Springs Country Club
11 clubhouse with my three-year-old granddaughter. If this
12 land were in trust, as it is currently proposed to be,
13 the events of the last week could happen within 25 feet
14 of my back door. These events may or may not continue.
15 Let's all pray that they do not.

16 But my husband and I did not purchase our
17 home with the thought in mind, nor could we have
18 imagined that these events could or would happen so
19 close to where we live. Each time I hear a helicopter
20 or a siren, I freeze to listen how close.

21 As a parent my heart aches and mourns for
22 the parents and families of those directly affected by
23 the most recent events and those that have taken place
24 in the last couple of years. I have two sons and a
25 daughter and three grandchildren. I cannot imagine the

1 sorrow of these families or the enormity of their
2 losses.

3 There must be a viable option to expanding
4 the gaming community in this and other areas. Let us
5 not expand on issues that come along with expanding the
6 existing borders. I no longer want to hear that we in
7 this community or other communities object to the
8 expansion of reservation land in trust in order to
9 prevent the Indian community from improving their way of
10 life.

11 This is not about making more money. This
12 is about relearning how to preserve the precious lives
13 of our children and our grandchildren and those we love.
14 Is there some -- excuse me. Is there some way that all
15 of us in the community can help with the issues that are
16 facing all families rather than expanding the gaming
17 industry? This is not just about losses here in San
18 Jacinto. However, it does immediately impact us, as we
19 have seen.

20 Is there not another way to improve a
21 lifestyle for all? How much is going to be enough? How
22 many lives are to be lost? Much has been gained in the
23 financial status of this area from the gaming community.
24 Now is the time to gain in placing that same value on
25 human life. Drugs, alcohol and gaming are not the

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1 answers. It seems pretty clear that there are many
2 other obstacles that need to be realigned before
3 thinking of making more money by expanding the gaming
4 industry. Let's help each other instead of focusing on
5 how to make the problem bigger.

6 And last but not least, I hope that the
7 members of our local media will continue to give us
8 accurate reporting with integrity. We do not need, as
9 some other areas have, inaccurate reports that only fuel
10 already sensitive issues.

11 And I sent a copy of this to, at that time,
12 congressman Jerry Lewis, congresswoman Mary Bono Mack,
13 Senator Barbara Boxer, Senator Diane Feinstein, and
14 Governor Schwarzenegger.

15 The second item I'd like to read is dated
16 January 8th, 2009. At that time, I addressed Mayor
17 Stubblefield and respective council members, stated my
18 name and my address. I addressed this council on May
19 15th, 2008. I did so following some tragic events that
20 occurred on or adjacent to the Soboba Indian reservation
21 a week just prior to May 15th.

22 Tonight, I would like to address you again
23 pertaining to the proposed land-to-trust project that is
24 currently under consideration for the areas described
25 more specifically in the scoping report for the Draft

1 Environmental Impact Statement, D.E.I.S. of the Soboba
2 Horseshoe Grande project.

3 Last year, following the events of May 15th
4 my husband and I not only came before this council, but
5 we also wrote letters regarding the same concerns to our
6 congressional and senatorial representatives. We did so
7 in good faith that this is the avenue with which we have
8 our voices heard.

9 We have not, to this date or today, ever
10 received any response to those letters. Perhaps we are
11 naive in thinking we would, but still, disappointing.

12 But let us talk about the present. Our home
13 is directly adjacent to some of the proposed land that
14 is being considered to be placed into trust. As you
15 know, the Soboba Springs Country Club, to which we live
16 adjacent, is on the land that is proposed to be put into
17 trust. The new country club opened in April of 2008.
18 While the structure is beautiful to look at, we have
19 concerns. We are providing you, in a separate document,
20 a sampling list of some of the events that we have
21 personally witnessed and experienced since the opening
22 of the said country club.

23 Here is our concern: The Soboba Springs
24 Country Club currently is within the city of San
25 Jacinto, therefore it would be appropriately believed to

1 expect that this business facility would be subject to
2 the ordinances that apply to all the businesses and
3 residences within the city limits of San Jacinto.
4 However, it is our personal experience, as you will note
5 in the sampling list, that that has not been the case at
6 Soboba Springs Country Club.

7 Due to the time restraints, we are choosing
8 not to review that list in detail during this session or
9 to attempt to point out which ordinances we believe are
10 not being complied with. It is merely our intent to
11 point out that we are deeply concerned that, if under
12 the current jurisdiction of being within the city limits
13 there is a gross lack of compliance to what is
14 reasonable and customary compliance with ordinances at
15 this time, what can we expect with the consideration to
16 place this land in trust where local ordinances would no
17 longer be applicable?

18 We can tell you that our lifestyle has
19 changed dramatically during the construction phase of
20 the new Soboba Springs Country Club, which lasted more
21 than two years, and since the grand opening in 2008 --
22 April of 2008, not for the better.

23 Yes, the property is beautiful to look at,
24 but this is not only -- the only aspect of running a
25 business and being part of a community. We believe that

1 being part of the community also brings responsibility
2 and duty to be contributing to the betterment of that
3 community. That is not done just by being aesthetically
4 attractive or adding to the income of the community, but
5 by being respectful of the community as a whole. Should
6 this situation continue to deteriorate, we would ask
7 that the council consider appropriate measures to
8 require the posting of signs to promote a quiet zone
9 during non-regular posted business hours.

10 Since January 2008, when it was made
11 official at the public meeting that was held with
12 members of the B.I.A., members of the city council,
13 members of the Luiseno Indian tribe, and residences of
14 this community, we have listened to much talk and seen
15 many articles in our local press about the good
16 intentions of this proposal. It is one thing to talk
17 about how this plan would impact for the good of the
18 community, but it is yet another when one gets a
19 firsthand preview of how that may actually play itself
20 out were this proposal approved. Again, we have lived
21 through many sleep deprived nights and watched with fear
22 and apprehension during the last few years as events
23 have unfolded.

24 Please know that my husband and I are very
25 concerned about this proposal before the members of this

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1 council and other parties that are involved in this
2 process. We do not want you to think that our silence
3 over the past several months in any way diminishes our
4 opposition to such a plan that would surround our
5 property and others in this case by the proposed
6 land-to-trust. We are strongly opposed and remain so.

7 We pray that this council and other
8 decision-making bodies will take seriously the concerns
9 of all those who have come forward during these many
10 months to express our concerns. There is a saying that
11 one should not judge another unless you have walked in
12 their shoes. We would welcome any of you to come to our
13 home and walk in these weary, worn out, tired, and
14 uncomfortable shoes.

15 And to continue, the issues, in my opinion,
16 are not about a particular group or a person or any
17 individual's personal history or rights. The issues
18 themselves pertain to ownership. Each and every time
19 I've made a statement or request, it has been about
20 ownership. It is about integrity of business, daily
21 issues of ownership of existing business managed by the
22 same ownership that is proposing this project. I have
23 not seen the integrity or the management that pays
24 attention to details that make their ownership or its
25 management a good neighbor to existing neighbors, that

1 would lend itself to be a positive model, one with
2 positive results.

3 I won't go into any details due to time
4 restraints, but I previously provided list upon list of
5 issues, most of which still exist in relationship to
6 current owners of the country club at Soboba Springs,
7 which are the owners submitting this proposal, same
8 owners submitting this proposal. I live next to the
9 country club at Soboba Springs, and if one can envision
10 the proposal before you tonight is a small sampling of
11 what is being sought.

12 The requests made of the business owners and
13 management have fallen on deaf ears. And now we are
14 being asked not only to accept and look forward to this
15 proposal, but to welcome it into our backyard and
16 embrace it.

17 And by the way, the robbery of the 1.5
18 million dollars, they abandoned their vehicle on our
19 front door in front of our steps. We woke up that
20 morning to police helicopters, dogs in our yard seeking
21 people. The particular group that has been
22 designated -- sorry.

23 You should know that our home, we have lost
24 the use of one of our three bedrooms due to the noise
25 from increased traffic, of which is miniscule compared

1 to what is coming in this proposal. The traffic is
2 nonstop 24 hours a day. That particular room has been
3 designated for use by my 61-year-old developmentally
4 handicapped brother when it's time for him to live with
5 us. This is just one example of how our neighborhood
6 has been affected and our life quality is affected.

7 With the proposed land-to-trust change and
8 expansion, who knows. The traffic issue continues to
9 plague all of us that live on the eastside of the
10 riverbed.

11 Recently I attended to my 84-year-old
12 father's surgical site, which unfortunately happened on
13 one of the evenings of a concert at the current casino
14 site. I was rerouted to get to my home due to the
15 number of cars waiting to get access to the parking for
16 a concert. This has happened countless times.

17 Once again, residents pay the price for
18 these special events. Law enforcement is tied up,
19 already short-staffed to direct traffic for a special
20 event. This must be addressed even without expansion of
21 the current casino concert venue.

22 I cannot support, nor will I ever support a
23 proposal to expand the gaming industry, nor the
24 expansion of alcohol consumption to promote a business
25 or personal gain. I find it amazing that these times --

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1 in these times of economic decline, employment decline,
2 and moral and family decline that we have seen in our --
3 never seen before in our history, that such a proposal
4 is still being considered by those who call themselves
5 responsible, dedicated legislatures and government
6 representatives that are elected to represent the
7 people. And at least that's what I was being taught.

8 The residents have spoken, and the majority
9 voice is clear. No. As a citizen that will and has
10 already been negatively impacted daily by the ownership
11 management, I request the Department of the Interior and
12 all other entities that are overseeing -- and I
13 emphasize seeing -- deny any further consideration of
14 this proposal.

15 However, in closing, I do want to commend
16 the ownership for their dedication to the community and
17 for those actions and support that they have lent
18 themselves to for positive expansion of good leadership
19 in the valley. But I remind them and caution them it
20 goes much further than donating one's time and financial
21 resources. It comes in conjunction with being a solid
22 leader in the community. The responsibility is great.
23 It is not lived in just a few special days with special
24 giveaways or during special events or during special
25 fund-raisers that lead to good press. It is and will

1 remain 24 hours a day, seven days a week.

2 Young ears and eyes are watching our every
3 move and our every choice. Our decisions are molding
4 the very irreplaceable resource of our children,
5 grandchildren. They will emulate what they see and
6 hear, good or bad. Tonight is about those choices.
7 Each one that is here is responsible, and it is just not
8 about money or expansion. All those with
9 decision-making responsibility here tonight, you are
10 saddled with making big decisions. Do not make them
11 lightly or at the expense of others who desire to live
12 as good neighbors and contributing to the betterment of
13 this valley.

14 PATRICK O'MALLEN: Thank you. Thank you,
15 Ms. Leslie. Our next speaker is Mr. Albert Hayek.

16 ALBERT HAYEK: Right here. Can you hear me
17 in the rear? Fine.

18 My name is Albert Hayek, and like the
19 previous speakers, I also have a selfish motive. I
20 admit that. I live in Seven Hills.

21 UNIDENTIFIED SPEAKER: We can't hear you.

22 ALBERT HAYEK: I live in Seven Hills, in
23 Hemet. And as the previous speakers have said I hear
24 sirens up and down my street day-in, day-out, and I
25 don't live adjacent to a casino. Also, we've had three

1 burglaries in our community in the last month. We don't
2 live near a casino.

3 I believe that this country was founded on
4 the basis that if a few have to sacrifice for the
5 benefit of the general public, then they should
6 sacrifice. Only ten percent of the proposed land is
7 going to be used for this development, 1/10th. That's
8 almost insignificant. Although it is adjacent to the
9 1200 people --

10 That's three minutes.

11 MR. BLEVINS: Two more.

12 ALBERT HAYEK: Oh, thank you. Okay.

13 What I believe is that the Soboba Indian
14 tribe of Luiseno Indians deserve this opportunity. We
15 have put it to the Indians forever and ever in this
16 country.

17 I went to Temecula yesterday to the Pechanga
18 facility just to enjoy their \$11.00 buffet. Why did I
19 drive 45, 50 minutes? Because I didn't have the same
20 opportunity in Hemet or San Jacinto to enjoy such a
21 wonderful meal at such a reasonable price.

22 Thank you to the casinos for giving us these
23 opportunities.

24 PATRICK O'MALLEN: Thank you, Mr. Hayek.

25 Our next speaker is Mr. Bruce Petersen.



1 BRUCE PETERSEN: Good evening. Can you hear
2 me back there?

3 My name is Bruce Petersen, and I live in
4 Hemet. I want to -- I am opposed to the expansion of
5 this reservation, and my concerns are actually two.

6 One, it's not necessary because there's
7 plenty of land to build this hotel and casino on.

8 And secondly, my concern is public safety.
9 I worked as a security officer at the Oaks, which is a
10 sports complex. Land adjacent to the reservation is
11 owned by the tribe. I worked there from March to August
12 of '07. In this short amount of time, there were two
13 murders on their reservation, and the security officer
14 who worked nights, the man who relieved me, was shot at
15 twice. When I left in August, there were still bullet
16 holes in the guard shack.

17 Now, the murders were investigated by the
18 Riverside County Sheriff's Department, but the shootings
19 of the guard, to the best of my knowledge, the tribal
20 authorities did absolutely nothing to find out who did
21 that shooting. And we were instructed not to inform the
22 authorities. I don't feel that is the way a responsible
23 government should behave.

24 Yes, we have crime in Hemet. We have crime
25 in San Jacinto. But as a responsible community, we do

1 everything in our power to go after the people who do
2 this and bring them to justice, and we have a pretty
3 good record of doing that.

4 So I'm opposed to the expansion of this
5 reservation for those reasons, and I don't think it --
6 that tribal authorities should be allowed to expand
7 their territory until they can prove to us by their
8 behavior and their record that they have become a
9 responsible community. Until that time they can build
10 their hotel and casino on the existing reservation land.

11 Thank you.

12 PATRICK O'MALLEN: Thank you, Mr. Petersen.
13 Our next speaker is Jayne Hab- -- Habegger.

14 JAYNE HABEGGER: Hello, I'm Jayne Habegger.
15 I am a renter. First at Barona and now on Brigano
16 (phonetic spelling) Avenue. And I'm also a
17 schoolteacher.

18 My name Habegger means a "hawk flying over
19 the ridge." Many of us come from various cultures,
20 and where we've all had things happen to our peoples,
21 including mine, in Switzerland, nonetheless. And mine
22 did not -- were not -- not allowed to practice their
23 religion. And they were eventually put off their land,
24 went to another part of Switzerland which was part --
25 actually had French-speaking people who did not like

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1 them. So they said you go live up on the rocky land,
2 and they did that. They made cheese and things that
3 cows and goats could have, because they could graze on
4 those rocky lands.

5 Eventually, many of the Habegggers came to
6 the United States. We went on. They went on. They did
7 something else. You pursue your dreams, and that's what
8 we did.

9 As a resident over there, I have already
10 experienced having a police officer come to my house and
11 say, "Do you know where your car is? Because, you know,
12 we had a situation." And I had to go find if -- you
13 know, see my car was out in the garage if it's okay and
14 if I'm okay, because they're searching around my house.
15 And as a single woman, I'm very leery of that. I don't
16 want things to happen like that where I feel insecure,
17 and anything could be happening to me, and who knows who
18 might be on my property. In fact, they might have been.

19 So now I'm living right off a golf course.
20 I have a gate that goes right into the property, and who
21 knows what could happen, because people will be right on
22 the golf course, who knows what time of day, and they
23 can come right into my doors. I think that the land
24 here is not and should not be used for what they want to
25 use it for. I am against the casino for a lot of moral

1 reasons, and the property itself, though, is not good
2 even for a motel. So I am opposed to that.

3 What I would like to go back to is working
4 as a community and finding solutions. I've done
5 studies, and I know I'm not going to have time to talk
6 about this. I am a teacher, and I like to know the
7 facts. So I've done studies on San Jacinto and tribes,
8 and the tribes that existed there, and actually there
9 were six or seven tribes. One was killed off in a
10 massacre of Temecula tribes. The Temecula tribe killed
11 them off. Okay.

12 Is there anybody that would like to yield
13 their time to me? Okay.

14 PATRICK O'MALLEN: I'm sorry. Once again,
15 later on after the meeting. Thank you, Ms. Habegger.

16 Our next speaker is Lois Duran.

17 LOIS DURAN: Good evening. My name is Lois
18 Duran. I live at 2230 Lake Park Drive, space number
19 119, in San Jacinto. That's the Soboba Springs Mobile
20 Estates.

21 I am absolutely shocked at some of what I'm
22 hearing this evening. While I understand passions run
23 high, there have been accusations made here against
24 tribal members with no supporting documentation. The
25 criticism has been, in my opinion, obnoxious. I, for

1 one -- and I probably shouldn't be here this evening
2 because I seem to be outnumbered -- I'm in full support
3 of what the tribe wants to do, and I know that there are
4 many other residents and homeowners at Soboba Springs
5 Mobile Estates that feel the same way.

6 I've heard a lot about crime on the
7 reservation, and yes, there is crime on the reservation.
8 In looking at some of the demographics for San Jacinto
9 and Hemet, what you see is that San Jacinto and Hemet
10 run far above the state and the national crime
11 statistics. It's not just on -- on tribal land that
12 crime is happening here.

13 I also want to say that part of the reason I
14 support this is the jobs it's going to bring to this
15 community. More and more seniors -- and I think that
16 our community leaders and representatives need to take a
17 second look at the changing demographics -- more and
18 more seniors in our community have got to work. They
19 cannot afford to live here as prices go up.

20 In looking at some of the data that's
21 available online, incomes in San Jacinto are lower than
22 the national and state average. Cost of living is
23 higher than the national and state average.

24 I've only got one moment left.

25 I do want to say that the Soboba tribe will

1 be bringing jobs to this community. When you want to
2 look at crime, look at the lack of jobs and opportunity,
3 and you will see an increase in crime. Our landscape is
4 going to change regardless. I trust the tribe to make
5 those changes to our advantage, far more than I'm
6 trusting our community leaders to do that. And that's
7 exactly what will happen.

8 Thank you.

9 PATRICK O'MALLEN: Thank you, Mrs. Duran.
10 Our next speaker is Vinay Roa.

11 I'd like to remind the speakers, please
12 speak into the microphone. Thank you.

13 VINAY ROA: Good evening, Mr. O'Mallen and
14 gentlemen of the B.I.A. and members of the tribe. Thank
15 you for coming to our community to hear our views on the
16 fee-to-trust plan. Tonight I'm addressing traffic
17 issues relative to alternative A outlined in the
18 D.E.I.S.

19 But first a few facts. Fact one. A traffic
20 survey done by Arcan (phonetic spelling) Engineering
21 Group, for the city of San Jacinto, documented on May
22 8th, 2008, 50,019 vehicle trips between Soboba Road and
23 the Ramona Expressway. Also the vehicle count on Soboba
24 Road from Lake Park to -- excuse me. On Soboba Road
25 from Lake Park, 6,030 vehicles for a total of one day

↑
TC-058 CONT.
↓

1 traffic count of 21,000 vehicles.

2 Fact two. According to Stan White (phonetic
3 spelling), tribal administrator, on May 8th, 2007, the
4 existing casino complex has quote, "12,000 people
5 visiting daily, and if new facilities open, it would
6 mean 100 times more traffic."

7 Fact three. During the past several years
8 existing casino complexes held many special events, such
9 as the Earth, Wind and Fire concert. These events have
10 caused severe congestion along the aforementioned roads,
11 such that traffic is backed up for approximately three
12 miles along the only two access roads to the casino,
13 which are the Ramona Expressway and Soboba Road. As a
14 result, these traffic jams have required the presence of
15 both C.H.P. and the Riverside sheriff's at each special
16 event.

17 The tribe now proposes an alternative A to
18 be a 35,000-square-foot casino, and associated buildings
19 for a total 729,000 feet. The traffic impact of this
20 complex can only logically dwarf the existing casino's
21 traffic impact, yet according to the traffic impact
22 report prepared for the D.E.I.S. by Kunsman (phonetic
23 spelling) and Associates, this alternative will generate
24 only 22,525 daily vehicle trips.

25 Furthermore, and I quote from the D.E.I.S.

TC-058 CONT.

1 report, "The required level of service in studied area
2 intersections is the level service D." Not A, not B,
3 not C, but D. Is this D.E.I.S. actually aspiring to a
4 level of service D?

5 The only -- the only mitigation allowed
6 under alternative A is to construct Soboba Road in half
7 section width and to construct the Lake Park at its
8 intersection, and the only signal would be at Lake Park
9 and Soboba. This alternative leaves all of the other
10 signals, all of the other intersections, the
11 responsibility of the city and the county. This is
12 inappropriate and doesn't mitigate any of the impacts.

13 In conclusion, it is my firm belief that the
14 traffic study and the associated mitigation prepared by
15 Kunsman (phonetic spelling) and Associates for the
16 D.E.I.S. are amateurist (sic) at best and disingenuous
17 at worst.

18 Thank you.

19 PATRICK O'MALLEN: Thank you, Mr. Roa.

20 Next speaker is I have Maritza Weckmann
21 again, but Linda Bassett conceding time for her again.

22 MARITZA MARIA WECKMANN: I'm done. Thank
23 you.

24 PATRICK O'MALLEN: Done? Thank you.

25 So for the record, Linda Bassett has

1 formally conceded her time to -- yielded her time.

2 Excuse me.

3 Now we have a Ted Bryant, who concedes his
4 time to Jerry Uecker.

5 JERRY UECKER: Mr. O'Mallen, may I address a
6 procedural issue, please?

7 PATRICK O'MALLEN: Sure.

8 JERRY UECKER: You said early on that you
9 would honor our request for the order in which we speak.
10 You have not done that. I realize it's out of control
11 now, but who's managing this? Are you doing it?

12 PATRICK O'MALLEN: Yeah.

13 MR. BLEVINS: I'm getting them.

14 JERRY UECKER: May I take a minute of time
15 to request this? It would be more effective for
16 everybody.

17 MR. BLEVINS: They're placed --

18 PATRICK O'MALLEN: They're placed in as they
19 come in.

20 JERRY UECKER: Okay. Do you have anybody
21 else yielding time to me left in your stack?

22 MR. BLEVINS: Can we just go through them?

23 JERRY UECKER: Well, I'm Jerry Uecker. Do
24 you have someone else who's giving me some time? I have
25 three issues I need to address. I'd like about six

1 minutes.

2 Have you done these before, Mr. O'Mallen?

3 PATRICK O'MALLEN: Yes, I have. I haven't
4 done it like this before. We usually just give them a
5 chance, three minutes, to come up, and we have never
6 worked with this kind of format and it's --

7 MR. BLEVINS: It's usual.

8 PATRICK O'MALLEN: -- confusing.

9 JERRY UECKER: Well, yeah, there's a lot of
10 confusion.

11 PATRICK O'MALLEN: So we have three here for
12 you, Mr. Uecker. We have a Mary Cowan, Cowan.

13 JERRY UECKER: Okay. I'm going to speak.

14 PATRICK O'MALLEN: We have a Ted Bryant who
15 conceded his time, and we have a Katie Agne.

16 JERRY UECKER: Thank you. Six minutes would
17 be fine.

18 Mr. O'Mallen, and for the benefit of the
19 audience, the responsibility of the B.I.A. fits in two
20 broad categories. What's in the best interest of the
21 tribe, and what is not detrimental to the communities.
22 And we have attempted to address these in an orderly,
23 organized fashion, and the management of this meeting
24 has disrupted that significantly. So I want to be on
25 the record that the B.I.A. has conducted this meeting in

1 a manner in which you think they'd never done it before.

2 So I want it on the record that we are
3 addressing the issues from your document, best interest
4 of the tribe and will not be detrimental to surrounding
5 communities. So there are 30 issues. I'm going to
6 address two of them, and some other members have
7 attempted to address.

8 So I'm going to address biological resources
9 first. I am not a biologist by profession, but I was on
10 the advisory committee University of California
11 Riverside Center for Biological Conservation. That
12 doesn't make me a professional, but I do care about the
13 biology, and I am going to address these issues, and I
14 hope the B.I.A. will too. They're significant.

15 The D.E.I.S. does not do an adequate job of
16 touching on the habitat conservation plan. It does not
17 talk about catastrophic events such as floods, fires and
18 mudslides. We have had significant impact on our
19 communities from these issues, and these are endangering
20 to the biological resources. And the D.E.I.S. does not
21 deal with that adequately.

22 I would also like to talk about seismic
23 faults and soils and flood zones. At the previous
24 meeting in January of 2008, Mr. Salgado was asked why
25 can't you build at the existing site? And he said we

TC-061 CONT.

TC-062

1 can't do it because it's a flood zone. That was
2 disingenuous, using Renee's word. It's a very nice word
3 for saying untrue. Untrue. Because if you look at
4 flood zones, it's the same flood zones where they are
5 now, where they want to build. And this repeats
6 throughout this process. There's a great deal of
7 inadequacies, disinformation. And the B.I.A., we're
8 holding you responsible for this.

9 I know the B.I.A. was created to look out
10 for the Native Americans. You've done a wonderful job,
11 and it's very commendable, and I hand you an applause
12 for that. But you have another responsibility, and
13 that's to surrounding communities. I have to talk
14 briefly about --

15 I'm going to skip that issue. I am going to
16 give you my documents. Am I permitted to submit this
17 information?

18 PATRICK O'MALLEN: Yes.

19 JERRY UECKER: So please keep in mind
20 everybody in this audience, but particularly the B.I.A.,
21 we're addressing all 30 of these issues, and we're
22 counting on the record reflecting that. Mr. O'Mallen,
23 you and I had a conversation about what was left off out
24 of the last meeting, particularly Mr. Salgado's
25 commitment to meet with us. We repeatedly asked him to

TC-062 CONT.

TC-063

1 meet with us, and as Mrs. Leslie said, they formed a
2 committee for us to meet with them.

3 At the first meeting Mr. Tobin White
4 (phonetic spelling) said we're not here to talk about
5 your problems. We're here to tell you what our process
6 is. They have not been open to the dialogue that
7 Mr. Salgado said that we would all experience living
8 under the Great Creator. We have not had that. We have
9 invited him to a number of our community meetings.
10 We've had three of them. We've had hundreds of people
11 there, and he has not attended.

12 I won't speak for the city, but you might
13 ask them, have they ever invited you? So this has been
14 the process that we're living under. I am all for the
15 tribe improving themselves. As I said earlier on, I
16 graduated from Hemet High. One of my best friends was a
17 member of the tribe. I'm on the board with Rose Delgado
18 of the museum and science center. What they've done for
19 this community is wonderful, but we can't have
20 preexisting residential communities impacted with this
21 kind of detrimental impact.

22 So I've covered my three issues. I'm asking
23 for one more in closing. If you would honor me as a
24 closing comment, you who are trying to manage these
25 slips of paper.

1 PATRICK O'MALLEN: Go ahead.

2 JERRY UECKER: Thank you.

3 PATRICK O'MALLEN: Thank you, Mr. Uecker.
4 Okay. We have, for the record, Margaret -- Margaret
5 Bryant conceding her time to Tish Arceniega.

6 TISH ARCENIEGA: I'd like to speak later. I
7 have about three other people conceding their time to
8 me, but I'd like to speak later. There's a list of all
9 our names on it, and in the order we want to speak in.

10 MR. BLEVINS: We haven't got to that yet.

11 PATRICK O'MALLEN: We're trying to call out
12 people in the order they came, okay? Just bear with us.
13 Our next speaker is Ramon Forseca.

14 RAMON FORSECA: My name's Ramon Forseca. I
15 live in Hemet. I've been here 40 years. I've seen the
16 community grow in 40 years. I raised my children here.

17 It's changed. You can't get through Florida
18 anymore as quickly as you used to, or any other streets
19 for that matter. I hate it. I hated to see that
20 change, but I live with it.

21 And in most respects, it's done a good thing
22 for the community. Change comes from new things.
23 Environmental studies are done to satisfy the politicals
24 and the people who need to collect these fees. Because
25 everyone knows that concrete on the ground will not

1 allow percolation, and it will affect the environment in
2 that area. We live on top of the San Andreas fault
3 where they allowed all those houses to be put on, and
4 nobody cried squat then. That area is a flood plain.
5 It's always been a flood plain, and it's going to flood
6 again. Nobody's squawked about it. All those homes
7 shouldn't really be there, but they are.

8 And I welcome the change in our community.
9 Native Americans have done a very positive thing.
10 They're thinking about developing a heritage, cultural
11 center around the Ramona area. I read that in the
12 newspaper, so I think most of you are aware. And I
13 think that's a very good thing.

14 They also donated monies for things against
15 drugs. They have donated a lot of things for the
16 schools, too numerous to mention in the short time that
17 I have.

18 I'm not a Native American. I'm a Latino,
19 but I see the change that they're making in this
20 community. I welcome them. I think they're for the
21 better, and I think they ought to be allowed to improve
22 their situation. Some of us will suffer, a lot of you,
23 but we should work together to try to better the whole
24 community, including the people who sit in the chair
25 making decisions. They should come together and do

1 something that's better for the community at large.

2 Thank you.

3 PATRICK O'MALLEN: Thank you, Mr. Forseca.
4 Our next speaker is Verne Lauritzen. I believe he's for
5 the Riverside County Supervisor.

6 VERNE LAURITZEN: Good evening. I'm Verne
7 Lauritzen from Riverside County Supervisor Jeff Stone's
8 office. Can you hear me okay back there? Is it all
9 right?

10 I just wanted to come and make a comment
11 tonight representing the supervisor. This is not the
12 first attempt of the tribe to acquire property in the
13 last number of years that the supervisor has been in
14 office. The supervisor has never been opposed to tribal
15 expansion. The supervisor has never been opposed to
16 tribal construction of a casino.

17 However, the supervisor is seriously
18 concerned and interested in the kinds of mitigations
19 that will take place for the impacts that will be
20 caused. He is not convinced by the current D.E.I.S.
21 that those mitigations will appropriately take place.
22 You -- the D.E.I.S. talks about traffic impacts and
23 we're going to hear more about traffic impacts from some
24 of our county traffic departments before we're done
25 tonight, and our planning department. A traffic signal

1 next to the tribal casino will not be a significant
2 mitigation for the traffic that will be caused
3 regionally.

4 The supervisor has always had public safety
5 as his number one issue. Many of the folks living
6 adjacent to the casino and adjacent to this fee-to-trust
7 property that will be acquired will find themselves
8 within a stone's throw of the casino, a distance much
9 less than a bullet's distance. If this was a property,
10 a project that was proposed for council approval under
11 normal and typical county process, it's likely that this
12 project would be denied because there are insufficient
13 buffers between land uses that have been proposed here.

14 The county -- we're not here to take a
15 position of opposition. We are here to take a position
16 of serious concern and question regarding the Draft
17 Environmental Impact Statement and its proposed
18 mitigation measures. And we will have a comprehensive
19 written response, and that will be addressed a little
20 bit later also in more detail by the deadline on
21 September 15th.

22 We appreciate everyone's attention tonight
23 and coming to this process. We want to make sure that
24 everyone is fully clear that the supervisor in this case
25 has serious concerns about those impacts that will be

TC-066 CONT.

1 caused by this project and the proposed mitigation
2 measures that are contained in the D.E.I.S., and we
3 would like to see -- the supervisor would like to see
4 further mitigation measures proposed.

5 When -- in the initial process when the
6 tribe was negotiating to acquire some property at the
7 corner of Dominegoni Parkway and Winchester Road, there
8 was some significant concerns at the time expressed to
9 our congregational representatives about mitigation
10 measures that would be proposed there. We are
11 appreciative that those in Congress were sensitive to
12 the requests of the supervisor. We only hope that
13 they'll be as sensitive in this process as we express
14 our concerns about those mitigation measures.

15 Thank you.

16 PATRICK O'MALLEN: Thank you. Our next
17 speaker is Hal Retzlaff -- Retzlaff. I'm sorry if I
18 pronounce it wrong. Retzlaff, right. Yes.

19 HAL RETZLAFF: That's me.

20 PATRICK O'MALLEN: That's you.

21 HAL RETZLAFF: We do not need or want a Las
22 Vegas casino across the street from our homes.

23 My name is Hal Retzlaff. I reside with my
24 wife at Soboba Springs Senior Community on Lake Park
25 Drive. We oppose the annexation of the Horseshoe Grande

TC-067

1 fee-to-trust property into trust for the Soboba tribe.
2 We ask the land remain within the boundaries and
3 jurisdiction of the city of San Jacinto and the County
4 of Riverside, with the current light residential
5 recreational zoning intact.

6 If this fee-to-trust transfer is approved,
7 our senior community would become an island of U.S.
8 territory in the midst of a sovereign Indian nation. We
9 would have little or no input regarding future
10 development of remaining lands. Eventually, the
11 proposed development will bring about the demise of our
12 park and our homes. What senior citizen in his right
13 mind would purchase a retirement home across the street
14 from a Las Vegas casino?

15 We support tribal self-sufficiency, to have
16 jobs and career opportunities. However, this proposed
17 project, a high-rise hotel/casino resort situated on
18 light residential zoned land in the middle of a
19 predominantly senior citizen residential area, is not
20 appropriate and is not the answer to these goals.

21 There is room on the existing reservation
22 immediately adjacent to the proposed transfer for
23 development of most of the proposed expansion. Please
24 understand our concerns and appreciate our rights to
25 continue living in a peaceful semi-rural area without

1 imposing a sovereign nation surrounding us and dumping
2 the largest commercial development in the entire San
3 Jacinto Valley in our backyard.

4 In closing, I would remind you there are
5 some 400 souls residing in the Soboba Springs Retirement
6 Community. For the past 50 years, our generation have
7 turned the crank, greased the wheels, paid the taxes,
8 fought the Korean and Vietnam war in an effort to
9 maintain our freedom. Approval of this fee-to-trust
10 proposal will appropriate many of our freedoms, most of
11 all, our environment and perhaps the eventual
12 destruction of our homes.

13 Thank you.

14 PATRICK O'MALLEN: Thank you, Mr. Retzlaff.
15 Our next speaker is Mr. Juan Perez. He's with the
16 County of Riverside Transportation Department, I
17 believe.

18 JUAN C. PEREZ: Yes, thank you.

19 Good evening. Again my name is Juan Perez.
20 I'm the director of Transportation for Riverside County.
21 The county has reviewed the traffic study, and as
22 Mr. Lauritzen has indicated, we do have some significant
23 concerns that perhaps the traffic and circulation
24 impacts of this project have not been adequately covered
25 to date. According to its own traffic study, the

TC-067 CONT.

TC-068

TC-068 CONT.

TC-069

1 project is anticipated to generate over 24,000 trips per
2 day, which perhaps we feel may be understated. But even
3 assuming that figure is correct that 2300 of those trips
4 would be in the peak hours. To put that in context,
5 that is akin to a 2,400 unit residential development, so
6 certainly a project of very large and significant scope.

7 Given that, we feel that the project will
8 certainly have an impact on major regional facilities.
9 However, the project study to date has only analyzed 11
10 intersections, most of those within only a one-mile
11 radius of the project site. We do have concerns about
12 the impacts of this project on several major roads.
13 These include Soboba Road, Gellman Springs Road, State
14 Route 79, State Route 74, and Ramona Expressway. And in
15 our opinion, these roads, some of which are off site to
16 the project but will certainly carry a large amount of
17 the traffic, particularly visitor traffic coming into
18 the project, need to be adequately assessed and
19 mitigation measures need to be adequately identified.

20 We also do have concerns about maintaining
21 access to the existing community, both to the residents
22 of the unincorporated county and the city of San Jacinto
23 adjacent to the site. In addition to maintaining
24 access, there will also be impacts due to special
25 events. You've heard some of those this evening. And

TC-070

TC-071

1 regular operation of the casino and the proposed
2 convention center, which will be localized to those
3 communities, and we feel need to be appropriately
4 addressed and mitigated for as well.

5 And lastly, a general statement. We are
6 concerned about the ability of the currently narrow
7 roads into the area to handle evacuations and emergency
8 access.

9 In closing, we welcome the opportunity to
10 work closely with the B.I.A., with the tribe, with the
11 city of San Jacinto, with the city of Hemet and our
12 other regional partners to look at the traffic impacts
13 in more detail and to identify and discuss appropriate
14 mitigation measures to mitigate the traffic impacts.

15 Thank you.

16 PATRICK O'MALLEN: Thank you, Mr. Perez.
17 Our next speaker is Ron Goldman, Riverside County
18 Planning Director.

19 RON GOLDMAN: Thank you for the opportunity
20 to speak. Given the voluminous nature of the draft
21 E.I.S. and the potential significant impact, the county
22 is requesting a 60-day extension to the review period.

23 Specifically, we feel that the Draft E.I.S.
24 needs to better identify and analyze the direct and
25 indirect impacts the project would have on county

TC-071 CONT.

1 properties, specifically with the general plan land use
2 in our zoning. We want the new Draft E.I.S. to better
3 analyze public health and safety, including fire,
4 police, air quality, water quality, light pollution,
5 noise, biological impacts. We also think it needs to do
6 a better job of analyzing impacts to the resources.

7 Then lastly, the Draft E.I.S. needs to
8 analyze the direct and indirect impacts related to
9 construction of the proposed project.

10 Thank you.

11 PATRICK O'MALLEN: Thank you, Mr. Goldman.
12 Our next speaker is -- well, it's Billie Jacobson, who
13 yielded time to Loren Pratt.

14 LOREN PRATT: I'm -- I'm Loren Pratt. I've
15 got five other people. Do you want me to do this now?

16 PATRICK O'MALLEN: Let me put this aside to
17 bring up the other four people you have.

18 LOREN PRATT: Works for me.

19 PATRICK O'MALLEN: Thank you. Our next
20 speaker is Wynn Hornburg.

21 WYNN HORNBURG: My name is Wynn Hornburg,
22 representing the ownership of Soboba Springs Mobile
23 Estates.

24 I wasn't planning to make a statement today.
25 I am planning to make a comprehensive written response.

TC-072

1 I have waded through the close to 2,000 pages that were
2 provided about 30 days ago, and I want to start by
3 saying that I really appreciate and applaud the city's
4 statement. That is a very difficult position to make
5 public, and it's very difficult for me to stand before
6 you and commit my feelings on this project, especially
7 because I don't understand the project.

8 I don't understand where the water treatment
9 plant is going to be positioned. I don't understand the
10 promises that there be no open air events, and now there
11 is a proposal for open air events some 80 feet to 20
12 percent of my park residents -- 80 feet from 20 percent
13 of the community that has lived there, seniors --
14 seniors that have resided there in a peaceful
15 environment.

16 Now, I've heard many promises that this is
17 not going to contribute toward violence, that this
18 casino will be well monitored, that the operations will
19 be taken care of and not to take concern about such
20 things. Well, since the last meeting in January, we've
21 witnessed six shootings with automatic weapons firing at
22 our officers, and have been kept off -- our officers
23 have been isolated -- insulated from going in there and
24 taking care of the problems without threat of their own
25 safety.

1 Now, I have concerns for my 256 homeowners,
2 over 400 residents, seniors, and I really don't think
3 that this report even comes close to discussing the
4 issues of the day. Take the traffic study. Not one
5 word mentioned about how our residents are going to get
6 in and out of the property. Not one word. All of the
7 statements that are included in the reports have
8 absolutely nothing to do with ingress or egress of our
9 community. Absolutely no mention of recorded --

10 UNIDENTIFIED SPEAKER: Time.

11 WYNN HORNBERG: Well, I'm going to forego
12 this, but I've got pages that will be comprehensively
13 submitted for consideration, and I hope that this due
14 process really works for the people.

15 PATRICK O'MALLEN: Thank you. Our next
16 speaker is Armando Pirelli.

17 ARMANDO PIRELLI: Hello. My name is Armando
18 Pirelli, and I'm speaking on behalf of myself and my
19 wife and our five young children. They're elementary
20 age, and we actually live on the county side, not in San
21 Jacinto.

22 And we oppose the fee-to-trust that's
23 proposed, and primarily because of the kids. The
24 environment that we grew up in Soboba, when we first
25 moved out here, was a peaceful place and quiet, and we

1 would like to raise them in the same environment that we
2 had the opportunity and the blessing to grow up in.

3 In hearing everything, one issue that -- it
4 seems to be the root issue over everything that is being
5 discussed, in one word is peace. Everybody's seeking
6 peace. The noise, traffic, pollution. Even on the
7 reservation they want peace, and so everybody is seeking
8 peace as a root. The difference with most of the three
9 communities in San Jacinto, and also us in the county,
10 is that we lose the peace with the fee-to-trust.
11 There's no more law, and so we lose it. With the
12 fee-to-trust, there's no law, or the law that we're used
13 to. And so that -- for that reason, we oppose the
14 fee-to-trust.

15 But also we -- the difference is that where
16 we're at, is that if a casino goes there or anything,
17 we're stuck there for life to live with it. The sounds,
18 the sights, everything that goes with it and goes along
19 with it. The difference is, the people on the
20 reservation, they have a lot of acreage. 6,000 acres is
21 a lot of land and they have, they have a place to seek
22 refuge. Just go over a couple mountain ranges, and you
23 can still see the stars and peace and quiet.

24 So it's, you know, we're just wanting what
25 they're wanting really, is just peace.

1 Thank you.

2 PATRICK O'MALLEN: Thank you, Mr. Pirelli.

3 Okay. Going back to Sophia Pirelli, who
4 conceded her time to Henry. We also have Fabian Mendez,
5 who gave his time to Henry Pirelli, Tina Valencia giving
6 her time to Henry Pirelli, and Carmela Heikkila,
7 Heikkila, giving her time to Henry Pirelli.

8 Would you like to come up now, Mr. Pirelli?

9 That's four.

10 HENRY PIRELLI: Can we turn on that video,
11 that screen up of -- the one with the one of them?

12 UNIDENTIFIED SPEAKER: Can we just use the
13 board itself, sir?

14 HENRY PIRELLI: Well, I don't think they can
15 really see it. That's why you had it up here, isn't it?

16 PATRICK O'MALLEN: Yes.

17 HENRY PIRELLI: You had it up here so people
18 would see it.

19 UNIDENTIFIED SPEAKER: It's going to take
20 some time to find it again.

21 HENRY PIRELLI: I don't think the folks can
22 see that, can they? Do you really think they can see
23 that?

24 UNIDENTIFIED SPEAKER: We have our big --
25 they have their handouts.

1 HENRY PIRELLI: That's all right. That's
2 fine. Thank you.

3 My name is Henry Pirelli, and we live up
4 above Soboba Road there. We would be facing the whole
5 complex. I'll go ahead and read what I have here and
6 then go from there.

7 33 years ago my wife and I moved next to the
8 Soboba Indian reservation on 163 acres. Within a couple
9 of years we acquired additional acreage bordering the
10 reservation by one and a half miles to the east and
11 fronting Soboba Road by three-quarters of a mile to the
12 south, a total of approximately 750 acres. 33 years has
13 allowed us to be good neighbors and develop many
14 friendships with our neighbors, and we truly cherish
15 that.

16 33 years has allowed us to witness the
17 reservation experience good times and not such good
18 times. We have seen the hard economic times, the
19 eternal political differences, the different family
20 disputes, the different sustaining substance abuse, as
21 well as all the violence that goes with all these
22 concerns. We very much purposely were there being good
23 neighbors and -- and being there through the -- in
24 whatever ways we could assist.

25 We have seen the turnaround for better in

TC-075

1 all these areas in these last few years. The financial
2 benefits from the revenues of the casino has also met in
3 different ways, in itself affording needs. The focus
4 and concentration was clear. There was a common cause.
5 More casino customers, more money. Political
6 differences and daily disputes were set aside for the
7 most part. Violence on the reservation would scare
8 people away from coming to the casino, so it was
9 discouraged. There have been good and definite
10 improvements to the families and the reservation itself.

11 However, something else came with it. The
12 excessive loud music, events and noise. The 24-hour,
13 365-days-a-year traffic; sirens; wrecks, DUIs or not;
14 24-hour super light skies; traffic jams almost all
15 Friday, Saturday, Sunday and holidays and all during the
16 week. All of this nonstop. Drugs and alcohol
17 reappeared even within the bounds of the reservation.
18 It was all now more affordable. The Soboba, with the
19 coming of the casino and its economic benefits of the
20 reservation, found themselves with a bittersweet
21 environment. Financial benefits versus a non-peaceful
22 influx of noise, pollution, traffic, lights, crowds,
23 sirens and a continued general party kind of
24 environment.

25 The reservation has taken three steps to

TC-076 CONT.

1 address and relieve their dilemma. To build and erect a
2 guard station to stop traffic from entering their
3 private peaceful homesteads and family gatherings.
4 Plans to move the casino away from their front yards.
5 And thirdly, to execute a quiet plan at a later time to
6 bring a quarter to an extensive restaurant and a second
7 quarter to east of Fairview. The guard shacks would be
8 stationed at those locations.

9 Today's laws in the Constitution are made
10 for all to benefit. Yes, for the benefits, but also to
11 protect. In this proposal before us, I read in here all
12 the benefits for the people of the reservation, and
13 that's fine. All the benefits for the people of the
14 reservation, the families, the citizens, the elderly,
15 the children and the present future -- the present and
16 future. Where are the benefits for the communities, our
17 families, our citizens, our elderly, our children, the
18 present and the future?

19 Armando, who spoke a few minutes ago, is one
20 of our sons, and my wife will be speaking in a little
21 while, and all those that give their time are sons and
22 daughters, and most of them are here.

23 My wife and I moved out here 33 years ago to
24 raise our family in a quiet community, a peaceful
25 environment, and we're thankful to God that we were able

TC-076 CONT.

TC-077

TC-078

1 to do that. And the reservation residents have been
2 good neighbors with us -- to us, and we feel we have
3 been with them. So we're very grateful.

4 My wife and I are expecting our 28th or 29th
5 grandchildren and altogether, just my wife and I we
6 have -- with the kids and the grandkids, there's 52 of
7 us. So we have our own community. So the three
8 communities, and then there's our communities. The laws
9 of protection -- there are the laws to protect of taking
10 one's quiet. And I really applaud your stand and thank
11 you very much for being the citizen's voice, because you
12 are citizens -- officials, but being the citizens that
13 you are -- for what you were elected to do.

14 The laws that protect from taking one's
15 quiet, there is laws that you can't have loud music in
16 the middle of the night and so forth, and you call the
17 police and they can stop it, and they will stop it. But
18 if we live right across the street, even though we're
19 not on the reservation, it would be hard to do that,
20 because how do you stop the arena? How do you stop the
21 loud music?

22 And I point out that around the Horseshoe,
23 all those dark areas are parking for trailers and large
24 vehicles that can't park in the parking structure or
25 can't park in the parking spaces, that those are the

1 ones that have the trailers, so the parties goes on all
2 night. So I am really, really so surprised that that
3 hadn't been addressed, that the whole area camping all
4 night, the drinking, everything else is going to be
5 around all these citizens that have a mobile home park.
6 Nobody has said anything about that, and I just can't
7 believe it. I can't believe that that would even be
8 proposed. I can't believe that it would be proposed to
9 be planned. I can't believe it. But that's why we're
10 here. And thank you for speaking out, and those from
11 the county.

12 There's -- and again, we go way back as
13 we've been here 33 years, and they've been there just as
14 long. Well, I know Ron has. So these laws that protect
15 from taking one's quiet, taking one's sleep, taking
16 one's peace, taking one's view of the stars at night,
17 taking one's view of God-made beauty, taking one's
18 privilege and right that their friends and family can
19 come and visit without beer or huge crowds or crowded
20 congestion preventing people from coming at all.

21 We have -- in these last 15 years, we have
22 had the privilege and the honor to own property that we
23 use to help those children whose mothers and fathers are
24 incarcerated, Boys and Girls of Prisoners. I don't know
25 the success or how that would affect the impact of

TC-078 CONT.

TC-079

1 the -- of different groups of social groups, and the
2 churches that bring those kids, if they knew they were
3 going to a reservation. In fact, they would be going to
4 a reservation. I mean, how do you tell people where you
5 live? Um, you live on the reservation? In the
6 reservation? Nothing. There's nothing wrong with it,
7 except that there's a stigma you unfortunately have with
8 the news of all the shootings and what's been going on
9 with the sheriff's department. It has nothing to do
10 with the individuals, the citizens of the reservation.
11 We know very many, and we just love them. But it still
12 presents that stigma, but it has an effect on the kids
13 that come.

14 We have -- we have several of elementary
15 school classes that come to the camp on field trips. In
16 fact Jay (phonetic spelling) had been to -- her school
17 has been out there -- from Hemet School District. I
18 just wonder if they are going to allow -- if the parents
19 are going to allow their kids, knowing that they're
20 going into the reservation, for their kids to go to a
21 field trip.

22 These are all just reality issues I'm
23 addressing, okay? And these are all environmental
24 impacts that we're really going to do what we're
25 supposed to be doing here.

TC-080 CONT

TC-081

1 The laws are to protect. Laws are made and
2 established from experiences that benefits all. Laws
3 are made and established from experiences that benefits
4 all, to protect all, every person, every community.
5 Every nation can look back and see and feel they were
6 violated. Every ethnic group can feel that also.

7 But this process about today's rights, it's
8 about helping and giving, not about taking and hurting.
9 Yes, some of the casino money is given to others, but
10 there is a big cost. There are many that have given to
11 the casino and have been hurt heavily and deeply. We
12 can say that this was their choice, and that's true.
13 But it's not our choice to be hurt this way. That is
14 not our choice.

15 We ask you to withdraw this application to
16 make our communities reservation land. We ask you to
17 withdraw your application to make our communities
18 reservation land. That's in effect what it would feel
19 like. That's what our environment would be. You know,
20 you can't stop, you know, a, you know -- and I want to
21 use the right words here. I want to be careful. We
22 can't use -- well, I use something to get right across
23 the street from you, you can't deny that effect that it
24 has on you, whether it's noise or pollution or whatever
25 it is. It affects you. That's where you live. Where

1 do you live?

2 Okay. One minute? Okay. Thank you so
3 much.

4 We ask you to withdraw your application to
5 make your reservation larger. You have plenty of land
6 at your present reservation to build your parking
7 structures, giving you plenty of room. There is plenty
8 of land there to build the casino and the arena just
9 like they proposed putting parking structures over here.
10 They can do that there and gain all that land.

11 We will argue the public officials and
12 representatives to do the right and humane thing and
13 deny this proposed application to move our homes,
14 families and lives onto an Indian reservation,
15 virtually. California voters voted approval to allow
16 reservation casinos. California voters voted to allow
17 reservation casinos. It was not a vote to build casinos
18 around your mother's and father's and grandfather's and
19 grandmother's home. It was to build casinos on the
20 reservations, not to build.

21 And thank you all for -- I'm going to stop.
22 Thank you all for coming here to oppose this, the
23 casino. It's fine where it's at. It's generating
24 income. It can be built there.

25 PATRICK O'MALLEN: Thank you.

TC-082

1 HENRY PIRELLI: Thank you so much.

2 PATRICK O'MALLEN: Thank you.

3 Our next speaker is Joanne Pirelli.

4 Ms. Angie Mendez gave her time to Joanne
5 Pirelli.

6 JOANNE PIRELLI: I'm the mom who gave him
7 those 11 children.

8 To the Bureau of Indian Affairs, we all want
9 our families to live in a safe, quiet residential area.
10 We want to be free from casino activity, free from 24/7
11 noise and lights, free from 24/7 traffic congestion,
12 free from 24/7 sirens and crime. We want our families
13 to be free from hazardous conditions and from a
14 life-threatening environment. That is what all of us
15 want for our families. That is what all of you want for
16 your families. We agree there.

17 After the past -- the meeting last year, I
18 talked with Bobby Salgado, and I shared with him that
19 God cannot bless this reservation if you inflict on your
20 neighbor what you yourselves do not want. This proposal
21 is life threatening to me and my family of 11 grown
22 children, 27 grandchildren. This proposal is also life
23 threatening to the thousands of homeowners and
24 landowners whose lives you will be devastating and
25 destroying.

TC-083 CONT.



1 Another area that my husband touched on,
2 Mr. Pirelli, that you may not have taken into
3 consideration is our ranch. It's a Christian Calicinto
4 Ranch that borders reservation land some 35 acres. We
5 have thousands of young children come to this ranch,
6 that my husband shared, who have one or the other
7 parents incarcerated. These thousands of children that
8 come monthly are -- are our concern, are everybody's
9 concern.

10 Now, because of the 24/7 casino traffic
11 congestion, and because of the 24/7 hotel traffic
12 congestion, not to mention the other facility
13 congestion, traffic congestion, no ambulance -- no
14 ambulance could possibly reach thousands of children,
15 thousands of people of us landowners and homeowners on
16 time, not to mention fire engines. This proposal --
17 proposal would be the cause of multiple deaths and
18 un- -- untreated life-threatening injuries.

19 We're a nation too. We're one nation under
20 God, and this ungodly, life-threatening proposal is an
21 insult to the American people. Who in their right mind
22 would consent to the removal of our freedom? No one,
23 absolutely no one. And why, we're asking you, why, why
24 are you putting all of our lives in danger when you have
25 over 7,000 acres east and northeast of our properties.

1 Please, take all of this into consideration.

2 Thank you.

3 PATRICK O'MALLEN: Thank you, Ms. Pirelli.

4 JOANNE PIRELLI: Thank you.

5 PATRICK O'MALLEN: Okay. Now we've caught
6 up with the list, and this list was put together by the
7 speakers on behalf of the Save Our Communities. And I'm
8 trying to follow -- I'm going to try to manage this list
9 we have -- we have a first person Margaret Bryant who
10 conceded her time to Tish Arceniega.

11 TISH ARCENIEGA: That's me, and I want to
12 speak at the end. On the list I'm down there at the
13 bottom.

14 MR. BLEVINS: Second to the last.

15 PATRICK O'MALLEN: Okay. And then we have
16 several people, I guess, I believe who want Mr. Jerry
17 Uecker to speak for them again. And I will call the
18 names who conceded their time. Dolores Arceniega.

19 JERRY UECKER: Mr. O'Mallen, I'm just going
20 to use three minutes at this point.

21 PATRICK O'MALLEN: Great, okay. And the
22 next person who gave up their time is Elaina --

23 JERRY UECKER: I'm only going to use three
24 minutes.

25 PATRICK O'MALLEN: Okay. I have to call

1 these people out because there -- to be official.

2 Elaina Arceniega Ecker.

3 You're not on time right now.

4 David Copeland, David Christiansen, and
5 Virginia Coleman. And they all conceded their time to
6 Mr. Uecker, who wishes to speak for just three minutes.

7 JERRY UECKER: Yes, and I'm going to just
8 address one of the issues that's good for the tribe, and
9 that is in your document, Mr. O'Mallen, reacquiring
10 former reservation land. I think this is one of the
11 most important issues that you addressed, and I can
12 understand the tribe's position.

13 But it is not borne out by the data. Now,
14 they might say we were here prehistory, but Rose Salgado
15 said in a meeting that Tobin White (phonetic spelling)
16 conducted, when asked if they would have to mitigate
17 archeological research, and she said there's nothing
18 there except some tin cans. So number one, by all
19 archeological evidence -- and I know some people who
20 have done a lot of archeology here -- there is no
21 evidence of any habitation at that site. They lived in
22 the canyons, and they lived at other sites. And I don't
23 mean to be interpreting your culture because I have
24 great respect for it.

25 And I'm hoping this is on the record because

TC-084 CONT

1 this was left off the previous time. We have our own
2 recorders here, so we're going to be matching our
3 records against your records.

4 So I'm going to speak to this reacquiring
5 reservation lands. We have completely searched the
6 chain of title. I brought this up here not to impress
7 you, but honest to goodness this is the chain of title.
8 And Beverly Williams, who chose not to speak at this
9 time, has traced it back to the earliest iteration in
10 1842 it was a Mexico land grant. And then after the
11 Mexico American war, it was honored by the United
12 States. And then we have traced that title. From that
13 point forward, there is no record -- there is no record
14 of the reservation ever owning that land, and yet they
15 say in their document they're reacquiring reservation
16 land. That is not true. It is flawed. It does not
17 comply with the U.S.C. section 2719, and we'll provide
18 this in your records.

19 The N.I.G.C. we cite in the records, which
20 we're going to give you some other similar cases. But
21 it boils down to there is no basis -- no basis for the
22 tribe or their attorney -- their attorney to say that
23 that was former reservation land.

24 Who is from Entrix here? Is there anybody
25 from Entrix? They're the ones that put this shabby

TC-084 CONT.

1 piece of work together, Mr. O'Mallen. And the fact that
2 they don't have anybody here, I think is an insult.

3 PATRICK O'MALLEN: There's representatives.

4 JERRY UECKER: You shouldn't be very proud
5 of this.

6 Thank you.

7 PATRICK O'MALLEN: Thank you, Mr. Uecker.

8 (Short break taken.)

9 PATRICK O'MALLEN: Okay. I believe we're
10 ready to restart again. Based on this list here, I
11 believe it's Tish --

12 UNIDENTIFIED SPEAKER: Mike Adams is next.
13 We had a series of people cede their time to S.O.C.

14 PATRICK O'MALLEN: Okay.

15 UNIDENTIFIED SPEAKER: So Mike Adams would
16 be the next speaker.

17 PATRICK O'MALLEN: Yes, okay. Mike Adams,
18 please.

19 MICHAEL ADAMS: Good evening, and thank you
20 for staying, those of you that are here. My name is
21 Michael Adams.

22 Unfortunately, a number of the people that
23 were proponents have already left before they got some
24 additional information. Most of what I'm saying is sort
25 of covered, but the fee-to-trust transfer is not

TC-085



TC-085 CONT.

1 necessary for numerous reasons. And there's too many of
2 them to even scratch the surface in three minutes, or to
3 comment in any detail on the thousand-plus D.E.I.S. that
4 they were given one month to review.

5 The tribe currently has over 6,000 acres.
6 That's 9-plus square miles in the reservation. This is
7 twice the area that they were granted in 1883. They
8 claim the area to be aboriginal land. The D.E.I.S.
9 references settlements and sites near Perris reservoir.
10 That's 20 miles away.

11 Southern California Indians tended to be
12 nomadic, so probably walked over and camped in most of
13 Riverside County at some point. So they're entitled to
14 all of Riverside County if they can buy it?

15 The tribe claims it needs an additional 534
16 acres of land to put in a massive commercial development
17 immediately adjacent to three established communities
18 with well over 700 residents. The proposal will
19 virtually surround three islands of U.S. territory with
20 the Soboba sovereign nation, in effect, another country.
21 Once the land is in trust, there are no local controls
22 and development safety, revenue, et cetera. It is
23 another nation.

24 The D.E.I.S. claims the tribe needs this
25 land because they can't do development on the

↑ TC-085 CONT. ↓ TC-086 ↓

1 reservation. On over nine square miles they can't
2 develop 40 acres into their project?

3 There are only some nine tribe-member owned
4 parcels immediately adjacent to the existing casino
5 site. There are some 700 residents immediately adjacent
6 to the proposed project. The tribe has a 400-acre --
7 400-plus-acre sports park facility that they've recently
8 developed. There's no room there for this development?

9 The D.E.I.S. misstates the number of nearby
10 casinos. There are 10 Indian casinos, counting Soboba,
11 within a one-hour drive. Most of them have been
12 developed, rebuilt recently and expanded. What's the
13 saturation point?

14 In addition, several -- several Southern
15 California casinos are located miles from major roads,
16 Barona, Pala, for example. So this site could be done
17 on the Oaks, which folks here know what that is, and the
18 B.I.A. should know what that is.

19 The D.E.I.S. claims the tribe needs more
20 land for self-sufficiency. Although the conflicting
21 numbers of claims -- claims on the number of tribe
22 members, there's some eight and a half acres per tribe
23 member. How many of you in the audience own eight and a
24 half acres of land?

25 The D.E.I.S., using one 1999 economic data,

1 show that the per capita income for the city of San
2 Jacinto was \$15,500, and median household income was
3 \$35,800.

4 At the same time for Soboba reservation, per
5 capita income was \$21,600 and median household income
6 was \$75,400. City of San Jacinto, again 35,000.
7 Reservation, \$75,000. The tribe has title on 128 acres
8 at the corner of --

9 PATRICK O'MALLEN: Thank you. Time is up.

10 MICHAEL ADAMS: Jerry, may I have some of
11 your time? Jerry, may I have some of your time?

12 JERRY UECKER: Yes, I yield six minutes.

13 PATRICK O'MALLEN: I can't do that now. You
14 can come back after.

15 UNIDENTIFIED SPEAKER: Why not? Let the man
16 speak.

17 MICHAEL ADAMS: I've got about two more
18 minutes.

19 PATRICK O'MALLEN: No. You can come back
20 after -- later on after --

21 UNIDENTIFIED SPEAKER: No. No. No.

22 PATRICK O'MALLEN: Our next speaker is
23 Eliana Ecker, please.

24 ELIANA ARCENIEGA ECKER: I have six minutes.
25 Virginia Coleman ceded her time to me.

1 PATRICK O'MALLEN: Who's that?
2 ELIANA ARCENIEGA ECKER: Virginia Coleman.
3 You read her --
4 PATRICK O'MALLEN: Are you -- have you
5 signed up to speak, ma'am?
6 VIRGINIA COLEMAN: No, I'm not speaking.
7 I --
8 PATRICK O'MALLEN: Have you signed up to
9 speak?
10 ELIANA ARCENIEGA ECKER: You signed up to
11 speak. She gave it to me.
12 PATRICK O'MALLEN: Well, you need to --
13 ELIANA ARCENIEGA ECKER: Yes.
14 VIRGINIA COLEMAN: Oh, yes, I did. I signed
15 my name. Sorry.
16 PATRICK O'MALLEN: Where did you sign up,
17 ma'am? I don't see it.
18 ELIANA ARCENIEGA ECKER: And one of those
19 little papers -- have you gone through them?
20 VIRGINIA COLEMAN: Virginia Coleman.
21 PATRICK O'MALLEN: Well, we're in the order,
22 ma'am.
23 ELIANA ARCENIEGA ECKER: Well, you called
24 her name already.
25 PATRICK O'MALLEN: We called already? Okay.

1 So she, Ms. Williams allowed six minutes.

2 ELIANA ARCENIEGA ECKER: My name is Eliana
3 Arceniega Ecker, and my address is 420670 Granite View
4 Drive in San Jacinto. I'm here to address the issues of
5 additional land for operations, easier access, and land
6 use planning for scoping project for the draft
7 environment impact statement of the Soboba Horseshoe
8 Grande project.

9 The scoping report shows that the following
10 topics are listed as in the best interest of the tribe
11 and its members. The tribe asserts it needs additional
12 land for operation, and the tribe states that it needs
13 additional land to build its hotel/casino complex. It
14 affirms that there's no land available in a
15 6,865,000 acre reservation. However, it recently
16 annexed 477 acres known as the Oaks to the northern part
17 of the reservation. This land has been used to build a
18 football stadium, baseball field, four-field softball
19 complex, a one-thousand-person capacity ballpark, locker
20 rooms, a parking lot, water and wastewater
21 infrastructure, restrooms and concessions.

22 According to the scoping report, the tribe
23 has utilized most of its useable acreage for community
24 services. This implies there is still land available.
25 The proposed hotel/casino project is stated to use only

1 35 to 40 acres of land. The existing casino sits on
2 approximately 60 acres, and although much of the
3 reservation is mountainous, there are large parcels of
4 land adjacent to the casino that could be used to build
5 the resort.

6 The tribe could also use part of the Oaks
7 land for the hotel and parking structure. G.I.S. maps
8 show the extensive amount of land around the present
9 casino that could be used for this hotel and parking
10 structure.

11 Please note that land in question today is
12 not intended to support tribal housing, government
13 infrastructure or to resolve land management
14 conflicts -- conflicts. Instead, it is to be used to
15 create a heavily commercialized resort and class 111
16 gaming facility, which the tribe already has, land that
17 is zoned for light residential use.

18 Further, the tribe has stated it must
19 relocate the current casino since it is within a flood
20 zone. However, according to the FEMA flood insurance
21 rate map, both sites are within the same flood zone.
22 It's flood zone X. By proceeding as planned, the tribe
23 will incur a necessary cost and delays without
24 justification, which would prove to be detrimental to
25 the tribe.

TC-087 CONT.

TC-088

1 In addition, it is feasible that the tribe
2 will operate two casinos. During the city council
3 meeting on June 17th, 2004, Chairman Salgado commented
4 that they are comfortable with their compact with the
5 state. Presently, that means two casinos with a total
6 of 2,000 slots. Their economists will evaluate whether
7 it is better to do one or two casinos. As a
8 consequence, impacts to the surrounding areas are
9 magnified if both locations are used for gaming.

10 Additionally, the tribe believes that it
11 will be easier access to the new casino site rather than
12 the existing site, which is less than a mile away.
13 Since there are presently only two small two-lane roads
14 to the casino, and the same two-lane roads are supposed
15 to provide access to the two casinos -- severe
16 congestion occurs during special events on those two
17 roads, and traffic congestion will be greatly aggravated
18 since the project will include a hotel resort as well as
19 a casino. This is especially true with the current
20 casino site remaining open in any capacity.

21 Community members have requested a traffic
22 light at the intersection of Lake Park and Soboba Road,
23 yet this has not been done. The communities have asked
24 for a speed monitor for traffic and money, and it has
25 not been granted.

TC-088 CONT.

TC-089

1 Access to the casinos is across one two-lane
2 bridge, and that access would be the same if the casino
3 is relocated to the Horseshoe Grande property. Easier
4 access would be achieved to the existing casino if the
5 tribe followed through on a statement that it was
6 considering a road and bridge to extend to its existing
7 casino. Esplanade is a four-lane road and plans have
8 been approved for Ramona Expressway to be widened for
9 easy access to any extension. This would ease the
10 24-hour traffic on Soboba Road and Lake Park Drive that
11 is so troublesome for the surrounding communities.

12 The following topic is listed as to not be
13 detrimental to the surrounding communities. It's land
14 use planning. The city, in its letter, is concerned
15 about the city's general plan for the residential area.
16 It is concerned about land use conflicts and increase
17 and regulation of those impacts in the future. It is
18 clearly evidence that the Horseshoe Grande property is
19 not zoned based on the City of San Jacinto's zoning map
20 and land use policy map.

21 The first page of the zoning map shows
22 planning for the park on the land southwest of the
23 Soboba Springs Mobile Home Park. When the tribe
24 purchased the property, it knew that zoning was not made
25 for a destination resort, strip malls and restaurants.

TC-091 CONT.

1 The tribe wanted to develop the land as commercial, and
2 once it is in trust, there will be no city or county
3 regulations. The residential character of the entire
4 area will be forever altered. Scenic views will be
5 forever altered. Wildlife would be displaced and
6 disappear. Such is already happening to the coyote.

7 This will be detrimental to the natural
8 environment that is important. According to the scoping
9 report, residents stated that these are issues
10 center-most important when buying property and moving to
11 an area. To change after citizens have bought their
12 homes or moved into an area zoned light residential, is
13 unjust (sic) and inethical (sic). Changing from light
14 residential to dense commercial cannot be mitigated if
15 the citizens bought into a quiet rural residential area.

16 Thank you.

17 PATRICK O'MALLEN: Thank you. Our next
18 person on the list is Stena Copeland, Copeland.

19 STENA COPELAND: Hello. I have copy of my
20 presentation to give to the stenographer.

21 Good evening to all are assembled here
22 tonight. My name is Stena Copeland, and I reside at 806
23 Torino Avenue in San Jacinto, California.

24 I am a member of the Save our Communities
25 Committee and am here and speak to the subjects of water

TC-092

1 resources and utilities.

2 I will first speak to the issue of water
3 resources. Though the D.E.I.S. notes that water
4 resources are significant, I feel I must raise some
5 further concerns. Currently, in this area, we are in a
6 state requiring mandatory conservation, as declared by
7 Eastern Municipal Water District's Board of Directors.
8 Preceding this declaration, the Metropolitan Water
9 District implemented a water supply allocation plan to
10 address statewide water shortages and court-ordered cuts
11 and water pumping. As a result, water is quickly
12 becoming a more and more precious resource.

13 In the statement prepared by Majel M.
14 Russell, who is the Principal Deputy Assistant Secretary
15 for Indian Affairs, the tribe is said to have agreed to
16 quote, "...forebear in its use of a portion of its water
17 rights for the next 50 years."

18 This statement was key to convincing the
19 three water districts involved to agree to make their
20 own significant contributions.

21 Should the fee-to-trust take place, the size
22 of the amenities proposed by the tribe could possibly
23 overstep the amount of water the tribe states is
24 necessary to energize their project. Over usage by any
25 party sharing rights to this water source would not

TC-092 CONT.

TC-093

1 permit the aquifer to recharge, and would ultimately
2 endanger it.

3 Moreover, a larger number of vehicles are
4 obviously anticipated. And as a gas station and parking
5 structures have been proposed, runoff will introduce
6 larger amounts of pollutants into the water table; and
7 the proposed gas station, with its underground tanks,
8 will also pose a serious threat.

9 Further, I was unable to locate any formal
10 documentation which would protect the interests of the
11 other agencies sharing rights to the water. This is
12 important to note because the fee-to-trust transfer
13 would encompass the aquifer. Should there be any lack
14 of cooperation on the part of the tribe, as has been
15 documented in many local newspapers over the years, they
16 could effectively bar access to a valuable water source
17 which is, again, shared.

18 Now I will speak to the topic of utilities.
19 In short, the fee-to-trust transfer would, as in the
20 case of the aquifer, cause existing utility lines to be
21 encompassed by the reservation. Any decision, rash or
22 otherwise, on the part of the tribe to obstruct access
23 to existing utility lines and facilities or maintenance
24 or repair by utility agencies would certainly exert a
25 negative impact on its neighboring communities.

TC-093 CONT.

TC-094

1 With the question of tribal cooperation with
2 outside parties and the future of a precious resource
3 firmly in doubt, I ask you to seriously consider
4 revoking the bid to append the land in question to the
5 Soboba reservation.

6 I appreciate your time, thank you.

7 PATRICK O'MALLEN: Thank you. The next
8 person up to speak is Loren Pratt, and she has six
9 minutes. Billie Jackson, Jacobson, yielded her time to
10 her.

11 LOREN PRATT: How many people do you have
12 listed? I know of six people that have ceded their time
13 to me, three minutes apiece. I don't foresee me needing
14 more than nine.

15 PATRICK O'MALLEN: Until we catch up to the
16 rest, yeah, okay. Well, I'll just go like I was
17 following the list again, you were next on the list.

18 LOREN PRATT: Okay. Like I said, I only
19 need about nine, ten minutes. I don't need the full 18.

20 PATRICK O'MALLEN: I guess the next on the
21 list is Ms. Tish Arceniega. You've got -- you've got
22 Sasha, and you've got -- I'm sorry, Sasha Moore, I'm
23 sorry. Three minutes.

24 SASHA MOORE: Thank you very much. I'm so
25 happy that there are so many of you left here. I heard

1 a few grumbles from people about, "Oh, this takes so
2 long." But you know what, I love it. It's the
3 democratic process. And I love it when the voice of the
4 people is being heard.

5 I was asked to make a few comments about
6 noise, and my thunder was first stolen by Mayor
7 Stubblefield, and then by various other speakers. So
8 I'm not going to review and go over many of those
9 issues.

10 I would -- I will address some of the
11 psychological and physiological effects of noise on --
12 on the human being, and also I think it effects animals
13 as well.

14 But before I get to there, I'd like to draw
15 your attention to the proposed action A and proposed
16 action B on this beautiful handout that you have. And I
17 want -- just want to say that I was appalled at the
18 audacity of the architectural plan, especially in the
19 proposed action B, that would have set the arena, the
20 loading zone, and a three-story structure directly
21 snuggling up like peas in a pod against the side of the
22 Soboba Springs Mobile Home Park.

23 I forgot to introduce myself. I'm Sasha
24 Moore, and I live in Soboba Springs Mobile Home Park.

25 We would, indeed, be an island, and we would



TC-095 CONT.

1 be an island surrounded by a title wave, a tsunami of
2 noise that would go on 24/7. If you'll look at the
3 other photographs, you'll see it's not only the arena
4 and the parking structure, but the -- the cabins and the
5 R.V. recreational parks and the parking areas that would
6 completely surround us.

7 Most environmental groups will address and
8 identify noise as a sound that impacts harm on humans
9 and on animals. And I think that the noise we would get
10 from day one from construction, where we would be
11 subjected to pneumatic hammers, air compressors,
12 bulldozers, loaders and dump trucks up until the day
13 that this project was finished. And we would be
14 subjected to the noise of cars, SUVs, motorcycles and
15 motorbikes going to these facilities and also leaving.

16 The physiological effects of noise on human
17 beings are many. They disturb our sleep. They send --
18 stress will send surges of stress hormones into our
19 bloodstreams. It's a known fact that children have
20 difficulty learning if they live in an environment of
21 repetitive and loud noise.

22 And noise also affects some people who have
23 mental illness. And I would like to suggest that those
24 of us who live in the Soboba area might be subjected to
25 mental illness ourselves after having been subjected to

↑ TC-095 CONT. ↓

1 all of this noise.

2 UNIDENTIFIED SPEAKER: Time's up.

3 SASHA MOORE: Count me number one. Well,
4 anyway.

5 PATRICK O'MALLEN: Thank you, ma'am.

6 SASHA MOORE: Is that --

7 PATRICK O'MALLEN: Yes, your time's up.

8 SASHA MOORE: Oh, gosh. I was almost done.
9 Thank you very much.

10 PATRICK O'MALLEN: Thank you. Tish, I have
11 you up next. Loren, Loren's next. Well, we can't have
12 Loren -- well, I'll give Loren three minutes until we
13 catch up to the other people on this list. How do you
14 want to do this?

15 LOREN PRATT: I don't want to be hit and
16 miss here and there.

17 PATRICK O'MALLEN: Right, I understand, sir.
18 We're going to give Loren time for his people to catch
19 up with all the people that signed up before -- all of
20 his speakers. So you want to do it now?

21 UNIDENTIFIED SPEAKER: I'm not trying to be
22 difficult. It's just that we were trying to do this in
23 an organized fashion.

24 PATRICK O'MALLEN: I understand.

25 TISH ARCENIEGA: We're a little disrupted

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1 now.

2 My name is Tish Arceniega. I'm a resident
3 at 8890 Verona in San Jacinto. I've been there for
4 almost 20 years.

5 And in sitting here, listening to the
6 different presentations, it's kind of changed a little
7 bit of what I'm going to talk to you about this evening.
8 I've had an opportunity to speak to a couple of other
9 groups, and in that process, refine some of my thoughts.
10 And what I'm going to do now -- and this is why they
11 wanted me at the end because I'm going to do a quick
12 little summary of some of the points that we've brought
13 up so far.

14 For example, the communities that are
15 located up off of Lake Park Avenue or Soboba Road would
16 basically become islands. This is unprecedented. This
17 is not something that a government agency has condoned,
18 supported or agreed to in history so far, so maybe it's
19 not such a good idea.

20 The -- the proposed development on the
21 property would include a casino, hotel, massive parking
22 structure, fire station, wastewater treatment, et
23 cetera. The location is significantly hampered by
24 seismic, flood, fire and limited access building issues.
25 I think that's evident.

TC-096 CONT.

1 If you looked at that intersection, and you
2 said, "What can I do here commercially?" You'd say,
3 "No, not a good idea." The way to get there is hampered
4 by the types of roads that are out there. The issue --
5 the land itself is subject to flood, fire, earthquake
6 and so on, so that's not such a good idea.

7 If this plan were put forward by a private
8 individual, those negative factors would make any public
9 official step back and say not a good idea. The person
10 themselves would step back and say, "Why am I spending
11 money in this fashion?"

12 The proposed project would violate over 20
13 of the city of San Jacinto general plan requirements.
14 The general plan was developed to enhance and maintain
15 the tone of the various areas of the city for the
16 betterment of the entire communities and its citizens.
17 The proposed mitigation plans described in the D.E.I.S.
18 have not been presented to the corresponding agencies
19 for validation.

20 Get it? They're not valid plans. They're
21 ideas that have been documented, looking at the project
22 from different perspectives.

23 This is not a tribal issue. This is a
24 citizen issue. This is -- how did this plan come to be?
25 Who put it together? And what are their motives?

1 The motive here is to get the overall
2 project approved. Never mind what those individual
3 plans consist of. We can stand up here until we're blue
4 in the face and say it doesn't make sense because of
5 traffic or the noise or the visual or any number of the
6 other impacts that are going to be a result of this.
7 But the fact of the matter is it's an unsound plan for
8 that location, and the mitigation plans that are
9 included in the D.E.I.S. are simply ideas. They're not
10 assurances. They're not guarantees, and they're not
11 commitments by anyone, including the tribe, to take
12 specific action.

13 The tribe's 1999 compact does not require
14 mitigation actions. The D.E.I.S. itself repeatedly
15 states that once the fee-to-trust application is
16 completed, the land is no longer subject to ordinances,
17 building codes, land use designations, et cetera, and
18 would be under sovereign rule. The whole plan could be
19 tossed at that point, and the land use for any other
20 purpose that the tribe and the tribal council decides
21 on. That's their right.

22 The Association of Counties wrote a letter
23 in September of 2008 that says that for every dollar the
24 communities collects from its gambling-related taxes,
25 it's going to spend three dollars to cover the expenses

TC-098 CONT.

TC-099

1 of the impact on the infrastructure, police, social
2 welfare and other services. The transfer would
3 eliminate all tax revenues for the city and the county,
4 property taxes, county sales tax, et cetera, for
5 perpetuity.

6 Many of the economic benefit projections
7 that are in the E.I.S. rely on data that goes as far
8 back as 2002, greatly misstating the positive results,
9 in light of the current economic conditions we're all
10 experiencing.

11 I'm not going to go through the issue of
12 traffic, level of service at the intersections, and so
13 on. What I am going to go to is the fact that this
14 document has been developed in support of a plan for
15 betterment of the tribe, its economic development, its
16 improved status or organization. And I think the plan
17 has failed in that it does not produce a viable project
18 for the tribe to look to for its development. Instead
19 it has produced a document riddled with inaccuracies,
20 incomplete mitigation plans, and simply opened the
21 entire communities to conflict and argument and
22 hostilities, and that isn't the intent.

23 That's not the idea. That isn't what
24 should've developed. There should've been some sort of
25 plan that would be feasible, practical, doable, and

TC-099 CONT.

TC-100

E-100 CON

TC-101

1 would fit with the communities that would be impacted,
2 and I think the D.E.I.S. has failed in that.

3 The one last couple of things that I'd like
4 to bring to your attention is a section in the D.E.I.S.
5 itself that refers to environmental justice. The
6 paragraph is included in the D.E.I.S. in support of the
7 tribal project. And it says in part their treatment
8 means that no people, including racial, ethnic, or
9 socioeconomic groups should bear a disproportionate
10 share of the negative environmental consequences
11 resulting from industrial, municipal, commercial
12 operations or the execution of federal, state, local and
13 tribal programs. This was developed to protect small
14 groups of people from large groups of people who have
15 might, have money, have influence, have power. In other
16 words, it's to level the playing field, so that anyone
17 who is a resident has the right to say, "I have my
18 rights to a quality of life, to peaceful enjoyment."

19 I don't think it's the tribe's intention to
20 disrupt our personal life. I think, as it's stated, the
21 tribe's intention is to provide for itself. This is not
22 the plan to do that.

23 If you're still on the fence, as far as
24 where I stand in support or in opposition of this
25 project, I would ask you to become informed so that you

TC-101 CONT.

1 know exactly what this D.E.I.S. consists of. There is a
2 lot of data in there that is just -- it's window
3 hangings. Be prepared to speak or write to your elected
4 officials in support or opposition and citing your valid
5 reasons for doing so. Remember mitigation plans --

6 PATRICK O'MALLEN: Thank you.

7 TISH ARCENIEGA: -- are not guarantees and
8 support --

9 UNIDENTIFIED SPEAKER: Time.

10 TISH ARCENIEGA: -- and support the
11 alternative development on reservation land.

12 UNIDENTIFIED SPEAKER: Time's up.

13 TISH ARCENIEGA: Thank you. I had nine
14 minutes.

15 PATRICK O'MALLEN: Thank you, Ms. Arceniega.
16 Our next speaker is Daniella Pirelli.

17 DANIELLA PIRELLI: My name is Daniella
18 Pirelli, and I live on the corner of Soboba Road and
19 Lake Park Drive. And I wanted to thank you for allowing
20 me to share my concerns for this fee-to-land trust.

21 As my father has stated, that we've been
22 neighbors and friends with many of the tribal members
23 for the past 33 years, and look forward to many more
24 years to come. I went to school with Dione, and she's
25 here, and some others I saw, Mike, and different ones,

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1 and we were friends. We went to school together,
2 neighbors. And we're thankful for that relationship, as
3 my dad said.

4 I stand in opposition of this
5 fee-to-land-trust because my freedoms will be taken if
6 this is approved. Freedom to come home to a quiet home,
7 freedom to see the stars at night, freedom to come home
8 without getting stopped and questioned at a guard shack,
9 and freedom to feel safe. How do I know that these
10 freedoms will be taken from me? Because they already
11 are.

12 On event nights, from my bed, with the
13 windows closed, I can clearly hear every word spoken by
14 the announcers. That's one example.

15 I'm asking the tribe to reconsider pursuing
16 this fee-to-land-trust, and consider alternate options
17 for placing the proposed casino project on current
18 tribal lands.

19 I'm asking the city of San Jacinto officials
20 and leadership that are present, and the City of Hemet
21 officials and leadership that are present, the County of
22 Riverside officials and leadership that are present, the
23 State of California officials and federal officials that
24 are here, to come to the aid of a citizen and many
25 citizens that their -- that -- citizens that are about

1 to lose their freedoms. Thank you.

2 PATRICK O'MALLEN: Thank you, Ms. Pirelli.
3 Our next speaker Loren, you still with us? Yeah, okay.
4 We have been -- we caught up to all the people on your
5 list here. We have Bobbie Neff, conceding time to
6 Loren. We have Susan Pratt conceding time to Loren.
7 We've Loren Pratt -- I mean, yeah. And we have Billie
8 Jackson giving time to Loren Pratt. So that's 12
9 minutes, please.

10 LOREN PRATT: There's also two more people,
11 there are Helen Peletier (phonetic spelling) and
12 Catherine Johnson conceding their time to me. But 12
13 minutes should be plenty for what I'm going to do.

14 PATRICK O'MALLEN: Okay. And here's
15 Catherine Johnson, I'm sorry. Cathy's conceded her time
16 to Jerry Uecker again. That's what I have here.

17 LOREN PRATT: Okay. 12 minutes will do.
18 Well, hey, thank y'all for staying, y'all that stayed.
19 Thank y'all for staying, that stayed. I know this is
20 getting pretty repetitious, and you know, I had this
21 really nice commentary all written and ready to talk.
22 But most of the issues have already been covered, and
23 some of them that haven't, and I'm going to do a
24 little --

25 I like that song.

1 Some of them hasn't been covered, okay.

2 Let's first just back up a second.

3 The Horseshoe Grande project, the thing that
4 we're all talking about here, is a transference of some
5 500-plus acres from a fee-based landownership, which is
6 just like any of us here would buy land. We pay fees.
7 We pay property taxes. We pay the government to own
8 that property. The Soboba Indians bought it to improve
9 their life, and that's what this is all about. They
10 bought it, now they want to transfer that land into
11 their reservation land, and not pay property taxes.

12 I don't live in the communities that we're
13 talking about here. I don't live in these three
14 communities. I live in San Jacinto, and so I empathize
15 with the people that live in these communities that are
16 going to be directly affected. I mean, I don't want to
17 have somebody right on the other side of my fence with
18 skylights and a four-story parking structure, people
19 sitting in that parking structure drinking beers and
20 yelling and listening to their loud music all night
21 long. I don't want that next to my house, so I
22 empathize with you folks.

23 But I live in town. I pay taxes. The money
24 that I pay is to create a better environment for all of
25 us. If we give this land away to the Indians, then they



TC-104 CONT.

1 pay no taxes, and they can do whatever they want to do
2 with it. Which is their right, just like when you buy
3 land you can do with it what you want, provided you meet
4 government controls. They buy the land -- they get the
5 land in their trust, no more government controls. No
6 more fire safety. No more fire escapes being built. No
7 sprinkler systems. There's -- there's no controls.
8 They could build a 30-story tall building if they wanted
9 to, because there are no controls.

10 So let's be clear about what this is about.
11 This is about the land being transferred to the
12 reservation for them to do what they want. I firmly
13 believe I was raised the American way, that you take
14 what you're given, and you make the best of it. You
15 take your little piece of your lot in life, and you do
16 with it what you can to improve your life. And that's
17 exactly what the Sobobas want to do, and I firmly
18 embrace that idea.

19 However, at the same time, we were brought
20 up to realize you do not trample on the rights of
21 others. You do not forsake other personal freedoms to
22 enhance yours. That is wrong. Everybody was raised
23 that way.

24 With these other items that were going on --
25 let me follow back here.

1 Why is this fee-to-trust needed? In my
2 opinion it's not. I've been in construction some
3 20-plus years, and there's been varying numbers here for
4 the Indians. They say that they own 10,000 acres. They
5 own 6,000 acres. They own 3,000 acres. Whichever
6 number you choose to use, they own a lot of land. A lot
7 of it is not buildable. A lot of it is hillsides. So
8 they're kind of getting shortchanged on that deal, but
9 there is a lot. There is some 2,000-plus acres that is
10 usable that they can build on. They can move this
11 casino.

12 I don't want to even present myself to
13 suppose how they should build their life, but they've
14 got this thing already built. There's plenty of land
15 back there where they could build. They could build it
16 by the existing casino. They could build it further
17 down river. It's all going to be in the same flood
18 plain. It's all going to be relative to the same
19 location.

20 The further south they move it, the more
21 openings they're going to have. They're going to have
22 the Esplanade added. They're going to have Fairview.
23 It would make it easier for people to get in instead of
24 just two two-lane roads, which is a major safety hazard.

25 One thing that seems to be glossed over here

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1 is the crime issue. Now, by the D.E.I.S.'s own
2 admission, they say that the crime will increase
3 directly proportionate to the number of people. The
4 D.E.I.S. says that they expect the population to
5 traverse these roads, to go to this casino, to expand by
6 three to four times.

7 Now, right through there's some 600-plus
8 responses by the local sheriff's department, and a large
9 portion of those are to the Soboba reservation.

10 And I am not pointing fingers at the
11 Sobobas, because it's not them. There's a lot of
12 losers -- pardon my term, but that's the way I think of
13 them. People that have lost their jobs, that they've
14 lost everything. They're on dope. They're out there
15 looking for a free ride. They go out there to
16 burglarize cars. They go out there to rob people.

17 Now, if this increases three to four times,
18 that means 2400 responses a month for the local sheriff
19 to deal with. He doesn't have that kind of personnel.
20 Where is that money coming from? There's no mitigation
21 about that. How is the local sheriff supposed to
22 increase his force four times when he has no money and
23 he's already strained? We already know -- everybody
24 knows what the budget is under today.

25 They're taking money. California just took

TC-106 CONT.

TC-107

1 property taxes from us under the auspices of giving it
2 back to us in two years. They're taking money from the
3 schools. They're taking money from everywhere. What
4 makes us think they're going to give us more money?
5 There's no mention of that anywhere.

6 Health issues. Let's address that for a
7 second here. The smog. If they come up right now, the
8 -- and this is by the D.E.I.S. alone. I'm using their
9 document to substantiate my claim. This D.E.I.S.
10 document says there is an average of 4,000 cars a day.
11 4,000 cars a day. Every day. Not just Saturday, not
12 Sunday, but this is Monday, Wednesday. There's 4,000
13 cars a day. They expect that number to go over 20,000
14 cars a day average.

15 So on a -- let's just be realistic here.
16 Wednesdays, that's kind of a slow day. Okay. So they
17 got 2,000 cars. But you bump that up to cover Saturday
18 and Sunday, you're talking 40- to 50,000 cars a day on
19 two -- two two-lane roads. Okay? That's a steady
20 nonstop stream. Somebody gets in there, they get into a
21 little tousel over there. Or some guy's saying
22 something to somebody because he doesn't appreciate --
23 next thing you know guns are drawn. Sheriff can't get
24 there. Somebody gets shot, fire department can't get
25 there. Paramedics can't get there because the roads are

1 blocked. Okay? This is -- this is a big issue, this
2 crime issue.

3 Let me give you some numbers right out of
4 the scoping report. According to the document Gambling
5 in the Golden State, six years after casino openings,
6 property crimes were eight percent higher. Violent
7 crimes -- violent, now that's ones involving guns or
8 people get hurt -- ten percent higher in casino
9 counties. This study Casino Crimes and Communities
10 Costs by the University of Georgia, Baylor University,
11 looked at 3,165 counties in the United States. Five
12 years after a casino opens, robbery in the communities
13 goes up 136 percent.

14 These numbers have been glossed over.
15 Nobody's addressed the issue of crime. 136 percent
16 robbery goes up. Aggravated assault, that's up 91
17 percent. Auto theft, 78 percent. Burglary 50 percent.
18 Larceny, 38 percent. Rape -- rape is up 21 percent.

19 I don't know about you, but I'm pretty
20 concerned about my family, my daughters, my neighbors.
21 That's pretty tragic, and we've heard all the tales
22 about how people have to deal with that.

23 Here's where I'm going to catch your
24 attention. Murder is up 12 percent within five years
25 once a casino is expanded.

TC-107 CONT.

TC-108

1 Now, those are some pretty outrageous
2 numbers, and they're pretty hard to comprehend. But
3 they're right here in the document, and they're right
4 out of the scoping report, right out of the D.E.I.S.
5 That's their own admission.

6 What are we going to do with the smog from
7 this 20-something thousand cars? We all moved to this
8 land, to this valley, because we wanted a quiet,
9 peaceful life. We didn't want to move next to Las
10 Vegas. If we wanted that, we would've moved to Las
11 Vegas. We could have moved up by Pechanga or Morongo.

12 Those two casinos keep getting used as
13 comparisons for this casino. They're totally different
14 casinos. They're totally different. Pechanga is a very
15 communities-organized -- -orientated tribe. They look
16 to get along. They've gone out of their way to
17 mitigate. The Morongos, they're way outside of town.
18 They don't have anything to do with people. I mean,
19 they're not close to anybody. So using them as a
20 comparison is like apples and oranges. It doesn't work.

21 The C.S.A. -- C.S.A.C., the California State
22 Association of Counties, September 2008 published a
23 letter that said for every dollar of revenue the casino
24 brings in, the local governments spend three dollars to
25 enhance life around it. So this is a straight up losing

TC-108 CONT.

TC-109

TC-109 CONT

1 proposition for the local governments.

2 People are talking about -- I was at Staples
3 yesterday. Lady comes up to me. She sees what I'm
4 doing, talks to me about it, and says so you're opposed
5 to this? I'm not opposed to the casino. I'm all in
6 favor of the Sobobas enhancing their life. That's what
7 life is for, is to make it better. What I am opposed to
8 is the way they're going about it. They're moving in on
9 other people's freedoms.

10 She said well, what about the -- what about
11 the revenue that's going to be generated? What revenue?
12 Show me the revenue they're going to generate. Well,
13 she said what about paychecks? Okay. All the jobs that
14 are listed on their website are eight- to
15 fourteen-dollar-an-hour jobs. Those are poverty level
16 jobs. Minimum wage is \$10.00.

17 Okay. Two minutes. Okay.

18 The -- anyway. The California State
19 Association of Counties strongly opposes this. Like I
20 said, I'm not going to presume to even tell the Sobobas
21 how to live their life. I don't want anybody to tell me
22 how to live mine. But there are a lot of viable options
23 for them.

24 They propose satellite parking. They don't
25 even think that the proposed parking structure they have

TC-110

TC-111

TC-111 CONT

TC-112

1 is going to be adequate. They propose using Mt. San
2 Jacinto College, the high schools, and some elementary
3 schools. And have these schools even been approached
4 and mitigated about this? Nobody I've talked to knows
5 about it. The crime is going to be there. When you
6 start parking cars there, people are going to go there
7 to break into cars.

8 People are going to be coming home drunk.
9 They're going to be leaving these parking structures
10 drunk headed back across our city streets, back through
11 Hemet, back through San Jacinto, out through Perris,
12 drunk, some of them on dope, speeding. My family
13 travels those roads. I'm not entirely in favor of this.
14 Let me tell you about that.

15 Again, there's, there's -- all I'm doing is
16 repeating what a lot of other people have said here. So
17 you really need to read this thing and learn it. And
18 the B.I.A. really needs to take and consider what
19 they're about, what this is all about. This is not in
20 good taste. This is not good neighborly. The Sobobas
21 have been great neighbors to us. They've given a lot of
22 money for charities. They're generally good neighbors,
23 but this time they're kind of overstepping their bounds.

24 PATRICK O'MALLEN: Thank you, Mr. Pratt.
25 For the record, I have Kathy Johnson donating her time

1 to S.O.C., I guess that's Mr. --

2 UNIDENTIFIED SPEAKER: I'd like to yield
3 that time, please, to Mr. Mike Adams.

4 PATRICK O'MALLEN: Okay. And we also have
5 Elaina Peletier donating her time to Mr. Uecker again.
6 Is that to Mr. Adams?

7 UNIDENTIFIED SPEAKER: And I yield it to
8 Mr. Adams.

9 PATRICK O'MALLEN: And there's also a Linda
10 Hasz.

11 UNIDENTIFIED SPEAKER: I'll take those
12 three, in conclusion.

13 PATRICK O'MALLEN: Okay. So that's nine
14 minutes to Mr. Adams.

15 MICHAEL ADAMS: Thank you. Most of the
16 stuff has been covered and said.

17 Unfortunately, Mr. O'Mallen, I think it
18 seems like your process is an attempt to take away from
19 an organization that wants to give you an orderly
20 discourse on this. And I hope in the future that if you
21 do come back down here, that perhaps we can have a
22 better understanding of what's necessary to get an
23 organized presentation given to you, and so we don't
24 have the duplication and the confusion with the changing
25 of the names and stuff.

1 Most of it's been covered. A couple of
2 things I'd just like to quickly summarize for those of
3 you that are still here. Thank you for staying. Many
4 of you that don't live in the immediate communities, I
5 would really urge you to look at this handout and look
6 at the pictures and look at the charts up here that we
7 have, and see what the impact really is on our
8 neighborhoods.

9 This is a bad idea for the location
10 proposed. It's bad for the adjacent communities, and
11 has an adverse impact on the 700 current residents, and
12 totally ignores federally mandated environmental justice
13 for residents.

14 And in reading through what I could on the
15 D.E.I.S., how much of it is boilerplate from other
16 projects? Why would the discovery of human bones on the
17 proposed project site require notification of the
18 Alameda County Coroner? That's in the D.E.I.S.

19 In closing -- partially in closing, I'd like
20 to ask the city, since they are here, city of San
21 Jacinto council, if the transfer is approved, if they
22 would support and grant gun permits to any resident of
23 the reservation and surrounding areas? The reason I ask
24 that is there was an article in the Press Enterprise on
25 Thursday, June 25th about a murder trial of a Soboba

↑ TC-115 CONT. ↓

1 resident -- of a Soboba member, and the attorney Karen
2 Lockhart was talking about what happened. And her
3 comment was, "This happened on the reservation. It's a
4 whole different culture where carrying guns is the
5 norm." And they want to surround us with that
6 reservation. We need our guns too.

7 And also lastly -- a lot of you still in the
8 crowd here are old enough to remember a song that Joni
9 Mitchell did, "Big Yellow Taxi" back in the '60s. I'm
10 not a singer, but maybe I'll remember the words. I
11 think it's appropriate for this project. "They paved
12 paradise, and put up a parking lot with a pink hotel, a
13 boutique and a swinging hot spot. Don't it always seem
14 to go that you don't know what you got till it's gone.
15 They paved paradise and put up a parking lot." That's
16 what this project is.

17 PATRICK O'MALLEN: Thank you, Mr. Adams.
18 And our next speaker is Garry Grant, R.C.U.C., Riverside
19 County United Committee.

20 And for the record, we have Thelma Grant
21 yielding her time to Garry Grant. Mr. Grant, you have
22 six minutes, sir.

23 GARRY GRANT: Good evening. My name's Garry
24 Grant, and I'm English, but I'm also American. And I
25 came to this country in 1963, and that makes me a

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1 citizen. Citizen at 1973. 35, or whatever years it is,
2 I've been a citizen of the United States of America.

3 Nobody ever mentioned to me that there was
4 two nations, and one of them was a foreign nation that
5 was a -- I think the English did that. I'm not sure.
6 But they created this major problem for America. In the
7 relationship that they allowed property.

8 A little bit of history about England, they
9 were taken over by the Romans. They were taken over by
10 the Vikings, and the Pips, but there's none of those
11 nations that claim some of the bones in England today.
12 It's just England.

13 And I don't understand how you can have a
14 country that does not have the rules that we abide by in
15 a democracy. And the simple explanation of this
16 democracy is that we live under this democracy of a
17 Constitution, which I firmly believe in.

18 And I believe that this argument is of a
19 federal nature. It's to be dealt with through local
20 issues. The local issue today is being dealt by
21 financiers who are going to benefit from building these
22 buildings and so forth. And I'm not dealing with who
23 they are and the Indians and everything of that nature,
24 but it's the natural thing to do apparently, is to make
25 a lot of money at the expense of others, and at the

1 impact of your lifestyle.

2 And that's what I'm concerned about,
3 democracy. Your rights being taken away from you every
4 time you move. I'm appalled at Riverside County's
5 statements that they're willing to work with this agency
6 or this project. I can't understand. They had -- I
7 don't even know what their policies are about their
8 people. Do you? Does anybody here?

9 I'm going to ask you one question. Who's
10 for and who's against this? Who's against this project?
11 Hands up. Oh, and 90 percent of the people that spoke.
12 Why are we here, if we're all against it? Don't --
13 don't we -- can't we put this into a condensed condition
14 and say the majority vote says no? Isn't that right?
15 Isn't that what democracy is all about?

16 That's the question, and that's the
17 principles that we live by. But we've been drifted
18 apart by finances and greed, and the greed is the
19 Achilles heel of the white man, and we've all got that
20 problem. You know it. I know it.

21 If I go there, I'm playing in that slot,
22 putting those pennies in, or quarters, or dollars. And
23 I know that I'm not going to get money back, and there's
24 the unfortunate story. That's our disease.

25 Somebody's taking advantage, brothers and

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1 sisters. And we've got to stop that. And the only time
2 to stop it is by the majority of the people voting and
3 saying no. So put it on a vote.

4 Thank you.

5 PATRICK O'MALLEN: Thank you, Mr. Grant.

6 Okay. We are next -- we have, for the
7 record, Jack Quinlan is yielding his time to Mr. Jerry
8 Uecker.

9 JERRY UECKER: Thank you, Mr. O'Mallen.
10 This will be a conclusion. It will be less than three
11 minutes.

12 PATRICK O'MALLEN: Thank you.

13 JERRY UECKER: And a thank you to all of you
14 who stayed. Regardless of whether you are tribal
15 neighbors or other neighbors, you're all my neighbors,
16 and I thank you. You put a lot of energy and time and
17 effort, and we've put a little bit too. I put in a
18 nine-to-five day yesterday, and I haven't done that
19 since I retired. And I probably won't want to do it
20 again. But I do thank you.

21 And I thank Entrix, even though I don't
22 respect you, I thank you for being here. And I thank
23 the B.I.A.

24 I -- we have over 500 signatures. We're
25 still collecting them, so please know that we've not

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1 even begun to collect signatures to get your attention.

2 I'm going to close, and I'm talking to you
3 three people. Mr. Fletcher, Mr. Blevins and
4 Mr. O'Mallen.

5 This is embarrassing, and if I was a tribal
6 member paying Entrix, must be hundreds of thousands of
7 dollars, and I knew there were this many mistakes -- and
8 we're going to give this to you. It's seven pages, and
9 I'm going to just touch on just one in each category.
10 This is out and out malicious. There are seven of them.

11 There's no mention of emergency evacuation
12 plans. There are six others -- other concerns not
13 addressed in the D.E.I.S., there are 16 of them. And I
14 don't know, did they address the redevelopment bonds?
15 Did you address that? Okay.

16 Big issue. Outstanding bonds for Soboba
17 redevelopment. It's not mentioned in the D.E.I.S.
18 That's outrageous. Mitigation issues that are
19 insufficient are not fully explained, 15 of them. The
20 one that caught my eye, overcrowding local schools. Not
21 addressed. Oh, they're going to solve the problem.
22 They're going to have their patrons park their cars in
23 the schools around the valley so they can go to the
24 casino. Isn't that counterintuitive? I mean, I don't
25 have to be a brilliant bureaucrat, which you are, to

1 understand that makes no sense.

2 Items stated as facts in the D.E.I.S. that
3 are question, there were five of them. And one of them
4 is the city of San Jacinto's general plan.

5 I'm wrapping up. I thank you, all of you,
6 for your courtesy. I'm going to present your
7 stenographer with a file of the reports that have been
8 prepared by myself and others. And Tish, should we be
9 giving them this list of omissions? Okay. That's what
10 it's for. I had consulted with her before.

11 So I encourage all of you to pay attention.
12 Particularly you, the B.I.A., tribal members, Rose, an
13 awful lot of money you're spending on this, and I would
14 not sit down with these Entrix people and say, "What
15 kind of money are we getting?" And I'd talked to this
16 attorney and say, "Are you looking out for us?"

17 Thank you.

18 PATRICK O'MALLEN: Thank you, Mr. Uecker.
19 We have Jeremiah Heikkila -- Heikkila. He's not here?
20 Okay.

21 We have a -- next in line is a Dave Kruse.
22 Dave Kruse?

23 Our next in line speaker is Eva Raleigh.

24 EVA RALEIGH: My name is Eva Raleigh, and I
25 represent the ownership of Soboba Springs Mobile Estates

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1 as well as Mr. Hornburg.

2 And I just wanted to bring up a couple
3 points. We -- Soboba Springs was built in 1970, which
4 is 39 years ago, and we purchased it in the '80s. And
5 when we purchased Soboba Springs, there was a recorded
6 easement, and that was for ingress and egress for
7 emergencies, and that was not addressed in the E.I.S. --
8 Draft, I'm sorry. And also that was for R.V. parking.

9 And we have talked to the tribe about that.
10 We still have not agreed upon what we will be given for
11 that land that we have currently for our R.V. parking,
12 and the emergency ingress and egress. Because if there
13 was a disaster, we have one entrance and exit to the
14 property.

15 Also, the pictures. Well, they're beautiful
16 because they're of our park. They are deceiving
17 because, if you're looking at this picture, which shows
18 the complex behind it, they're taken like two football
19 fields away. I would've appreciated them actually
20 showing the rendering of the 20 percent of the park
21 that's going to have to go like this to look over the
22 parking structure, and to look over the arena. And also
23 if it's not the arena, we're listening to the traffic
24 that's now been moved right outside their back door.

25 And I think that's pretty much about all I

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1 have to say, other than the fact that the E.I.S. does
2 say that -- in section 5.9 -- that they're going to talk
3 about the sound barrier that's going to protect those
4 home sites from the arena and the traffic noise. Yet
5 when I read it, there was nothing in there about a sound
6 barrier. There was something in there about studying it
7 again later, once they've gotten further down the path,
8 or that's when they've already got no room to put that
9 sound barrier in.

10 So that's my only comments.

11 PATRICK O'MALLEN: Thank you, Ms. Raleigh.

12 Okay. I believe that concludes our
13 speakers. And I'd like to give the opportunity again --
14 once again for anybody who would like to come up and
15 have any last minute comments.

16 Yeah, we'll -- we'll have the city come up
17 first and finish off their presentation.

18 MAYOR STUBBLEFIELD: Thank you. It's been a
19 long evening.

20 I think everybody here has presented a lot
21 of comments and a lot of things for everybody to take a
22 look at.

23 The city's stance has been simple. We're
24 not against the tribal self-reliance, or even their
25 expansion on their existing land. And they're willing



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1 to work with the tribe to do that. We hope eventually
2 to push through to make that an equitable place. The
3 tribe has done some great things in the past with all
4 the community events and things that they've been in.
5 Not once have we tried to take that away from them
6 whatsoever.

7 It's the job creation and the infrastructure
8 improvements would be great for this community.
9 However, those alone do not override or mitigate any of
10 the impacts where this location is -- would cause. We
11 build -- we feel very strongly for this. The council
12 voted earlier today to take this stance at a motion of
13 four to one. With council member Ayers, Vice Mayor
14 Mansperger, and council Member Jim Potts and myself
15 voting to take this position, and one vote not to.
16 Voted by Council Member DiMemmo.

17 I think it's important that we all work
18 together. I think that needs to be said. We'd love to
19 meet and talk with the B.I.A. and the tribal leaders. I
20 think we can work together, and come up with a good
21 equitable solution for all of us and for this community,
22 because we all do call it home. And I think that it
23 could certainly work out and benefit everybody involved.

24 Thank you.

25 PATRICK O'MALLEN: Thank you, Mayor

1 Stubblefield.

2 Is there anybody else that would like to?

3 UNIDENTIFIED SPEAKER: You said we could
4 have an additional three minutes?

5 PATRICK O'MALLEN: Yes, ma'am.

6 DAVID CHRISTIANSEN: The one thing that
7 the -- and I think --

8 PATRICK O'MALLEN: Sir, can you mention your
9 name?

10 DAVID CHRISTIANSEN: My name is David
11 Christiansen. And they -- there was nothing in the
12 impact study that mentioned the effect on other
13 communities around it.

14 Also, I notice that on the maps there, it
15 doesn't show the fault lines. Okay. Where they want to
16 put that hotel -- and reason there's no houses there
17 right now, is because there are two fault lines running
18 across it. They want to put the hotel, a high-rise
19 hotel right over where the two fault lines cross, and
20 you ought to check that out. That's public safety.

21 PATRICK O'MALLEN: Thank you, Mr. Christian
22 (sic).

23 Ma'am?

24 JAYNE HABEGGER: I am Jayne Habegger, once
25 again, and I just want to summarize some of what I was

1 saying, and not go into any more detail.

2 But first of all, it's very important that
3 we have facts straight. And I know we've said that over
4 and over again, but as an educator, that's to my heart.
5 So when -- when people say, you know, this and this and
6 this happening, and look at our educational system, and
7 they just start talking, and they just repeat what
8 they've heard, instead of really finding out the facts.
9 And so that's one reason why I started to do research.

10 The other thing is looking at how these
11 things affect us, and it's obvious this is detrimental.
12 And then it leads us to solutions.

13 So what are we going to do about it? I
14 would like for things to happen really quickly.
15 Sometimes in planning and the things -- the way we have
16 procedures it just -- it just costs so much money. We
17 take time and effort instead of doing, just going ahead
18 and doing what's right. There need to be procedures
19 where we can expedite things, I believe.

20 But the solutions also have to happen
21 together, and everything's just been so isolated. Right
22 from the start when we were told lies in the meeting,
23 when they said there were no plans. We're just doing a
24 survey. There's no plans for this land, and there were.

25 So we need to put all that aside now. We

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1 need to work together. I would like to see meetings
2 with the Indians and the community, and the -- and
3 decide what really needs to be done.

4 And then the last thing is to take action on
5 all that. My proposal is that they do pursue what they
6 think is right in their heart, and then take in
7 consideration what is best for everybody.

8 I would like to see a road go directly to
9 the reservation, and that all traffic be hindered from
10 going to the reservation from Soboba Road and from Lake
11 Park Drive, so that the communities there and around can
12 have a way in and out and be safe.

13 Thank you.

14 PATRICK O'MALLEN: Thank you for coming up.
15 Is there anybody else who would like to -- yes, Loren,
16 right?

17 LOREN PRATT: Loren.

18 PATRICK O'MALLEN: Loren, I'm sorry, Loren.

19 LOREN PRATT: I've been called a lot worse
20 things so -- okay.

21 I ran out of time a minute ago, but I only
22 have a couple little issues here that need to be
23 addressed that were not addressed earlier. In this
24 D.E.I.S. it says construction of two years. I've been
25 in construction for the better of 40 years, and I've

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1 seen what goes on. This is not going to be a two-year
2 project. This is going to be more like a three or four.

3 And if we use other casino expansions as
4 examples -- which we try to do, we try to learn from
5 what we've got -- all the other casinos don't just stop
6 what they're immediately doing. Pechanga's been
7 continuously building for seven years. Morongo's
8 continuously building. All the casinos up in Northern
9 California have all been continually improving and
10 building. That's what business is about. Make money,
11 you expand, you continue to make more money. That's
12 what it's all for. So the two years is a fallacy.

13 In this D.E.I.S., if you look at the
14 bibliography at the back of the index, all the
15 statistics, these are taken out of 2002, 2003, 2004.
16 The world was totally different than it is today. The
17 economic factor is totally different, so the relevance
18 from those numbers is really not relevant at all.

19 The D.E.S. (sic) only recognizes 11
20 intersections in this thing. Well, how do you get to
21 those 11 intersections? You got to come from other
22 roads. You got to come from the other side of town.
23 You got to come from the freeway. How come nothing was
24 recognized in those? Winchester Road; Florida, coming
25 across from Pratt; the Ramona Expressway; Gilman Springs

1 Road; nothing's been addressed to those.

2 Now we all got this D.E.I.S. July 2nd.
3 That's when it became available, and it took a few days
4 for it to get to us. So nobody really had more than 30
5 days to prepare for this. You get more time than that
6 just to prepare a building permit to put a garage on a
7 house, much less interact with something like this.

8 So I think that the cities and counties
9 really need to have another -- like at least a 60- or
10 90-day extension so they can study it better to mitigate
11 these factors.

12 Now, the B.I.A., as I understand it, you're
13 a liaison for the Indians to the federal government. Am
14 I correct in that?

15 PATRICK O'MALLEN: Correct.

16 LOREN PRATT: Okay. Who is our liaison?
17 Who represents us with the federal government on the
18 other side of the argument? Nobody's told me who to
19 talk -- I'm talking to you representing the Soboba
20 Indians, representing Indians in general. And I guess
21 that makes you our liaison also?

22 PATRICK O'MALLEN: Basically.

23 LOREN PRATT: Okay. Then so you're supposed
24 to take this in an impartial and fair value, establish
25 all these facts. And that's all I'm asking them is are

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1 we really addressing the right people? Or do we need to
2 go to some other government agency? But my
3 understanding is that why we're here --

4 PATRICK O'MALLEN: Correct.

5 LOREN PRATT: -- because of that. Again,
6 what we're dealing with here is we're not trying to
7 presume to tell the Soboba Indians how to live their
8 life. All we want to do is mitigate and talk and
9 compromise to where everybody wins. It's never a good
10 thing when one group wins over another. There's always
11 animosity, like Mr. Ammonia (phonetic spelling) said.

12 This is progress. Progress is a good thing,
13 and it helps everybody. But it needs to be done fairly
14 and equitably for all parties concerned. And that's all
15 we really want is everything to be done fairly. Not
16 trample on the rights of these people. Not trample on
17 the rights of the city. And certainly not to trample on
18 the rights of the Indians. This is all we want, is this
19 to be done fairly, and that's what we're after.

20 PATRICK O'MALLEN: Thank you. Is there
21 anybody else who would like to make a last-minute
22 comment?

23 I guess that concludes our meeting tonight.
24 We'd like to thank the tribal -- the tribe, Soboba tribe
25 for providing these facilities, and the city of Hemet

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1 for their facilities. Our local leaders from the city
2 of San Jacinto, County of -- Riverside County, and
3 everybody here that attended the meeting tonight. Thank
4 you very much.

5 Again -- once again, a reminder that
6 September 15th's the last day for the comment period.
7 Please, all your comments in by then. Thank you.

8 (End of hearing.)

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1 I, the undersigned, do hereby certify:

2 That the foregoing proceedings were taken
3 before me at the time and place herein set forth; that a
4 verbatim record of the proceedings was made by me using
5 machine shorthand which was thereafter transcribed under
6 my direction; further, that the foregoing is an accurate
7 transcription thereof.

8 I further certify that I am neither
9 financially interested in the action nor a relative or
10 employee of any attorney of any of the parties.

11 IN WITNESS WHEREOF, I have this date
12 subscribed my name.

13
14 Dated: SEP 08 2009

15
16 Katie Hron
17 Katie Hron

