

RESOLUTION OF THE SUMMIT LAKE PAIUTE COUNCIL
SUMMIT LAKE PAIUTE TRIBE
OF THE
SUMMIT LAKE PAIUTE RESERVATION, NEVADA

RESOLUTION NO.: SL -05- 2020

TITLE: Amending the Articles of Association of the Summit Lake Paiute Tribe, Nevada

WHEREAS, the Summit Lake Paiute Tribe, is a modern entity of the Northern Paiute People known, in English, as Lake Trout and Wild Onion Eaters who, for thousands of years, controlled 2,800 square miles of land in and around Summit Lake as a tribe with sovereign, unlimited, powers and laws (customs, traditions, usages, etc.); and,

WHEREAS, in 1964, and after much consideration, the members of the Lake Trout and Wild Onion Eaters organized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984) as amended, adopting, for certain sovereign purposes, the name “Summit Lake Paiute Tribe” with a tribal constitution titled “Articles of Association,” the latter which was approved by the Secretary of the U.S. Department of the Interior on January 8, 1965; and,

WHEREAS, the Summit Lake Paiute Tribe’s Articles of Association grant to the Summit Lake Paiute Council (see Article II, Section 1) certain sovereign powers, including the power to enact regulations governing membership and to take such action as is necessary to carry into effect any of the Council’s duties (see Article II, Section 1 (h.)); and,

WHEREAS, the Summit Lake Paiute Tribe submitted a request on April 25, 2019 for the Secretary of the Interior to call and conduct a Secretarial Election to amend the Articles of Association of the Summit Lake Paiute Tribe per Resolution SL-14-2019. The proposed amendment to Article III – Membership, Section 1. (c.) of the Tribe’s Article of Association was authorized by the Superintendent, Western Nevada Agency by memorandum dated September 27, 2019. The Secretarial Election was concluded on December 18, 2019; and,

WHEREAS, the Certificate of Results of Election, signed by the Secretarial Election Board Members on December 18, 2019, proposed **Amendment A** was adopted by a vote of 20 for and 9 against and 0 cast ballots found to be spoiled in an election in which 30 percent of the 29 registered voters cast their ballot; and,

WHEREAS, there were two (2) challenges to the Secretarial Election results. The first challenge contested the results and process of the Secretarial Election to change the membership of the Summit Lake Paiute Tribe. The second challenge addressed concerns of exclusion of the Tribal membership, failure to provide reasonable timeframes to register and vote, incorrect and conflicting eligible

voters list, and Secretarial Election board members only notifying select tribal members. After review, by the Bureau of Indian Affairs, they determined that both challenges are denied. Pursuant to the revised Secretarial Election regulations, this decision by the Bureau of Indian Affairs is not "subject to appeal to a superior authority in the Department" per 25 C.F.R. 2.6; and,

WHEREAS, the changes proposed by **Amendment A**, ARTICLE III – MEMBERSHIP, shall be amended to read as follows: Section 1. (c.) Lineal Descendants of all persons in the above categories. The above categories refers to (a.) All persons whose names appear on the Census of the Summit Lake Reservation as of January 1, 1940, except that those persons whose names are preceded by the notation "N.E." shall not be eligible and (b.) All persons whose names are listed on the Allotment Schedule for the Summit Lake Paiute Tribe as approved by the Secretary of the Interior, and,

NOW THEREFORE, BE IT RESOLVED that the Summit Lake Paiute Tribal Council after receiving the Certificate of Approval of the Certified Results of the Secretarial Election dated January 31, 2020, do hereby approve amending, effective this date, the Articles of Association of the Summit Lake Paiute Tribe, Nevada, to read as: ARTICLE III – MEMBERSHIP, Section 1. (c.) Lineal Descendants of all persons in the above categories.

CERTIFICATION

I, EUGENE MACE SR., Secretary/Treasurer of the Summit Lake Paiute Council, hereby certify that the above Resolution, No. SL - 05 - 2020, was brought before the Summit Lake Paiute Council at a duly held meeting on the 15th day of February, 2020, with Five (5) members present, constituting a quorum, with the following votes to enact the Resolution: 4 FOR, 0 AGAINST; and, 0 ABSTAINING, with Council Chairwoman Randi (DeSoto) Lone Eagle presiding and not voting, and that this Resolution has not been rescinded, revoked or amended.

02/15/2020
Date

Eugene J Mace
Eugene Mace Sr.
Secretary/Treasurer
Summit Lake Tribal Council