

Resolutions number 9494 through 9522 offered

Resolution No. 9494
Whereas, Resolution No. 6231 establishing procedures for conducting all Warm Springs Tribal Ceremonial Fisheries was adopted by the Tribal Council on June 8, 1982; and,

Whereas, Resolution No. 6231, Section 2.1 provided that each ceremonial fishery would be conducted by a single fishing crew; and,

Whereas, The 1998 Tribal Root Feast Ceremonies (2 locations) are scheduled to take place simultaneously; and,

Whereas, The time of the 1998 Root Feast requires that the ceremonial fishery preceding the Root Feast occur prior to the ceremonies; and,

Whereas, The number of chinook for both Root Feast Ceremonies can not be harvested by a single fishing crew because timing of the fishery could be at the earliest part of the spring chinook run when only a small number of fish will be in the ceremonial fishing area; and,

Whereas, It has been recommended to the Tribal Council that one crew for each Longhouse will be required to meet tribal needs for the 1998 Root Feast Ceremonies; and,

Whereas, The 1998 upriver run of Spring Chinook salmon is expected to come in quickly necessitating having more than one fishing crew fishing at one time to harvest enough fish for the Confederated Tribes of Warm Springs for ceremonial needs; and,

Whereas, The catch will be controlled by the management guidelines of US v. Oregon which the Confederated Tribes of Warm Springs Reservation of Oregon are party to and the 1996-1998 Management Agreement for Spring Chinook, Summer Chinook and Sockeye which the Confederated Tribes of Warm Springs Reservation of Oregon has negotiated and signed; now, therefore

Be it resolved, By the 20th Tribal Council of the Confederated Tribes of Warm Springs Reservation of Oregon that Resolution No. 6231 is hereby amended for the limited purpose of the 1998 Ceremonial Fishing season to authorize more than one fishing crew to simultaneously conduct ceremonial fisheries. All other provisions of Resolution No. 6231 shall remain in effect.

Certification
Eight Council members present; seven yes votes; Chairman did not vote
Approved by BIA March 23, 1998

Resolution No. 9495
Whereas, The Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, by the authority of the Constitution and By-Laws of the Confederated Tribes of Warm Springs Reservation of Oregon as approved and/or adopted on December 18, 1937; and,

Whereas, The Confederated Tribes of Warm Springs is currently involved in a Home Improvement Program to provide all tribal members with a decent, standard, safe, sanitary and suitable home living environment; and,

Whereas, The Confederated Tribes of Warm Springs has a contract with the Bureau of Indian Affairs for the Home Improvement Program (HIP) to assist in providing necessary renovation, rehabilitation and home construction for tribal members; and,

Whereas, The Bureau of Indian Affairs requires a biennial Housing Survey be conducted to show the current needs of the Reservation; now, therefore

Be it resolved, By the 20th Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon that a housing survey has been conducted and the results are reported and accepted on Form 5-6406 attached.

Certification
9 Council members present; 7 yes votes; 1 abstained; Chairman did not vote
Approved by BIA March 25, 1998

Resolution No. 9496
Whereas, The Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, by the authority of the Constitution and By-Laws of the Confederated Tribes of Warm Springs Reservation of Oregon as approved and/or adopted on December 18, 1937; and,

Whereas, The 104th session of the United States Congress has passed the first Native American specific housing law, the Native American Housing Assistance and Self-Determination Act (PL 104-330); and,

Whereas, According to the Native American Housing Assistance and Self-Determination Act, the governing body of Native American Tribes may appoint, select or designate a Tribally Designated Housing Entity (TDHE) for the purposes of administering, and operating a tribal housing program; and,

Whereas, The Warm Springs Tribal Council desires to appoint the Warm Springs Tribal Council as the new TDHE, as per the Native American Housing Assistance and Self-Determination Act; now, therefore

Be it resolved, By the 20th Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon that pursuant to the Native American Housing Assistance and Self-Determination Act the Warm Springs Tribal Council duly selects the Warm Springs Housing Authority as the Tribally Designated Housing Entity and recipient to act on behalf of the Warm Springs Tribe as the organization that will administer, direct and manage all operations pertaining to the housing needs of Native people residing on the Warm Springs Reservation.

Certification
10 Council members present; 9 yes votes; Chairman did not vote
Approved by BIA March 30, 1998

Resolution No. 9497
Whereas, Amendment III to the Oregon/Warm Springs Gaming Compact (Compact) authorizing horse-banked blackjack at Indian Head Casino expires on April 30, 1998; and,

Whereas, Representatives of the State of Oregon and the Confederated Tribes of the Warm Springs Reservation of Oregon have negotiated an amendment IV to the Compact that would extend the authorization for blackjack through March 31, 1999; and,

Whereas, The Tribal Council has reviewed the proposed Compact Amendment IV extending blackjack for said additional eleven months, attached to this resolution as Exhibit A, and believes that approval of the amendment is in the best interest of the Confederated Tribes and its members; now, therefore

Be it resolved, By the 20th Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V, Section 1(a) and (l), of the Tribal Constitution that Amendment IV (attachment A) to the Compact extending blackjack for eleven months is hereby approved and the Tribal Council Chairman, or his designee, is hereby authorized to sign the amendment on behalf of the Confederated Tribes.

Certification
10 Council members present; 9 yes votes; Chairman did not vote
Approved by the BIA

Resolution No. 9498
Be it resolved, By the 20th Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Articles V and VIII of the Constitution and By-Laws of the Confederated Tribes of the Warm Springs Reservation of Oregon, to purchase an undivided 1,238/16, 128 interest in Warm Springs Allotment No. 138, Skul-lia, deceased, at the negotiated consideration of \$4,759.15. The consideration to be paid from programmed land purchase funds; and,

Be it further resolved, That the subject land is described as:
An undivided 1,238/16, 128 interest in and to: E1/2SW1/4, W1/2SE1/4, section 32, township 7 south, range 12 east of the Willamette Meridian, Oregon, containing 160 acres, more or less; and,

Be it further resolved, That the Secretary-Treasurer of the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon is hereby authorized to make payment to the Superintendent of the Warm Springs Agency for the use and benefit of the owners upon approval of the conveyance instrument.

Certification
Seven Council members present; six yes votes; Chairman did not vote
Approved by BIA April 3, 1998

Resolution No. 9499
Be it resolved, By the 20th Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Articles V and VIII of the Constitution and By-Laws of the Confederated Tribes of the Warm Springs Reservation of Oregon, to purchase an undivided 875/10, 800 interest in Warm Springs Allotment No. 155, Yum-ask-ke, deceased, at the negotiated consideration of \$2,598.65. The consideration to be paid from programmed land purchase funds; and,

Be it further resolved, That the subject land is described as:
An undivided 875/10, 800 interest in and to: W1/2SW1/4, section 33, township 7 south, range 12 east of the Willamette Meridian, Oregon, containing 80 acres, more or less; and,

Be it further resolved, That the Secretary-Treasurer of the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon is hereby authorized to make payment to the Superintendent of the Warm Springs Agency for the use and benefit of the owners upon approval of the conveyance instrument.

Certification
Seven Council members present; six yes votes; Chairman did not vote
Approved by BIA April 3, 1998

Resolution No. 9500
Be it resolved, By the 20th Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Articles V and VIII of the Constitution and By-Laws of the Confederated Tribes of the Warm Springs Reservation of Oregon, to purchase an undivided 1/960 interest in Warm Springs Allotment No. 493, Aimee, deceased, at the negotiated consideration of \$37.66. The consideration to be paid from programmed land purchase funds; and,

Be it further resolved, That the subject land is described as:
An undivided 1/960 interest in and to: S1/2NE1/4, NE1/4, SE1/4, SE1/4NW1/4, section 30, township 9 south, range 12 east of the Willamette Meridian, Oregon, containing 160 acres, more or less; and,

Be it further resolved, That the Secretary-Treasurer of the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon is hereby authorized to make payment to the Superintendent of the Warm Springs Agency for the use and benefit of the owners upon approval of the conveyance instrument.

Certification
Eight Council members present; seven yes votes; Chairman did not vote
Approved by BIA April 3, 1998

Resolution No. 9501
Be it resolved, By the 20th Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Articles V and VIII of the Constitution and By-Laws of the Confederated Tribes of the Warm Springs Reservation of Oregon, to purchase an undivided 1/430 interest in Warm Springs Allotment No. 509-A, Ollie Pippis or Mrs. Pippis or Stum-kwa, deceased, at the negotiated consideration of \$16,357. The consideration to be paid from programmed land purchase funds; and,

Be it further resolved, That the subject land is described as:
An undivided 1/430 interest in and to: SW1/4SW1/4, S1/2NW1/4SW1/4, section 33, township 10 south, range 12 east of the Willamette Meridian, Oregon, containing 50 acres, more or less; and,

Be it further resolved, That the Secretary-Treasurer of the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon is hereby authorized to make payment to the Superintendent of the Warm Springs Agency for the use and benefit of the owners upon approval of the conveyance instrument.

Certification
Eight Council members present; seven yes votes; Chairman did not vote
Approved by BIA April 3, 1998

Resolution No. 9502
Be it resolved, By the 20th Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Articles V and VIII of the Constitution and By-Laws of the Confederated Tribes of the Warm Springs Reservation of Oregon, to purchase an undivided 1/25 interest in Warm Springs Allotment No. 512-A, Sallie Pippis or Mushelo, deceased, at the negotiated consideration of \$16,357. The consideration to be paid from programmed land purchase funds; and,

Be it further resolved, That the subject land is described as:
An undivided 1/25 interest in and to: S1/2NE1/4SW1/4, SE1/4SW1/4, section 33, township 10 south, range 12 east of the Willamette Meridian, Oregon, containing 50 acres, more or less; and,

Be it further resolved, That the Secretary-Treasurer of the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon is hereby authorized to make payment to the Superintendent of the Warm Springs Agency for the use and benefit of the owners upon approval of the conveyance instrument.

Certification
Eight Council members present; seven yes votes; Chairman did not vote
Approved by BIA April 3, 1998

Resolution No. 9502
Be it resolved, By the 20th Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Articles V and VIII of the Constitution and By-Laws of the Confederated Tribes of the Warm Springs Reservation of Oregon, to purchase an undivided 1/25 interest in Warm Springs Allotment No. 820, Uth-wau, deceased, at the negotiated consideration of \$1,625.60. The consideration to be paid from programmed land purchase funds; and,

Be it further resolved, That the subject land is described as:
An undivided 1/25 interest in and to: SW1/4, section 31, township 7 south, range 14 east of the Willamette Meridian, Oregon, containing 160 acres, more or less; and,

Be it further resolved, That the Secretary-Treasurer of the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon is hereby authorized to make payment to the Superintendent of the Warm Springs Agency for the use and benefit of the owners upon approval of the conveyance instrument.

Certification
Eight Council members present; seven yes votes; Chairman did not vote
Approved by BIA April 3, 1998

Resolution No. 9502
Be it resolved, By the 20th Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Articles V and VIII of the Constitution and By-Laws of the Confederated Tribes of the Warm Springs Reservation of Oregon, to purchase an undivided 1/430 interest in Warm Springs Allotment No. 512-A, Sallie Pippis or Mushelo, deceased, at the negotiated consideration of \$16,357. The consideration to be paid from programmed land purchase funds; and,

Be it further resolved, That the subject land is described as:
An undivided 1/430 interest in and to: S1/2NE1/4SW1/4, SE1/4SW1/4, section 33, township 10 south, range 12 east of the Willamette Meridian, Oregon, containing 50 acres, more or less; and,

Be it further resolved, That the Secretary-Treasurer of the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon is hereby authorized to make payment to the Superintendent of the Warm Springs Agency for the use and benefit of the owners upon approval of the conveyance instrument.

Certification
Eight Council members present, seven yes votes; Chairman did not vote
Approved by BIA April 3, 1998

Resolution No. 9502
Be it resolved, By the 20th Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Articles V and VIII of the Constitution and By-Laws of the Confederated Tribes of the Warm Springs Reservation of Oregon, to purchase an undivided 1/25 interest in Warm Springs Allotment No. 820, Uth-wau, deceased, at the negotiated consideration of \$1,625.60. The consideration to be paid from programmed land purchase funds; and,

Be it further resolved, That the subject land is described as:
An undivided 1/25 interest in and to: SW1/4, section 31, township 7 south, range 14 east of the Willamette Meridian, Oregon, containing 160 acres, more or less; and,

Be it further resolved, That the Secretary-Treasurer of the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon is hereby authorized to make payment to the Superintendent of the Warm Springs Agency for the use and benefit of the owners upon approval of the conveyance instrument.

Certification
Eight Council members present, seven yes votes; Chairman did not vote
Approved by BIA April 3, 1998

Resolution No. 9503
Be it resolved, By the 20th Tribal Council of the Confederated Tribes of the Warm Springs Indian Reservation of Oregon, pursuant to Articles V and VIII of the Constitution and By-Laws of the Confederated Tribes of the Warm Springs Indian Reservation of Oregon, to purchase an undivided 1/168 interest in Warm Springs Allotment No. 550, Margaret Chinook, deceased, at the negotiated consideration of \$292. The consideration to be paid from programmed land purchase funds; and,

Be it further resolved, That the subject land is described as:
An undivided 1/168 interest in and to: Lots 15 and 16, section 3, and lots 9 and 10, section 10, township 9 south, range 11 east of the Willamette Meridian, Oregon, containing 156.30 acres, more or less; and,

Be it further resolved, That the Secretary-Treasurer of the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon is hereby authorized to make payment to the Superintendent of the Warm Springs Agency for the use and benefit of the owner upon approval of the conveyance instrument.

Certification
Eight Council members present; seven yes votes; Chairman did not vote
Approved by BIA April 3, 1998

Resolution No. 9504
Be it resolved, By the 20th Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V and VIII of the Constitution and By-Laws of the Confederated Tribes of the Warm Springs Reservation of Oregon, to purchase an undivided 466/64 interest in Warm Springs Allotment No. 709, Florence Stwyer, deceased, at the negotiated consideration of \$32,775. The consideration to be paid from programmed land purchase funds; and,

Be it further resolved, That the subject land is described as:
An undivided 466/64 interest in and to: SW1/4NW1/4 and W1/2SW1/4, section 23, township 7 south, range 11 east of the Willamette Meridian, Oregon, containing 120 acres, more or less; and,

Be it further resolved, That the Secretary-Treasurer of the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon is hereby authorized to make payment to the Superintendent of the Warm Springs Agency for the use and benefit of the owners upon approval of the conveyance instrument.

Certification
Eight Council members present; seven yes votes; Chairman did not vote
Approved by BIA April 3, 1998

Resolution No. 9505
Be it resolved, By the 20th Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Articles V and VIII of the Constitution and By-Laws of the Confederated Tribes of the Warm Springs Reservation of Oregon, to purchase an undivided 1/25 interest in Warm Springs Allotment No. 816, Skookum Charley or Kul-iks-s, deceased, at the negotiated consideration of \$928. The consideration to be paid from programmed land purchase funds; and,

Be it further resolved, That the subject land is described as:
An undivided 1/25 interest in and to: W1/2SW1/4, section 32, township 7 south, range 14 east of the Willamette Meridian, Oregon, containing 80 acres, more or less; and,

Be it further resolved, That the Secretary-Treasurer of the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon is hereby authorized to make payment to the Superintendent of the Warm Springs Agency for the use and benefit of the owner upon approval of the conveyance instrument.

Certification
Eight Council members present; seven yes votes; Chairman did not vote
Approved by BIA April 3, 1998

Resolution No. 9506
Be it resolved, By the 20th Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Articles V and VIII of the Constitution and By-Laws of the Confederated Tribes of the Warm Springs Reservation of Oregon, to purchase an undivided 1/25 interest in Warm Springs Allotment No. 819, Ash-hon-i-pum, deceased, at the negotiated consideration of \$1,625.60. The consideration to be paid from programmed land purchase funds; and,

Be it further resolved, That the subject land is described as:
An undivided 1/25 interest in and to: SE1/4, section 31, township 7 south, range 14 east of the Willamette Meridian, Oregon, containing 160 acres, more or less; and,

Be it further resolved, That the Secretary-Treasurer of the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon is hereby authorized to make payment to the Superintendent of the Warm Springs Agency for the use and benefit of the owner upon approval of the conveyance instrument.

Certification
Eight Council members present; seven yes votes; Chairman did not vote
Approved by BIA April 3, 1998

Resolution No. 9507
Be it resolved, By the 20th Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Articles V and VIII of the Constitution and By-Laws of the Confederated Tribes of the Warm Springs Reservation of Oregon, to purchase an undivided 1/25 interest in Warm Springs Allotment No. 820, Uth-wau, deceased, at the negotiated consideration of \$1,625.60. The consideration to be paid from programmed land purchase funds; and,

Be it further resolved, That the subject land is described as:
An undivided 1/25 interest in and to: SW1/4, section 31, township 7 south, range 14 east of the Willamette Meridian, Oregon, containing 160 acres, more or less; and,

Be it further resolved, That the Secretary-Treasurer of the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon is hereby authorized to make payment to the Superintendent of the Warm Springs Agency for the use and benefit of the owner upon approval of the conveyance instrument.

Certification
Eight Council members present; seven yes votes; Chairman did not vote
Approved by BIA April 3, 1998

Resolution No. 9507
Be it resolved, By the 20th Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Articles V and VIII of the Constitution and By-Laws of the Confederated Tribes of the Warm Springs Reservation of Oregon, to purchase an undivided 1/25 interest in Warm Springs Allotment No. 820, Uth-wau, deceased, at the negotiated consideration of \$1,625.60. The consideration to be paid from programmed land purchase funds; and,

Be it further resolved, That the subject land is described as:
An undivided 1/25 interest in and to: SW1/4, section 31, township 7 south, range 14 east of the Willamette Meridian, Oregon, containing 160 acres, more or less; and,

Be it further resolved, That the Secretary-Treasurer of the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon is hereby authorized to make payment to the Superintendent of the Warm Springs Agency for the use and benefit of the owner upon approval of the conveyance instrument.

Certification
Eight Council members present; seven yes votes; Chairman did not vote
Approved by BIA April 3, 1998

Resolution No. 9510
Be it resolved, By the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article III, Section 2 (a) as amended, of the Tribal Constitution and By-Laws, the following are enrolled members of the Confederated Tribes of the Warm Springs Reservation of Oregon, as of the date set out below in accordance with Resolution No. 4201:

- Orrah Gene David, 3/23/98; Sage Morgan Flowers, 2/27/98; Jeremy Floyd Miller, 2/5/98; Quinten Jefferson Hoptowitz-Boise, 3/6/98; Demitria Ray Lynn Smith, 3/6/98; Anthony Booker T. Roberson, 2/19/98 and Marquis Khayree Gabriel, 3/16/98.

Certification
Six Council members present; five yes votes; Chairman did not vote
Approved by BIA April 3, 1998

Resolution No. 9508
Be it resolved, By the 20th Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Articles V and VIII of the Constitution and By-Laws of the Confederated Tribes of the Warm Springs Reservation of Oregon, to purchase an undivided 820/115, 200 interest in Warm Springs Allotment No. 190, Parmo, deceased, at the negotiated consideration of \$202.20. The consideration to be paid from programmed land purchase funds; and,

Be it further resolved, That the subject land is described as:
An undivided 820/115, 200 interest in and to: NW1/4SW1/4, W1/2NE1/4SW1/4 section 29, township 7 south, range 2 east of the Willamette Meridian, Oregon, containing 60 acres, more or less; and,

Be it further resolved, That the Secretary-Treasurer of the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon is hereby authorized to make payment to the Superintendent of the Warm Springs Agency for the use and benefit of the owner upon approval of the conveyance instrument.

Certification
Nine Council members present; seven yes votes; one abstained; Chairman did not vote
Approved by BIA April 3, 1998

Resolution No. 9509
Whereas, A Continuing rock slide condition at the rock pit, known locally as the Rattlesnake Rock Pit in Sections 18 and 19, Township 8 South, Range 14 East, Willamette Meridian, Wasco County, Oregon (Tribal Tract T-3782), has created a hazardous and unsafe condition to the existing Warm Springs River Road, which is located between the rock pit and a steep drop-off to the Warm Springs River, and an alternative by-pass route is needed around the rock slide area; and,

Whereas, The BIA Branch of Roads and the Project Engineers office have surveyed a road by-pass, survey map titled "Right-of-Way Map for Main and By-Pass Road at Rattlesnake Pit Site, Project WS-32", which survey map is by reference made a part hereof; now, therefore

Be it resolved, By the 20th Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Articles V and VIII of the Tribal Constitution, that a temporary road construction easement and a permanent road right-of-way is hereby granted to the BIA Branch of Roads, Warm Springs Agency, and the Confederated Tribes of the Warm Springs Reservation of Oregon, for a by-pass road at the Rattlesnake Pit Site, Warm Springs River Road, in Section 18, Township 8 South, Range 14 East, Willamette Meridian, Wasco County, Oregon, said road right-of-way to be 2,800 feet in length, of various width and 8.03 acres in size, and the Tribal Council Chairman or Vice-Chairman and Secretary-Treasurer are hereby authorized to execute the necessary documents to carry out the intent of this Resolution; and,

Be it further resolved, That the temporary construction easement stated above shall expire immediately upon completion of the road construction, and the right-of-way grants to the United States of America, its successors and assigns, the right to enter upon the right-of-way to survey, grade, level, fill, drain, pave, build, maintain, repair and rebuild a public road, including incidental purposes consistent therewith, together with such bridges, culverts, ramps and improvements as may be necessary, and with the further right in the US, its successors and assigns, to transfer said easement for right-of-way by assignment, grant or otherwise, together with the right to authorize, permit and license the use thereof for utility lines, when these are not inconsistent with the use of the property for a public road, together with the right of ingress and egress when necessary for the purposes of this easement above mentioned.

Certification
Six Council members present; five yes votes; Chairman did not vote
Approved by BIA April 3, 1998

Resolution No. 9511
Whereas, A Master Mineral Resource Permit process through Confederated Tribes of Warm Springs Crushing approved October 9, 1996 enabled a more efficient response to rock purchasers (i.e., BIA Roads, Tribal Enterprises, BIA and Tribal Forestry, WSFPI, Contractors and sub-contractors); and,

Whereas, A rock pit permit system through CTWS Crushing gave the "right of first refusal" on any rock production coming out of Tribal rock pits; and,

Whereas, A single contact point created more efficient processing, allowing sub-permits through CTWS Crushing; and,

Whereas, A single Master Mineral Resource Permit was issued to CTWS Crushing on existing, open pit sites and established rock quarries; and,

Whereas, Mining and excavation will continue to be subject to cultural clearances (archaeological site, live stream or riparian buffer zone); and,

Whereas, A mining and pit restoration plan was developed for all of the permitted active sites; and,

Whereas, The BIA and Tribes recognize that rock aggregate material processed, used to taken from the Reservation has monetary value; and,

Whereas, CTWS Crushing monitored rock material taken from all active Tribal Pits and collected pit restoration and royalty fees that was deposited to a special account set up by the Tribes; and,

Whereas, The BIA in its trustee role has maintained protection of the reservation rock resources by maintaining a rock management plan including administrative oversight of the Master Mineral Resource Permit to CTWS Crushing; and,

Whereas, The Warm Springs Confederated Tribes is responsible for the proper use and control of all rock resources as steward of the lands on the Warm Springs Reservation; now, therefore

Be it resolved, By the 20th Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V, Section 1 (f), (g), (k) and (l) of the Tribal Constitution and By-Laws as amended, that the Tribal Council hereby directs the BIA Superintendent to renew the expired Master Mineral Resource Permit as recommended by the local BIA Realty Office and award a single Master Mineral Resource Permit to CTWS Crushing for a period of five years, beginning January 1, 1998; and,

Be it further resolved, That the Secretary-Treasurer is hereby authorized and directed to assist the BIA Superintendent to implement the Master Mineral Resource Permit process by execution of a transmittal letter that is a formal written notification of approval from the Trustee.

Certification
Eight Council members present; six yes votes; one abstained; Chairman did not vote
Approved by BIA April 9, 1998

Resolution No. 9512
Whereas, The Warm Springs Confederated Tribes (herein known as the Tribe) was formerly serviced by Warm Springs Housing Authority (herein known as the WSHA); and,

Whereas, The Tribe designated Warm Springs Housing Authority as the Tribally Designated Housing entity (herein known as TDHE) and as such, the TDHE is authorized to receive Indian Housing Block Grant (herein known as IHBG) funds to administer affordable housing programs on behalf of the Tribe; and,

Whereas, The WSHA had a fiscal year end (FYE) date of December 31, 1997, March 31, 1998 or June 30, 1998; and,

Whereas, It has been determined, and is hereby certified by the Tribe, that there are insufficient operating reserves available to continue funding operating expenses for housing units formerly covered under the Annual Contributions Contract (ACC) between the Department and WSHA; and,

Whereas, The Tribe determined to take an advance of its IHBG funds (as authorized by the Native American Housing Assistance and Self-Determination Act of 1996) in order to continue to fund operating expenses for tenant-based rental assistance and/or for the continued operation and maintenance of the current assisted housing stock; and,

Whereas, Once an Indian Housing Plan (IHP) is determined to be in compliance with NAHASDA and IHBG funds are approved in FY 1998, the total formula amount will be reduced by the amount of IHBG funds advanced; and,

Whereas, The Tribe certifies that the IHBG funds advanced will be used solely for operating expenses or tenant-based rental assistance that was previously provided; and,

Whereas, The Tribe or TDHE certifies that it will continue to operate a tenant-based rental assistance program, if applicable; and,

Whereas, The Tribe certifies that it will be responsible to repay all IHBG funds advanced if the Tribe, or the TDHE of the Tribe, fails to submit or get HUD approval of the IHP; now, therefore,

Be it resolved, That the Tribe requests an advance of IHBG funds in the amount of \$61,259 for the period beginning January 1, 1998 through September 30, 1998.

Certification
Six Council members present; four yes votes; one abstained; Chairman did not vote
Approved by BIA April 13, 1998

Resolution No. 9513
Whereas, The Tribal Council is the governing body of the Confederated Tribes of the Warm Springs Reservation of Oregon; and,

Whereas, The Bureau of Indian Affairs and the Confederated Tribes have recognized the need for maintenance and repair of the Tribal Roads system and that damage caused by the 1996 fires will also require removal and new construction of existing BIA maintenance facilities; and,

Whereas, The roads and facilities have been designated as part of the BIA roads inventory and the Bureau has identified the funding source for construction, maintenance and repair to be through the Intermodal Surface Transportation Efficiency Act under the Federal Highways Administration; and,

Whereas, The access road to Power Enterprises has not been included as part of the roads inventory and is used for public access and in need of maintenance and repair; and,

Whereas, The Bureau and the Confederated Tribes Construction Department estimate that the cost to design and construct these projects is approximately \$50,000 and that an actual cost proposal will be negotiated for the purpose of entering into a contract between the BIA and the Tribal Construction Department; and,

Whereas, The Tribal Construction Department's mission exists to ensure that the Confederated Tribes of Warm Springs retains maximum economic benefits from construction projects on and near the Reservation; and,

Whereas, These projects can best be expedited and accomplished by the Confederated Tribes of Warm Springs, by and through its Construction Department, acting under Public Law 93-638 contract with the BIA and by utilizing materials located on the Reservation and in close proximity to the projects; now, therefore