



Re: Request to the Surface
Transportation Board Office of
Environmental Analysis Attn: Andrea
Poole, Interest Party Status on the
EIS Scoping for proposed Docket
No. FD 36652, New Freight Line
(Line) at Eagle Pass, Texas along Rio 
Grande with Piedras Negras,
Coahuila, Green Eagle Rail line
Road, Attn: Andrea Poole, Surface
Transportation Board c/o VHB, Attn:
Office Environmental Analysis,
(202) 493-0624 Inbox



maria torres 12:25 PM



to George, Javier, Juanita, me, Ricardo, c... 

Docket No. FD-36652

Ms. Andrea Poole,

We the Pacuache Indian Nation Tribe of Texas the
most affiliated to this proposed project request to
you Interest Party Status for this Environmental
Impact Scoping EIS under NEPA 42 USC sec. 10502,
Section 106 NHPA, 36 CFR 800, NAGPRA 25 USC,
VSC 3001-3013, Section 404 Clean Water Act, US
Endanger Species Act, U.S. Fish and Wildlife Act,
Section 10 Rivers and Harbors Act, all federal
enactments applied, please urgent confirm/ reply
Respectfully,



Office Environmental Analysis,

(202) 493-0624 Inbox



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to George, Javier, Juanita, me, Ricardo, c... v

Docket No. FD-36652

Ms. Andrea Poole,

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The Pacuache Indian Nation of Texas
San Juan Bautista- San Bernardo De La Candela-San Francisco De Solano Rio Grande Indigenous People

...

Maria Torres
Chair
THPO Tribe
NAGPRA Liaison
[211 Greenhaven Dr.](#)
[San Antonio, Texas 78201](#)
(210)483-3879
mujercoahuilteca@gmail.com

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United States Department of the Interior
NATIONAL PARK SERVICE
SAN ANTONIO MISSIONS NATIONAL HISTORICAL PARK
2202 Roosevelt Avenue
San Antonio, Texas 78210
210-534-8875



In reply refer to:
July 27, 2012

JUL 31 2012

Ms. Maria Torres
Tribal Chief, Pacuache Tilijay Coahuiltecan Tribe of Texas
935 W. Silver Sands Dr., # 2705
San Antonio, Texas 78216

Dear Ms. Torres,

First and foremost, I want to thank you for your letter of June 26, 2012 advising me of your participation in the World Heritage Nomination of the San Antonio Franciscan Missions. It gives me great pleasure to know that the National Park Service has exercised due diligence by inviting your participation.

I would like first to address your concerns over certain federal regulations. Regarding your concern with adverse effects to historic properties, 36 CFR 800.6, it is my understanding that a World Heritage Nomination (and eventual inscription) is not considered an effect on a historic property but a "high level of recognition based on a set of universal criterion".

The definition of adverse effect... *(1) Criteria of adverse effect. An adverse effect is found when an undertaking may alter, directly or indirectly, any of the characteristics of a historic property that qualify the property for inclusion in the National Register in a manner that would diminish the integrity of the property's location, design, setting, materials, workmanship, feeling, or association.* Based on this definition as taken from 36 CFR § 800.5 (Assessment of adverse effects), the nomination does not meet the criteria of an adverse effect and the nomination will not lead to a "finding" of effect and/or § 800.5 (1)...diminish the integrity of the property's location design setting, materials, workmanship, feeling or association.

The Native America Graves Protection and Repatriation Act (NAGPRA) (PUBLIC LAW 101-601-- NOV. 16, 1990) as specified in 25 USC 3001 applies only to and is a process for Federal agencies to return certain Native American cultural items -- human remains, funerary objects, sacred objects, or objects of cultural patrimony -- to lineal descendants, and culturally affiliated Indian tribes and Native Hawaiian organizations. Therefore, NAGPRA does not apply to the World Heritage Nomination for San Antonio.

Whereas your group is not a Federally Recognized Tribe (Executive Order 13175, November 6, 2000, (7) "Indian tribe" means any tribe, band, nation, or other organized group or community of Indians, including any Alaska Native village (as defined in, or established pursuant to, the Alaska Native Claims Settlement Act), which is recognized as eligible for the special programs and services provided by the

United States to Indians because of their status as Indians), this definition does not preclude the National Park Service from discussing this nomination with you as an interested party. Additionally, I would encourage you to consult with Ms. Christine Landrum, Chief of Indian Affairs for the Intermountain Region as to the process for becoming a Federally Recognized Tribe. Ms. Landrum can be contacted at: **Ms. Christine Landrum, 12795 W Alameda Parkway, Lakewood CO 80228.**

I am unsure as to why you may not have been included in previous proceedings, but hope that as in interested party, you will be included in future discussions. It appears that you are now being included and we expect that you will continue to be asked to provide input in the development of the nomination.

Again, thank you for your concerns and your interest in The San Antonio Missions. I trust that your group will continue to find venues for expressing your colorful and rich history of association with the San Antonio Missions.

Sincerely,

Secretary Ken Salazar

