

***TRIBAL COUNCIL RESOLUTIONS
JANUARY-DECEMBER 31, 2004***

<u>RES</u>	<u>DESCRIPTION</u>	<u>DATE</u>
10347	Sublease (Boiler) Warm Springs Forest Products Industry for 50 years @ \$1.00; Jefferson Plywood Co. of its right, title & interest under a lease #1876. <i>Missing</i>	01/05/2004
10348	Enrollments: 14 enrolled, 1 denied due to blood degree	01/05/2004
10349	Request of a contract under authority of PL. 930-638 to accomplish design and construction of the above referenced projects hereby designated as the TIP for fiscal years 2004,2005, and 2006	01/19/2004
10350	Tribal Economic Enterprise attached to this resolution as Exhibit A is hereby approved and adopted and the Enterprise is authorized to carry out contracts, both on and off the reservation to provide Information Technology Services and seek SVA Section 8a status and similar designations	01/19/2004
10351	CTWS Tribal code 340.220 and Section 340.225 Fishing Regulations 2004 approved, adopted, and enacted by the Tribal Council.	01/19/2004
10352	Missing	
10353	Missing	
10354	Missing	
10355	Missing	
10356	Missing	
10357	Missing	
10358	Suppah Settlement, \$400,000 agreement authorized for lease of land - Kahneeta	01/27/2004
10359	Enrollments: 5 enrolled, 0 denied	02/02/2004
10360	WSLHA Appointments: Lyle Rhoan Sr., term ending 01/30/05; Lana Leonard, term ending 01/05/06, Vesta Johnson, term ending 01/30/06.	02/03/2004
10361	Seat Belt coalition is seeking funding of \$10,000 through Indian health service/Portland Area Injury Prevention	02/11/2004
10362	Temporary Electrical Service Materials-sewer, Landfill site	03/08/2004
10363	Enrollment: 11 enrolled, 2 denied one member pending relinquishment - blood band of Canada	03/09/2004
10364	WS Tribal appropriations Ord. #67, Transfer between categories of annual budget that following transfer of funds be made with Appropriate Funds 2003, 2004 Cover over Budget	03/09/2004
10365	2003 budget savings be authorized for immediate expenditure; Appropriate Funds for Expenditure FY2004	03/09/2004
10366	2004 Ceremonial gillnet harvest be limited to 1,800 spring Chinook salmon - CTWS share of the allowable spring Chinook salmon ceremonial harvest.	03/09/2004

10367	Regulations for tribal subsistence fishery in the WS river basin below the hatchery boundary approved for May 15 - July 31 2004	03/09/2004
10368	Tribal Subsistence fishing at Shears Falls and other locations on Deschutes River April 1 - through June 15, 2004.	03/09/2004
10369	Warm Springs Ventures 80 acres WS Industrial Park , Market and lease the property	03/22/2004
10370	Seniors - Needs assessment resolution -Grant university of North Dakota National forest. ctr on Native American Aging request by Older American Act	03/22/2004
10371	Administration of Native Americans grant - language program resolution	03/22/2004
10372	State Street-currently serving as Trustee of the Plan, be removed as trustee of the plan, effective as of the date Charles Schwab Trust Company accepts its appt. as successor Trustee of the Plan.	03/22/2004
10373	Budget approved from Tribal funds in amount not to exceed \$1,000,000 appropriate for the Senior Citizen Pension fund w/effective date 05/10/2004 supplemental budget posted 3 locations	03/31/2004
10374	Appointment of Cassie Katchia to the Warm Springs, Local Housing Authority term ending; 01/30/2006	3/29/2004
10375	Culpus Bridge Resolution-request contract under PL 93-638 to accomplish construction of the following project at WS.	3/31/2004
10376	Appointment - Worker's Compensation Committee - appointing Janell Smith for KHDRRC; Lupe Katchia for Tribal Administer.	3/29/2004
10377	Appointment of Vic Atiyeh and Kenneth Smith to the (adding to board) Board of Director's (Kahneeta High Desert Resort & Casino)	4/01/2004
10378	Realty - Sale to the tribe WSAL 505, 3/36 interest for Thomas Wainanwit for \$3,373.33	04/05/2004
10379	Realty - Sale to Tribe WSAL 950, Maud, deceased in amount of \$166.67	04/05/2004
10380	Realty - Yahteen Frank be granted a five year grazing lease on Tribal land beginning on 01/01/04 ending 12/31/2004	04/05/2004
10381	Realty - Uren Jr. "trey" and Monica Leonard granted a fifty year homesite lease in Miller flat area	04/05/2004
10382	Enrollment: enrolled - 8; denied - 2 (blood quantum)	04/05/2004
10383	Enrollment: relinquishment of Patricia Kathryn Sanders Holliday enrollee # 2253, so that she could be enrolled with the Puyallup Tribe (dated 10/28/03) effective date 04/05/04	04/05/2004
10384	CTWS has a claim against the United States for handling of a timer sale with in the McQuinn Strip area of the W.S. Reservation. Plus additional damages resulting from burn He He Butte/Settlement with tribes for 12,500,000 to the tribe.	04/08/2004
10385	U.S. Fish & Wildlife with Tribal Wildlife Grants to assist tribes to study leading to protection and enhancement of the Lamprey Resource	04/12/2004
10386	Warren R. Clement sis hereby appointed to serve as the Tribes representative to the Oregon (tribes) gaming Alliance	04/12/04
10387	Appointment- Secretary-Treasurer is Charles R.Calica effective May 1, 2004 to May 1, 2007	05/07/2004
10388	Appointment - Chief Operating Officer, Lauraina L.Hintsala effective as of May 1, 2004 to May 1, 2007.	05/03/2004

10389	Enrollments: 9 enrolled	05/10/2004
	Death Benefits, in addition to Funeral Grant; Miscarried Fetus under 20 weeks;\$250,Stillborn\$300,NE stillborn child \$200, Children Under 6 \$1,500, NE Children under 6 \$300, All Others \$2,200, All Others \$1,000,	
10390	Death Benefit in addition to Funeral Grant, Stillborn \$540, NE stillborn child \$200, Children Under 6 \$1,500, NE Children Under 6 \$400, All Others \$2,000, All Others NE \$500 effective May 10, 2004	05/10/2004
10391	\$2,500 is given to main family head, when 100% of their personal effects are destroyed by a home fire or a proportionate amount to be paid when less than 100% is destroyed.	05/10/2004
10392	CTWS to purchase a Contiguous Parcel of Fee Simple Land at the Estimated appraised value of \$44,800.00 the consideration to be paid from programmed land purchase funds	05/10/2004
10393	Missing	
10394	S/T is authorized to apply for a technical assistance grant from the Community Transportation Association of America to advance the community's transportation system	05/13/2004
10395	Ronald Suppah and Reuben Henry appointed as, alternate to the Wy-am Board	05/13/2004
10396	Harold Pennington & Al Bagley hereby approved for 2004 season Guide Services.	05/13/05
10397	Relinquishment request of Ms. Maxine Arlene (Langley) Clements Enrollee #537, is hereby accepted and approved effective May 18,2004 provided that Ms. Clements is accepted for membership in the Grand Ronde Tribe	05/18/2004
10398	A Timber Allocation and Sales Agreement between The Confederated Tribes of The Warm Springs Reservation of Oregon and Warm Springs Forest Products Industries for a period of no longer than December 31, 2011	05/18/04
10399	Amendment Ordinance 81 Tribal Code Chapter 433,section 433.050 (iii) no action for civil penalties under this section shall be commenced more than 6 years after the claim arises.	05/24/2004
10400	Tribal Constitution that the Tribal Council deems it in the best interests of the Tribe to intervene as a plaintiff in the EPS's federal court lawsuit against American Energy, Inc. Case No.3-04-00164-AA, in order this section shall be commenced more than six years after the claim arises.	05/25/2004
10401	Zoning and Land Use Code, adopted as Ordinance No.56 that ETS is granted a permit to construct and maintain a microwave passive receiver Site.	06/07/2004
10402	Enrollments 6 - enrolled, 2 denied due to blood degree	06/07/2004
10403	Tribal Credit enterprise request for a new building between Admin & W. Tenino rd. Pursuant to Article V, Section 1(f), (l) and (o), adopted as Ordinance 56, permit granted to Credit.	06/10/2004
10404	Ordinance No.72-4 "Warm Springs, Tribal Bond Ordinance" be and is hereby adopted as Warm Springs Tribal Code chapter 730	07/29/2004
10405	The Pelton/Round Butte Hydroelectric Project (FERC Project No. 2030 the project) Article 5, Section 1(a), (f), (k), (l), of the Tribal Constitution and Section 5 of the Tribal Corporate Charter that the	06/30/2004

attached Settlement Agreement is hereby approved.

- 10406 Purchase of 1/36 interest from one individual owner of Warm Springs allotment No. 505 Thomas Wainanwit, deceased, in the amount of the appraised value of \$1,125.00 The consideration to be paid from programmed land purchase funds. 07/06/2004
- 10407 Purchase of an undivided 1/49 interests from one individual owner of the appraised value of \$5,285.71. The consideration to be paid from programmed land purchase funds. 07/06/2004
- 10408 Purchase of an undivided 1/49 interest from one individual owner of Warm Springs allotment No. 924 Liyuhkt, deceased, in the amount of appraisal value of \$13,122.45 paid from land funds. 07/06/2004
- 10409 Purchase undivided interests totaling 569/1080 from ten individual deceased, in the amount of the appraised value of \$32,951.86 the consideration to be paid from programmed land purchase funds. 07/06/2004
- 10410 Purchase land is hereby approved for a purchase price of \$44,800 plus remaining property taxes if any, plus related closing costs purchase price to be paid from programmed and land purchase funds. 07/06/2004
- 10411 Enrollments 9 - 2 denied due to blood quantum 07/06/05
- 10412 Members will receive \$7.50 per hour for their services, with the exception of the Culture & Heritage Committee will receive \$8.00 per hour for their services, plus a mileage allowance according to the Tribal Mileage Chart and the Federal Mileage and Perdiem rates. 06/12/2004
- 10412
A Culture & Heritage Committee: Paiute: Geraldine Jim, Joseph Henry - Warm Springs: Emily Waheneka, Margaret Suppah - Wasco: Madeline McInturff Gladys Thompson - Education Committee: Ginger Smith, JoAnn Smith, Marie Calica, Dorothea Barney - Fish & Wildlife On-Reservation Committee: Gary Smith, Donald Winishut Sr., Emerson Smith, Jonathan W. Smith- Fish & Wildlife Off-Reservation Bruce Jim Sr., Ryan Smith Sr., Leslie Bill, Gerald Danzuka - Health & Welfare Committee Urbana Manion, Geneva Charley, Janice Clements, Dorothea Barney - Land Use Planning Committee: Jimmy Tohet, Francelia miller, Gene Smith, Raphael Queahpama - Rang, Irrigation & Agriculture Committee Jacob Frank Sr., Jimmy Tohet Sr., Carmela Scott, Irene Towe - Timber Committee Darryl Smith, Ken Miller, Winona Strong, Emerson Smith. (Back to Fritz 08/01/05 - corrections) 06/12/04
- 10413 Request of the Northwest Regional Office that \$35,000 annually be made available from construction funds for administrative capacity building or any other Title 23 eligible activity. 08/12/2004
- 10414 Office of the Special Trustee is requested to close the above named accounts and to transfer the amounts remaining to the US Bank. 07/12/2004
- 10415 Approval of the 5-year Strategic and Business Plan and attached as exhibit "A". 07/19/2004
- 10416 Article V, Section 1(a), (1) and (u), of the Constitution, that the "2004 Management Agreement for Upper Columbia River Fall Chinook, steelhead and Coho" attached to this resolution and marked exhibit "A" is hereby approved. 07/19/2004
- 10417 Article V, Section 1(e) of the constitution that states the fishing regulations for the Deschutes River. (fall season) 07/19/2004
- 10418 Approval of a service line over and across Tribal lands for purposes of the proposed electric distribution line to serve the residence of Anthony and Theresa Van Pelt at 2766 West Spur in Greeley Heights 08/02/2004

subdivision area at cost estimate of \$26,775.00

- 10419 Membership relinquishment request of Ms.Carolyn Annette (Strong) Winishut, enrollee #1565 is hereby accepted for membership in the Puyallup Tribe. 08/02/2004
- 10420 Relinquishment request of Mr. Larson Ellis Kalama Jr.enrollee #2645 is hereby accepted and approved effective August 2, 2004 provided that Mr. Kalama Jr. is accepted for membership in the Puyallup Tribe. 08/02/2004
- 10421 Enrollment, Anna Hurtado-06/03/04, Clarissa Jim-07/07/04, Jasper Kalama-07/12/04, Seriah Rowe-07/20/04, Adam Rubio Jr.07/12/04, Nancy Schirmer-07/18/04. 08/02/2004
- 10422 Memorandum of Agreement Regarding Referrals of Juvenile delinquency Proceedings, attached at Exhibit A to this Resolution, is hereby by Approved. 08/10/2004
- 10423 Secretary-Treasurer is authorized to apply for a grant application to the Corporation for Public Broadcasting on behalf of radio station KWSO. 08/17/2004
- 10424 Missing
- 10425 2004 Hunting Regulations are adopted as provided in the attached recommendation from Natural Resources Department and Fish & Wildlife Committee. 08/23/2004
- 10426 Trustee of the Deferred Compensation Plan and Treaty Fishing Plan be removed as Trustee effective as of the date Charles Schwab Trust Company accepts. 08/24/2004
- 10427 Appointed Board of Directors of WSGE; Class I ending Dec.31,2005 Victor Atiyah, Celeste White wolf, Richard Tohet Class II ending 12/31/06; Richard Donaca, Ed Manion, Ken Smith, Class III 12/31/07 Warren Rudy Clements, Randy Goff, Leontyne Davis. 08/24/2004
- 10428 Request a contract under authority of P.L. 93-638, to accomplish the construction of a New Fire Management Office within the compound. 09/02/2004
- 10429 Contract under authority of P.L. 93-638, to accomplish construction of the following project at Warm Springs; WSIR 3003 (6) Sunnyside Subdivision Road. 09/07/2004
- 10430 WSFPI, is hereby encouraged and supported by the Tribal Council in it's efforts to determine the feasibility of a biomass energy generation facility developed and located on the Warm Springs Reservation and to seek financial support in this effect. 09/07/2004
- 10431 The Confederated Tribes of the Warm Springs Reservation of Oregon receives a combined settlement on the "McQuinn Case" & "HeHe Case" of \$16.4 million. The foregoing resolution was passed by the affirmative vote of 5 members on October 5, 2004. 10/13/2004
- 10432 Missing
- 10433 Tribal Council approves a service line over and across Tribal lands for purposes of proposed electric distribution line to serve residence of Ursula Gibson. CTWS home site lease No.3810. 10/18/2004
- 10434 CTWS to purchase and undivided ½ interest (Heir) allotment No.148 Susan Skullia, deceased appraised value \$28,000. Land is described as lots 7, 8,9 and 10 Section 35 Township 7 South Range 12 East, Willamette Meridian Oregon containing 80.00 acres. 10/18/2004

10435	CTWS to purchase undivided ½ interest (Heir) Allotment NO.344 An-it-ches, deceased amount of \$10,275, described as N1/2 NE1/4 and NE1/4 NW1/4 Section 9, lot 4 Section 10 Township 9 South Range 11 east, Willamette Meridian. 159.05 acres more or less.	10/18/2004
10436	CTWS to purchase undivided 1/1 interest from (Heir) allotment No.370-A, Pe-ai-yet or Mrs. Greeley deceased amount of \$15,200 Lot 9 and N1/2 lot 16 Section 34, Township 6 South, Range 12 east Willamette Meridian containing 159.05 acres more or less.	10/18/2004
10437	CTWS Granted Mr. Duane E.Lafferty ET Al, a five year lease on Tribal land beginning 05/01/2004 ending 04/30/2009 paying \$1,400 for lease No.3956 per annum. Government lot 10, Section 4, Township 7 South Range 14 East, Willamette Meridian Wasco County, OR Containing 0.09 acres more or less.	10/18/2004
10438	Enrollments, 20 approved, 1 applicant was tabled for further information.	10/18/2004
10439	CTWS assumed jurisdiction over the case of Levi & Cinda Bobb V Warm Springs Tribal Credit Enterprises Court Case No.CV7-01, WSTC Appeals Case No. AP15-01, pursuant to Article V, Section 1(s) of the Tribal Constitution s hereby adopted and approved by the Tribal Council as the final decision in the matter.	10/20/2004
10440	CTWS Renew it's affiliation with the IAC through the remittance of the 2004 annual dues of \$200 and to appoint Stanley "Buck" Smith as the voting delegate for a term ending May 1, 2005 & Jacob Frank Sr. alternate for a term ending May 1, 2005, for CTWS to the IAC, this resolution rescinds Resolution No.10306 adopted 8/22/2003.	10/20/2004
10441	The CTWS is a member of the Intertribal Transportation Association (ITA) the Tribal Council desires to continue it's membership by paying \$100.for FY 2004-2005 for a total of \$200.00 membership fees will be paid from the Tribal Council Budgeted funds.	10/20/2004
10442	Passed by Tribal Council on 10/25/04. WSFPI initiated a Joint Project "Biomass" with Natural Resource with General Managers: Ralph Minnick-WSFPI and Robert Brunoe- Natural Resources.	10/25/2004
10443	The attached list of Indian names from the Culture and Heritage Committee is hereby approved and adopted to replace "Squaw place names with the State if deemed appropriate".	10/25/2004
10444	Shellyne Tenile Squally, enrollee #2568 requested to relinquish her membership in the Confederated Tribes of Warm Springs Reservation so she be enrolled with her fathers tribes Nisqually Indian Tribes.	11/15/2004
10445	Enrollments, 17 enrolled 1 denied due to lack of blood quantum.	11/15/2004
10446	CTWS pursuant to Article V, Section (f) and (u), of the Constitution, that the Tribal Law and Order codes is hereby amended to include a "Warm Springs Commercial Code" and renumbered in accordance with the attached Warm Springs Commercial Code Table of Contents.	11/16/2004
10447	Senior Citizen Pension for calendar year 2005, approved \$1,235,265 be appropriated for this fun.	11/22/2004
10448	Scholarship Trust Fund for calendar year 2005 has been appropriated for \$760,000	11/22/2004
10449	Per Capita \$100 per month for calendar year 2005 approved \$5,366,400 to be appropriated for this fund. **Correction copy resent 11/30/04 Pg# correction**	11/22/2004

10450	Tribal budget 2005 has been approved for calendar year for amount of \$22,339,115 (01/01/05 through 12/31/05).	11/22/2004
10451	Special Percapita distribution has been approved for \$1,000 payable on 12/10/04 (amount taken from Revenue Reserve Fund).	11/23/2004
10452	Amended and Restated 401(k) plan has been approved, except for (cort direction & kibak tile) all other programs to implement.	11/23/2004
10453	Second amended charter for Warm Springs Geo Visions has been adopted and approved.	11/29/2004
10454	Wildlife Code 350.210 is amended that cougars may be harvested as provided in attached recommendation from Natural Resources Department.	11/29/2004
10455	ST is authorized to apply for \$472,291 HUD Indian Community Development Block Grant dollars for purpose of housing rehabilitation renovation of homes in West Hills, Campus & Simnasho areas.	11/29/2004
10456	CTWS pursuant to Article V, Section 1 and (1) and Article VIII section 2 the Tribal Council hereby approves purchase and installation of twelve 25' street light poles on tribal lands, to serve Bear Drive Greeley Heights are cost estimate \$16,042.00.	12/13/04
10457	Allotment 615 Rental KNT lease is \$10,352 paid to the individual owners, with the CTWS waiving rents due the Tribe for its current 29% undivided interests and future acquired interests.	12/13/04
10458	Enrollments Resolution no.4301 18 enrolled 3 denied due to blood quantum.	12/13/04
10459	Enrollee #2452 Aaron Renus Squally signed a formal request dated April 9, 2004 to relinquish his membership in the CTWS, so he can retain his enrollment with his father's tribe, the Nisqually Tribe. Effective December 13, 2004.	12/13/04
10460	Tribal Council of CTWS, pursuant to article V, Sec.1 (d) of the Constitution and By-Laws, as amended, amount of \$885,750 is approved for the funding of the WS Intensive Forest Management program as shown on Exhibit A.	12/14/04
10461	The Tribal Range & Agriculture Department has completed a grant application to control spotted knapweed within the Beaver Creek Watershed, pursuant to Article V of the Constitution and By-Laws, as amended and Ordinance 74 the T/C approves the attached grant application for submission to the Oregon State Weed Board.	12/14/04
10462	The CTWS, Umatilla's, Nez Perce. Proposed "accord" between The listed and the state of Washington pursuant to Article V, Section 1 (a) (1) and (u).	12/14/04
10463	Resolution approving Eagle-Tech Systems a Conditional Use Permit to build a Community Telecommunications/Tech. Center in the Campus area.	12/15/04
10464	WSCP & it's Board of Directors believe it beneficial to purchase certain assets of Millstone Industries, LLC (Millstone) in connection with the developing a corrugated wood products business in WS which WSCP anticipates will employ numbers of tribal members.	12/30/04