

Exhibit 8-B — Cultural and Tribal Chapter Footnote Index

Poverty Flats Ranch UP 23-09 / IS 23-20 (PL 25-198)

(Derived from Chapter 8 — Cultural Resources and Tribal Consultation)

ID / Reference	Citation / Description
[A1]	Public Resources Code §§ 21080.3.1(b), 21080.3.1(d), 21080.3.2(a), and 21082.3(d)(1); CEQA Guidelines § 15064.5. (Establishes mandatory procedures for early tribal notification, initiation of consultation, and completion of government-to-government dialogue in good faith before any Mitigated Negative Declaration may be adopted.) <i>Exhibit: AB52_Consultation_Failure_Handout.pdf.</i>
[A2]	<i>Cliff Mota Contract with Poverty Flats IMG_5783.jpeg.</i> On-site visit photo documenting Elem Indian Colony THPO participation initiating AB 52 consultation process.
[A3]	<i>Some light ready for you all.pdf</i> (Email from Elem THPO Cliff Mota, July 24 2025) confirming no notification of grading after site visit and non-agreement — evidence of failure to maintain consultation; cites PRC §§ 21080.3.1–21080.3.2.
[A4]	PRC § 21082.3(d)(1) — Prohibits adoption of an MND until consultation is completed in good faith.
[A5]	<i>2025-05-22 Max PC Slide AB 52 No Agreement Reached.JPG</i> (Screenshot of Planning Commission Meeting Presentation, May 22 2025 slide titled “AB 52 Tribal Notification.”) Demonstrates misleading representation of “completed consultation.”
[A6]	<i>Pit River Tribe v. County of Fresno</i> (2006) 140 Cal.App.4th 1420 — Failure to consult constitutes prejudicial abuse of discretion.
[A7]	<i>Madera Oversight Coalition v. County of Madera</i> (2011) 199 Cal.App.4th 48 — Agencies must conduct full cultural review; shortcuts invalidate approvals.
[A8]	<i>California Clean Energy Comm’n v. County of San Diego</i> (2014) 220 Cal.App.4th 1063 — Substituting informal processes renders CEQA approval invalid.

ID / Reference	Citation / Description
[A9]	<i>Golden Door Properties, LLC v. County of San Diego</i> (2020) 50 Cal.App.5th 467 — Failure to act in good faith under AB 52 triggers EIR requirement.
[A10]	<i>Cultural Resources Report Redacted ETHNOGRAPHIC OVERVIEW.pdf</i> (p. 10 “Cultural Resources Assessment for the Cannabis Cultivation Operation at 10535 High Valley Road, Clearlake, Lake County, California,” Natural Investigations Company, Dec 2023; confidential archaeological data omitted per Gov. Code § 6254.10 and ARPA § 9(a)). <i>Supplemental reference</i> : Cultural Misidentification and Omitted Sites – Poverty Flats Appeal Evidence (docx).