

CONSTITUTION OF THE ALLOTTEES ASSOCIATION & AFFILIATED TRIBES & BANDS OF THE QUINAIELT RESERVATION

QUINAIELT RESERVATION

Under the treaty, a reservation of about 10,000 acres at the mouth of the Quinaielt River was provisionally selected and its boundaries surveyed, with a recommendation by the local Superintendent that the existing reservation should be included. This recommendation was accepted and led to the Order of November 4, 1873: the Executive Order. This enlarged reservation is the area covered by this Constitution and By-laws. This reservation now contains 220,000 acres, and is commonly known as the Quinault Reservation.

This Constitution and By-laws is officially adopted by authority of the Treaty of Olympia, 12 stat. 971; July 1, 1855; January 1856; Treat - Article 2 - provided for a reservation for the Tribes and Bands "selected by the President of the United States, and hereafter surveyed or located and set apart for their exclusive use." etc.

Article 6 - provided for other Indians "may consolidate them with other friendly Tribes and Bands. Also, provided that the reserved lands may "be surveyed into lots, and assign the same to such individuals, etc. Executive Order signed by U. S. Grant, President of the United States.

November 4, 1873; Executive Order - Enlarged the reservation and reserved the tract known as the Quinault reservation and did "provide for other Indians in that locality - also, set apart for the use of the Quinaielt, Quillehute, Ho, Quit, and other Tribes of fish-eating Indians on the Pacific Coast," etc. General Allotment Act, March 4, 1911, 36 stat. 1345 -6; Allotment Act: "authorized and directed to make allotments on the Quinaielt reservation." - "to all members of the Ho, Quileute, Ozette or other Tribes of Indians in Washington who are affiliated with the Quinaielt and Quileute Tribes in the Treaty -" etc., also "and who may elect to take Allotments on the Quinaielt reservation rather than on the reservations set aside for these Tribes:" etc.

Sec 16-34 Act. 1934 Act: An Act - "to conserve and develop Indian lands and resources to extend to Indians the right to form business and other organizations; to establish a credit system for Indians; to grant certain rights of home rule to Indians; to provide for vocational education for Indians; and for other purposes." Section 16 and 17 provide for "any Indian tribe, or tribes, residing on the same reservation, shall have the right to organize for its common welfare, and may adopt an appropriate constitution and by-laws -" (Chapter 119).

MEMBERSHIP

All Indians holding trust property on the Quinault reservation as of the date of the adoption of this Constitution, regardless of tribal affiliation. The owner of an original allotment or the Indian heirs of an original allottee. Trust ownership by purchase or gift deed does not qualify for membership. Membership: If a member shall gift deed or sell their trust property to their children or another Indian that qualifies to receive trust property, who would have been the natural heir to trust property - They will become members upon the death of member.

OFFICERS

The Executive Board of Directors shall select Directors to perform the functions of Chairman, Vice Chairman, Secretary, and Treasurer. Those selected shall serve for a period agreed to by the selected individual, but not to exceed five (5) years. These selections will be made known to the membership in writing. The duties and responsibilities of the functions will be as stated in the By-Laws of the Allottees Association & Affiliated Tribes & Bands of the Quinaielt Reservation.

COMMITTEES

Committees may be formed by the Executive Board of Directors when a need for such a Committee is identified. Each Committee Chairman will be a Director. Each Committee function, duties, and responsibilities will be as stated in the By-Laws of the Allottees Association & Affiliated Tribes & Bands of The Quinaielt Reservation. Only the Committee Chairman may be the spokesman for the Committee. Any eligible voting member or a prospective heir may serve on a committee when nominated by the Committee Chairman and when such nomination is agreed upon by the Executive Board of Directors.

MEETINGS

The Executive Board of Directors shall meet as required to attain the purposes of the organization, but at least quarterly.

MEMBERSHIP MEETINGS

Annual Meeting

A general membership meeting shall be held annually. Notice of the time, location, and anticipated agenda of the meeting shall be mailed to all eligible voting members at least four (4) weeks prior to the meeting. The meeting time and location is to be determined by the Executive Board of Directors.

Special Meetings

Special general membership meetings shall be called by the Executive Board of Directors when: a) petitioned by at least five per cent (5%) of the eligible voting members, b) a Director removal is to be decided, c) any time the majority of the Directors feel the need to obtain guidance from the membership in respect to carrying out the purposes of the Allottees Association & Affiliated Tribes & Bands of the Quinaielt Reservation. A notice of Special Meeting shall be mailed to all eligible voting members at least four (4) weeks prior to the meeting. The meeting time and location is to be determined by the Executive Board of Directors.

SOVEREIGNTY

Each member Tribe shall participate jointly with the Allottees for management of the Quinault Reservation. Each Tribe will maintain their individual identity to carry on tribal business in its own area. Nothing contained in this Constitution shall supersede or override any portion or rights guaranteed under the Constitution of the United States of America.

Member tribes shall be the Quinaielt, Quillehute, Ho, Quit, and other Tribes of fish-eating Indians of the Pacific Coast. Other Tribes of fish-eating Indians on the Pacific Coast were later identified by the Supreme Court in Halbert v. United States, as Chehalis, Chinook, and Cowlitz tribes. Ozette tribe was identified by Allotment Act, March 4, 1911, 36 Stat. 1345-6. Shoalwater is eligible as (Shoalwater, Chehalis, Chinook).

PURPOSE

To provide a united Indian organization in order to protect the treaty rights with and maintain a trust relationship with the United States Government; to establish policy for sustained yield management of the timber resource and Realty issues of common concern; to advise the Bureau of Indian Affairs, Department of Interior, the Secretary of the Interior, and other Agencies in respect to these and other appropriate concerns; and maintain consistent actions and respect for these Indian people, Tribes and Bands in accord with the Treaty, Executive Orders, and Federal Laws and Acts stated in the preamble and any future Federal Laws, Acts, and Executive Orders which may specifically apply to these Indian people, Tribes and Bands.

EXECUTIVE BOARD OF DIRECTORS

Member tribes shall have a resolution on file expressing support of the organization. Each member tribe shall select one person from its membership to serve as director. That person shall not be an elected Director at large. The member tribe shall provide written notice of the selection to the Association. There shall be elected at large from the individual trust owners fifteen (15) members to serve as directors. The 15 elected Directors and the Directors selected by the member Tribes constitute the Executive Board of Directors. The Executive Board of Directors shall be responsible for and have the authority to make all decisions for and represent the Allottees Association & Affiliated Tribes & Bands of The Quinaielt Reservation with all Federal and other Agencies necessary to fulfill the stated purposes of the Allotted Association & Affiliated Tribes & Bands of The Quinaielt Reservation. The Executive Board of Directors shall be responsible for carrying out policies established at the annual membership meeting.

DIRECTOR TERM

Each elected Director shall serve until resignation or removal. Removal shall be for just cause or for three (3) unexcused absences. Each Tribe may have a unique removal or replacement procedure for their appointed Director.

DIRECTOR REMOVAL PROCEDURE

Following a motion for removal made at a Board of Directors meeting, or a petition for removal containing signature of at least 100 qualified members, a hearing shall be held by the Board of Directors. The Board of Directors shall present a written position on the motion or petition. The written position will contain both the Majority and Minority statements. The written position will be provided to all eligible members at least four weeks prior to a special general membership meeting called for the purpose of voting the issue. A simple majority vote of the eligible voting membership will result in removal.

