

## Highway injury



Dave McMechan/Spilyay

One person was transported to the hospital by ambulance in a single vehicle accident last week on Highway 26, milepost 92, northwest of Warm Springs.

## Resort employment available

**Janitorial supervisor**, one full time position. Closes Sept. 23. Performs routine duties in maintaining cleanliness of resort facility. Supervise and delegate daily duties with professional communication.

Two years janitorial supervisor experience preferred.

**Maintenance worker II**, one full time position, open until filled. Responsible for general maintenance and repair. At least three years experience in areas of building maintenance.

**Esthetician/Nail, Technician** Spa /Wanapine, Open until filled. Independent contractor with prior spa experience preferred. Facials, body treatment and natural nails. On site training for certain treatments-week and weekends.

**Industrial Mechanic**, one full-time resort position Open until filled.

Maintain refrigeration and air conditioning equipment for entire property including ice machines.

**Security Officer**, one part-time resort position, open until filled. Work line security position for Resort side of operations.

**Chinook server**, part-time position, open until filled. Responsible for providing excellent customer service and meet guest needs.

To apply or fax resume: Contact Kah-Nee-Ta High Desert Resort and Casino Human Resources Department 553-1112, extensions 3401 or 4889. Fax, 553-1012, or call 475-2382, or stop by Madras Employment Department. All applicants must be 21 years old to work in the casino. Eighteen to 20-year-olds may apply for casino snack bar. All casino applicants need to complete an police background check.

## BIA employment

The BIA has two local positions open. One position is Administrative Officer, and the other is Rangeland Management Specialist.

The closing date for the Administrative Officer job is Oct. 4. The closing date for the Rangeland Management Specialist is September 27. Contact the local BIA office for more information. The number is 553-2411.

The Administrative Officer job is that of assistant to the Superintendent.

## ONABEN classes

Classes are as follows for the Oregon Native American Business Entrepreneurial Network (ONABEN):

"You and your business ideas." Thursday, Sept. 26, 6 to 9 p.m. at the Warm Springs Tribal Business Center. "Starting a successful business." Thursday evenings from Oct. 3 through Dec. 12, from 6 to 9 p.m. For information, call 553-3592.

# 2002 Tribal Council Resolutions

## Fishing regulation

Resolution No. 10210: Whereas the Treaty with the Tribes and Bands of Middle Oregon of June 25, 1855; reserved to the Confederated Tribes of the Warm Springs Reservation of Oregon, off-reservation fishing rights at all Usual and Accustomed stations, including Sherars Falls and other locations on the Deschutes River; and,

Whereas the Tribal Council regulates Treaty Indian fishing for conservation and other purposes to the Tribal Constitution and By-Laws Sections 340.310 of the Warm Springs Tribal Code; and,

Whereas the Tribal Council has been advised by the On and Off-Reservation Fish and Wildlife Committees and the Department of Natural Resources technical /biological staff that the predicted return in 2002 of Deschutes River wild fall Chinook salmon destined for above Sherars Falls will be slightly higher than the escapement goal and accordingly, the Tribal Council believes some restrictions on the Treaty Indian fishery for wild fall Chinook salmon are appropriate; now, therefore,

Be it resolved by the Twenty-Second Tribal Council of the Confederated Tribes of the Warm Springs Reservation, pursuant to Article V, Section 1(e) of the Constitution and Warm Springs Tribal Code Section 340.310, that the conservation regulations are hereby adopted for the 2002 treaty Indian subsistence fishery on the Deschutes River during the fall Chinook Salmon time period (August 1 to December 31, 2002).

Beginning August 1, 2002, subsistence fishing at Sherars Falls will be allowed up to a harvest cap of 500 wild adult Chinook salmon. This represents 17 percent of the predicted return of 3,002 adult fall Chinook salmon above Sherars Falls.

Once the adult Chinook salmon harvest cap has been reached, fishing will remain open for hatchery (fin clipped) steelhead only, until December 31, 2002.

Fishing will be allowed seven days per week.

All wild (non fin clipped) steelhead must be released unharmed into the Deschutes River.

The only fishing methods allowed will be dip net, set net, and hook and line, as set out in Warm Springs Tribal Code 340.310.

Pacific lamprey (eel) harvest will be allowed continuously throughout the fall fishing time frame.

All Chinook salmon and steelhead caught are for subsistence purposes only. No sales to the public are allowed.

Monitoring of the tribal harvest, fish escapement over Bonneville and the Dalles Dam and fish escapement above Sherars Falls will be used to determine if in season harvest modifications will be necessary.

## Hunting regulation

Resolution No. 10214: Whereas the Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, closed the Warm Springs Reservation to big game hunting by Resolution No. 6587; and,

Whereas the Tribal Wildlife Code requires the Tribal Council to review the status of wildlife populations annually; and,

Whereas the Tribal Council has reviewed the attached limits, seasons, and other regulations as recommended by the Natural Resources Department and the On Reservation Fish & Wildlife Committee; now, therefore

Be it resolved by the Twenty-Second Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon pursuant to Article V, Section 1 (i) and (l) of the Tribal Constitu-

tion and Wildlife Code 350.210, the "2002 Hunting Regulations" are adopted as provided in the attached recommendation from Natural Resources Department and Fish & Wildlife Committee.

## Treaty fisheries

Resolution No. 10211: Whereas the Tribal Council has reviewed the "2002 Management Agreement for Upper Columbia River Falls Chinook, Steelhead and Coho," and,

Whereas the Tribal Council has been advised that the 2002 Management Agreement for Treaty Indian and non-Indian fisheries in the Columbia River is the result of extensive negotiations between the parties the *United States v. Oregon*; and,

Whereas the Tribal Council has been further advised that the Treaty Indian fisheries in Zone 6 of the Columbia River provided for under the 2002 Management Agreement are consistent with both the Tribe's treaty allocation rights and with the conservation needs of the resource; and,

Whereas the Tribal Council believes that approval of the "2002 Management Agreement for Upper Columbia River Fall Chinook, Steelhead and Coho" is in the best interest of the Tribe and its members and will serve to protect and preserve the off-reservation Treaty fishing rights secured in the Treaty with the Tribes of Middle Oregon of June 25, 1855; now, therefore,

Be it resolved by the Twenty-Second Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon pursuant to Article V, Section 1 (a), (l) and (u) of the Tribal Constitution, that the "2002 Management Agreement for Upper Columbia River Fall Chinook, Steelhead and Coho" is hereby approved; and,

Be it further resolved by the Tribal Council that the Chairman, or his designee, is hereby authorized to sign the 2002 Management Agreement on behalf of the Confederated Tribes of the Warm Springs Reservation of Oregon.

## Brunoe appointed

Resolution No. 10216: Whereas representative of the National Congress of American Indians (NCAI), the Department of Interior (DOI) and various Indian Tribes have formed a joint task force to evaluate and recommend proposals to improve the management of Indian trust funds and trust assets to the BIA, DOI and the U.S. Congress; and,

Whereas the tribal representatives to this Trust Reform Task Force (TRTF) are 2 tribal representatives from each of the BIA's 12 regions plus an alternate; and,

Whereas during the July 22, 2002 TRTF session, the NW Region's alternate member resigned, thus creating a vacancy; and,

Whereas the Vice-Chair for the Confederated Tribes of the Warm Springs Reservation of Oregon (Tribes) was appointed by the remaining NW Regional TRTF representatives and confirmed by the TRTF as a whole; and,

Whereas the Tribal Council for the Tribes deems it desirable for the Vice Chair to accept the appointment and to participate fully in all TRTF functions, meetings, work sessions and activities; and,

Whereas the Tribal Council acknowledges that substantial travel will be required for which the BIA, on behalf of the TRTF, will reimburse the tribes; now, therefore

Be it resolved by the Twenty-Second Tribal Council, pursuant to Article V, Section 1 (a), (d) and (l) of the Tribal Constitution and By-Laws, that the Tribal Council hereby approves the appointment of the Vice Chair, Mr.

Garland Brunoe, to the TRTF, such appointment to continue until the TRTF has concluded its work and is dissolved; and,

Be it further resolved that the Vice Chair is authorized and directed to attend all TRTF meetings, work sessions and other related activities as is feasible and to report back to the Tribal Council on a regular basis the results of those meetings; and,

Be it further resolved that the Vice Chair shall, as much as possible, first consult with the Tribal Council prior to voting on, or taking a position on, a matter that may affect the trust relationship between the federal government and the tribes.

## Sherars Bridge

Resolution No. 10212: Whereas in 1979 the Confederated Tribes of Warm Springs purchased 888 acres of land comprised of parcels of Deschutes River frontage between the City of Maupin and to a point below Sherars Falls; and,

Whereas the most significant parcels of land contained in the purchase are commonly referred to as the Sherars Bridge Site, the White River Campground, Sandy Beach, and the Oak Springs Campground; and,

Whereas the Warm Springs Tribal Council previously adopted Warm Springs Tribal Code Chapter 341 "Sherars Bridge Management" as an amendment to Ordinance 65 "Law and Order" by Resolution No. 6470 on June 6, 1983; and,

Whereas the Tribal Council subsequently amended the Sherars Bridge Management Code by Resolution No. 6651 on April 9, 1984 to govern all of the lands acquired in the purchase; and,

Whereas the lower 100 miles of the Deschutes River in which the Tribes' Sherars Bridge Site is located is now governed by a comprehensive plan adopted by the State of Oregon, the United States, and the Confederated Tribes of Warm Springs pursuant to the Tribal Wild and Scenic Rivers Act, the Federal Wild and Scenic Rivers Act, and the State Scenic Waterways Act; and,

Whereas comprehensive management of the Lower Deschutes River is carried out pursuant to a Memorandum of Understanding entered into between the Tribe, the Bureau of Land Management, and the Oregon State Parks and Recreation Department; and,

Whereas a new management plan for Tribal lands at the Sherars Bridge Site has been developed by the managing agencies and approved by the Tribal Council; and,

Whereas implementation of the management plan will require certain amendments to the Sherars Bridge Management Code; now, therefore

Be it resolved by the Twenty-Second Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article 5, Section 1(k) and (l), of the Constitution, that the amended Warm Springs Tribal Code Chapter 341 "Sherars Bridge Management" is adopted and that such amendment constitutes an amendment to Ordinance 65 "Law and Order."

## Excluded

Resolution No. 10213: Whereas the Tribal Council is charged with the duty of safeguarding, promoting and maintaining the peace, safety, morals, health and general welfare of the members of the Confederated Tribes of Warm Springs, regulating the use and disposition of property upon the reservation and providing for the maintenance of law and order on the reservation; and,

Whereas Warm Springs Tribal Code Section 300.325 provides that the Tribal Council may order the exclusion of any nonresident members from the territory of the Confederated Tribes at any

time, with or without any cause; and,

Whereas the Tribal Council has been advised that an individual named Wanblee Smith will be released from the Federal Correctional Institution-Sheridan Prison at Sheridan, Oregon, on or about August 20, 2002, and that this individual is not a member of the Tribe and is not a resident of the reservation, and has committed one or more of the following acts: Breach of peace; Violation of any tribal ordinance; and, Crime, as defined by state, federal, or tribal law (convicted of federal charge: Assault Resulting in Serious Bodily Injury)

Whereas Tribal Council has determined that it is in the best interests of the Confederated Tribes and its members to permanently exclude Wanblee Smith from the territory of the Confederated Tribes of Warm Springs, Oregon; now, therefore

Be it resolved by the Twenty-Second Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon pursuant to Article V, Section 1 (h) of the Tribal Constitution, that the Tribal Council hereby permanently excludes Wanblee Smith from the territory of the Confederated Tribes of Warm Springs.

## Boarding schools

Resolution No. 10205: Whereas by memorandum dated April 18, 2001, the Bureau of Indian Affairs announced a policy prohibiting Indian students from attending off-reservation boarding schools from outside of their tribe's attendance area; and,

Whereas the only off-reservation BIA boarding school within the attendance area for the Warm Springs is the Chemawa Indian School in Salem, and,

Whereas Warm Springs tribal member students have in the past attended off-reservation BIA boarding schools outside of the Warm Springs attendance area, specifically the Sherman Indian School in Riverside, California, and the Riverside Indian School in Anadarko, Oklahoma; and,

Whereas the Tribal Council believes that Warm Springs students should have the opportunity to attend any BIA off-reservation boarding school of their choice, regardless of whether that school is located within or outside the Warm Springs attendance area; now, therefore

Be it resolved by the Twenty-Second Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V, Section 1 (a), (l) and (u) of the Tribal Constitution, that Warm Springs tribal member students should be permitted to attend the Bureau of Indian Affairs boarding school of their choice, even if such boarding school is located outside of the "attendance area" assigned to the Warm Springs Reservation.

## Relinquishment

Resolution No. 10209: Be it resolved, Jacqueline Thomas Swanson, Enrollee No. 1082, requested relinquishment, so that she could be enrolled with the Muckleshoor Tribe, dated June 19, 2002; and,

Be it further resolved by the Tribal Council of the Confederated Tribes of the Warm Springs Reservation, pursuant to Article III, Section 4, of the constitution, that Jacqueline Thomas Swanson, Enrollee No. 1082, request for relinquishment is accepted on this 29 day of July.

That Jacqueline Thomas Swanson shall not receive any per capita, bonus or other distributions or benefits of Tribal membership effective July 29, including but not limited to distribution under P. 97-463; and,

Be it further resolved that this action shall not in any way relieve Jacqueline Thomas Swanson of responsibility for any obligation owed to the Confederated Tribes of the Warm Springs Reservation.

## Enrollments

Resolution No. 10207: Be it resolved by the Twenty-Second Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article III, Section 2 (a) as amended, of the Constitution and By-Laws, the following are enrolled members of the Confederated Tribes of the Warm Springs Reservation of Oregon, as of the 2002 date set out below in accordance with Resolution No. 4301:

Bryce Alisander Sanchez, July 19; Lane Reemo Scott, July 2; Corey Lee Swyer Jr., July 25; Kywon Laithyn Thompson, June 3; and William Wayne Van Pelt, July 16.

## Land transaction

Resolution No. 10208: Be it resolved by the Twenty-Second 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 to purchase an undivided 1/432 interest in Warm Springs Allotment No. 263, Cree or Skitus deceased, at the negotiated consideration of \$150.46.

The above consideration to be paid from programmed land purchase funds; 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.

## St. Pat's Cowdeo

Registration for the 34th Annual St. Pat's Cowdeo will be open Monday, September 23, starting at 9 o'clock in the morning.

The Cowdeo will be held Oct. 19 and 20. Kids ages 5-14 are eligible.

To register, call Kathryn Bain at 546-2130.

Registration will close Oct. 4, or earlier if the events fill.